

MOVED by Alderman DiBernardo SECONDED by Alderman Schmigel
That the Common Council hereby receives and files the aforementioned Proof of Publications.

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

Nays: None (0)

CARRIED.

COMMUNICATIONS FROM CITY OFFICIALS

II. Attorney

October 13, 2022

**Hon. Mayor and Common Council
 City Hall / 216 Payne Avenue
 North Tonawanda, NY 14120**

Re: Proposed PILOT Agreement between Magnolia Housing Development Fund Corporation, Magnolia Housing, LLC, and City of North Tonawanda for the Elizabeth Harvey Apartments

Dear Honorable Body:

Attached is a proposed PILOT Agreement between Magnolia Housing Development Fund Corporation / Magnolia Housing, LLC, 1219 North Forest Road, Williamsville, NY 14221, and the City of North Tonawanda, to facilitate the development and rehabbing the Elizabeth Harvey Apartments, 525 Oliver Street, North Tonawanda, NY. The PILOT offers tax relief for a term of twenty (20) years beginning on the first tax status date following execution.

Should your Honorable Body Concur, please pass a resolution to permit the execution of the PILOT agreement by the Mayor, subject to any further review by the City Attorney.

If you have any questions, please do not hesitate to contact me.

**Very truly yours,
 Edward A. Zebulske, III
 City Attorney**

MOVED by Alderman DiBernardo SECONDED by Alderman Lavey
That the Common Council hereby approves the attached PILOT Agreement between Magnolia Housing Development Fund Corporation, Magnolia Housing, LLC and City of North Tonawanda for the Elizabeth Harvey Apartments, 525 Oliver Street, subject to further review by the City Attorney.

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

Nays: None (0)

CARRIED.

VI.1 Supt. Water/Wastewater

October 13, 2022

**Honorable Mayor Austin Tylec
 And Common Council
 216 Payne Avenue / City Hall
 North Tonawanda, NY 14120**

Dear Honorable Body:

Please review and approve the 1.1.2023- 12.31.2023 wage schedule as presented.

Warm regards,
Jeffrey Zellner
City Accountant

MOVED by Alderman DiBernardo **SECONDED** by Alderman Loncar
That the Common Council hereby approves the following Seasonal & Part-time wage
Schedule effective January 1, 2023 – December 31, 2023:

For part-time employees, working limited hours, one season of the year:

<u>POSITION</u>	<u>1/1/2020 - 12/31/2020</u>	<u>1/1/2021 - 12/31/2021</u>	<u>1/1/2022 - 12/31/2022</u>	<u>1/1/2023 12/31/2023</u>
Laborer	\$11.80	\$12.50	\$13.20	\$15.00
Crossing Guard	11.80	12.50	13.20	15.00
Lifeguard	\$12.30	\$13.00	\$13.70	\$15.50
Sanitation Laborer	13.30	14.00	14.70	16.55
Leader	\$12.20	\$12.80	\$13.50	\$15.30
Head Crossing Guard	12.20	12.80	13.50	15.30
Chief Lifeguard	12.70	13.30	14.00	16.55
Program Supervisor	\$12.95	\$13.55	\$14.25	\$16.05
Pool Supervisor	13.45	14.05	14.75	16.55
Harbor Supervisor	13.45	14.05	14.75	16.55
Golf Course Supervisor	16.50	17.25	17.50	18.50

For part time employees, working limited hours, all year:

<u>POSITION</u>	<u>1/1/2020 - 12/31/2020</u>	<u>1/1/2021- 12/31/2021</u>	<u>1/1/2022 - 12/31/2022</u>	<u>1/1/2023 12/31/2023</u>
Clerk (part-time)	\$11.80	\$12.50	\$13.20	\$15.00
Engineering Technician	11.80	12.50	13.20	15.00
Work Program Crew Leader	11.80	12.50	13.20	15.00
Police Matron*	11.80	12.50	13.20	18.00
Animal Control Officer*		20.50	21.65	22.80
Ordinance Officer – (part-time)	\$14.25	\$15.25	16.45	18.45
Plumbing Inspector – (part-time)	16.75	17.00	17.25	19.25
Electrical Inspector – (part-time)	16.75	17.00	17.25	19.25

Minimum Wage: NYS Minimum wage is \$11.10 effective 12/31/18, \$11.80 effective 12/31/19,
And \$12.50 effective 12/31/20 \$13.20 effective 12/31/21, 14.20 effective 12/31/22

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

X. Police Chief

October 3, 2022

Mayor Tylec and Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Would you please reappoint Erik A. Herbert of 619 Witmer Road, North Tonawanda, NY 14120 as Commissioner of Deeds for the City of North Tonawanda effective October 21, 2022 and expiring on October 20, 2024.

Respectfully,
Keith Glass
Chief of Police

MOVED by Alderman DiBernardo **SECONDED** by Alderman Pecoraro
That the Common Council hereby reappoints Erik Herbert, 619 Witmer Road, North Tonawanda, NY 14120 as Commissioner of Deeds for the City of North Tonawanda effective October 21, 2022 and ending October 20, 2024.

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

Nays: None (0)

CARRIED.

XI. Fire Chief

September 29, 2022

Hon. Mayor and Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120

Re: City of North Tonawanda, NY chapter 36A Emergency Services Cost Recovery

Dear Honorable Body:

Ten years ago, the North Tonawanda Fire Department started an Emergency Services Cost Recovery program. During that time the Department has recovered over \$100,000.

We are currently billing insurance companies at the same rate as when the program was established in 2012. The city of Niagara Falls Fire Department implemented its recovery program 2 years ago after meeting with me and has higher billing recovery amounts. I think it is time we look at increasing the amounts we bill, and I propose the following increases to our Emergency Services Cost Recovery program fee schedule, §36A-2.

	<u>Current</u>	<u>Proposed</u>
Section A	\$145.00	\$175.00
Section B	\$360.00	\$400.00
Section C	\$355.00	\$400.00
Section D	\$585.00	\$600.00
Section E	\$400.00-\$1050.00	SAME
Section F	\$150.00	\$300.00

I also propose adding a Section G, as in Niagara Falls, that would bill to recover the full cost of replacement of any destroyed or contaminated equipment at the scene of a rescue incident.

Our recovery program is based on the number of annual responses to various incidents in our city. Since that number changes each year, it is impossible to give an exact number of what increasing our billing amounts will be to the city.

Based on an estimate of 150-200 billable incidents I would estimate an increase of \$4500.00 to \$7500.00. This proposal would need to be approved before being implemented.

Thank you,
Joseph D. Sikora
Fire Chief

MOVED by Alderman Loncar SECONDED by Alderman Lavey
That the Common Council at a regular session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 PM on October 18, 2022, approved the City Code change for Chapter 36A Emergency Services Cost Recovery to read as follows:

§36A-2 Fee Schedule

the following fee schedule shall apply to the Fire Department cost recovery program as required by §36A-1

- A. Standby/hazard control/cleanup, minor: \$175.
 - (1) Minor spill control.
 - (2) Fire Hazard precautions.
 - (3) Scene safety.
 - (4) Battery Disconnects.
 - (5) Debris cleanup.
 - (6) Accidents in which occupants may have been assessed but signed medical treatment waivers denying medical treatment and/or transport.

- B. Standby/hazard control/cleanup, major: \$400.
 - (1) Significant spills resulting from tank leaks.
 - (2) Major fire hazard precautions.
 - (3) Vehicle stabilization procedures.
 - (4) Vehicle disentanglement.
 - (5) Multiple-personnel response.

- C. Light rescue service: \$400
 - (1) General patient handling.
 - (2) Immobilization, treatment and removal from a vehicle without the need for hydraulic or other power tools.
 - (3) Need for standing takedown immobilization procedures for occupants located outside of the vehicle.
 - (4) EMS treatment provided to patients struck by another vehicle.

- D. Heavy rescue service: \$600
 - (1) General extrication procedures requiring the use of hydraulic, pneumatic or electric power tools.
 - (2) Multiple-patient removal and/or treatment that requires extended on-scene time and extra personnel.

- E. Hazmat response.
 - (1) Hazardous material control/standby: \$400 to \$1,050.
 - (a) Incidents involving commercial trucks, vans and motor carriers.
 - (b) Large amounts of spilled or released product.
 - (c) Requires extra personnel and equipment response for an extended period of time.
 - (2) If a DEC number is issued for a spill, the responsible party (not the auto insurance agency) will be billed directly for all actual costs, including costs to other departments and agencies. In this situation, if there is a need for other types of service, then the auto insurance agency may be billed also.

- F. Fire Suppression.
 - (1) Motor vehicle fire response: \$300
 - (a) Auto fees.

(b) Heavy equipment fires.

G. Destroyed or Contaminated Equipment – The full cost of replacement of any and all equipment that is destroyed or contaminated at the scene of a response or rescue is to be charged.

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

Nays: None (0)

CARRIED.

XXV. Monthly Reports

.1 Clerk-Treasurer .2 Senior Citizen Center

MOVED by Alderman DiBernardo SECONDED by Alderman Pecoraro
That the Common Council hereby receives and files the aforementioned Monthly Report.

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

Nays: None (0)

CARRIED.

COMMUNICATIONS FROM OTHERS

A.

Sweeney Hose Co.

October 7, 2022

North Tonawanda City Hall
Attn: NT Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Re: Fundraising 2022 additional events

Dear Honorable Council,

The Sweeney Hose Company #7 requests permission to add the following fundraising events to the calendar year 2022:

- Chowder sales at the Haunted Harbor event schedule for October 22nd at Gateway Harbor
- Food sales at the Truck or Treat event scheduled for October 29th at Sweeney Hose Firehall

Sincerely,
Raymond B. Dworzanski
Secretary

MOVED by Alderman Pecoraro SECONDED by Alderman Schmigel
That the Common Council hereby approves the following events added to the Sweeney Hose Co. 2022 Fundraising calendar:

- Chowder sales at the Haunted Harbor event schedule for October 22nd at Gateway Harbor
- Food sales at the Truck or Treat event scheduled for October 29th at Sweeney Hose Firehall

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

Nays: None (0)

CARRIED.

**B.
Columbia Hook & Ladder Co.**

October 12, 2022

**Honorable Mayor Austin Tylec
And Common Council
City Hall / 216 Payne Avenue
North Tonawanda, NY 14120**

Re: Removal from Volunteer Fire Roll

Dear Mayor and Council:

The members of Columbia Hook & Ladder co. No.1 sadly request the removal from the Volunteer Fire Roll:

James E. Farrell

He died September 10, 2022. Brother Firefighter James Farrell joined Columbia Hook & Ladder October 2, 1963, and was a faithful member 58 years, 11 months, 7 days.

In his lifetime of public service, he also served on the career side of the North Tonawanda Fire Department, and as Chief of three other fire departments in three states.

**Respectfully,
David L. Evans
Recording Secretary**

**MOVED by Alderman Lavey SECONDED by Alderman DiBernardo
That the Common Council hereby grants permission to remove James E. Farrell from the North Tonawanda Fire Rolls.**

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

Nays: None (0)

CARRIED.

**C.
Project Pride**

October 6, 2022

**Mrs. Donna Braun
City Clerk
City of North Tonawanda
216 Payne Avenue
North Tonawanda, NY 14120**

Dear Mrs. Braun,

We are requesting permission from the city council to continue our beautification efforts at additional sites that have been identified as "gateways" to our downtown corridors. Installation of welcome signs and plantings would serve the purpose as partly informational, to inform drivers where they are, and partly for tourism, as it affords an opportunity to promote features within our region to visitors.

Plantings & Signage – two city gateway locations on Twin City Highway

- (DeGraff Emergency) – Tremont**
- (NTNLL) – Wheatfield Street**

These projects would be funded entirely by fundraising and various grant requests. Due to the nature of the high traffic areas of the Twin City Highway, the maintenance of these installations would need to be managed under the city. A request has been made to Legislator Richard L. Andres, Legislator Randy R. Brandt, and Legislator Jesse P. Gooch in support of these projects with funding from the Community Funds Grant.

The design and final plans will have a collaborative approach between Project Pride volunteers, Mayor Austin Tylec's office, Parks and Recreation Department, NTNLL, and Community Development office to achieve a design that follows the current branding and zoning guidelines of North Tonawanda. Projects would begin in early 2023 with a phased approach based on funding and availability of materials.

Thank you in advance for your consideration and approval of our request.

Sincerely,
Barbara B. Hughes
President, Project Pride

MOVED by Alderman DiBernardo **SECONDED** by Alderman Loncar
That the Common Council hereby grants permission for plantings and signage to be placed at two (2) city gateway locations on Twin City Highway, DeGraff Emergency – Tremont and NTNLL – Wheatfield Street.

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

Nays: None (0)

CARRIED.

AUDIENCE PARTICIPATION

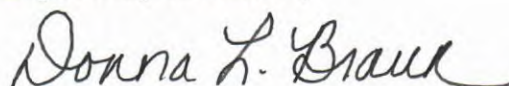
Mike Gondek, 257 Brentwood – Wanted to thank the Council and DPW for taking care of the turnaround on Briarwood.

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: 7:08 P.M.

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer