

City of North Tonawanda

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

Lori Swartz
Assistant City Clerk

Denise Proefrock
Assistant City Treasurer

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

Treasurer's Office: (716) 695-8575
Clerk's Office: (716) 695-8555
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COMMON COUNCIL WORKSHOP AGENDA

June 4, 2026

The following meeting has been scheduled for **TUESDAY, JUNE 9, 2026:**

6:00 PM – PUBLIC HEARING – To Amend the City Code Chapter 18 Bicycles to add E-Bikes and Scooters

6:15 PM Special Session

Re: Approval of the SEQRA Resolution for the 2026 Capital Improvements Plan and

Approval of the 2026 Capital Improvement Bond in an amount of \$7,600,875

- Common Council

Re: General Discussion

Respectfully submitted,



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

SS#1

**A RESOLUTION, DATED JUNE 9, 2026 OF THE CITY OF NORTH
TONAWANDA, COUNTY OF NIAGARA, NEW YORK AS TO SEQRA
DETERMINATION**

JUN 09 2026

WHEREAS, the Common Council of the City of North Tonawanda, located in the County of Niagara, State of New York (the "City"), desires to finance various capital improvements as further described in Attachment A hereto, all at a maximum cost not to exceed \$7,600,875 (the "Projects"); and

WHEREAS, said Projects are subject to classification under the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Common Council of the City, as the only involved agency, has examined all information related to the Projects and has determined that each of the Projects is classified as a "Type II" Action pursuant to Section 6.17.5(c) of the SEQRA Regulations;

WHEREAS, the SEQRA Regulations declare "Type II" Actions to be actions that require no further review under SEQRA; and

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby declares itself lead agency in connection with the requirements of SEQRA; and

BE IT FURTHER RESOLVED that the Common Council hereby declares that each of the Projects is a "Type II" Action, which requires no further review under SEQRA.

ATTACHMENT A

Parks	Lumberjacks and Marina	\$	500,000.00
Parks	Deerwood parking	\$	75,000.00
Parks	Gratwick Boat Dock	\$	143,000.00
Parks	Wurlitzer Ct	\$	25,000.00
Golf course	Equipment	\$	246,500.00
Golf course	Cart Path Engineering	\$	500,000.00
Parks	Botanical Gardens	\$	200,000.00
WTP	Generator Project	\$	200,000.00
Engineering	Payne Pool Overage	\$	1,470,000.00
Engineering	Payne / Meadow	\$	736,375.00
DPW	Garbage Trucks	\$	325,000.00
WTP	Lift Stations	\$	1,661,000.00
Assessor	Reassessment	\$	550,000.00
DPW	Plow Truck	\$	300,000.00
POLICE	ATV Replacement	\$	19,000.00
FIRE	Study	\$	200,000.00
Market	Market Building	\$	400,000.00
Mayor	Waterfront	\$	50,000.00
		\$	7,600,875.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYE: NAY:

Joseph Lavey, Jr., President, Alderman-at-Large
Gabbie Richards, 1st Ward Alderman
Willard Schulmeister, 2nd Ward Alderman
Hillary Roe, 3rd Ward Alderman
Tom Murphy, Alderman-at-Large

The resolution was thereupon declared duly adopted by a vote of ____ ayes and ____ nays.

Dated: June 9, 2026

APPROVED BY:

Austin J. Tylec,
Mayor of the City of North Tonawanda
Date: June ____, 2026

STATE OF NEW YORK)
COUNTY OF NIAGARA) ss.:

I, the undersigned City Clerk-Treasurer of the City of North Tonawanda, Niagara County, New York (the “City”) DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting City Clerk-Treasurer of the City and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and am duly authorized to execute this certificate.

2. A regular meeting of the Common Council of the City was held on June 9, 2026, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board.

3. Attached hereto is a true and correct copy of a Bond Resolution duly adopted at a regular meeting of the Common Council held on June 9, 2026 and entitled:

A RESOLUTION, DATED JUNE 9, 2026, OF THE CITY OF NORTH TONAWANDA, COUNTY OF NIAGARA, NEW YORK AS TO SEQRA DETERMINATION.

4. That said meeting was duly convened and held and that said resolution was duly adopted in all respects in accordance with the law and regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (majority of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

5. Public Notice of the time and place of said meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Board had due notice of said meeting and that the meeting was in all respects duly held and a quorum was present and acted throughout.

6. The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the City of North Tonawanda this 9th day of June, 2026.

CITY OF NORTH TONAWANDA

[SEAL]

By: _____
Donna Braun, City Clerk-Treasurer

JEFFREY ZELLNER
CITY ACCOUNTANT

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

SHERI GAMPP
JUNIOR ACCOUNTANT

City of North Tonawanda

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

TELEPHONE: (716) 695-8545
FAX: (716) 695-8573

SS #2

JUN 09 2026

June 4th 2026

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

Dear Honorable Body,

In accordance with the City of North Tonawanda 2026 Capital Improvement Plan, please find a Bond Anticipated Note resolution in aggregate amount of \$7,600,875 from our Bond Counsel, Harris Beach, LLP.

Accordingly, please have this resolution adopted by at least two-thirds vote of the body and have it published in the official newspaper of the City, together with the legal notice of estoppel.

We respectfully request the adoption of this resolution by the Common Council and that it be included in the official meeting record.

Warm Regards,


JEFFREY ZELLNER
CITY ACCOUNTANT

2026 JUN 8 AM 9:45
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

**BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF
NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE "CITY")
AUTHORIZING THE ISSUANCE OF \$7,600,875 IN SERIAL BONDS OF
THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS**

WHEREAS, the Common Council of the City of North Tonawanda (the "City") proposes to authorize the issuance of \$7,600,875 in serial bonds of the City to finance various public improvements and purposes as described herein, appropriate funds for such purposes, and to make certain determinations in connection with such purposes; and

WHEREAS, all conditions precedent to the financing of each of the objects or purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act (collectively, "SEQRA"), have been performed and therefore no further action need be taken by the Common Council under SEQRA as a pre-condition to the adoption of this resolution; and

WHEREAS, the Common Council now wishes to appropriate funds for the various public improvements and purposes and to authorize the issuance of the City's bonds and bond anticipation notes to be issued to finance said appropriation.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The City is hereby authorized to issue \$19,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the acquisition of one ATV for the City's police department, including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$19,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$19,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 29. of paragraph a. of Section 11.00 of the Law.

SECTION 2. The City is hereby authorized to issue \$1,861,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the construction, reconstruction or addition of (a) an electric pole replacement for the water treatment plant generator project (\$200,000) and (b) various lift stations in the City (\$1,661,000), including any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,861,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$1,861,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds

and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific objects or purposes is forty (40) years, pursuant to subdivision 1. of paragraph a. of Section 11.00 of the Law.

SECTION 3. The City is hereby authorized to issue \$1,470,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the costs of the construction of a replacement municipal swimming pool at Memorial Park (Phase II), including the construction of a new pool house, and any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,470,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$1,470,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of Federal, State and local grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 61. of paragraph a. of Section 11.00 of the Law.

SECTION 4. The City is hereby authorized to issue \$736,375 principal amount of serial bonds pursuant to the provisions of the Law to finance the cost of intersection improvements to Meadow Drive and Payne Avenue, including traffic signals replacement, and any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$736,375, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$736,375 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 72(a) of paragraph a. of Section 11.00 of the Law.

SECTION 5. The City is hereby authorized to issue \$400,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the acquisition of land at the City Market, including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$400,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$400,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay

the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is thirty (30) years, pursuant to subdivision 21(a) of paragraph a. of Section 11.00 of the Law.

SECTION 6. The City is hereby authorized to issue \$500,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of improvements to the Deerwood Golf Course, including any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$500,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of \$500,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 54 of paragraph a. of Section 11.00 of the Law.

SECTION 7. The City is hereby authorized to issue \$75,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the acquisition of land next to the Deerwood Golf Course, including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$75,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$75,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is thirty (30) years, pursuant to subdivision 21(a) of paragraph a. of Section 11.00 of the Law.

SECTION 8. The City is hereby authorized to issue \$143,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the reconstruction and improvements to the Gratwick Dock, including any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$143,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of \$143,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 7 of paragraph a. of Section 11.00 of the Law.

SECTION 9. The City is hereby authorized to issue \$550,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of to appraise the value of real property within and for the City for assessment purposes. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$550,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of \$550,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 53 of paragraph a. of Section 11.00 of the Law.

SECTION 10. The City is hereby authorized to issue \$450,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated planning cost for (a) Waterfront Development (\$50,000), (b) a Fire Department Reorganization and Building Study (\$200,000), and (c) a Botanical Green Infrastructure Project (\$200,000), including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$450,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$450,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds, (ii) the application of grant monies expected to be received by the City to either directly pay or reimburse a portion of the cost of the project and/or to repay a portion of any such bond anticipation notes issued under the authority of this resolution, and (iii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 62(a)(2nd) of paragraph a. of Section 11.00 of the Law

SECTION 11. The City is hereby authorized to issue \$246,500 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of acquiring various pieces of equipment for use at the Deerwood Golf Course, including any appurtenant and incidental costs and expenses. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$246,500, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$246,500 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 28. of paragraph a. of Section 11.00 of the Law.

SECTION 12. The City is hereby authorized to issue \$625,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the acquisition of a machinery and apparatus, including (a) sanitation truck (\$325,000) and (b) a plow truck (\$300,000) for use by the City, including any appurtenant and incidental costs and expenses. It is

hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$625,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of \$625,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific objects or purposes is fifteen (15) years, pursuant to subdivision 28 of paragraph a. of Section 11.00 of the Law.

SECTION 13. The City is hereby authorized to issue \$500,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the acquisition of land at 1000 River Road, including any preliminary and incidental costs related thereto. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$500,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to \$500,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is thirty (30) years, pursuant to subdivision 21(a) of paragraph a. of Section 11.00 of the Law.

SECTION 14. The City is hereby authorized to issue \$25,000 principal amount of serial bonds pursuant to the provisions of the Law to finance the estimated cost of the conversion of pickleball courts at Wurlitzer Park (Phase II), including any equipment, furnishings, machinery, apparatus, appurtenances, and any ancillary, related or incidental improvements and expenses required in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$25,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of \$25,000 in serial bonds of the City authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and (ii) the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 19(c) of paragraph a. of Section 11.00 of the Law.

SECTION 15. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. This resolution shall constitute a declaration of "official intent" to reimburse the expenditures as part of the projects described herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 16. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 17. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations, and of Section 21.00, Section 50.00, Section 54.90, Sections 56.00 through 60.00, Section 62.10 and Section 63.00 of the Law, the powers and duties of the Common Council relative to authorizing bond anticipation notes and prescribing the terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the City Clerk-Treasurer, the chief fiscal officer of the City. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for any of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more other objects or purposes authorized by this resolution or other resolutions of the Common Council, then the power of the Common Council to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the City Clerk-Treasurer, as the chief fiscal officer of the City.

SECTION 18. The City Clerk-Treasurer is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 19. The City Clerk-Treasurer is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of any of the bonds or notes authorized by this resolution in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 20. The intent of this resolution is to give the City Clerk-Treasurer sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Common Council.

STATE OF NEW YORK)
COUNTY OF NIAGARA) ss:

I, the undersigned City Clerk-Treasurer of the City of North Tonawanda, Niagara County, New York (the "City"), DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting City Clerk-Treasurer of the City and the custodian of the records of the City, including the minutes of the proceedings of the Common Council of the City, and am duly authorized to execute this certificate.

2. A regular meeting of the Common Council of the City (the "Common Council") was held on June 9, 2026, Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with the law for the purpose of recording the minutes of meetings of said Common Council. Attached hereto is a true and correct copy of a resolution duly adopted at said meeting and entitled:

BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE "CITY") AUTHORIZING THE ISSUANCE OF \$7,600,875 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS

3. Public Notice of the time and place of said meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Common Council had due notice of said meeting. The meeting was duly convened and held and that said Bond Resolution was duly adopted in all respects in accordance with the law and regulations of the City. To the extent required by law or said regulations, due and proper notice of the meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (2/3's of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to said meeting and the adoption of the resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

4. The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the City of North Tonawanda this ____ day of June, 2026.

CITY OF NORTH TONAWANDA

[SEAL]

By: _____
Donna Braun, City Clerk-Treasurer

ESTOPPEL NOTICE

The resolution, a summary of which is published herewith, has been adopted by the Common Council of the City of North Tonawanda on June 9, 2026, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of North Tonawanda, Niagara County, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Donna Braun, City Clerk-Treasurer
City of North Tonawanda

SUMMARY OF BOND RESOLUTION

Set forth below is a summary of said resolution adopted by the Common Council of the City of North Tonawanda on June 9, 2026.

1. The resolution is entitled “BOND RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NORTH TONAWANDA, NIAGARA COUNTY, NEW YORK (THE “CITY”) AUTHORIZING THE ISSUANCE OF \$7,600,875 IN SERIAL BONDS OF THE CITY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS” and authorized serial bonds of the City for the following respective specific objects or purposes, including all the respective principal amounts, and the respective periods of probable usefulness (“PPU”), as indicated below:

(1) Bonds in the principal amount of \$19,000 to finance the acquisition of an ATV for use by the City’s Police Department; PPU of 5 years;

(2) Bonds in the principal amount of \$1,861,000 to finance the construction, reconstruction or addition of an (a) electric pole replacement for the water treatment plant generator project (\$200,000) and (b) various lift stations in the City (\$1,661,000); PPU of 40 years;

(3) Bonds in the principal amount of \$1,470,000 to finance construction of a municipal swimming pool at Memorial Park (Phase II); PPU of 20 years;

(4) Bonds in the principal amount of \$736,375 to finance the cost of intersection improvement to Meadow Drive and Payne Avenue; PPU of 20 years;

(5) Bonds in the principal amount of \$400,000 to finance construction, reconstruction of an addition or conversion of a building for the City Market; PPU of 30 years;

(6) Bonds in the principal amount of \$500,000 to finance the cost of improvements to the City’s Deerwood Golf Course; PPU of 15 years;

(7) Bonds in the principal amount of \$75,000 to finance the acquisition of land next to the City’s Deerwood Gold Course; PPU of 30 years;

(8) Bonds in the principal amount of \$143,000 to finance the cost of reconstruction and improvements to the Gratwick Docks; PPU of 20 years;

(9) Bonds in the principal amount of \$550,000 to finance the cost of an appraisal of real property value within and for the City for assessment purposes; PPU of 5 years;

(10) Bonds in the principal amount of \$450,000 to finance to the estimated planning cost for (a) Waterfront Development (\$50,000), (b) Fire Department Reorganization and Building Study (\$200,000), and (c) Botanical Garden Infrastructure Project (\$200,000); PPU of 5 years;

(11) Bonds in the principal amount of \$246,500 to finance the cost of acquiring various equipment for use at the Deerwood Golf Course; PPU of 15 years;

(12) Bonds in the principal amount of \$625,000 to finance the acquisition of various machinery and apparatus for use by the City, including (a) sanitation truck (\$325,000) and (b) plow truck (\$300,000); PPU of 15 years;

(13) Bonds in the principal amount of \$500,000 for the acquisition of land at 1000 River Road; PPU 30 years;

(14) Bonds in the principal amount of \$25,000 finance the cost of park improvements for the conversion of pickleball courts at Wurlitzer Park (Phase II); PPU of 15 years;

2. Aggregate amount of Debt Obligations Authorized: up to \$7,600,875.

The resolution summarized herein shall be available for public inspection during normal business hours at the offices of the City Clerk-Treasurer, City of North Tonawanda, City Hall, 216 Payne Avenue, North Tonawanda, New York 14120.