

Payne Avenue. A copy of the report is also available online at www.northtonawanda.org under the Stormwater Management Program heading. For more information, contact Chelsea L. Spahr, P.E. at (716) 695-8565.

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

MOVED by Alderman Richards **SECONDED** by Alderman Lavey
That the Common Council hereby receives and files the 2025 Annual Stormwater Report.
Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards (5)
Nays: None (0)
CARRIED.

IV.3 Engineer

February 25, 2026

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

Re: North Tonawanda Stormwater Program Assistance Agreement

Honorable Body:

As part of the city's commitment as a member of the Western New York Stormwater Coalition beginning in 2010, the city has implemented a stormwater program to bring the city in compliance with the stormwater regulations and requirements of the Federal and State Government with the assistance of JM Davidson Engineering D.P. C.

The tasks of the consultant are to attend WNYSC Meetings, to prepare the annual stormwater report for submission to NYSDEC, to inspect and report on all City storm water detention facilities and stormwater management units, to assist the DPW in the annual inspection of the City's storm sewer outfalls to the Niagara River, and Tonawanda and Sawyer Creeks respectively, to assist the City with SWPPP reviews and inspections, to assist with interim progress certification, to update the revise the City's SWMP Plan, to create an enforcement response plan, additional public education and outreach, illicit discharge detection and elimination assistance, post construction stormwater management assistance, and to coordinate and develop a pollution prevention/good housekeeping program for all municipal operations that includes, public works, water, wastewater and recreation departments and to ensure their compliance.

Accordingly, I respectfully request the Common Council approve the enclosed 2026 North Tonawanda Stormwater Program Assistance Agreement with JM Davidson Engineering, D.P.C., 935 Sheridan Drive, Suite 120, Tonawanda, NY 14150 in an amount not to exceed \$40,000; authorizing the Mayor to sign said agreement subject to the review by the City Attorney.

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

MOVED by Alderman Roe **SECONDED** by Alderman Lavey
That the Common Council hereby approves the enclosed 2026 North Tonawanda Stormwater Program Assistance Agreement with JM Davidson Engineering, D.P.C., 935 Sheridan Drive, Suite 120, Tonawanda, NY 14150 in an amount not to exceed \$40,000; and authorizes the Mayor to sign said agreement.
Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards (5)
Nays: None (0)

CARRIED.

VII. Accountant

February 26, 2026

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 March 3rd, 2026, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Warm regards,
Jeffrey R. Zellner
City Accountant

MOVED by Alderman Lavey **SECONDED** by Alderman Roe
That the Common Council hereby authorizes for payment the current Abstract of Claims for Common Council Audit dated March 3rd, 2026, and further authorizes the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant:

01	General Fund	\$360,209.64
02	Water Fund	\$34,318.94
04	Sewer Fund	\$208,552.90
06	Capital Project Fund	\$669,591.14
07	Trust & Agency Fund	<u>\$9,255.01</u>
00	Final Total	<u>\$1,281,927.63</u>

Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards (5)
Nays: None (0)
CARRIED.

IV. Supt. Public Works

February 23, 2026

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

Re: City Code Change Chapter 45 Solid Waste

Honorable Mayor & Common Council,

We have identified several areas within our solid waste code which we believe should be updated. These changes are necessary to address rising costs, maintain a clear set of rules, and ensure that we continue providing a high level of service to our community. These recommendations are the result of multiple internal discussions, as well as review and input from the Niagara County Public Works Director, Dawn Timm.

Single family homes may purchase one additional garbage cart for an annual fee of \$65. We would like to raise the price to accommodate rising costs (\$35.81 per ton in 2020 to \$47.50 per ton in 2026 – an increase of 33%). This does not include the cost of the receptacle itself, there are currently 331 additional paid carts in use, 25 of which were purchased in 2025.

(Suggested Change)

§45-7 Collection

- B. Residential producers shall be issued one garbage receptacle per dwelling unit up to a Maximum of four garbage receptacles. Single-family residential producers who have a need for an additional garbage receptacle shall have the option to apply for the use of one additional garbage receptacle to be used at said parcel for an annual fee. Additional garbage receptacles purchase before 6/1/2026 will be charged an annual fee of \$65 per year. Additional garbage receptacles purchased on or after 6/1/2026 will be charged an annual fee of \$80 per year. The first year's payment shall be paid in advance of delivery and thereafter assessed as a yearly fee on the taxes of said property. Producers may return the garbage receptacles(s) at any time for removal of the fee from the following year's taxes. Applications shall be submitted to the Department of Public Works for review by the Superintendent and a determination will be made on a case-by-case basis at the discretion of the Superintendent. The superintendent may deny any application without cause.

