

City of North Tonawanda

DONNA L. BRAUN
City Clerk-Treasurer
dbraun@northtonawanda.org

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
Fax: (716) 695-8557

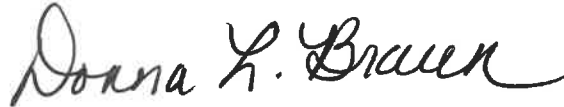
November 30, 2023

The following meetings have been scheduled for TUESDAY, DECEMBER 5, 2023

6:15PM Common Council Meeting Discussion

6:30PM Common Council Meeting in Common Council Chambers

Respectfully submitted,



**Donna L. Braun
City Clerk-Treasurer**

**TO: Honorable Mayor & Common Council
Alderman Schmigel, DiBernardo, Lavey, Loncar, Marranta**

FROM: Donna L. Braun, City Clerk-Treasurer

RE: Agenda for Regular Session TUESDAY, DECEMBER 5, 2023 6:30PM

AUDIENCE PARTICIPATION – Agenda items only, not to exceed 90 minutes with each speaker limited to a five-minute maximum.

PROOF OF PUBLICATION PUBLISHED 11/18/2023

- 1) Legal Notice – Public Hearing to Discuss the City’s Economic Development Programs and the submission of an application to the NYS Office of Community Renewal’s Program – Dir. Community Development**

PROOF OF PUBLICATION PUBLISHED 11/25/2023

- 1) Legal Notice – Public Hearing to discuss the Erie Canal Bicycle Path Extension Project – Dir. Community Development**

COMMUNICATIONS FROM CITY OFFICIALS

- | | | |
|------------------------------------|---|---|
| <u>#1. Frank DiBernardo</u> | - | Re: Approval to form a North Tonawanda Fire Advisory Committee |
| I. Mayor | - | Re: Mayoral Veto of Council Amendment #4 – Human Resource Services on the 2024 Budget |
| II. Attorney | - | Re: Approval of Local Law No.2 for 2023 – Establishing Sewer Rates for 2024 and Thereafter |
| IV. Engineer | - | Re: Approval of Resolution for the Great Lakes Seaway Trail Niagara River Waterfront Multi-Use Trail – Connection in Gratwick Riverside Park – PIN 5760.75 |
| VII. Accountant | - | Re: Payment of the Abstract of Claims Dated December 5, 2023 |

XVII. Traffic Safety Committee - Re: Various Traffic Safety Recommendations from their November meeting

XXV. Monthly Reports

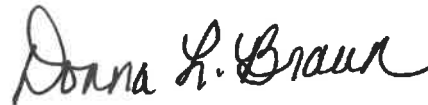
.1 Police Department

XXXII. Dir. Community Development Re: Approval to submit a grant application to the New York State Office of Community Renewal for Community Development Block Grant Funding

COMMUNICATIONS FROM OTHERS

**A.
Columbia Hook & Ladder Co. - Re: Exemption Petition for 50 Years of service to James C. Driskel**

Respectfully submitted,



**Donna L. Braun
City Clerk-Treasurer**

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

DEC 05 2023

2023 NOV 29 AM 11:12
NORTH TONAWANDA NY

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CITY CLERK'S OFFICE

Jackie Bilogan, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

NIAGARA GAZETTE

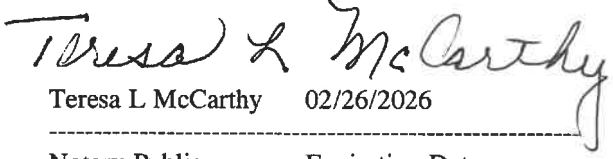
A newspaper published in the County and State aforesaid, and that the annexed printed legal # 325335 was printed and published in said paper on the following dates:

11/18/2023



Principal Clerk

Subscribed and sworn to before me this
11-20-23


Teresa L. McCarthy 02/26/2026

Notary Public Expiration Date

TERESA L. MCCARTHY
Notary Public - State of New York
No. 01MC4962698
Qualified In Niagara County
My Comm. Expires Feb. 26, 2026

105 Public Notices	105 Public Notices
LEGAL NOTICE NOTICE OF PUBLI HEARING OFFICE OF COMMUNITY RENEWAL COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM	
<p>A public hearing will be held on November 28th, 2023 at 6:00 PM in the Common Council Chambers located at City Hall, 216 Payne Avenue North Tonawanda, NY 14120 to discuss the City's economic development programs, and the potential submission of an application for funding in the amount of \$300,000 to the New York State Office of Community Renewal's Program Year 2024 Community Development Block Grant (CDBG) Microenterprise program to provide financing to assist various businesses throughout the City of North Tonawanda.</p>	
<p>More detailed information regarding the project will be presented at the hearing. Accommodations for disabled and non-English speaking residents will be made upon advance request. Residents who cannot attend the hearing are welcome to express their ideas by calling the community development office at 716-695-8580 or in writing to Director, Community Development Office, 500 Wheatfield Street, North Tonawanda, NY 14120 N#325335 11/18/2023</p>	

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

DEC 05 2023

Jackie Bilogan, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

NIAGARA GAZETTE

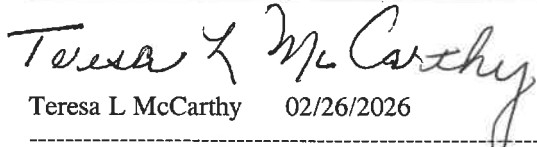
A newspaper published in the County and State aforesaid, and that the annexed printed legal # 326080 was printed and published in said paper on the following dates:

11/25/2023



Principal Clerk

Subscribed and sworn to before me this
11-27-23


Teresa L McCarthy 02/26/2026

Notary Public Expiration Date

TERESA L MCCARTHY
Notary Public - State of New York
No. 01MC4962698
Qualified in Niagara County
My Comm. Expires Feb. 26, 2026

2023 NOV 30 AM 11:17
NORTH TONAWANDA NY
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Public Information Session
City of North Tonawanda
Erie Canal Bicycle Path Extension
216 Payne Avenue
North Tonawanda, NY 14120

The City of North Tonawanda is hosting a public information session to discuss the Erie Canal Bicycle Path Extension project. This project is funded through the New York State Department of State Local Waterfront Revitalization Plan, New York State Canal Corporation, New York State Department of Transportation, Dormitory Authority of the State of New York, and the City of North Tonawanda. The public meeting will be held on Wednesday, December 6th 2023 at 6:00 PM in the Norman Keller Building conference room located at 500 Wheatfield Street North Tonawanda, NY 14120.

Accommodations for disabled and non-English speaking residents will be made available upon advance request. Residents who are unable to attend the hearing, are welcome to express their ideas by calling the Community Development Office at 716-695-8580 or in writing to Director, Community Development Office, 500 Wheatfield Street North Tonawanda, NY 14120.
N#326080 11/25/2023

#1.

From the Desk of
FRANK DIBERNARDO
COMMON COUNCIL PRESIDENT

DEC 05 2023

November 29, 2023

Mayor Austin Tylec and Council Members
City Hall
216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body:

Throughout the 2024 Budget Process, Common Council Members engaged in discussions with various department heads and personnel, including both career and volunteer firefighters. These conversations highlighted valuable insights and concerns related to efficiency, safety, training, funding, administration, and more, all crucial aspects for to maintain effective firefighting abilities.

In response to the input received from both the North Tonawanda Fire Department and the Volunteer Firefighters Association, I am pleased to announce the establishment of the North Tonawanda Fire Advisory Committee. Comprising five members, this committee will operate under the authority of the Common Council, dedicated to ensuring that our city's firefighters, both career and volunteer, can continue delivering exceptional and vital services to our residents.

This letter is to notify you of the formation of said committee, and I have appointed Alderman Joseph Lavey Jr. as its Chairman, due to his extensive background as a first responder. In addition, the following positions will appointed to its membership:

- NTFD Fire Chief**
- NTFD Training Officer**
- NT Professional Firefighters Local 1333 Union President**
- NT Volunteer Firefighters Association President**

As a Council, we make it a priority to listen to our department heads and personnel. I extend my gratitude to the committee members for their willingness to actively contribute to enhancing our firefighting operations. Please don't hesitate to contact me with any questions or concerns.

Sincerely,



Frank DiBernardo
Common Council President

2023 NOV 30 AM 9:23
NORTH TONAWANDA NY

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Office of the Mayor

DEC 05 2023

AUSTIN J. TYLEC

November 21, 2023

Honorable Common Council
216 Payne Ave
North Tonawanda, NY 14120

RE: Mayoral Veto of Council Amendment #4 to 2024 Budget

Dear Honorable Body,

At a Special Session of The North Tonawanda Common Council held in the Council Chambers at 6pm on Tuesday, November 14th, 2023 your Honorable Body passed several Amendments and a 6.5% Tax Increase for the 2024 Budget.

1. In accordance with the Mayor's authority under Section 2.023 of our City Charter, I wish to exercise my veto on the Council's Approved 2024 Budget Amendment #4 to remove \$30,000 for Human Resource Services (001.1430.0410), and furthermore recommend modifying our projected 2024 Sales Tax Revenue Line from \$10,400,000 to \$10,430,000.

Last year, My Office and The City Attorney recommended funding a Full-Time Human Resource Position for the 2023 fiscal year to ensure we comply with **all** mandatory State, Federal, and Local Employment Laws/Policies related to the hundreds of City Employees. Upon The Common Council's decision, that proposed funding was cut in half (\$40,000) for 2023 and recommended we hire an outside HR Specialist on a monthly retainer as a trial, which began halfway through this year. With their services the last 6-months we uncovered and began rectifying several compliance issues including gaps in annual Sexual Harassment Training, no Sexual Harassment Policy, no Infectious Disease Policy, no Lactation Accommodation Notice, COBRA Initial Rights Notices, Employee Notice Postings, and more. In addition, this Human Resource Company is finalizing an extensive Employee Handbook we never had in place, assisted in employee disputes as a third-party agency, and continues to assist with various HR Items no one in City Hall has the expertise with.

While we have uncovered areas of non-compliance within the City, and rectified many of them, there are still many areas where the City requires assistance to bring departments and

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NORTH TONAWANDA NY

policies into compliance to avoid legal liability, potential fines, and penalties. The City's contracts are silent on many of the basic laws, requirements and regulations which leave the City open to litigation, claims and liability that could exceed the HR Expense of \$30,000.

With respect to this expense, modifying our projected 2024 Sales Tax Revenue Line from \$10,400,000 to \$10,430,000 wouldn't require any changes to the proposed tax increase and remains a conservative assumption for projected revenue as the City has historically experienced annual increases in our sales tax revenue from the prior year.

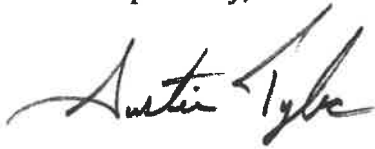
As City Officials, it is our responsibility to have the best interest in our day-to-day operations, our employees' rights, and to protect the City from potential liability. However the Common Council has sole authority to provide the funds necessary for us to do our jobs.

Defunding a Human Resource Service will leave us susceptible to compliance issues, and My Office will hold The Common Council accountable for negligence if these funds are cut and State/Federal Policy mandates go unmet.

Based upon the reasons set forth above, I hereby veto the proposed Amendment #4 with respect to modifying our sales tax revenue, and do not approve same as presented by the Common Council.

Thank you for your consideration,

Respectfully,

A handwritten signature in black ink that reads "Austin Tylec". The signature is written in a cursive, flowing style.

Austin Tylec
Mayor

City of North Tonawanda

EDWARD A. ZEBULSKE, III
CITY ATTORNEY

NICHOLAS B. ROBINSON
ASSISTANT CITY ATTORNEY

MATTHEW T. MOSHER
ASSISTANT CITY ATTORNEY

OFFICE OF THE CITY ATTORNEY
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120-5489

TELEPHONE
(716) 695-8590
FAX (716) 695-8592

11
DEC 05 2023

November 29, 2023

Hon. Mayor and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

RE: Proposed Local Law No. 2 for 2023 – Establishing Sewer Rates
For 2024 and Thereafter

Dear Honorable Body:

Attached, for your consideration, is the proposed Local Law No. 2, establishing new sewer rates for 2024 and thereafter for the City of North Tonawanda. The “aging” requirement has been met, and a Public Hearing was held on October 24, 2023.

Should your Honorable Body concur, please pass a resolution to adopt Local Law No. 2 at this time, so as to move the process forward under General Municipal Home Rule Law §20(4). Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Edward A. Zebulskelk

Edward A. Zebulskelk, III
City Attorney

EAZ/lk
Att.

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NORTH TONAWANDA, NY

Local Law No. 2 for 2023

Establishing Sewer Rates for 2024 and Thereafter

Section 75-15 of the City Code of the City of North Tonawanda, is hereby amended to read:

Section 75-15. Establishment of Rates

- (a) The sewer rent for 2024 and thereafter is established according to a formula wherein the Capital costs for such sanitary sewer system are recovered on hundred percent (100%) from water consumption through the sewer fund, and the costs of operation and maintenance of the sewage treatment system are recovered one hundred percent (100%) from water consumption through the sewer fund.
- (b) Billing Schedule, additional charges.
1. A minimum charge of fifteen dollars (\$15.00) per quarter is established and the gallons of consumption used associated with minimum will be zero.
 2. The sewer rent rate for 2023 and thereafter for a meter consumption shall be five dollars (\$5.00) per thousand gallons of water consumption and shall be assessed and collected in conformance with the following schedule:

Billing Month

June

September

December

March

Section C to be Omitted

- (c) The sewer rent rate for 2023 for unmetered consumers shall be a flat rate charge of ten dollars and ninety-six cents (\$10.96) per equivalent fixture unit per year, to result in the following schedule charges.

SEWER FUND FLAT RATE CHARGE SCHEDULE FOR 2023

Equivalent Fixture Unit

<u>Type</u>	<u>Fixture Unit Charge</u>
Room	\$10.96
Wash Basin	\$10.96
Bath or Shower	\$35.22
Toilet	\$40.71
Laundry Tub or Washing Machine	\$28.17
Swimming Pool (permanent)	\$93.91
Boathouse	\$46.85
Garden Tap	\$37.53
Front-foot service charge per foot With a maximum of 70 feet	\$1.95

- (d) A ten percent (10%) surcharge shall be placed on all sewer rent account balances that are due in September and remain unpaid by mid-November of each year and shall be levied on the subsequent year real property tax bill.

Highlighted section in Section E to be updated from \$12.00 to \$15.00

- (e) Multi-dwelling unit homes and apartments that have only one master water meter would be subject to the existing \$15.00 minimum sewer charge ~~and would receive an additional minimum sewer charge and would receive an additional minimum~~ sewer charge of \$15.00 for each additional dwelling unit which does not have a water meter.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State and shall apply to the March 2024 billing and all billings until otherwise amended.



City of North Tonawanda
Department of Engineering
City Hall, 216 Payne Avenue
North Tonawanda, NY 14120-5493
www.northtonawanda.org

Chelsea L. Spahr, P.E.
City Engineer
Phone: (716) 695-8565
Fax: (716) 695-8568

November 29, 2023

DEC 05 2023

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

Re: PIN 5760.75 – Great Lakes Seaway Trail Niagara River Waterfront Multi-Use Trail – Connection in Gratwick Riverside Park

Dear Honorable Body:

The New York State Department of Transportation (NYSDOT) has requested that the City of North Tonawanda (City) allow for a temporary easement within Gratwick Riverside Park to allow construction of a connection of their Great Lakes Seaway Trail, which will run through Wheatfield along River Road, to our existing bike trail.

As such, I am requesting that the Council adopt a resolution that would ratify the agreement and designate the Mayor to execute closing papers on the City's behalf. Please find the affidavit of title and resolution attached.

Very truly yours,

Chelsea L. Spahr, P.E.
City Engineer

CLS:cls

Cc: file, w/encls
Edward A. Zebulski III, City Attorney, w/encls
Jeffery Zellner, City Accountant
Mark Zellner, DPW Superintendent
Alex Domaradzki, Director of Parks, Recreation, Youth and Seniors
Dee Donlon, NYSDOT Real Estate Specialist II

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CITY OF NORTH TONAWANDA, NY

DEPARTMENT OF TRANSPORTATION
OFFICE OF RIGHT-OF-WAY
AFFIDAVIT OF TITLE

Proceeding No. 15293

Project City of North Tonawanda, River Road Arterial, SH 56-12

Map No. 92 Parcel Nos. 100, 101

County Niagara City North Tonawanda

STATE OF NEW YORK)
) SS.:
COUNTY OF Niagara)

 Austin J. Tylec , being duly sworn, says:

FIRST: My mailing address is 216 Payne Avenue, North Tonawanda, NY 14120 , and I am the Mayor of City of North Tonawanda which was the owner in fee simple of the property shown on the above-designated map on November 29 , 20 23 , to be appropriated by the State of New York. That said property was acquired by said owner at the time and in the manner following, to wit: **By deed from Niagara Mohawk Power Corporation d/b/a National Grid dated December 4, 2009 and recorded in the Niagara County Clerk's Office on December 10, 2009 in Instrument No. 2009-23358.**

SECOND: During the entire period of such ownership, the property was in the possession of said owner or owners, that such possession was peaceable and undisturbed, and the title thereto was never disputed, questioned or rejected. I know of no facts by reason of which such possession or title might have been called into question or by reason of which any claim to any part of the appropriated property or interest therein adverse to said ownership might have been set up. There are no judgments against such owner or owners unpaid or unsatisfied of record entered in any Court of this State or of the United States. Said property and the claim of said owner or owners by reason of the appropriation thereof are free and clear of all mortgages, attachments, judgments, leases, tenancies, easements, licenses, charges, estates, unpaid taxes and assessments, unredeemed or uncanceled tax sales, contracts of sale, actions or proceedings that may affect the same, and all other rights, liens and encumbrances whatsoever, except (state exceptions, if any)

Easement reserved by Niagara Mohawk Power Corporation d/b/a National Grid in deed to City of North Tonawanda dated December 4, 2009 and recorded in the Niagara County Clerk's Office on December 10, 2009 in Instrument No. 2009-23358.

Declaration of Covenants and Restrictions regarding hazardous waste disposal and maintenance by Niagara Mohawk Power Corporation dated December 18, 2007 and recorded in the Niagara County Clerk's Office on December 18, 2007 in Liber 3423 page 727.

Electrical conduits owned by City of North Tonawanda.

There may be hazardous materials or other environmental contaminants on the property.

THIRD: No proceedings in bankruptcy have ever been instituted by or against said owner or owners in any Court or before any officer of the State or of the United States, nor has an assignment for the benefit of creditors been made at any time by said owner or owners.

FOURTH: I am over the age of eighteen years. None of the owners has been known by any other name (e.g., maiden name) in the past ten years except as follows: _____

FIFTH: (additional proof, if any)

The subject premises are not mortgaged.

Under the bylaws of City of North Tonawanda, the undersigned has full and complete power and authority to act on behalf of and bind City of North Tonawanda, in all matters relative to this appropriation, including but not limited to, the execution of any agreements of adjustment or advance payment agreements in full or partial settlement of the claim for damages of said corporation; execution of any releases, affidavits and vouchers as required by the Attorney General of the State of New York, execution of any authorizations to pay third parties in settlement of claims of said third parties or to discharge or clear any encumbrances on title, and any other papers, documents, or legal instruments which become necessary to procure payment and partial or full settlement of said claim.

SIXTH: Said owner has not transferred, pledged or assigned either all or any part of aforesaid claim herein or of the compensation to be paid therefore by reason of the aforementioned appropriation, except (state exceptions, if any.)

SEVENTH: The allegations herein as they relate to any co-owners and to any ownership in corporate, representative or fiduciary capacity are upon information and belief.

All statements and representations in this affidavit are made to induce The People of the State of New York to accept a donation of the property shown on the above-designated map from City of North Tonawanda in accordance with the Agreement relating to the claim of said owner or owners.

City of North Tonawanda

By: _____

Its: Mayor _____

Sworn to before me this day
of , 20

Notary Public, State of New York

**RESOLUTION OF THE GOVERNING BODY OF THE
City of North Tonawanda
RATIFYING AN AGREEMENT OF ADJUSTMENT AND RELEASE OF OWNER
AND
AUTHORIZING Austin J. Tylec (OFFICER'S NAME) TO EXECUTE
CLOSING PAPERS ON BEHALF OF the City of North Tonawanda**

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by the City of North Tonawanda through the process of eminent domain for the purposes of constructing a multi-use trail along NY Route 265/384 (River Road) in the Town of Wheatfield and City of North Tonawanda, County of Niagara;

WHEREAS, the State has offered to pay the City of North Tonawanda the sum of One Dollar, Payment of which is Waived (\$1.00/PW) for a portion of the City of North Tonawanda's property along River Road (NY Route 265/384) as depicted on Map 92, as Parcels 100 TE and 101 TE;

WHEREAS, an agreement to accept said \$1.00/PW (an Agreement of Adjustment and Release of Owner) has been signed on behalf of the City of North Tonawanda by Austin J. Tylec (OFFICER'S NAME),

WHEREAS, the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors]) of the City of North Tonawanda is the governing body of the City of North Tonawanda; and

WHEREAS, the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors]) is meeting on this 5 day of December, 2023, after proper notice to consider this matter; and

WHEREAS, the City of North Tonawanda wishes to ratify the Agreement of Adjustment and Release of Owner and to appoint Austin J. Tylec (OFFICER'S NAME), as Mayor (OFFICER'S TITLE), as the person to execute closing papers on behalf of the City of North Tonawanda;

**IT IS, UPON MOTION DULY MADE AND SECONDED,
RESOLVED THIS 5 DAY OF December, 2023;**

THAT, the Agreement of Adjustment and Release of Owner is hereby accepted and ratified;

THAT, Austin J. Tylec (OFFICER'S NAME) is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

Certification of the Secretary of the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors]) of the City of North Tonawanda

The undersigned Secretary of the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors]) hereby certifies that the foregoing resolution was made, seconded and approved by a vote of the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors]) at a meeting held at 216 Payne Avenue, North Tonawanda, NY 14120 on the 5 day of December, 2023, (MEETING LOCATION)

Signed this 5 day of December, 2023.

(SIGNATURE)

By: (PRINT NAME)

Secretary of the Common Council (NAME OF GOVERNING BODY [i.e. Board of Directors])
Of the City of North Tonawanda

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

DEPARTMENT OF ACCOUNTING
CITY HALL
216 PAYNE AVENUE NORTH
TONAWANDA, N.Y. 14120

TELEPHONE: (716) 695-8545

FAX: (716) 695-8573

VII

DEC 05 2023

November 30th, 2023

Honorable Austin J. Tylec, Mayor
And Common Council Members
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 December 5th, 2023, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm Regards,


JEFFREY ZELLNER
CITY ACCOUNTANT

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NORTH TONAWANDA, NY

November 20, 2023

Donna Braun

City Clerk/Treasurer

216 Payne Avenue North Tonawanda, NY 14120

Traffic Safety Minutes:

The November 2023 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1815 hours. Roll call showed the following members present: R. Frank, J. Sikora, M. Lemke, A. DiBernardo, D. Grinnell, R. Brennan, N. Ferguson. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 7
- 1.) In October, Jeffrey Swick requested that we look at changing the city ordinance so that motor homes can't park in the street for multiple days. Swick recommends a law that states: "No motor home or RV may be parked on any city owned street or city owned parking lot or city park for more than three days without written permission from the Mayor's Office". The committee forwarded this to the City Attorney's Office (Nick Robinson), who advised the committee to submit this proposal to the Common Council.
 - 2.) Member Meisenburg received a request for "No Parking" signs on one side of the street at the dead end of Leonhardt Street. There was a problem with fire trucks and DPW garbage trucks getting to the dead end. Member Meisenburg, Sikora and Frank spoke with the neighbors towards the dead end and came up with a compromise to what side of the street would be posted "No Parking". The south side of Leonhardt Street was posted "No Parking" for safety reasons.
 - 3.) Member Sikora received a request from James Hart (NT School Grounds Supervisor) to have the crosswalk on Courtside Drive (Spruce School) line up with sidewalk on the other side of the street. Sikora, Meisenburg and Frank met with Hart. Meisenburg added crosswalk signs for the time being and will build a sidewalk cutout on the south side of Courtside Drive in the spring. This change in the spring will make the crosswalk and signs line up properly.
 - 4.) Councilman Joseph Lavey received a request from Ron Laraba to look at placing "No Parking" signs on one side of Old Falls Boulevard between Lockport Avenue and Niagara Falls Boulevard. The committee spoke with some neighbors who informed us that part of the problem may stem from a house that was recently getting their driveway poured so now the vehicles from that house have been parking in the street. This street is narrow just as most are in the city, so there are times you have to wait to pass a vehicle if two vehicles are parked across from each other. The fire department stated that they have had no issues getting down the

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NORTH TONAWANDA NY

Donna
XVII.

DEC 05 2023

street. Placing these signs on one side of the street would cause some neighborhood problems as not everyone would agree on what side of the street to place them on, usually we place them on the fire hydrant side. There have been no recent accidents. The committee has agreed to leave this street the way it is and monitor it.

Yes 5.) The Clerk's Office received a request from 661 Oliver Street for a terrace parking permit. This permit was issued in 2022. The committee grants the permit long as the vehicles are not parked on the sidewalk.

? 6.) Member Lemke received a request for a four way stop at Thompson Street and Main Street due to a recent car accident. The committee monitored this in the past and found that having a four way stop caused vehicles to back up into River Road. The committee has talked to Joyce Santiago (Mayor's Office) about this issue, and she has inquired about placing this intersection into a grant revitalization project in 2024/2025. The committee believes that the safest thing to do right now is to make this a four way stop with stop signs. The committee is looking for approval from the Common Council.

7.) Kevin Hodgson requested more patrols in the area of Erie Avenue and Walck Road for vehicles going through the red lights. Member Frank has advised the traffic officer to monitor this intersection.

No 8.) The Clerk's Office received a request from 268 Shartle Place for a terrace parking permit. The committee checked the residence to find that the terrace is grass. The residence has a driveway and a small side yard. The committee does not believe this is a hardship and therefore the terrace parking permit is denied.

9.) Member Frank received a request to put up more "20 MPH" signs around Ohio School. Member Meisenburg installed more signs. There was also a speeding complaint regarding some of the teachers and parents around Ohio School. These drivers in question were advised to slow down by the traffic officer, who will continue to monitor the school zones.

10.) NT School Superintendent Woytila requested "Pedestrian Crosswalk" signs at Drake Drive and Warner Avenue due to the parents and children crossing the street to go to Drake School. Member Sikora and Frank monitored the Drake School zone areas. Member Meisenburg will add some better signage around the Drake School to make it safer for the parents and children.

11.) Chris Duck requested that the "School Zone" flashing lights be put back up on Nash Road near the North Tonawanda Intermediate School. The committee agrees that the flashing lights help, although the expense for this is not in the budget this year. Member Meisenburg will look at this request again in 2024.

12.) Janet Wilhelm requested "Slow" signs on Ganson Street to help with the speeding vehicles. Wilhelm states that there are a lot of children in the area. The committee believes that there are a lot of children on numerous streets, therefore the committee designates these types of signs for schools, parks, playgrounds, and daycares. This request has been denied. The traffic officer has been advised to monitor Ganson Street for speeding vehicles.

The next Traffic Safety Meeting will be held on December 18th, 2023.

Travel safely, Robert J. Frank



Department of Police
CITY OF NORTH TONAWANDA
216 Payne Avenue
North Tonawanda, N.Y. 14120-5491

TELEPHONE
(716) 692-4111
FACSIMILE
(716) 692-4321
EMERGENCY NO.
9-1-1

DEC 05 2023

November 30, 2023

Honorable Mayor Austin J. Tylec and
Members of the City of North Tonawanda Common Council

Dear Sirs,

Please find the attached Summary of Police Activities Report, the Summary of Criminal Activities Report, and the V&T Report for the month of October 2023.

Respectfully Submitted,

Keith T. Glass
Chief of Police

cc: Joe Loncar
cc: Robert Schmigel
cc: Frank DiBernardo
cc: Joseph Lavey Jr.
cc: Joe Marranta

KTG/as

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2023 NOV 30 AM 10:39
NORTH TONAWANDA NY

NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF POLICE ACTIVITIES FOR THE MONTH OF OCTOBER 2023

CRIMINAL

Complaints received and investigated	94
Complaints cleared by arrest or exceptional clearance	24
Complaints ruled unfounded	0
Number of males arrested	0
under 18:	15
over 18:	15
Number of females arrested	0
under 18:	6
over 18:	6
Arrests for other authorities	0
Failure to Appear/Violation of Probation Warrant Arrests	21
Above complaints cleared by J.A.B.	13
Complaints cleared by J.A.B. from previous months	0

TRAFFIC

Traffic summonses issued	1269
DWI arrests	10
Parking tags issued	41

MISCELLANEOUS

Miscellaneous service	2,447
Incident reports	66
Vehicle accidents	52
Vehicle accidents (fatal)	0
Vehicle stops	930
Police escorts	0
Prisoner meals	83
Mug shots taken	48
Fingerprints taken	48
Persons missing and located	1
Automobiles stolen	0
Automobiles recovered	0
Automobiles recovered for other authorities	0
Record check fees	\$30.00
Photocopy fees	\$14.00
Fingerprint fees	\$0.00
Fines collected	\$55,940.00
Value of property damaged	\$3,350.00
Value of property stolen	\$61,976.93
Value of property recovered	\$1,448.58

Respectfully submitted,



Keith T. Glass
Chief of Police

KTG/as

<p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF CRIMINAL ACTIVITIES FOR THE MONTH OF OCTOBER 2023</p>
--

CRIMINAL FELONIES, MISDEMEANORS AND OFFENSES

<u>TYPE OF OFFENSE</u>	<u>COMPLAINTS</u>		
	Received	Cleared	Unfounded
AGG. ASSAULT	1	1	
ALL OTHER OFFENSES	8	2	
ARSON	0	0	
BURGLARY	2		
COERCION	0	0	
CRIMINAL MISCHIEF	5	2	
CRIM POSS WEAPON	2	0	
DIS CON/HARASS	19	11	
DRUG OFFENSES	10	0	
EMBEZZLEMENT	0	0	
FAILURE TO APPEAR	21	21	
FORGERY	0	0	
FRAUD (ID THEFT)	3	0	
LARCENY	34	5	
LEAVING THE SCENE	5	1	
MURDER	0	0	
RAPE	2	0	
ROBBERY	0	0	
SEXUAL OFFENSES	1	0	
SIMPLE ASSAULT	2	2	
STOLEN PROPERTY	0	0	
UNAUTH USE M/V	0	0	
VIOL OF PROBATION	0	0	
ARRESTS FOR OTHER AUTHORITIES		0	
ARRESTS/CLEAR COMPS. FM PREV MONTHS		0	
TOTALS	115	45	0
# OF ABOVE COMPLAINTS CLEARED BY JAB		13	
# CLEARED BY JAB FROM PREV MONTHS		0	

V & T REPORT FOR THE MONTH OF OCTOBER 2023

TRAFFIC INFRACTIONS:	
SPEEDING	605
REDLIGHT VIOLATION	45
STOP SIGN VIOLATION	134
NO REGISTRATION	22
NO LICENSE	29
FAULTY EQUIPMENT	40
NO INSPECTION	52
FAILED TO YIELD RIGHT OF WAY	7
SEAT BEAT VIOLATION	30
NO INSURANCE	11
LICENSE PLATE VIOLATION	10
IMPROPER TURN	6
DROVE ON LEFT SIDE OF PAVEMENT MARKINGS	3
FAILED TO KEEP RIGHT	0
LEAVING SCENE OF INCIDENT	1
FAILURE TO SUBMIT TO PRE-SCREEN BREATH TEST	0
AVOIDING INTERSECTION OR TRAFFIC CONTROL DEVICE	0
FAILURE TO NOTIFY COMMISSIONER OF CHANGE OF ADDRESS	6
UNSAFE BACKING	4
MISCELLANEOUS	168
	<u>1,173</u>
TOTAL	1,173

TRAFFIC MISDEMEANORS:	
DWI	20
OPERATING WHLE REGIS. SUSPENDED/REVOKED	16
AGGRAVATED UNLICENSED OPER 3RD	21
AGGRAVATED UNLICENSED OPER 2ND	18
RECKLESS DRIVING	0
LEAVING SCENE INJURY ACCIDENT	0
DISPLAY FORGED CERTIFICATE W/O INSPECTION	1
OPER MV WHEN LICENSE/REGISTRATION IS SUSPENDED	2
FAILURE TO SURRENDER SUSP/REVOKED LICENSE/REGIS	15
USE/LEASE/RENTED/LOANED VEHICLE W/O INTERLOCK DEVICE	1
EQUIPMENT VIOLATIONS - MISDEMEANOR	0
FAIL TO SECURE SHIFTABLE LOAD/LOGS INSECURELY FASTENED	0
ILLEGAL SPEED CONTEST	0
POSSESSION OF A LOADED FIREARM IN/ON VEHICLE	0
	<u>94</u>
TOTAL	94

TRAFFIC FELONIES:	
AGGRAVATED UNLICENSED OPERATION 1ST	2
AGGRAVATED DWI/CHILD IN VEHICLE	0
OPERATE MV .08 OF 1% OR MORE ALC-PRIOR CONV DESIG	0
DWI/PREVIOUS CONVICTION W/IN 10 YEARS	0
DRIVING W/ABILITY IMPAIRED BY DRUG(SPECIAL)	0
DRIVING W/ABILITY IMPAIRED BY DRUG(FELONY)	0
LEAVING SCENE ACCIDENT RESULTING IN SERIOUS INJURY	0
	<u>2</u>
TOTAL	2

FINES:	(CITY IMPOSED)	
	TRAFFIC	\$52,208.00
	PENAL LAW	\$102.00
	CITY ORDINANCE	\$350.00
	BAIL FORFEITURE	\$0.00
	PARKING TAGS	<u>\$3,280.00</u>
	TOTAL	\$55,940.00

MUG SHOTS: 38

PARKING TAGS: 41

MEAL TICKETS: 83



City of North Tonawanda

Department of Community Development
500 Wheatfield Street
North Tonawanda, New York 14120
716-695-8580
716-614-0519 (fax)

XXXII.

DEC 05 2023

November 22nd, 2023

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

Re: Request for authorization to submit a grant application to the New York State Office of Community Renewal for Community Development Block Grant funding

Dear Honorable Body;

The City of North Tonawanda Community Development Office is seeking to apply to the New York State Office of Community Renewal (OCR) for \$300,000 in Community Development Block Grant (CDBG) funds for a 2024 Microenterprise Assistance program.

The Microenterprise Assistance Program provides grants to local businesses with 5 or fewer employees. The maximum award is \$35,000 (per business) and will directly assist the business with the purchase of furniture, fixtures, equipment, inventory and working capital. If awarded, the program is available to any qualifying business located within the City of North Tonawanda, with a specific emphasis on supporting business growth in the Downtown and Oliver Street areas. The program does not require any matching funds from the City.

To meet the CDBG National Objective of assisting low-to-moderate income people, microenterprise businesses are required to create at minimum 1 FTE employment position that is either taken by, or made available to a low-to-moderate income person. This requirement can also be met if the business owner(s) is considered low-to-moderate income at time of application, based off income limits set forth by HUD.

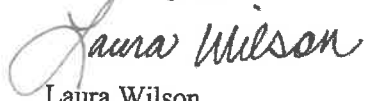
The applicant for this project would be the City of North Tonawanda, with grant administration performed by Lumber City Development Corporation (LCDC). The City and LCDC have successfully administered 7 microenterprise programs since 2010, supporting 54 local businesses and the creation of 77 new employment positions. It is estimated that the 2024 Microenterprise assistance program would assist 8 businesses and the creation of 20 new employment positions.

The attached resolution would authorize the City to submit a grant application not to exceed \$300,000; would authorize the Mayor, pending review by the City Attorney, to execute all documents with OCR related to the CDBG program; and would further designate the Mayor as Certifying Officer responsible for the federal environmental review process related to the project.

2023 NOV 20 AM 10:32
NORTH TONAWANDA NY
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I respectfully request this Honorable Body consider approving the attached resolution.

Kindest regards,

A handwritten signature in cursive script that reads "Laura Wilson". The signature is written in dark ink and is positioned above the printed name.

Laura Wilson

Director of Community Development

**AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE NEW YORK
STATE OFFICE OF COMMUNITY RENEWAL FOR BLOCK GRANT FUNDING**

WHEREAS, the City of North Tonawanda is seeking \$300,000 in funding for the Community Development Block Grant (CDBG) Microenterprise Assistance Program from the New York State Office of Community Renewal (OCR)

WHEREAS, the Microenterprise Assistance program provides grants up to \$35,000 for qualifying businesses located within the City of North Tonawanda

WHEREAS, the CDBG Microenterprise program will meet the CDBG National Objective of assisting low-to-moderate income individuals through job creation

WHEREAS, Lumber City Development Corporation (the "LCDC") is assisting in the facilitation of the Project and grant administration activities, and has requested that the City provide the OCR funding to the LCDC for the purpose of making grants to microenterprise businesses.

WHEREAS, the Project will result in substantial benefit to the City in form of an estimated 20 new full-time equivalent employment positions, assistance to 8 local businesses, and

WHEREAS, the City has held a public hearing to obtain citizens' views regarding the CDBG program as administered by OCR and the Project.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor is hereby authorized to submit a grant application on behalf of the City of North Tonawanda in the approximate amount of \$300,000 to the OCR to support the Project, and be it further

RESOLVED, that the Mayor is hereby authorized to execute a grant agreement between the City and the OCR and all related documents associated with the OCR grant, including entering into a grant agreement with the LCDC for the implementation of the Project and administration of the OCR grant, all such documents to be subject to review and approval by the City Attorney, and be it further

RESOLVED, that the Mayor is hereby designated as the Certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the Project.

COLUMBIA HOOK & LADDER CO., NO. 1, INC.

P.O. Box 357 North Tonawanda, New York 14120-0357



Established 1876

CFO. A.

DEC 05 2023

November 30, 2023

Honorable Austin Tylec, Mayor
Honorable Common Council
c/o City Clerk
216 Payne Ave.
North Tonawanda, NY 14120

Re: Volunteer Firefighter 50-Year Exemption

Dear Council and Mayor:

The members of Columbia Hook & Ladder Co. No. 1, Inc., respectfully request a 50-Year Volunteer Firefighter Exemption be granted to, and the Certificate be prepared, for:

JAMES C. DRISKEL

He joined December 5, 1973, and continues to assist in some Fire Company events.

Very truly yours,
COLUMBIA HOOK & LADDER CO. NO. 1, INC.

A handwritten signature in blue ink, appearing to read "David L. Evans".

David L. Evans
Recording Secretary

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CITY CLERK'S OFFICE

2023 NOV 30 AM 9:48
NORTH TONAWANDA NY