THE HONORABLE BODY

Council Chambers Municipal Building North Tonawanda, New York 14120 Tuesday, October 7, 2025 6:30 P.M.

REGULAR SESSION CALLED TO ORDER BY PRESIDENT LAVEY

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: President Lavey

Alderman Schmigel, DiBernardo, Marranca, Loncar

Absent: None

Also Present: Mayor Austin J. Tylec

Asst. City Attorney Mario Gregori

AUDIENCE PARTICIPATION – None

MAYORS 2026 BUDGET PRESENTATION

APPROVAL OF THE MINUTES OF THE REGULAR SESSION SEPTEMBER 16, 2025

MOVED by Alderman Schmigel SECONDED by Alderman Marranca That the minutes of the regular session held September 16, 2025 be approved as circulated and filed in the Office of the City Clerk.

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

Nays: None (0)

CARRIED.

PROOF OF PUBLICATION PUBLISHED 9/4/2025 & 9/11/2025

1) Legal Notice -Collector's Notice of Payment of the School Taxes - City Clerk-Treasurer

MOVED by Alderman Schmigel SECONDED by Alderman Marranca

That the Common Council hereby receives and files the aforementioned Proof of Publication.

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey
Nays: None
(5)

CARRIED.

10-07-2025

COMMUNICATIONS FROM CITY OFFICIALS

III. Clerk-Treasurer

Date: October 2, 2025

To: Mayor/Common Council

From: Donna L. Braun - City Clerk/Treasurer

Subject: Standard Workday and Reporting Resolution – 2025

We received a request from New York State Retirement System to pass a new resolution on the following Elected Officials. The resolution shall be posted for 30 days after approval of the Common Council on October 7th, 2025.

New Regulation 315.4 outlines additional reporting requirements for elected or appointed officials and more clearly defines the process for reporting time worked by those officials.

This regulation became effective August 12, 2009.

I offer the following resolution for your consideration:

BE IT RESOLVED, that the City of North Tonawanda hereby establishes the following as standard workdays for elected and appointed officials and will report (see attached) the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these Officials to the Clerk of this body.

Sincerely, Donna L. Braun City Clerk-Treasurer

MOVED by Alderman Loncar SECONDED by Alderman Schmigel 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 7th, 2025, approves the Standard Workday and Reporting Resolution for 2025 and it reads as follows:

BE IT RESOLVED, that the City of North Tonawanda hereby establishes the following as standard workdays for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these Officials to the Clerk of this body.

2025 Elected/ Appointed Work Schedule City of North Tonawanda New York

ELECTED OFFICIALS:

TITLE	NAME	STANDARD WORKDAY	TERM BEGINS/ENDS	PARTICIPAT IN TIME KE		DAY/MONTH
Mayor	Austin J. Tylec	7	01/01/22 - 12/31	1/25	N	20
Clerk-Treasurer	Donna L. Braun	7	01/01/24 - 12/31	1/27	Y	20
Attorney	Edward Zebulske III	7	01/26/23 - 12/31	1/26	Y	20
3 rd Ward Alderman	Joseph Marranca III	6	01/01/24 - 12/31	1/25	N	20
Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey Nays: None CARRIED.						

IV.1 Engineer

September 30, 2025

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

> Re: Project 2024-01: Smart Growth 2.0 CFP Improvements Project **Approval of Change Order No.2**

Dear Honorable Body:

Approval of Change Order No.2 for the Smart Growth 2.0 CFP Improvements Project is hereby requested. The change order is for the additional cost of changes made to the project. These changes include the replacement of the existing light poles and fixtures along Webster Street with new light poles and fixtures with the addition of one new pole. Attached is a change order listing the additions that are to be performed on this project and their associated costs.

Accordingly, I respectfully request that the Common Council approve add Change Order No.2 for the Smart Growth 2.0 CFP Improvement Project in the amount of \$115,621.88 with Miller Construction Services, 3305 Haseley Drive, Niagara Falls, NY 14304; increasing the contract amount from \$744,692.33; to \$860,314.21; authorizing the Mayor to sign said change order.

> Very truly ours, Travis J. Sikora, E.I.T. **Assistant City Engineer**

MOVED by Alderman Marranca **SECONDED by Alderman** Loncar That the Common Council hereby approves add Change Order No.2 for the Smart Growth 2.0 CFP Improvement Project in the amount of \$115,621.88 with Miller Construction Services, 3305 Haseley Drive, Niagara Falls, NY 14304; increasing the contract amount from \$744,692.33; to \$860,314.21; and authorizes the Mayor to sign said change order.

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey Nays: None (0)

CARRIED.

IV.2 Engineer

October 2, 2025

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

> Re: Project 2025-03: City Parks Paving Improvements Project **Approval of Change Order No.1**

Dear Honorable Body:

Approval of Change Order No.1 for the City Parks Paving Improvements Project is hereby requested. The change order is for the additional cost of changes made to the project. These changes include widening the roads and installation of a new parking area in Pinewoods Park. Attached is a change order listing the additions that are to be performed on this project and their associated costs.

Accordingly, I respectfully request that the Common Council approve add Change Order No.1 for the City Parks Paving Improvements Project in the amount of \$129,500.00 with D&H Paving LLC, 485 Kennedy Road, Cheektowaga, NY 14227; increasing the contract amount from \$177,401.60; to the contract amount of \$306,901.60; authorizing the Mayor to sign said change order.

> Very truly yours, Travis J. Sikora, E.I.T. **Assistant City Engineer**

MOVED by Alderman Loncar SECONDED by Alderman Marranca

That the Common Council hereby approve add Change Order No.1 for the City Parks Paving Improvements Project in the amount of \$129,500.00 with D&H Paving LLC, 485 Kennedy Road, Cheektowaga, NY 14227; increasing the contract amount from \$177,401.60; to the contract amount of \$306,901.60; and authorizes the Mayor to sign said change order.

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

VII. Accountant

October 2, 2025

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 October 7th, 2025, 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 Marranca That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated October 7th, 2025, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$365,195.85
02	Water Fund	\$82,118.87
04	Sewer Fund	\$118,816.00
06	Capital Project Fund	\$865,593.59
07	Trust & Agency Fund	<u>\$3,694.71</u>
00	Final Total	\$ <u>1,435,419.02</u>

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey **(5)** Nays: None (0)

CARRIED.

X.1 Police Chief

September 30, 2025

Honorable Austin Tylec, Mayor And Common Council City Hall North Tonawanda, NY 14120

Dear Honorable Body:

Please appoint Erik A. Herbert as Commissioner of Deeds for the City of North Tonawanda, effective from October 8, 2025, and ending on October 7, 2027.

Respectfully, Keith T. Glass Chief of Police

MOVED by Alderman Lavey SECONDED by Alderman Marranca
That the Common Council hereby approves Erik A. Herbert as Commissioner of Deeds
for the City of North Tonawanda, effective October 8, 2025, and ending October 7, 2027
Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey (5)
Nays: None (0)

CARRIED.

X.2 Police Chief

October 2, 2025

Honorable Mayor Austin Tylec & North Tonawanda Common Council 216 Payne Avenue North Tonawanda, NY 14120

Dear Honorable Body,

I respectfully request your approval of a pay raise for our police matrons. These individuals play a vital role within the North Tonawanda Police Department, and their responsibilities are critical to the safety and security of both our personnel and those in our custody.

Our matrons oversee the intake process of female prisoners, including thorough pat-downs, searches, and the secure storage of personal property. They are responsible for the supervision and control of all prisoners in our facility, maintaining a constant watch to ensure safety and prevent incidents such as suicide attempts. Their duties require attentiveness, professionalism, and a high level of responsibility.

At present, we are facing a staffing crisis. Only two of the four authorized matron positions are filled. Despite advertising the openings, we have received only one application in recent months, and that candidate did not pass the required background check. Because of this shortage, police officers are being placed on overtime to cover prisoner watch, at a significant additional cost to the city.

To address this, I am requesting a \$2.00 per hour pay raise, which would increase the matron wage to \$20.00 per hour. This increase would cost approximately \$9,000 annually. The last matron pay raise was approved in 2022, and it greatly improved our ability to recruit qualified candidates. With the raising cost of living and the specialized responsibilities of the position, this proposed adjustment is both reasonable and necessary.

Investing in this pay raise will strengthen recruitment, reduce our reliance on costly overtime, and ultimately save the city money while ensuring that prisoner supervision remains at the highest level of safety and professionalism.

Respectfully, Keith Glass Chief of Police

MOVED by Alderman Lavey SECONDED by Alderman Schmigel
That the Common Council hereby approves a \$2.00 per hour pay raise, for the North
Tonawanda Police Matrons, which would increase the matron wage to \$20.00 per hour.

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey (5)
Nays: None (0)

CARRIED.

XVII. Traffic Safety

September 17, 2025

Donna Braun City Clerk-Treasurer 216 Payne Avenue North Tonawanda, NY 14120

Traffic Safety Minutes:

The September meeting of the North Tonawanda Traffic Safety Committee was called to order at 1800 hours. Roll call showed the following members present: M. Meisenburg, R. Frank, J. Sikora, N. Ferguson and M. Nalbone. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

- 1. Request no parking signs on the west side of Phillip St. between Stenzil St. and Washington St.
- 2. Eric Lentz from 74 5th Ave. requested a terrace parking permit. The committee denied the request knowing there is a 2-car garage not being used and 2 car spots in front of the garage as well.
- 3. Jessica from 1329 Sherwood Ave. has a child with autism level 4 non-verbal. She is requesting an Autistic Child Area sign within the vicinity. The committee agreed to the request.
- 4. Lacey Appenheimer from 115 E. Felton St. has a child with autism and is requesting an Autistic Child Area sign within the vicinity. The committee agreed to the request.
- 5. Speeding on Nash Road is still an occurrence between twin city highway and Walck Road. The committee is looking into adding more 30 mph signs and continuing enforcement.

The next traffic safety meeting will be held on October 20th, 2025.

Travel Safely!
Mathew R. Meisenburg

MOVED by Alderman Marranca SECONDED by Alderman Lavey
That the Common Council hereby approves Traffic Safety recommendations #3, #4, and #5
and receives and files the Traffic Safety minutes from their September meeting.

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

Nays: None (0)

CARRIED.

XIX. Building Inspector

October 2, 2025

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

Gentlemen,

Due to the increased workload associated with expanded Building/Code Enforcement/Rental programs as well as increased permit and license applications the duties of the Account Clerk position have increased significantly.

I humbly request that the Common Council upgrade the present Account Clerk position to Senior Account Clerk to better represent the increased responsibilities.

This title change is important to North Tonawanda to ensure that we have the best people available to service the residents of our City.

Thank you for your attention in this matter.

Respectfully, Robert C. DePaolo Building Inspector

MOVED by Alderman Schmigel SECONDED by Alderman Loncar
That the Common Council hereby grants approval to change the Account Clerk position to
a Senior Account Clerk position in the Building Inspectors Department.

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey (5)
Nays: None (0)

XXV. Monthly Reports

CARRIED.

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

MOVED by Alderman Lavey SECONDED by Alderman Schmigel
That the Common Council hereby receives and files the aforementioned Monthly Reports.
Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey (5)
Nays: None (0)
CARRIED.

CARRIED.

XXXII. Dir. Community Development

October 1, 2025

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

> Re: Request for Public Hearing – Adoption of the City of North Tonawanda Comprehensive Plan

Dear Honorable Members of the Common Council,

On behalf of the North Tonawanda Community Development Office, I respectfully request that the Common Council schedule and hold a public hearing regarding the adoption of the City of North Tonawanda Comprehensive Plan.

I am requesting a public hearing to be held on Tuesday October 14th, 2025, at 6:15 PM with a quorum of Common Council members in the Council Chambers at City Hall. This hearing will provide residents, stakeholders, and interested parties the opportunity to review and comment on the proposed Comprehensive Plan prior to its formal consideration for adoption by the Council.

The Comprehensive Plan represents a significant milestone for the City, reflecting community input current conditions, and a shared vision for the future growth and development of North Tonawanda. Your support in moving this process forward will ensure that our community has a clear and coordinated path to guide decision-making in the years ahead.

Thank you for your attention to this matter. Please let me know if any additional information is needed prior to scheduling the hearing.

Respectfully submitted, Laura Wilson Dir. Community Development

MOVED by Alderman Marranca SECONDED by Alderman Loncar That the Common Council hereby grant approval for Community Development to hold a Public Hearing on Tuesday October 14th, 2025, at 6:15 PM, regarding the adoption of the City of North Tonawanda Comprehensive Plan.

Ayes: Alderman Schmigel, DiBernardo, Marranca, Loncar, Lavey
Nays: None
(5)

CARRIED.

COMMUNICATIONS FROM OTHERS

A. Greg Lureman

September 19, 2025

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

To Whom it May Concern:

We respectfully ask that a short stretch of city road be blocked off so we may have our first street Block Party. It is our hope that this will be a great opportunity for the neighborhood to meet each other. We promise to abide by any City Ordinances that may be required of us, such as noise levels, etc.

We are requesting to have this event on Saturday, October 18, 2025, from 9am to 11pm or whatever available times this may be allowed. A map depicting the section of street involved is provided. Thank you in advance for your consideration.

Sincerely, Greg Lureman MOVED by Alderman Loncar SECONDED by Alderman Lavey

That the Common Council hereby grants permission to Greg Lureman to close 12th Avenue from Carr Street to Gilmore Street, Saturday, October 18th from 9am to 11pm for a Block Party, and directs the DPW to provide barricades for said event.

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

Nays: None

CARRIED.

AUDIENCE PARTICIPATION

<u>Nick Czimar 771 Remington</u>- Question to the Mayor-How is your projections in Development from your Budget Speech going to be able to take place with the Governors' Energy Plan for 2026?

<u>Kurt Klepp-1295 Erie Avenue-Old Business-a couple of meetings ago I asked the Mayor to have the DPW to clean the drains and sewer grates in front of my house, to this day they are still not done.</u>

<u>Greg Lureman 201 12th Avenue</u>-Question-with all the motorized bicycles in the city are there any rules and regulations for them. Helmets, speed limits etc.

<u>Joe Midura 115 10th Avenue</u>- Stated that the new water meters were not supposed to cost the taxpayers any money. Stated that residents, especially the older residents, have had to spend money on shut off valves to accommodate the new meters. Hundreds of dollars for some. Wanted some answers on this.

ADJOURNMENT

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

Time of Adjournment: 7:28 P.M.

Respectfully submitted,

Jonna L. Braun

City Clerk-Treasurer

Donna L. Braun