MATTHEW L. PARISH City Clerk-Treasurer mattparish@northtonawanda.org

> Lori Swartz Assistant City Clerk

Denise Proefrock Assistant City Treasurer

City of North Tonamanda

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

June 13, 2019

The following meetings have been scheduled for TUESDAY, JUNE 18, 2019:

6:00PM Public Hearing for the Community Block Grant Program

6:15PM Public Hearing for the Open C-PACE Local Law No.20

6:30PM Common Council - Re: Agenda Discussion

6:45PM Common Council Meeting in the Common Council Chambers.

Respectfully submitted,

Matthew L. Parish City Clerk-Treasurer TO: Honorable Mayor & Common Council

President Zadzilka

Aldermen Braun, Berube, Pecoraro, Tylec

FROM: Matthew L. Parish, City Clerk-Treasurer

RE: Agenda for regular session TUESDAY, JUNE 18, 2019 6:30PM

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

PROOF OF PUBLICATION PUBLISHED 6/8/2019

1) Legal Notice – Public Hearing to discuss Local Law 20 to establish a Sustainable Energy Loan Program – City Clerk-Treasurer

COMMUNICATIONS FROM CITY OFFICIALS

#1 Austin Tylec - Re: Approval of Open PACE - Local Law

No.20

I. Mayor - Re: Appointments to the Historic Preservation

Committee

III. Clerk-Treasurer - Re: Amendment of Chapter 33 DOGS §33-3

Licensing of dogs; fees; identification tags

- D. Fees.

V. Supt. Wastewater/Water - Re: Renewal of Agreement with EnerScope

VII. Accountant - Re: Payment of the Abstract of Claims Dated

June 18, 2019

X. Police Chief - Re: Approval of the Exclusive Towing contract

for the 2019 season to Certified Towing

XXV. Monthly Reports

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

XXXII.

Community Development

Re: Permission to hold a Public Hearing, July

2, 2019 in City Hall for the Community Development Block Grant Program

COMMUNICATIONS FROM OTHERS

A.

OLC Church

Re: Permission to have their Feast Day

Celebration Sunday, August 25, 2019

B.

Columbia Hook & Ladder

Re:

Approval to add John Strauch to the

North Tonawanda Fire Roll

C.

Boys & Girls Club

Re:

Amendment of approval of their Annual

Canal Fest Four Miler, Thursday, July 18,

2019

D.

Melissa Breeden

Re:

Permission for a block party July 27, 2019

on Daniel Drive

E.

Live Hose Co.

Re:

Exemption Petitions for Bruce Harding

and Michael Harding for 5 Years of

service.

Respectfully submitted,

Matthew L. Parish

City Clerk-Treasurer

Janet M. Slipko, 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 # 250429 was printed and published in said paper on the following dates:

06/08/2019

RECEIVED CITY CLERK'S DFFICE 2019 JUN 13 AWS:51 NORTH TONAWANDA NY

Principal Clerk

Subscribed and sworn to before me this 6-1/-19

Teresa L McCarthy

02/26/2022

Notary Public

Expiration Date

TERESA L MCCARTHY
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01MC4962698
Qualified in Niagara County
Commission Expires February 26, 2022

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Common Council in the Common Council Chambers at City Hall, 216 Payne Avenue, North Tonawanda, NY at 6:15pm on Tuesday, June 18, 2019 to discuss a Local Law to Establish a Sustainable Energy Loan Program (Open C-PACE) in The City of North Tonawanda. Citizens attending the hearing have a right to provide written or oral comments and ask questions concerning the C-PACE Program.

A copy of the document is on file at the City Clerk-Treasurer's Office and may be inspected by any interested citizen from 8:30am until 4:30pm., commencing on June 7, 2019. The document will also be available on the city website, www.NorthTonawanda.org.

Adoption of the local law will be voted on by the Common Council in the Common Council Chambers at City Hall, 216 Payne Avenue, North Tonawanda, NY at 6:30pm on Tuesday, June 18, 2019.

Matthew Parish, City Clerk-Treasurer Austin Tylec, Alderman at Large #N250429

6/8/2019

1.

Office of the Mayor

JUN 1 8 2019

ARTHUR G. PAPPAS

June 11, 2019

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

Re: Historic Preservation Committee

Dear Honorable Body:

Please be advised that I am re-appointing April Gampp, 249 Goundry Street, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective July 31, 2019 for a term of (4) four years, expiring July 31, 2022.

I'm also appointing Kristin Derby, 98 Niagara Street, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective July 31, 2019 for a term of (3) three years, expiring July 31, 2021.

I am also appointing Andrew Klettle, 49 Dean Drive, North Tonawanda, NY 14120, to the Historic Preservation Committee, effective July 31, 2019 for a term of (2) two years, expiring July 31, 2020.

Sincerely,

Arthur G. Pappas

Mayor

RECEIVED
CITY CLERK'S OFFICE

2019 JUA 11 AH11:0S NCRTH TANAWANDA YU

THE CITY OF NORTH TONAWANDA ALDERMAN AT LARGE

May 29th, 2019

UN 0 4 2019

#/

JUN 1 8 2019

North Tonawanda Common Council 216 Payne Avenue North Tonawanda, New York 14120

RE: Open PACE - Local Law

Dear Honorable Body:

We have approved the EIC Municipal Agreement & held a public hearing for the Open C-Pace Program. The final step is to approve the Open C-PACE local law to enable the provision of the public benefit of PACE in the City. The Local Law restates Article 5-L of the general municipal law which gives the City the authority to provide financing to owners of real property to finance energy related improvements. While EIC and the City are governed on the implementation of Open C-PACE through the EIC Municipal Agreement, the Local Law gives the City the authority to offer Open C-PACE. Please see the template Local Law attached below. This program would give commercial & multi family property owners an opportunity to apply for 100% financing for energy efficiency projects. I believe this would be a benefit to property owners throughout the City of North Tonawanda.

Please put the attached law on the Common Council agenda scheduled for 6/4/19. If there are any questions, please feel free to contact me.

Sincerely.

Austin J. Tylec Alderman-at-Large RECEIVED
CITY CLERK'S OFFICE

2019 MAY 30 PM1:45 NORTH TONAWANDA NY

LOCAL LAW NO. -20

A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN THE CITY OF NORTH TONAWANDA

Be it enacted by the City of North Tonawanda as follows:

Section 1. This local law shall be known as the "Energize NY Open C-PACE Financing Program" and shall read as follows:

ARTICLE I

- §1. Legislative findings, intent and purpose, authority.
- It is the policy of both the Municipality and the State of New York to achieve energy A. efficiency and renewable energy improvements, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The Municipality finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, "EIC"), a local development corporation, acting on behalf of the Municipality pursuant to the municipal agreement (the "Municipal Agreement") to be entered into between the Municipality and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the "Enabling Act").
- B. The Municipality is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.
- C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the "Energize NY Open C-PACE Local Law".

§2. Definitions

- A. Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.
- B. For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount - shall have the meaning assigned in Section 8, paragraph B.

Annual Installment Lien – shall have the meaning assigned in Section 8 paragraph B.

Authority - the New York State Energy Research and Development Authority.

Benefit Assessment Lien - shall have the meaning assigned in Section 3, paragraph A.

Benefited Property – Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.

Benefited Property Owner – the owner of record of a Benefited Property.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the Municipality to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the Municipality as a charge to be levied on the real property.

Eligible Costs – costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC's Program administration fee, closing costs and fees, title and appraisal fees, professionals' fees, permits, fees for design and drawings and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement

Enabling Act – Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.

Finance Agreement – the finance agreement described in Section 6A of this local law.

Financing Charges – all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys' fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.

Financing Parties – Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the Municipality.

Municipality – the City of North Tonawanda, a municipality of the State constituting a tax district as defined in Section 1102 of the RPTL of the State.

Municipal Lien – a lien on Qualified Property which secures the obligation to pay real property taxes, municipal charges, or governmentally imposed assessments in respect of services or benefits to a Qualified Property.

Non-Municipal Lien – a lien on Qualified Property which secures any obligation other than the obligation to pay real property taxes, municipal charges, or governmentally-imposed assessments in respect of services or benefits to a Qualified Property Owner or Qualified Property.

Program - the Energize NY Open C-PACE Financing Program authorized hereby.

Qualified Project – the acquisition, construction, reconstruction or equipping of Energy Efficiency Improvements or Renewable Energy Systems or other projects authorized under the Enabling Act on a Qualified Property, together with a related Energy Audit, Renewable Energy System Feasibility Study and/or other requirements under or pursuant to the Enabling Act, with funds provided in whole or in part by Financing Parties under the Program to achieve the purposes of the Enabling Act.

Qualified Property – Any real property other than a residential building containing less than three dwelling units, which is within the boundaries of the Municipality that has been determined to be eligible to participate in the Program under the procedures for eligibility set forth under this local law and the Enabling Act and has become the site of a Qualified Project.

Qualified Property Owner – the owner of record of Qualified Property which has been determined by EIC to meet the requirements for participation in the Program as an owner, and any transferee owner of such Qualified Property.

RPTL - the Real Property Tax Law of the State, as amended from time to time.

Secured Amount – as of any date, the aggregate amount of principal loaned to the Qualified Property Owner for a Qualified Project, together with Eligible Costs and Financing Charges, as provided herein or in the Finance Agreement, as reduced pursuant to Section 8, paragraph C.

State - the State of New York.

§3. Establishment of an Energize NY Open C-PACE Financing Program

- A. An Energize NY Open C-PACE Financing Program is hereby established by the Municipality, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may arrange for the provision of funds by Financing Parties to Qualified Property Owners in accordance with the Enabling Act and the procedures set forth under this local law, to finance the acquisition, construction, reconstruction, and installation of Qualified Projects and Eligible Costs and Financing Charges approved by EIC and by the Financing Party under the Finance Agreement. EIC, on behalf of the Municipality, and with the consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.
- B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing

mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

§4. Procedures for eligibility

- A. Any property owner in the Municipality may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the Municipality's offices.
- B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the Municipality, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act and § 5 of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.
- C. If a positive determination on an application is made by EIC, acting on behalf of the Municipality, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with § 6 of this local law.

§5. Application criteria

Upon the submission of an application, EIC, acting on behalf of the Municipality, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

- A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;
- B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;
- C. Sufficient funds are available from Financing Parties to provide financing to the property owner;
- D. The property owner is current in payments on any existing mortgage on the Qualified Property;
- E. The property owner is current in payments on any real property taxes on the Qualified Property; and
- F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the Municipality, or EIC acting on its behalf, or other Financing Parties may set from time to time.

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§6. Energize NY Finance Agreement

- A. A Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the Municipality, shall be a third-party beneficiary (the "Finance Agreement"). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a "Benefited Property").
- B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.
- C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.
- D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

§7. Terms and conditions of repayment

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the Municipality. The special benefit assessment shall constitute a "charge" within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the Municipality, and shall be paid to the Financing Party as provided in the Finance Agreement.
- B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the Municipality.
- C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the Municipality, as provided in the Finance Agreement.

§8. Levy of Annual Installment Amount and Creation of Annual Installment Lien

- A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the Municipality. The amount of the Benefit Assessment Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the Municipality, in the land records for properties in the Municipality. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the Municipality.
- The Finance Agreement shall provide for the repayment of the Secured Amount in B. installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the "Annual Installment Amount"). The Annual Installment Amount shall be levied by EIC, on behalf of the Municipality, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day of January of the fiscal year for which levied (the "Annual Installment Lien") and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.
- C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the Municipality, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.
- D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge upon the Benefited Property and shall be collected by EIC, on behalf of the Municipality, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in

respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the Municipality, or the Financing Party, as may be provided in the Finance Agreement.

- E. EIC shall act as the Municipality's agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.
- F. EIC, on behalf of the Municipality, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the Municipality, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

§9. Verification and report

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

§10. Separability. If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

Section 2. This local law shall take effect upon filing with the Secretary of State.

MATTHEW L. PARISH City Clerk-Treasurer mattparish@northtonawanda.org

Lori Swartz Assistant City Clerk

Denise Proefrock Assistant City Treasurer

City of North Tonawanda

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

June 6, 2019

Honorable Arthur G. Pappas **And Common Council** 216 Payne Avenue North Tonawanda, NY 14120

Re: Amendment of Chapter 33 DOGS §33-3 Licensing of dogs; fees; identification tags - D. Fees.

Dear Honorable Body:

Below, for your consideration, is an amendment to the North Tonawanda City Code, Chapter 33 DOGS §33-3 Licensing of dogs; fees; identification tags – D. Fees, that took effect as of January 1, 2019. The amendment is recommended for the City of North Tonawanda to be up to or the same as the surrounding Municipalities, and will read as follows:

Chapter 33 – DOGS

§33-3 Licensing of dogs; fees; identification tags. – D. Fees.

- D. Fees. The annual fee for each dog license issued shall be:
 - (1) For each spayed or neutered dog: \$10.
 - For each unsprayed or unneutered dog: \$20. (2)

If your Honorable Body concurs, please pass a resolution to amend the North Tonawanda City Code, Chapter 33 DOGS §33-3 Licensing of dogs; fees; identification tags - D. Fees subject to any further review by the City Attorney. Should you have any questions, please do not hesitate to contact me.

Sincerely,

City Clerk-Treasurer





CITY OF NORTH TONAWANDA WATER WORKS 830 RIVER ROAD

NORTH TONAWANDA, NEW YORK 14120

Phone: (716) 695–8560, ext. #6411 Cell: (716) 583-1518

E-mail: billdavignon@northtonawanda.org

JUN 1 8 2019

William M. Davignon Superintendent

June 4, 2019

Hon. Mayor and Common Council 216 Payne Ave. – City Hall North Tonawanda, NY 14120

Re: Renewal of Agreement with EnerScope

Honorable Mayor and Common Council Members:

Our annual agreement with EnerScope will expire as of June 30, 2019. Enerscope provides consulting services for the procurement of Natural Gas for the Wastewater & Water Treatment Plants.

The renewal fee for the July 1, 2019 – June 30, 2020 contract year will be \$3,600.00 (\$300.00 per month) inclusive for the Wastewater account. Continued inclusion of the Water Filtration Plant account for this contract will be an additional \$600.00 (\$50.00 per month). In addition, the annual fee for bidding will be \$750.00. Total annual cost of this contract will be \$4,950.00 which is the same as last year.

We have used Enerscope for many years and have realized significant savings in our Natural Gas costs. For example, we saved \$30,142 for the year starting Sept. 2017 and ending Aug. 2018.

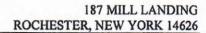
I would appreciate your approval of the Enerscope 7/1/19 - 6/30/20 agreement at a total cost of \$4,950.00. This will be contingent upon City Attorney approval.

Thank you in advance for your time and consideration of my request.

Sincerely,

William M. Davignon

Superintendent of Wastewater & Water





Phone (585) 865-8956 & (585) 370-5027

ENGAGEMENT AGREEMENT

THIS AGREEMENT, DATED JUNE \ , 2019 IS BETWEEN NORTH TONAWANDA WASTE TREATMENT FACILITY, 830 RIVER ROAD, NORTH TONAWANDA, NEW YORK 14120 (CLIENT) AND EnerScope, A DIVISION OF LILCO, INC. [FLA.], 187 MILL LANDING, ROCHESTER, NEW YORK 14626 (CONTRACTOR).

PURPOSE OF ENGAGEMENT

THE CONTRACTOR IS AN EXPERT IN ENERGY RELATED MATTERS AND WISHES TO PROVIDE THE SERVICES LISTED BELOW TO THE CLIENT.

THE CLIENT DESIRES TO USE THE SERVICES OF THE CONTRACTOR TO PROVIDE ENERGY RELATED CONSULTING SERVICES AS OUTLINED BELOW.

SCOPE OF SERVICES

THE CONTRACTOR WILL PROVIDE THE FOLLOWING SERVICES DAILY, WEEKLY, MONTHLY AND SUCH OTHER TIME PERIODS AS REQUIRED:

- RECEIVE AND RECORD METER READINGS FROM THE CLIENT AS REQUESTED BY THE CONTRACTOR.
- TRANSCRIBE, POST, AND RECORD METER READINGS RECEIVED FROM THE CLIENT, TRACK CONSUMPTION BY ACCOUNT FOR THE PURPOSES OF ORDERING NATURAL GAS FOR THE CLIENT FROM SELECTED NATURAL GAS SUPPLIERS AS DESIGNATED BY THE CLIENT AND, WHERE REQUIRED, SUPPLY METER READINGS TO UTILITIES.
- ADJUST, AMEND, AND CORRECT, AS REQUIRED, ORDERS FOR NATURAL GAS FOR EACH ACCOUNT.
- COORDINATE ALL SHIPMENTS OF NATURAL GAS WITH DESIGNATED NATURAL GAS SUPPLIERS ON BEHALF OF THE CLIENT.
- REVIEW NECESSARY DOCUMENTATION AND CONFIRM ALL GAS SHIPMENTS AS REQUESTED BY THE CONTRACTOR FROM THE DESIGNATED NATURAL GAS SUPPLIER ON BEHALF OF THE CLIENT.
- RECEIVE COPIES OF ALL RELATED INVOICES FOR THE PURCHASE OF NATURAL GAS FROM DESIGNATED SUPPLIERS AND ALL TRANSPORTATION DATA AND INVOICES FROM THE LOCAL UTILITY DISTRIBUTION COMPANY.
- AUDIT ALL CHARGES TO THE CLIENT BY THE DESIGNATED NATURAL GAS SUPPLIER AND LOCAL UTILITY DISTRIBUTION COMPANY AND ARRANGE FOR ANY ADJUSTMENTS AS REQUIRED.
- PREPARE REPORTS FOR EACH CALENDAR MONTH OF THE BID PERIOD TO MEASURE COST SAVINGS FOR THE CLIENT.
- PREPARE SUCH OTHER REPORTS AND CORRESPONDENCES AS REQUESTED BY THE CLIENT.
- ADMINISTER ALL TERMS AND CONDITIONS OF BIDS AND CONTRACTS FOR NATURAL GAS PURCHASES THAT THE CLIENT HAS ENTERED INTO.

SCOPE OF SERVICES (CONT'D)

- -ACT AS AGENT FOR THE CLIENT FOR THE PURPOSES OF MANAGING THE NATURAL GAS PURCHASES.
- INFORM THE CLIENT OF COMPLIANCE REQUIREMENTS WITH UTILITIES AND ASSIST THE CLIENT IN RESPONDING TO ANY AND ALL REQUESTS MADE BY UTILITIES AND NATURAL GAS SUPPLIERS OR REQUIRED BY THEM TO THE CLIENT FOR COMPLIANCE.
- ASSIST CLIENT IN PREPARATION OF ALL BUDGETS FOR UTILITIES AS REQUESTED BY THE CLIENT.
- ASSIST CLIENT PERSONNEL IN GAINING KNOWLEDGE OF UTILITY RELATED COSTS AND SERVICES AND PROGRAMS.
- PROVIDE PRELIMINARY COST SAVING ESTIMATES, OBJECTIVES AND PRELIMINARY ANALYSIS FOR ANY UTILITY RATE CASE INTERVENTION.
- PROVIDE ASSISTANCE FOR ADDITIONAL COST SAVING OPPORTUNITIES OFFERED BY DEREGULATION OPPORTUNITIES OF THE UTILITIES AND ASSIST IN NEGOTIATION OF SAME.
- PROVIDE ALL BIDDING ADMINISTRATION AS REQUIRED AND, FOR AN ANNUAL FEE PREPARE ALL NECESSARY DATA FOR A BID FOR THE 2019/2020 AND FORWARD FISCAL VEARS
- OFFER AND ENTERTAIN SUCH OTHER SERVICES AS MAY BE BECOME AVAILABLE TO THE CLIENT TO ENHANCE COST REDUCTIONS IN UTILITY COSTS.

TERMS AND COSTS

THE AGREEMENT WILL BEGIN NO LATER THAN JULY 1, 2019 AND REMAIN IN FORCE THROUGH JUNE 30, 2020 OR EXPIRATION OF THE BID PERIOD, WHICHEVER IS LATER. CONTRACTOR AND CLIENT WILL MUTUALLY AGREE TO ANY EXTENSIONS AND THE FORM THERETO.

THE RENEWAL ANNUAL FEE WILL BE \$3,600.00 (\$300.00 PER MONTH) INCLUSIVE FOR THE WASTE TREATMENT FACILITY (1 ACCOUNT). THE RENEWAL ANNUAL FEE FOR THE WATER PLANT ON ARCHER STREET (1 ACCOUNT) WILL BE \$50 PER MONTH OR \$600.00 ANNUALLY.

IN ADDITION, THE ANNUAL FEE FOR BIDDING FOR THE 2019/2020 FISCAL YEAR WILL BE \$750.00.

ADDITIONAL SERVICES WILL BE PROVIDED AS REQUESTED AT A RATE OF \$85.00 PER HOUR FOR RECURRING TYPE SERVICES. ALL RATE CASE INTERVENTION, LOBBYING ASSISTANCE, WILL BE PROVIDED AT AN HOURLY RATE OF BETWEEN \$65.00 AND \$175.00 DEPENDING ON THE SERVICE. ALL ADDITIONAL SERVICES WILL REQUIRE REIMBURSEMENT FOR OUT-OF-POCKET COSTS AS INCURRED.

BY THEIR SIGNATURE BELOW, BOTH CLIENT AND CONTRACTOR AGREE TO THE TERMS AND CONDITIONS OUTLINED ABOVE.

FOR CONTRACTOR:

FOR CLIENT:

NORTH TONAWANDA WASTE & WATER BY: GEORGE H. DALL JR

AMANDA REIMER

JENNIFER CRESS PAYROLL PERSONNEL SPECIALIST

> SHERI GAMPP JUNIOR ACCOUNTANT

City of North Tonamanda

DEPARTMENT OF ACCOUNTING CITY HALL 216 PAYNE AVENUE NORTH TONAWANDA, N.Y. 14120 TELEPHONE: (716) 695-8545 FAX: (716) 695-8573

JUN 1 8 2019

June 4, 2019

Honorable Arthur G. Pappas, Mayor and Common Council City Hall, 216 Payne Avenue North Tonawanda, New York 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 June 18, 2019, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Regards,

Amanda Reimer City Accountant

Amad bleine



Department of Police

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



June 10, 2019

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

Dear Honorable Body,

As a follow up to the May 28, 2019 workshop session where the contract for exclusive towing for the City of North Tonawanda was discussed, the Common Council heard from four interested companies and also desired input from myself, Chief Sikora and Superintendent Zellner.

All of the towing firms that presented their proposals seemed to be well established and capable companies. As I stated that evening, the City of North Tonawanda has worked with Certified Towing over the last five year contract term as well as a number of years prior. Certified Towing has served the City of North Tonawanda and its customers admirably over that time and has performed as per the language of the contract without complaint.

I respectfully request that you vote to award the next towing contract to Certified Towing.

Sincerely,

Roger R. Zgolak Chief of Police

Cc City Clerk

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2019 JUN 13 AH10:21 NORTH TENAWANDA NY North Tonawanda City Clerk-Treasurer Monthly Report May 01, 2019 - May 31, 2019 Page 1

JUN 1 8 2019

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Minor Sales	Certified Copies - Marriage	20	200.00
			Sub-Total:	\$200.00
A1550	Minor Sales	Public Pound Fee	1	10.00
			Sub-Total:	\$10.00
A1603	Misc. Fees	Birth Certificates	65	650.00
		Death Certificates	87	870.00
		Deaths Recorded	12	0.00
		Free Birth Certificates	1	0.00
		Geneology Death	1	11.00
		Geneology Search	3	33.00
			Sub-Total:	\$1,564.00
A1980	Minor Sales	City Market	2	525.00
			Sub-Total:	\$525.00
A2110	Planning & Zoning Fees	Board of Appeals App.	3	150.00
		Subdivision of Lot	1	100.00
		Terrace Parking App	1	20.00
			Sub-Total:	\$270.00
A2501	Permit Fees	Food Truck	1	100.00
			Sub-Total:	\$100.00
A2505	Marriage License Fee	Marriage License Fee	18	315.00
			Sub-Total:	\$315.00
A2506	Conservation	Conservation	22	76.23
			Sub-Total:	\$76.23
A2540	Racing & Wagering Fees	Bingo Proceeds	7	184.75
			Sub-Total:	\$184.75
A2542	Dog Licensing	Exempt Dogs	2	0.00
		Female, Spayed	125	1,125.00
		Female, Unspayed	7	119.00
		Male, Neutered	105	945.00
		Male, Unneutered	15	255.00
		Replacement Tags	1	3.00
			Sub-Total:	\$2,447.00
A2610	Minor Sales	Parking Tickets	18	2,360.00
			Sub-Total:	\$2,360.00

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Account#	Account Description	Fee Description	Qty	Local Share
			Total Local Shares Remitted:	\$8,051.98
Amount paid to:	New York State Department of Health	1		405.00
Amount paid to:	NYS Ag. & Markets for spay/neuter p	rogram		296.00
Amount paid to:	NYS Environmental Conservation			2,520.77
Total State, Cour	ty & Local Revenues: \$11,273	.75	Total Non-Local Revenues:	\$3,221.77

Pursuant to Section 27, Sub 1, of the City Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by the City Clerks Office, City of North Tonawanda, during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

City Clerk-Treasurer

NORTH TONAWANDA Dept. of Youth, Recreation, Parks & Seniors

500 Wheatfield Street North Tonawanda, NY 14120 Phone: (716) 695-8520

Fax:

(716) 695-8533



June 10, 2019

The Honorable Mayor Arthur Pappas And Common Council 216 Payne Avenue North Tonawanda, New York 14120

Ladies and Gentlemen:

The following information is submitted for your perusal concerning participants in various programs offered at the Senior Citizen Center for the month of May 2019.

Senior Center's Total Monthly Services

1004

Unduplicated 240

Duplicated 1004

Program this month included but not limited to: Nutrition Program, Attorney Services, General Membership Clubs, Club 99, Card Party, Mother's Day Tea and Niagara County Information & Referral.

Sincerely,

Pamela A. Hogan

Recreation & Senior Coordinator

RECEIVED
GITY CLERK'S OFFICE

2019 JUN 11 AMS: 18 NORTH TONAWANDA NY



Department of Police

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



JUN 1 8 2019

June 12, 2019

Honorable Mayor Arthur G. Pappas and Members of the City of North Tonawanda Common Council

Ladies and Gentlemen:

Please find attached the Summary of Police Activities Report, the Summary of Criminal Activities Report and the V&T Report for the month of May 2019.

Respectfully submitted,

Ragen R Both

Roger R. Zgolak Chief of Police

cc: Eric Zadzilka

cc: Austin Tylec

cc: Robert Pecoraro

cc: Mark Berube

cc: Donna Braun

RRZ/sd

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CITY CLERK'S OFFICE

2019 JUN 12 ANIO:50 NORTH TONGWENDA NY

NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF POLICE ACTIVITIES FOR THE MONTH OF MAY 2019

CRIMINAL					
Complaints received and invest	igated				139
Complaints cleared by arrest or		arance			72
Complaints ruled unfounded					0
Number of males arrested	under 18:	0	over 18:	32	32
Number of females arrested	under 18:	6	over 18:	12	18
Arrests for other authorities					1
Failure to Appear/Violation of P	robation Warran	t Arrests	3		21
Above complaints cleared by J.	A.B.				17
Complaints cleared by J.A.B. fro	om previous mor	nths			3
TRAFFIC					
Traffic summonses issued					475
DWI arrests					7
Parking tags issued					45
MISCELLANEOUS					
Miscellaneous service					2,401
Incident reports					111
Vehicle accidents					43
Vehicle accidents (fatal)					0
Vehicle stops					476
Police escorts					46
Prisoner meals					64
Mug shots taken					36
Fingerprints taken					36
Persons missing and located					5
Automobiles stolen					5
Automobiles recovered					5
Automobiles recovered for othe	r authorities				0
Record check fees					\$105.00
Photocopy fees					\$19.25
Fingerprint fees					\$0.00
Fines collected					\$45,153.00
Value of property damaged					\$12,948.00
Value of property stolen					\$140,579.59
Value of property recovered					\$110,600.77

Respectfully submitted,

Rague R Both

Roger R. Zgolak Chief of Police

RRZ/sd

NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF CRIMINAL ACTIVITIES FOR THE MONTH OF MAY 2019

CRIMINAL FELONIES, MISDEMEANORS AND OFFENSES

TYPE OF OFFENSE	COMPLAINTS	
	Received	Cleared Unfounded
AGG. ASSAULT	0	0
ALL OTHER OFFENSES	10	6
ARSON	0	0
BURGLARY	5	1
COERCION	0	0
CRIMINAL MISCHIEF	8	2
CRIM POSS WEAPON	0	0
DIS CON/HARASS	34	14
DRUG OFFENSES	6	5
EMBEZZLEMENT	0	0
FAILURE TO APPEAR	21	21
FORGERY	2	1
FRAUD (ID THEFT)	2	0
LARCENY	28	7
LEAVING THE SCENE	4	2
MURDER	0	0
RAPE	1	0
ROBBERY	2	1
SEXUAL OFFENSES	2	0
SIMPLE ASSAULT	9	5
STOLEN PROPERTY	1	1
UNAUTH USE M/V	4	1
VIOL OF PROBATION	0	0
ARRESTS FOR OTHER AUTHORITIES		1
ARRESTS/CLEAR COMPS. FM PREV MONTHS		4
TOTALS	139	72 0
# OF ABOVE COMPLAINTS CLEARED BY JAB		17
# CLEARED BY JAB FROM PREV MONTHS		3

V & T REPORT FOR THE MONTH OF MAY 2019

SPEEDING		166
REDLIGHT VIO.		11
STOP SIGN VIO.		62
NO REGISTRATION		19
NO LICENSE		14
FAULTY EQUIPMENT		58
NO INSPECTION		52
FAILED TO YIELD RIGHT OF WAY		1
SEAT BELT VIO.		36
NO INSURANCE		2
LICENSE PLATE VIO.		12
IMPROPER TURN		7
DROVE ON LEFT OF PAVEMENT MARKINGS		5 2 3
FAILED TO KEEP RIGHT		2
AVOIDING INTERSECTION OR TRAFFIC CONTROL DEVICE		
FAILURE TO NOTIFY COMMISSIONER OF CHANGE OF AD	DRESS	17
UNSAFE BACKING		3
MISCELLANEOUS		50
	T0T41	
	TOTAL	520
TRAFFICE MISD.	#OF COMP	LAINTS/ARR

TRAFFICE MISD.

#OF COMPLAINTS/ARRESTS

DWI	7
OPERATING WHILE REG. SUSPENDED/REVOKED	2
AGGRAVATED UNLICENSED OPERATION 3RD,	16
AGGRAVATED UNLICENSED OPERATION 2ND	3
DISPLAYED FORGED CERT. OF INSPECTION	1

FELONIES

NONE

FINES:

(CITY IMPOSED):

TRAFFIC: \$ 42,713.00
PENAL LAW: \$ 80.00
CITY ORDINANCE: \$ 0.00
BAIL FORFEITURE: \$ 0.00
PARKING TAGS \$ 2,360.00

TOTAL FINES \$ 45,153.00

MUG SHOTS: 36

PARKING TAGS: 45

MEAL TICKETS: 64



City of North Tonawanda

XXXII,

JUN 1 8 2019

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

June 13, 2019

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

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

Dear Honorable Body,

In consideration of a possible application to the New York State Office of Community Renewal Community Development Block Grant (CDBG) Economic Development program, per CDBG 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 (CDBG) program to be held on July 2nd, 2019, at 6:00pm in the Common Council chambers immediately preceding the regularly scheduled Common Council meeting.

Thank you for your time and consideration.

Kindest regards,

Michael Zimmerman

Director

CPO-A



Our Lady of Czestochowa

JUN 1 8 2019

64 Center We. North Tonawanda N.Y. 14120

(716) 693-4822 · Fax: 693-4882

May 15, 2019

North Tonawanda Common Council 216 Payne Avenue North Tonawanda, New York 14120 Via electronic Delivery Only

RE: August 25, 2019; Our Lady of Czestochowa Feast Day Celebration Request for Approval of 5K Run and 1 Mile Fun Walk

Dear Sir or Madam:

Please allow this letter to serve as the formal request from Our Lady of Czestochowa Parish to the City of North Tonawanda Common Council for approval of a 5K Run and 1 Mile Fun Walk on Sunday, August 25, 2019.

Briefly and similar to last year, the Parish is hosting a celebration in honor of the Feast Day of Our Lady of Czestochowa. The Church is proposing a 5K Run and 1 Mile Fun Walk as some of the many activities that will be held that day. Below is the information the Church has for the proposed 5K Run and 1 Mile Fun Walk:

WHEN:

August 25, 2019

TIME:

Approximately 11:00 a.m.

WHERE:

Between Center Avenue and 5th Avenue on Oliver starting

Same Course as Last Year (Certified)

DISTANCE:

5K Run; 1 Mile Walk

Please advise whether you require any additional information for the initial approval.

Additionally, please advise whether you would like a representative at the Common Council Meeting to discuss the above and if so the date of the same.

Thank you for your time and we look forward to hearing from the North Tonawanda Common Council regarding the approval of the OLC 5K Run and 1 Mile Fun Walk.

Very truly yours,

Courtney Tasner, Parishioner courtney donahue@gmail.com

(716) 622-6609

2019 JUN 5 AM 10:32

COLUMBIA HOOK & LADDER CO., NO. 1, INC P.O. Box 357 North Tonawanda, New York 14120-0357



June 6, 2019

ILIN 1 8 2019

Established 1876

Honorable Common Council Honorable Mayor Arthur Pappas c/o City Clerk City Hall, 216 Payne Ave. North Tonawanda, NY 14120

Re: Addition to Volunteer Fire Roll

Dear Council and Mayor:

Enclosed is the "Statement of Volunteer Fireman" card for JOHN C. STRAUCH, of 324 Schenck St. upper, North Tonawanda, to be added to the Volunteer Fire Roll.

He has been elected to and sworn into membership in Columbia Hook & Ladder Co. No. 1, on June 5, 2019.

He had previously been a member of another fire company, moved out of the area 6 years ago and left that company. He is now back in the city, and wishes to continue contributing in the volunteer fire service.

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

David L. Evans Recording Secretary

June 10, 2019

CPO-C

JUN 1 8 2019

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

Dear Common Council:



On Thursday, July 18, The Boys of Girls Clubs of the Northtowns will be celebrating the 33rd annual Canal Fest Four Miler.

This year, we are once again holding the start/finish line at the corner of Sweeney and Oliver Streets.

To ensure the safety of our runners, we are requesting that Sweeney Street be closed for traffic from Oliver Street to 1293 Sweeney Street- where the 2 mile turnaround is located. We are requesting that the street closure be in effect from 6:30 until 8 p.m. The race starts at 7 p.m.

Thank you for your consideration.

Jeffrey Hardy Race Director Jeff14Hardy@aol.com 716-510-3971

SOIS JUN TO HISON YOUR HISON

CILA CTEKK, 2 DELICE KECELNED Tim Frank Memorial

Canal Fest 4 Miler

benefiting

NT & Franklin Clubs

Web Site www.bgcnt.net

Like us on Faceook
Team TNT Alumni and Friends

Franklin Club 325 Franklin Street Tonawanda, NY 14150 (716) 693-2307

NT Club 195 Spruce Street N. Tonawanda, NY 14120 (716) 807-3758

> Jeffrey Hardy Race Director

John Lineberger Volunteer Coordinator

Sue Downing Registration Coordinator

CFO-A

March 28th, 2019

JUN 1 8 2019

Dear Common Council,

I am writing to request that our street Daniel Drive be closed off for a **Block Party July 27, 2019 from 12pm-10pm**. I have met with a few neighbors and we are going to be planning the event. My phone number is 535-6161 and my address is 382 Daniel Drive.

Thank You,

Melissa Breeden

RECEIVED
CITY CLERK'S OFFICE

2019 MAY 31 AMS:49 NORTH TONAWANDA NY LIVE HOSE CO. NO. 4

71 VANDERVOORT STREET NORTH TONAWANDA, NEW YORK 14120 Est. July 18, 1887



CPO-E

May 21, 2019

Dear Mr. Parish,

Exempt status from the volunteer fire department is being requested for: 5 years of Sexuice

Bruce Harding Michael Harding

Thank you in advance for your cooperation

Sencerely, Donna M. Di Pasquale Recording Secretary Live Hose Co. #4

CITY CLERK'S OFFICE

2019 JUN 12 AMS:58

10RTH TUNBARANS AV