Upon reviewing the solid waste code for other municipalities, we believe that it would be beneficial to strengthen our large items language to further protect the city from liability.

We would also like to establish an acceptable debris pile size of 4 cubic yards (3ft x 3ft x 12ft). This standard is currently in practice, and it is also communicated to residents via our annual mailer. However, the current code does not specify a size limit, nor does it specify Superintendent discretion. We recommend the following language for cases where properties put out excessive debris piles and/or whole house move-outs. This is a scenario that we see relatively often at non-owner-occupied properties and multi-unit households with frequent tenant turnover. We feel that these costs should not fall on the taxpayers.

(Suggested Additions)

§46-9 Separation and Preparation

E. Large items:

- (3) A bulk pile must be at least two (2) feet away from trees, mailboxes, water boxes, fences or other obstructions or it will not be collected.
 (4) Debris pile size must not exceed 4 cubic yards (3ft x 3ft x 12 ft).

(Suggested Change)

§46-9 Separation and Preparation

- F. Yard organics shall be placed in transparent plastic bags securely closed and not exceeding 30 pounds in weight. No more than two such bags may be placed outside of the garbage receptacle for each collection day. Tree parts may be placed outside of the garbage receptacle for each collection day. It shall be the sole responsibility of the property owner to have a sticker affixed to any appliance which uses Freon refrigerant, stating that such appliance has been certified as Freon-free by an individual qualified to certify same, prior to its placement at the street for collection.

Tire disposal cost have increased substantially – rising from \$90 per ton in 2020 to \$155 per ton in 2026 (a 72% increase). We anticipate an additional increase as this contract will be going out to bid soon. While we are proud to be one of the municipalities that accepts tires from residents, we must adjust our rate to keep up with rapidly rising expenses. We also recommend eliminating numbers 2 and 4, as we only charge based on if the tire is mounted or unmounted.

(Suggested Change)

§45-12 Tires

A. Vehicular tires and tire casing will not be picked up or removed by the City of North Tonawanda or its authorized agent. The City will dispose of vehicular tires for a nominal charge per tire if said tires are dropped off at the Department of Public Works garage between the hours of 7:00 a.m. and 3:00 p.m., Monday through Friday, except holidays. Said nominal charges shall be as follows:

- (1) For any size unmounted auto tire: \$10
- (2) For any mounted auto tire: \$20
- (3) For any tractor or agriculture tires: \$65

Thank you for your consideration.

John Urban
Supt. Public Works

MOVED by Alderman Roe

SECONDED by Alderman Lavey

That the Common Council at a regular meeting, held at City Hall, 216 Payne Avenue, North Tonawanda, New York at 6:30 pm on March 3rd, 2026, approves the Amendment to the North Tonawanda City Code Chapter 45 Solid Waste §45-7B Collection, §46-9E & §46-9F Separation and Preparation and §45-12A Tires and it reads as follows:

(Suggested Change)

§45-7 Collection

B. Residential producers shall be issued one garbage receptacle per dwelling unit up to a Maximum of four garbage receptacles. Single-family residential producers who have a need for an additional garbage receptacle shall have the option to apply for the use of one additional garbage receptacle to be used at said parcel for an annual fee. Additional garbage receptacles purchase before 6/1/2026 will be charged an annual fee of \$65 per year. Additional garbage receptacles purchased on or after 6/1/2026 will be charged an annual fee of \$80 per year. The first year's payment shall be paid in advance of delivery and thereafter assessed as a yearly fee on the taxes of said property. Producers may return the garbage receptacles(s) at any time for removal of the fee from the following year's taxes. Applications shall be submitted to the Department of Public Works for review by the Superintendent and a determination will be made on a case-by-case basis at the discretion of the Superintendent. The superintendent may deny any application without cause.

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(Suggested Additions)

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(Suggested Change)
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(Suggested Change)
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(4) For any size unmounted auto tire: \$10

(5) For any mounted auto tire: \$20

(6) For any tractor or agriculture tires: \$65

Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards

(5)

Nays: None

(0)

CARRIED.

XVII. Traffic Safety

February 23, 2026

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

Traffic Safety Minutes:

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

- 1. Nash and Wurlitzer intersection has been completed. \$42,000 will be returned to the traffic dept. budget through the intoxicated drivers insurance.**
- 2. Member Frank is aware of speed problems with Nash, Park and Wright.**
- 3. Truck issues on East Robinson and Schenck. Member Frank and his team will be trying to resolve this issue.**

The next Traffic Safety meeting will be held on March 16th, 2026.

As a part of this request, we request the closure of the boat launch within the park from Noon Friday July 31st until 8pm August 2nd.

We would also like to once again work with your department heads and other personnel you deem necessary and may have a vested interest in the event for a pre-event meeting and if required, post event meeting.

As always, we thank you for your continued support and assistance in making this event an annual success.

Best,
John Krebs
Commodore,
Niagara Frontier Boat Racing Association

MOVED by Alderman Schulmeister **SECONDED** by Alderman Roe
That the Common Council hereby grants permission to the Niagara Frontier Boat Racing Association to hold their Annual Thunder on the Niagara August 1st and August 2nd, 2026, at Gratwick Riverside Park. Items other than dates needed for said event are contingent on the Department Heads and the City Attorney approvals.

Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards (5)

Nays: None (0)

CARRIED.

C.
Oliver St. Merchant Association

February 23, 2026

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

Dear Mayor Tylec and Council,

The Oliver Street Merchants Association is requesting permission from the City of North Tonawanda to hold a Shop with Pride at Heritage Park on Saturday, June 20th, 2026, from 11am to 4pm. The goal of this event is to bring our community together while supporting small local businesses. We are seeking permission to use Heritage Park located at 179 Oliver Street between Vandervoort Street and Lincoln Avenue indicated with the attached map. We are also requesting permission to have up to no more than approximately 8 food trucks and up to 70 vendors, all vendors will be spaced out appropriately to follow any NYS guidelines in place at the time. These vendors consist of craft vendors, local retail businesses, local food vendors as well as educational booths. All food trucks are aware that they must go through the City to get proper permits as well as a completed background check.

We also would like to request the scheduling of manpower from the DPW and Parks Department to assist with any possible clean up after the event, as well as garbage and recycling totes to be placed at both ends of the park. In addition, we are requesting the fire inspector to do a walk through to make sure all the safety requirements are met. Since some of the vendors may be setting up their tents the evening prior to the event, we would also like to request that the NT Police Department patrol that area the night prior to the event. We will also have hand sanitizer, as well as public restrooms appropriately placed throughout the event. Attached is our up-to-date insurance information and event application. Thank you so much for your consideration.

Respectfully,
Heather Farley
Pride Fest Event Manager

Joseph Zielinski
Arthur Richau
Thomas Eisenhauer
Edward Skovenski
Kenneth Bryan
Thomas Ballou

Mark Phelps
Rick Reimer
Michael F. Phelps
Robert Kalota
Dennis Toth
Lawrence Grawe Jr.
Christopher Powers
Larry Kuebler Jr.

Neil Sommerfeldt
Cathy Mims

Ayes: Alderman Schulmeister, Roe, Murphy, Lavey, Richards (5)
Nays: None (0)
CARRIED.

AUDIENCE PARTICIPATION –

Jack Kanack 84 South Meadow-Can the Water Department put on the Water bills an estimate of when the new water meters would be read for the following bill?

Sue Wilke 329 Miller Street- Concerned about a section of sidewalk on Bryant Street near the Market, needs to be addressed, before someone gets hurt.

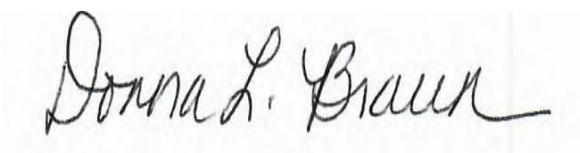
Nancy Klepp 1295 Erie Avenue- We as a city should be more concerned about filling all the potholes and repairs to the streets, then building on Tonawanda Island...Wanted to know where we stand on Canalfest.

ADJOURNMENT

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

Time of Adjournment: 6:59 P.M.

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer