

**THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, July 19, 2022
6:30 P.M.**

REGULAR SESSION CALLED TO ORDER BY PRESIDENT PECORARO

PLEDGE OF ALLEGIANCE

ROLL CALL

**Present: President Pecoraro
Alderman Schmigel, DiBernardo, Lavey, Loncar**

Absent: None

**Also Present: Mayor Austin J. Tylec
City Attorney Edward Zebulske III**

AUDIENCE PARTICIPATION

Al Baker, 61 Keil Street – Asked why Angela was resigning only after 7 months of working.

APPROVAL OF THE MINUTES OF THE REGULAR SESSION JULY 5, 2022

**MOVED by Alderman DiBernardo SECONDED by Alderman Schmigel
That the minutes of the regular session held July 5, 2022, be approved as circulated and
filed in the Office of the City Clerk.**

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED.

PROOF OF PUBLICATION PUBLISHED 7/01/2022

**1) Legal Notice – Completion of the City of North Tonawanda’s 2022 Final Assessment
Roll – City Assessor**

**MOVED by Alderman DiBernardo SECONDED by Alderman Pecoraro
That the Common Council hereby receives and files the aforementioned Proof of
Publication.**

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

VII. Accountant

July 14, 2022

Honorable Austin J. Tylec, Mayor
and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

In accordance with Article V, Division 1, Section 5.002 and 5.003 of the City Charter, an Abstract Sheet, comprised of a Warrant of Claims, has been submitted by this office for your review and approval.

Accordingly, please authorize for payment the current Warrant of Claims for Common Council audit, dated July 19th, 2022, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm regards,
Jeffrey R. Zellner
City Accountant

MOVED by Alderman Lavey

SECONDED by Alderman Loncar

That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated July 19, 2022, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$402,294.98
02	Water Fund	\$32,888.84
04	Sewer Fund	\$68,691.19
06	Capital Project Fund	\$683,746.09
07	Trust & Agency Fund	<u>\$7,663.35</u>
00	Final Total	<u>\$1,195,284.45</u>

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)

Nays: None (0)

CARRIED.

XIV. Youth, Recreation, Parks & Seniors

July 12, 2022

The Honorable Mayor Tylec
And Common Council
216 Payne Avenue
North Tonawanda, NY 14120

After soliciting bids for the pump station upgrades at Deerwood Golf Course the following were the bid results.

BID RESULTS

Pump Irrigation Technology \$164,449.00

No other bids submitted

This is a very reputable company working on various pump stations at golf courses across the New York region. We are requesting approval to award the bid to Pump Irrigation Technology. Funds have been allocated through the capital account for Golf Course improvements.

Respectfully submitted,
 Alex Domaradzki
 Dir. Youth, Recreation, Parks & Seniors

MOVED by Alderman DiBernardo **SECONDED** by Alderman Pecoraro
 That the Common Council hereby awards the bid for the Deerwood Golf Course Pump Station Upgrades to Pump Irrigation Technology at their bid amount of \$164,449.00, subject to review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

XXV. Monthly Reports

.1 Clerk-Treasurer .2 Police Department .3 Senior Citizen Center

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
 That the Common Council hereby receives and files the aforementioned Monthly Reports.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

XXXII.1 Community Development

July 12, 2022

Honorable Mayor and City Council
 City Hall / 216 Payne Avenue
 North Tonawanda, NY 14120

Re: Community Development Block Grant Program- Request for Public Hearing

Dear Honorable Body:

In consideration of a possible application to the New York State Office of Community Renewal regulations, the City of North Tonawanda is required to hold a public meeting to discuss CDBG activities and the potential application. The hearing must be held at a meeting with a quorum of the Common Council.

I would like to formally request authorization to hold a required public meeting for the Community Development Block Grant Single Family Housing Rehabilitation program to be held on August 9th, 2022, at 6:00pm in the Common Council chambers immediately preceding the regularly scheduled Common Council workshop meeting.

Thank you for your time and consideration.

Thank you,
 Laura Wilson
 Dir. Community Development

MOVED by Alderman DiBernardo **SECONDED** by Alderman Loncar
 That the Common Council hereby grants permission for Community Development to hold a required public hearing for the Community Development Block Grant Single Family Housing Rehabilitation program, on August 9, 2022, at 6:00pm in the Common Council chambers, immediately preceding the regularly scheduled Common Council workshop meeting.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

XXXII.2 Community Development

July 13, 2022

**Honorable Mayor and City Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120**

**Re: 2022 New York State Consolidated Funding Application – Local Waterfront
Revitalization Plan Budget Amendment**

Dear Honorable Body:

As you are aware, on July 5th, 2022, at the regular session of the North Tonawanda Common Council meeting, the Common Council passed a resolution allowing the City to submit five (5) Consolidated Funding Applications (CFAs) to various State agencies for the following projects:

- **Comprehensive Plan update**
- **Memorial Pool – Pre-Planning Development & Design**
- **Gateway Harbor Wifi & Harbor Master Facility Technology Improvements**
- **Local Waterfront Revitalization Plan update**
- **Wastewater Treatment Plant-Green Infrastructure Grant Program (GIGP)**

Upon review of the passed resolution, the budget for the Local Waterfront Revitalization Plan (LWRP) update will need to be amended as the total project cost and match requirements have changed:

Local Waterfront Revitalization Plan (LWRP) Update:

The City of North Tonawanda is looking to update its Local Waterfront Revitalization Plan (LWRP) which has not been updated since 1988. The LWRP plan provides a long-term land and water use plan and identifies legal techniques and policies for implementation. The LWRP plan guides future development along the waterfront and includes general regulations such as: assuring that new waterfront development is well designed, provides public access, brings land use regulations into better conformity while protecting natural areas and reducing the impact on our environment and waterways. Once in place, the LWRP will be utilized to better compete for waterfront development projects and should be reviewed and reaffirmed by the Common Council at least once every five years.

The minimum award for the LWRP update is \$50,000 with a 25% match requirement. The City of North Tonawanda is eligible for a reduced 15% match because of its location in an Environmental Justice area.

New Budget Breakdown:

NYS LWRP Program:	\$130,000
Local Match (15%)*:	\$23,000.00 (\$10,000 in Kind/\$13,000 Cash)
Total Project Cost:	\$153,000

Original Budget Breakdown (approved 7/5/22):

NYS LWRP Program:	\$97,500
Local Match (25%):	\$32,500 (\$10,000 In Kind/\$22,500 Cash)
Total Project Cost:	\$130,000

*Since the July 5th, 2022, Common Council approval, guidance has been provided by the New York State Department of State that North Tonawanda is eligible for 15% match due to its location in an Environmental Justice area.

At this time, I would like to respectfully request that the Honorable Council authorize an application and amended budget to the Local Waterfront Revitalization Plan (LWRP) program.

Thank you for your consideration. Please let me know if you have any questions or require any additional information.

Sincerely,
 Laura K. Wilson
 Dir. Community Development

MOVED by Alderman Pecoraro **SECONDED** by Alderman DiBernardo
 That the Common Council hereby authorizes an amendment to the Local Waterfront Revitalization Plan (LWRP) budget program, due to the change in the Local City Match as follows:

New Budget Breakdown:

NYS LWRP Program:	\$130,000
Local Match (15%)*:	\$23,000.00 (\$10,000 in Kind/\$13,000 Cash)
Total Project Cost:	\$153,000

Original Budget Breakdown (approved 7/5/22):

NYS LWRP Program:	\$97,500
Local Match (25%):	\$32,500 (\$10,000 In Kind/\$22,500 Cash)
Total Project Cost:	\$130,000

Subject to review by the City Attorney.

Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro

(5)

Nays: None

(0)

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Oliver Street Merchants

June 7, 2022

Honorable Austin J. Tylec, Mayor
 Common Council Members
 City Hall / 216 Payne Avenue
 North Tonawanda, NY 14120

Re: Labor Day Concert

Dear Honorable Body,

The Oliver Street Merchants Association is requesting the approval from the Common Council for Oliver Street's first annual "Labor Day" concert on September 4th from 3-10pm. We request the closing of Oliver Street from 9th to 11th Avenue; traffic will still be able to turn left on Oliver Street from 9th Street. This festival will include a Car show, Artisan vendors as well as, four popular local bands. The Artisan vendors will be located down and around Buffalo Bolt Parkway, the stage located at the center of Oliver and 10th and the Car show between 10th and 11th Avenue.

We are going to “adopt” a WNY Hero and collaborate with WNY Heroes, we are anticipating kicking off the concert with the Honor Guard followed by the series of bands. We also request the support of the Police Auxiliary to ensure the safety of the patrons of this event. As well as additional garbage cans for trash refuse.

I look forward to answering any questions that the Council may have and look forward to seeing you all there.

Sincerely,
 Lauren Schulte
 President/Oliver Street Merchants

MOVED by Alderman DiBernardo SECONDED by Alderman Schmigel
 That the Common Council hereby grants approval for the Oliver Street Merchants to close off Oliver Street from 9th Avenue to 11th Avenue, to hold an Oliver Street “Labor Day” concert on, September 4, 2022, from 3-10pm. Council also directs the Police Auxiliary to help and the DPW to provide the necessary barricades and trash receptacles for said event.
 Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

B.
Kim Larussa

July 8, 2022

The Honorable Body
216 Payne Avenue
North Tonawanda, NY 14120

A successful and well-received event is being proposed again to help homeless dogs right here in North Tonawanda and bring our residents – and their four-legged friends-together.

From noon to 4pm Saturday, September 3rd at Carruthers Park, I would like to host a free community event called “Dogs are People, Too” with the assistance of Mayor Tylec.

The event would give residents an opportunity to visit a park that is not as well-known, bringing eyes to it from guests across WNY; learn more about fostering and adopting through Diamonds in the Ruff Animal Rescue; spread awareness about keeping pets safe; and offer the opportunity for residents to register their pet in North Tonawanda which helps when the pet is lost.

We would also invite food trucks; have music; activities for residents to enjoy with their dogs like a free ball pit photo shoot with Tailor Mayde Photography; a doggy fashion show; dog pools; doggy kissing booth; opportunities to learn about the North Tonawanda Police K9s; appearance from WNY Heroes service dogs; possible Paw Patrol characters for kids; dog-themed vendors with dog treats, bandanas, collars, leashes, etc.; a basket raffle for Diamonds in the Ruff and more.

As a proud North Tonawanda resident, and creator of Sweet Buffalo, I wanted to continue the dog event in our city because I believe residents truly enjoy it-but even more so that their dogs enjoy!

***Dogs must always remain leashed to attend the event. ***

Thank you,
 Kim Larussa
 Sweet Buffalo

MOVED by Alderman Lavey **SECONDED** by Alderman DiBernardo
 That the Common Council hereby grants permission for Sweet Buffalo to hold a “Dogs are
 People Too” event at Carruthers Park on Saturday, September 3, 2022, from Noon to 4pm.
 Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

C.
 NTAA

July 14, 2022

North Tonawanda Common Council
 216 Payne Avenue
 North Tonawanda, NY 14120

Dear Honorable members of the North Tonawanda Common Council,

The North Tonawanda Athletic Association is an organization that aims at bonding and creating a positive environment for the youth in our city. As part of our community initiatives, we hold fundraising events to maintain our tight budgetary limits.

This year, we would like to hold a boot drive at our local farmer’s market on Market Drive. It shall take place July 30, 2022 from 8:00am until 1:00pm. We are kindly asking permission for this event to take place.

Your timely response to this request would be greatly appreciated. I look forward to positive feedback from your esteemed members.

Thank you and regards,
 Joseph Reiller
 Board member and Coach

MOVED by Alderman Pecoraro **SECONDED** by Alderman DiBernardo
 That the Common Council hereby grants approval for the North Tonawanda Athletic
 Association to hold a boot drive, at the North Tonawanda City Market on Market Drive,
 on July 30, 2022, from 8am-1pm.
 Ayes: Alderman Schmigel, DiBernardo, Lavey, Loncar, Pecoraro (5)
 Nays: None (0)
CARRIED.

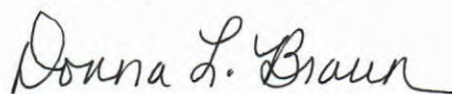
AUDIENCE PARTICIPATION - None

ADJOURNMENT

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
 That this regular session of the Common Council be and hereby is adjourned.
CARRIED.

Time of Adjournment: 6:48 P.M.

Respectfully submitted,



Donna L. Braun
 City Clerk-Treasurer