

**THE HONORABLE BODY
Council Chambers
Municipal Building
North Tonawanda, New York 14120
Tuesday, July 16, 2024
5:00 P.M.**

REGULAR SESSION CALLED TO ORDER BY PRESIDENT DIBERNARDO

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Absent: None

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

AUDIENCE PARTICIPATION - None

APPROVAL OF THE MINUTES OF THE REGULAR SESSION JULY 2, 2024

**MOVED by Alderman Lavey SECONDED by Alderman Schmigel
That the minutes of the regular session held July 2, 2024 be approved as circulated and
filed in the Office of the City Clerk.**

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

PROOF OF PUBLICATION PUBLISHED 05/28/2024

- 1) Legal Notice – Request for Proposals for the Live Hose Floor Repair – City Engineer**

PROOF OF PUBLICATION PUBLISHED 06/22/2024

- 1) Legal Notice – Request for Proposals for the Water Meter and AMR System Installation – Supt. Water/Wastewater**
- 2) Legal Notice – Public Hearing – To Discuss the Possible Submission of One or more Community Development Block Grant (CDBG) Applications for 2024 Program Year – Dir. Community Development**

PROOF OF PUBLICATION PUBLISHED 06/29/2024

- 1) Legal Notice – Public Hearing – Local Law #2024-2 to Adopt a Two-Year Moratorium on Cryptocurrency Mining and Data Processing – City Clerk-Treasurer**

PROOF OF PUBLICATION PUBLISHED 07/02/2024

- 1) Legal Notice – Completion of the 2024 Final Assessment Roll – City Assessor

PROOF OF PUBLICATION PUBLISHED 07/03/2024

- 1) Legal Notice – Request for Proposals for the Farnsworth Avenue Extension – City Engineer

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

COMMUNICATIONS FROM CITY OFFICIALS

#1. Common Council

June 25, 2024

LOCAL LAW 2024-2 TO ADOPT A TWO-YEAR MORATORIUM ON CRYPTOCURRENCY MINING AND DATA PROCESSING CENTERS

Submitted by President DiBernardo & Aldermen Schmigel, Lavey, Loncar & Marranca

MOVED by Alderman Lavey **SECONDED** by Alderman Loncar
That the Common Council at a regular session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 5:00 PM on July 16th, 2024, approved the Local Law 2024-2 for a Resolution to Adopt a Two-Year Moratorium on Cryptocurrency Mining and Data Processing Center and it reads as follows:

WHEREAS, the goals of the City of North Tonawanda are to enhance safety, wellness, and environmental responsibility, balanced with sustainable economic development and job creation; and

WHEREAS, one of the primary goals of the City of North Tonawanda is to preserve the quality of life for all residents and visitors, recognizing that loud, excessive, continuous, or unnecessary noise disturbances are detrimental to the preservation protection and promotion of public health, comfort, convenience, safety, welfare, prosperity, and the overall quality of life within the City of North Tonawanda; and

WHEREAS, the term “data processing centers” within this resolution shall include, but not be limited to, facilities housing multiple banks of computers within building, modular facilities containing processors in multiple storage-like containers, server clusters commonly known as “server farms,” and other operations related to cryptocurrency mining, blockchain authenticating, Artificial Intelligence (A.I.) processing, general data computing, processing and storage, and other large-scale electronic-based centers of the like; and

WHEREAS, data processing centers require numerous fans or air conditioning systems to cool down the equipment, creating high noise levels and substantial electricity consumption, prompting moratoriums and bans in many communities across the United States; and

WHEREAS, the rapid proliferation of cryptocurrency, A.I., and other technological advances within the 21st century has created an astronomical demand for energy consumption; and

WHEREAS, a recent report by the International Energy Agency (IEA) predicts that the electricity consumption of cryptocurrency will increase by more that 40% by 2026; and

WHEREAS, the A.I. industry is expected to grow exponentially to consume at least ten times its 2023 demand in energy by 2026; and

WHEREAS, New York State is conducting an environmental assessment of cryptocurrency energy use and the outcome of this study may result in the adoption of more permanent, comprehensive regulations for cryptocurrency mining operations; and

WHEREAS, data processing centers are not currently stated as an allowable use in North Tonawanda Zoning Code; and

WHEREAS, a 24-month pause will give the City adequate time to update zoning codes, ordinances, and other requirements to address high noise levels and emissions from cryptocurrency mining operations; and

WHEREAS, the City of North Tonawanda is in the process of considering and potentially adopting changes to its Comprehensive Plan to address new circumstances not addressed by its current laws,

NOW, THEREFORE, LET IT BE RESOLVED, that the North Tonawanda Common Council hereby adopts a 2-year moratorium during which no new data processing center projects will be approved, nor will the expansion of existing data processing centers already approved, relating to, but not limited to, cryptocurrency mining, blockchain authenticating, Artificial Intelligence (A.I.) processing, general data computing, processing and storage, and other large-scale electronic-based centers of the like, within the City of North Tonawanda.

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

Nays: None (0)

CARRIED.

II. Attorney

July 11, 2024

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

**Re: Proposal to Reclassify Water and Wastewater Treatment Plant Personnel
Under Section 7.12 of the CSEA Bargaining Unit Agreement**

Dear Honorable Body:

Per Section 7.12 of the Collective Bargaining Agreement between the City of North Tonawanda and the Civil Service Employees Association, Inc., and as a result of mutual agreement by the parties, I am hereby requesting authorization to reclassify various Water and Wastewater Treatment Plant personnel as listed in the attached proposed Memorandum of Agreement.

If your Honorable Body concurs, kindly pass a resolution to reclassify the above collective bargaining agreement positions, effective July 17, 2024.

Thank you for your consideration I this matter.

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

MOVED by Alderman Marranca **SECONDED by Alderman DiBernardo**
That the Common Council hereby tables the aforementioned request for further review.
Ayes: Alderman Schmigel, Marranca, Loncar, Lavey, DiBernardo (5)

Nays: None
CARRIED.

(0)

IV. Engineer

July 11, 2024

Honorable Austin J. Tylec, Mayor
And Common Council Members
City Hall / 216 Payne Avenue

Re: Award of Contract Project 2018-05 Live Hose Floor Repair Project

Dear Honorable Body:

On July 9th, 2024, four (4) bids were received and opened by the City Clerk for the Live Hose Floor Repair Project. The results are as follows:

Base Bid:

- | | |
|---|--------------|
| 1. Walter S. Johnson Building Co., Inc. | \$235,116.00 |
| 2. Lakeside Contracting Co., Inc. | \$257,700.00 |
| 3. Pinto Construction Services, Inc. | \$264,650.00 |
| 4. Patterson-Steens, Inc. | \$313,085.00 |

The Engineering Department has reviewed the bid results and are recommending award of the Contract. Accordingly, I respectfully request that the Common Council award the Live Hose Floor Repair Project to Walter S. Johnson Building Co., Inc., 6638 Mooradian Drive, PO Box 688, Niagara Falls, New York 14302, at their low Base Bid amount of \$235,116.00; authorizing the Mayor to sign said contract subject to review by the City Attorney.

Very truly yours,
Chelsea Spahr, P.E.
City Engineer

MOVED by Alderman DiBernardo

SECONDED by Alderman Lavey

That the Common Council hereby awards the contract for the Live Hose Floor Repair, Project 2018-05 to Walter S. Johnson Building Co., Inc., 6638 Mooradian Drive, PO Box 688, Niagara Falls, New York 14302, at their low Base Bid amount of \$235,116.00; and authorizes the Mayor to sign said contract.

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

(5)

Nays: None

(0)

CARRIED.

V. Supt. Water/Wastewater

July 9, 2024

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

Re: Award of Bid for Liquid Alum Sulfate and Ferric Chloride at the Water and Wastewater Treatment Plants

Honorable Body:

On June 27, 2024, bids were received and opened for Liquid Alum Sulfate, Ferric Chloride, and Hydro Fluorosilicic Acid supply services at the Water and Wastewater Treatment Plants.

Based upon the three bids that were received for Liquid Alum Sulfate, I recommend that Thatcher Company of New York Inc. be awarded the one (1) year contract at their bid price of \$579.00/dry short ton.

Based upon the one bid that was received for Ferric Chloride, I recommend that PVS Technologies Inc. be awarded the one (1) year contract at their bid price of \$1,239.00/ dry ton.

No bids were received for Hydro Fluorosilicic Acid. When needed, the Water Treatment Plant will solicit price quotations to fill the order

Please contact me if you have any questions or concerns regarding this Bid Award. Thank you for your time and consideration of my request.

Very truly yours,
Jason W. Koepsell
Supt. Water/Wastewater

MOVED by Alderman DiBernardo SECONDED by Alderman Loncar
That the Common Council hereby Awards the bid for Liquid Alum Sulfate to Thatcher Company of New York Inc. for a one (1) year contract at their bid price of \$579.00/dry short ton and awards the bid for Ferric Chloride to PVS Technologies Inc. for a one (1) year contract at their bid price of \$1,239.00/ dry ton. The council grants permission to the Supt. of Water/Wastewater to solicit price quotations for Hydro Fluorosilicic Acid when needed since no bids were received.

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

Nays: None (0)

CARRIED.

VII. Accountant

July 10, 2024

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

Dear Honorable Body:

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

Accordingly, please authorize for payment the current Warrant of Claims for Common Council audit, dated July 16th, 2024 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 DiBernardo SECONDED by Alderman Schmigel
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated July 16th, 2024, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$418,957.91
02	Water Fund	\$36,514.77
04	Sewer Fund	\$103,057.36

06	Capital Project Fund	\$544,887.92
07	Trust & Agency Fund	\$7,572.77
00	Final Total	<u>\$1,110,990.73</u>

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

X.1 Police Chief

June 4, 2024

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

Dear Honorable Body:

Would you please reappoint Ryan T. Follendorf as Commissioner of Deeds for the City of North Tonawanda, effective from August 5, 2024 and ending on August 4, 2026.

Respectfully,
 Keith Glass
 Chief of Police

MOVED by Alderman Lavey SECONDED by Alderman Loncar
 That the Common Council hereby approves the reappointment of Ryan T. Follendorf as a Commissioner of Deeds for the City of North Tonawanda effective August 5, 2024, and expiring August 4, 2026.

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

XIV.1 Dir. Youth, Recreation, Parks & Seniors

July 11, 2024

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

Dear Mayor Tylec and Common Council,

I respectfully ask you receive and file the permanent appointment of Ms. Ashley Reimer to Senior Account Clerk. In May of 2023 Ms. Reimer was provisionally appointed to the position pending completion of the Civil Service test. Results from the Civil Service exam have shown that she is reachable and eligible for permanent status at this time. Having served in her role in our department for over a year at this point, and proven to be an exceptional and proficient worker, Ms. Reimer's probationary period has been waived.

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

MOVED by Alderman Loncar SECONDED by Alderman Lavey
 That the Common Council hereby receives and files the permanent appointment of Ashley Reimer to Senior Account Clerk for the Parks and Recreation Department.
 Ayes: Alderman Schmigel, Marranca, Loncar, Lavey, DiBernardo (5)

Nays: None
CARRIED.

(0)

XIV.2 Dir. Youth, Recreation, Parks & Seniors

July 11, 2024

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

Dear Mayor Tylec and Common Council,

I respectfully ask you receive and file the permanent appointment of Mr. Matthew Borowiec for the position of Golf Course Superintendent. Matthew was appointed provisionally on October 2, 2021. An exam was called for at that time and to date has never been administered by the Niagara County Civil Service. Please see the attached letter the County's Personell Officer to reference their decision to waive the exam for this position. Matth has done an exceptional job and under his leadership elevated the conditions of the course immensely during his time on the job.

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

MOVED by Alderman Marranca **SECONDED** by Alderman DiBernardo
That the Common Council hereby receives and files the permanent appointment of Matthew Borowiec for the position of Golf Course Superintendent for the Parks and Recreation Department.

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

(5)

Nays: None

(0)

CARRIED.

XVII. Traffic Safety

June 25, 2024

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

Traffic Safety Minutes:

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

1. Sharon Doll Summers from 1069 Sweeney Street requested a "No Right Turn on Red" at the existing traffic light located at the intersection of Main and Sweeney Street. The Committee denied the request because it will build up traffic on Sweeney Street. We need to keep traffic flowing on Sweeney in that area from all the traffic that is from The Dockside, Remington restaurant and the Apartments.

The next Traffic Safety Meeting will be held on September 16th, 2024.

Travel safely,

07-16-2024

Matthew R. Meisenburg

MOVED by Alderman Lavey **SECONDED** by Alderman Schmigel
That the Common Council hereby receives and files the Traffic Safety minutes from their
June Meeting.

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

Nays: None (0)

CARRIED.

XXV. Monthly Reports

.1 Clerk-Treasurer

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

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

Nays: None (0)

CARRIED.

XXXII.1 Community Development

June 28, 2024

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 Homes and Community Renewal for Community Development Block
Grant Funding**

Dear Honorable Body:

The City of North Tonawanda Community Development Department has partnered with the Niagara Area Habitat for Humanity to prepare for the submission of a grant application for approximately \$500,000 to the New York State Office of Community Renewal for Community Development Block Grant (CDBG) funding for housing activities.

With these funds, the City of North Tonawanda anticipates assisting 6-10 low-to-moderate income homeowners throughout the City of North Tonawanda to complete housing rehabilitation activities on owner occupied housing units. Potential repairs funded through this program include weatherization, roofing, foundation repair, HVAC/heating systems, and more.

To prepare for a successful application, the North Tonawanda Community Development office has been conducting outreach to potential participants, primarily through an outreach event held at the North Tonawanda Public Library in April 2023, and engagement with Neighborhood Legal Services. The Community Development office currently maintains a waiting list, which currently has 64 candidates throughout the City.

The attached resolution would authorize the City to submit a grant application not to exceed \$500,000; would authorize the Mayor (pending review by the City Attorney) to execute all documents with the NYS Office of Homes & Community Renewal; would allow the City of North Tonawanda to enter into a subrecipient agreement with the Niagara Area Habitat for Humanity; and would further designate the Mayor as Certifying Officer responsible for the federal environmental review process related to the project. I respectfully request this Honorable Body consider approving the attached resolution.

Kindest regards,
Laura Wilson

07-16-2024

Dir. Community Development

MOVED by Alderman DiBernardo **SECONDED** by Alderman Lavey
That the Common Council at a regular session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 5:00 PM on July 16th, 2024, approved the Resolution for the Authorization to submit a grant application to the New York State Office of Homes and Community Renewal for Community Development Block Grant Funding and it reads as follows:

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

WHEREAS, the City of North Tonawanda is an eligible application for the New York State Community Development Block Grant (CDBG) funding for housing activities;

WHEREAS, The City of North Tonawanda is seeking funding to provide housing rehabilitation activities for low-to-moderate income home owners throughout the City;

WHEREAS, the Niagara Area Habitat for Humanity will assist in the facilitation of the program and will enter into a subrecipient agreement with the City of North Tonawanda;

WHEREAS, the Project will result in substantial benefit to the City by assisting 6-10 low-to-moderate income homeowners;

WHEREAS, the City has held a public hearing on July 9th, 2024 at 6:00 PM to obtain citizens' views regarding the CDBG program as administered by HCR and the Project, now, therefore, be it

RESOLVED, that the City of North Tonawanda enter into a subrecipient agreement with the Niagara Area Habitat for Humanity

RESOLVED, that the City is hereby authorized to submit a grant application in the approximate amount of \$500,000 to the HCR to support the Project, and be it further

RESOLVED, that the Mayor is hereby authorized to execute documents between the City and the HCR and all related documents associated with the HCR grant application, 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.

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

Nays: None (0)

CARRIED.

XXXII.2 Community Development

June 28, 2024

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

Re: 2024 Consolidated Funding Applications

Dear Honorable Body,

In May 2024, the New York State Regional Economic Development Councils announced Round XIV of the NYS Consolidated Funding Applications (CFAs). The CFA provides

\$175 million in grants to municipalities to fund high value regional priority projects, as well as funding from state agencies to support community revitalization and business growth consistent with the REDC plans. These applications are due on July 31st, 2024.

For Round XIV of the CFA, the City of North Tonawanda is preparing to submit applications to the following programs:

Smart Growth Community Planning & Zoning Grant Program:

Through the New York State Department of State, the city will submit an application to the Smart Growth Community Planning and Zoning Grant Program to update its city-wide zoning code, which will support smart growth principles. Smart Growth promotes the creation of diverse housing options for people of all ages, incomes, abilities and backgrounds with an emphasis on compact, mixed-use, mixed-income and affordable housing in municipal centers.

The existing zoning ordinance was adopted in 1959, with updates made in 2005. In 2019, the city adopted updates to its Downtown and Waterfront Districts, which utilize a form-based code vs traditional Euclidean zoning. The city is currently in the process of updating its Comprehensive Plan. Through the zoning update, it will allow for implementation of the Comprehensive Plan and support its recommended land use characterizations.

Proposed Budget:

NYS Department of State (90%):	\$135,000
City Match (Cash/10%):	\$15,000
Total Project Cost:	\$150,000

An authorized resolution is required as part of this application submission.

Pro-Housing Communities Capital Improvement Grants:

Through Empire State Development, the Pro-Housing Communities Capital Improvement Grant program has up to \$40 million of capital grant funding to support capital improvement and placemaking projects located within pro-housing certified communities. The program is designed to directly support local participation in Governor Hochul's Pro Housing Communities Program to invest in and create more vibrant communities throughout NYS.

Capital Improvement grants for projects within pro-housing communities are intended to foster economic development not only by being a catalyst to the increase in availability and access to housing, but also by stimulating community development and neighborhood growth through placemaking projects and the elimination and redevelopment of blighted structures.

The City of North Tonawanda is seeking up to \$3 million for a full replacement of the water and sewer lines along the Oliver Street corridor, between Thompson and Mechanic Street. As you are aware, the city received \$1.5 million through the Downtown Revitalization Initiative (DRI) to make walkability enhancements (curb bump outs, sidewalks, street trees, pedestrian lighting etc.) along Oliver Street. These critical underground improvements will support the Oliver Street Walkability project, while allowing for future growth of this key corridor.

The total project cost is currently being compiled by C&S Engineering. The program requires a 50% match, which will be utilized through the \$1.5 million DRI award.

Water Quality Improvement Program (WQIP):

Offered through the NYS Environmental Facilities Corporation (EFC), the WQIP program offers up to \$15 million in funding that directly improves water quality, promotes food risk reduction, restoration, enhanced flood and climate resiliency, and protection of drinking water sources.

The City of North Tonawanda intends to repair and rehabilitate its northwest primary digester at its Wastewater Treatment Plant (WWTP). In 2020, the digester failed, leaving the facility with a single available primary digester without redundancy. The NYS DEC issued a Notice of Violation in 2021 indicating that the amount of time that the digester has been out of service is unacceptable and the plan to rehabilitate the digester should be completed as soon as possible.

This project will address this issue and will include digester tank structural rehab and new covers, replacement of heating, mixing and gas safety/utilization systems, primary digester pump system replacement, and replacement of pipes with stainless steel. These repairs will bring the northwest digester back online to provide redundancy, allow for the southwest primary digester to be taken down for cleaning/maintenance, and provide flexibility in operation through increased solids retention time.

Proposed Budget:

WQIP Program:	\$8,478,000
City Match (Bonds/25%):	\$2,119,500
Total Project Cost:	\$10,597,500

I would like to formally request that the City of North Tonawanda Common Council authorize the submission of the above applications to Round XIV of the Consolidated Funding Application. I appreciate your consideration.

Sincerely,
 Laura Wilson
 Dir. Community Development

MOVED by Alderman DiBernardo **SECONDED** by Alderman Marranca
 That the Common Council at a regular session meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 5:00 PM on July 16th, 2024, authorized the submission of an application to Round XIV of the Consolidated Funding Application and it reads as follows:

WHEREAS, the City of North Tonawanda recognizes the importance of updating its city-wide zoning regulations to reflect current needs, promote sustainable development, and insure the health, safety, and welfare of its residents; and

WHEREAS, the New York State Department of State offers grant funding through the 2024 New York State Department of State Community Planning and Zoning Grant Program to assist municipalities in undertaking comprehensive zoning updates; and

WHEREAS, the City of North Tonawanda intends to apply for a grant in the amount of \$135,000 to support the cost of updating its city-wide zoning regulations; and

WHEREAS, the grant program requires a 10% local match, equating to \$15,000 in cash, to be committed by the city of North Tonawanda; and

WHEREAS, the City of North Tonawanda is committed to allocating the necessary \$15,000 in cash to meet the matching fund requirement;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of North Tonawanda as follows:

RESOLVED, The Mayor is hereby authorized to prepare and submit an application for grant funding in the amount of \$135,000 to the 2024 New York State Department of State Community Planning and Zoning Grant Program for the purpose of updating the city's zoning regulations.

RESOLVED, The City of North Tonawanda commits to providing \$15,000 in cash as the required 10% local match for the grant.

RESOLVED, The Mayor is authorized to execute all financial and administrative processes relating to the grant application and subsequent grant administration if awarded.

Duly adopted by the City Council of the City of North Tonawanda on this 16th day of July, 2024.

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

COMMUNICATIONS FROM OTHERS

A.
Justin Smith

July 2, 2024

Common Council
216 Payne Avenue
North Tonawanda, NY 14120

Dear Honorable Body,

I have been hired by the North Tonawanda Parks Department for the position of Laborer. Therefore, I am respectfully requesting a leave of absence from my position of Laborer at the North Tonawanda City Hall Building Maintenance Department from July 8th, 2024 until the time of my permanent appointment as a Laborer for the NT Parks Department.

Thank you for your time and consideration.

Sincerely,
Justin Smith

MOVED by Alderman Lavey SECONDED by Alderman Loncar
That the Common Council hereby grants approval for Justin Smith to take a leave of absence from his position as Laborer at the North Tonawanda City Hall Building Maintenance Department to take the position of Laborer for the North Tonawanda Parks Department.

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

B.
The American Legion

July 4, 2024

Mayor Austin Tylec
216 Payne Avenue
North Tonawanda, NY 14120

Re: Annual Fill the Helmet at the Market

Tonawanda’s Post 264 cordially asks for permission to conduct our annual “Fill the helmet at the market” on September 21, 2024 from 8-1pm at the corner of Payne and Robinson. We will also have grave marker flags available to give for anyone that would like one.

Your assistance is greatly appreciated.

Dan Misner
Chairman Board of Directors

MOVED by Alderman DiBernardo **SECONDED** by Alderman Schmigel
That the Common Council hereby grants approval for the American Legion Tonawanda's
Post 264 to hold a "Fill the Helmet" event on September 21, 2024 from 8am-1pm at the
corners of Robinson & Payne.

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

Nays: None (0)

CARRIED.

C.
Sweeney Hose Company

June 3, 2024

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

Dear Honorable Council,

The Sweeney Hose Company #7 has added the following new members to our roster:

Brian Schillenn, Brian Fortuna

Please update accordingly the official roster kept with the City of North Tonawanda records.

Sincerely,
Daniel D. Schmidt
Sweeney Hose Secretary

MOVED by Alderman Lavey **SECONDED** by Alderman DiBernardo
That the Common Council hereby approves Brian Schillenn and Brian Fortuna to be added
to the North Tonawanda Fire Rolls.

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

Nays: None (0)

CARRIED.

D.
Carousel Society

July 8, 2024

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

Re: Music Room Capital Project

Dear Mayor Tylec and Councilmen:

The Carousel Society is about to begin a major capital construction project to restore the last portion of the historic Allan Herschell Company complex. This new construction will replace an original storage building which collapsed in the 1980s. The new building will house our extensive collection of band organs and music roll production equipment.

For the past 6 construction projects to restore the complex and build Kiddieland, the Council has forgiven all building permit and inspection fees. We are asking that you also forgive any such fees for this project.

Your continuing support for the Herschell Carrousel Factory Museum is sincerely appreciated.

Yours truly,
Raphaelle A. Proefrock
President CSNF

MOVED by Alderman DiBernardo **SECONDED** by Alderman Lavey
That the Common Council hereby grants permission for all building permits and inspection fees along with any other project fees for the Music Room Capital Project at the Herschell Company complex be waived.

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

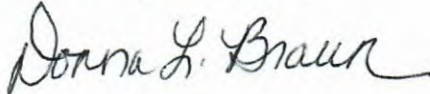
AUDIENCE PARTICIPATION - None

ADJOURNMENT

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

Tim of adjournment: 5:15 P.M.

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer