

**TO: Honorable Mayor & Common Council
President Zadzilka
Aldermen Schmigel, Gosch, Pecoraro, Tylec**

FROM: Donna L. Braun, City Clerk-Treasurer

RE: Agenda for Regular Session TUESDAY, SEPTEMBER 1, 2020 6:30PM

AUDIENCE PARTICIPATION – Due to the COVID-19 (Coronavirus) the meeting will not be open to the public.

***PROCLAMATION THANKING THE NORTH TONAWANDA
RESIDENTS FOR BEING PROACTIVE WITH THE 2020 CENSUS***

PROOF OF PUBLICATION PUBLISHED 8/7, 8/8, 8/10, 8/11, & 8/12/2020

1) Legal Notice – Bid Proposals for the Collection, Processing and Marketing of Recyclables from participating parcels within the City of North Tonawanda – Supt. Public Works

PROOF OF PUBLICATION PUBLISHED 8/14/2020

1) Legal Notice – Public Hearing to Discuss the City’s Economic Development Programs and Grant Funding for financing to assist in the creation of a restaurant operation by 110 Sweeney St. LLC – Community Development

PROOF OF PUBLICATION PUBLISHED 8/15/2020

1) Legal Notice – Bid Proposals for the Sale and Development of Commercial Property located at 78 Bridge Street – Community Development

COMMUNICATIONS FROM CITY OFFICIALS

#1. Austin Tylec - Re: Resolution to request from Assemblyman Robin Schimminger to advocate State Funding for the City of North Tonawanda

V.1 Supt. Wastewater/Water - Re: Approval of Change Order #3 – Water Treatment Plant Standby Generator Replacement Project

- V.2 Supt. Wastewater/Water - Re: Approval of Change Order #4 – Water Treatment Plant Standby Generator Replacement Project
- V.3 Supt. Wastewater/Water - Re: Approval of Change Order #5 – Water Treatment Plant Standby Generator Replacement Project
- VII.1 Accountant - Re: Payment of the Abstract of Claims Dated September 1, 2020
- VII.2 Accountant - Re: Budgetary Transfer – For road resurfacing
- XVII. Traffic Safety - Re: Various Traffic Safety Recommendations from their August meeting
- XXV. Monthly Reports
- .1 Police Department
- XXXII.1 Community Development- Re: Appointment of Vacant Seat on the Lumber City Development corporation Board of Directors
- XXXII.2 Community Development- Re: Permission to submit a Grant Application to the NYS Office of Community Renewal for Community Development Block Grant funding for location at 110 Sweeney Street

Respectfully submitted,



Donna L. Braun
City Clerk-Treasurer

SEP 01 2020

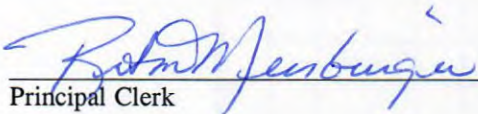
STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

Robin Meisburger, of said county, being duly sworn, deposes and says that she is now and during the whole time hereinafter mentioned was the Clerk of

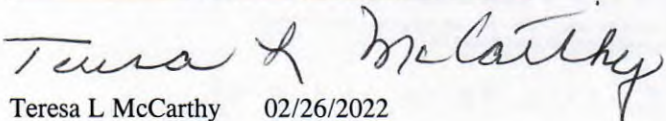
NIAGARA GAZETTE

A newspaper published in the County and State aforesaid,
and that the annexed printed legal # 271578
was printed and published in said paper on the following dates:

08/07/2020 08/08/2020 08/10/2020 08/11/2020 08/12/2020


Principal Clerk

Subscribed and sworn to before me this
8-12-2020


Teresa L McCarthy 02/26/2022

Notary Public Expiration Date

RECEIVED
CITY CLERK'S OFFICE

2020 AUG 17 PM 12:03
NORTH TONAWANDA, NY

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

NOTICE TO BIDDERS

Notice is hereby provided that the City of North Tonawanda, herein referred to as "City", has issued a notice for sealed bids for the collection, processing and marketing of recyclables from participating parcels within the City of North Tonawanda.

Sealed proposals will be received by the City Clerk-Treasurer, City Hall, 216 Payne Avenue, North Tonawanda, New York 14120, will be received until 11:00am, local time, Friday September 11th at which time the bids will be publically opened and read.

The Bid Specifications may be obtained electronically by contacting Mark A. Zellner, Superintendent of Public Works at mzellner@northtonawanda.org or 716-695-8585. The City requires all correspondence to occur with Mark A. Zellner at mzellner@northtonawanda.org. The City will accept comments and questions until 2:00pm Wednesday, August 19, 2020 and will answer questions via an addenda to the extent the City deems necessary.

The sealed proposals will require a Bid Security in an amount not less than five (5%) percent of the amount of the total bid price for all municipalities and failure to submit same shall be cause for rejection.

The contract shall be based upon the Base Bid Option selected, commencing on Friday January 1, 2021, with renewal options for each Base Bid Option upon mutual agreement, under the same terms and conditions.

The City reserves the right to reject or accept any and all bids for any reason. If an award is made, it will be to the lowest responsible bidder.

The City reserves the right to waive any informalities.

Each bid proposal must be submitted in a sealed envelope addressed to the City of North Tonawanda with the bid bond or other security, certification of compliance with the Iranian Divestment Act and the Non-Collusive Bidding Certificate enclosed. On the outside of the envelope it must be clearly noted "Bid for Recyclable Materials Collection, Processing and Marketing" and must indicate the name, address and phone number of the bidder. Proposals not meeting the above format may be rejected.

The schedule for this solicitation of bids is included in the timeline presented below. The City reserves the right to modify this schedule as necessary, and is therefore tentative and subject to changes. All addendums and changes to this project will be sent via electronic mail to all prospective bidders that have provided contact information.

<u>Proposed Date</u>	<u>Action</u>
August 7, 2020	Bid published and made available.
August 13, 2020, 10:00	Pre-bid Meeting at City Hall (216 Payne Ave.)
August 19, 2020 (2:00pm)	Last day to submit questions
September 11, 2020 (11:00am)	Sealed proposals due
September 14 to October 2, 2020	Sealed proposals evaluated
October 6, 2020	City awards to selected Contractor
January 1, 2021	Commence contract

Dated: August 7, 2020
#N271578

8/7,8,10,11,12/2020

SEP 01 2020

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

2020 AUG 20 PM 2:40
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Robin Meisburger, 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 # 271792
was printed and published in said paper on the following dates:

08/14/2020

Robin Meisburger
Principal Clerk

Subscribed and sworn to before me this
8-17-2020

Teresa L. McCarthy
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 OF PUBLIC HEARING
CITY OF NORTH TONAWANDA
OFFICE OF COMMUNITY RENEWAL
COMMUNITY DEVELOPMENT BLOCK
GRANT PROGRAM**

A public hearing will be held on August 25th, 2020 at 6:00 PM in the Common Council chambers located at City Hall, 216 Payne Avenue, North Tonawanda, New York 14120 to discuss the City's economic development programs, and the potential submission of an application to the New York State Office of Community Renewal for Community Development Block Grant funding to provide financing to assist in the creation of a restaurant operation by 110 Sweeney Street, LLC, in the city of North Tonawanda. Due to the COVID-19 pandemic the meeting will be held in the Common Council Chambers to council members only and streamed live on Facebook. Residents are encouraged to submit comments via video comments on Facebook. More detailed information regarding the project will be presented at the hearing. Accommodations for disabled and non-English speaking residents will be made available upon advance request. Residents who cannot attend the hearing are welcome to express their ideas by calling the Community Development Office at 716-695-8580 or in writing to Director, Community Development Office, 500 Wheatfield Street, North Tonawanda, NY 14120.

#N271792 8/14/2020

STATE OF NEW YORK
NIAGARA COUNTY, } SS, _____

SEP 01 2020

2020 AUG 20 PM2:40
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Robin Meisburger, 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 # 271858
was printed and published in said paper on the following dates:

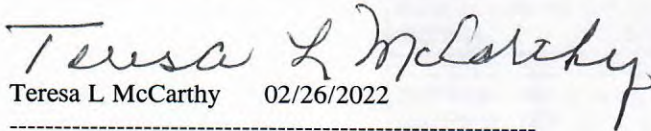
08/15/2020



Principal Clerk

Subscribed and sworn to before me this

8-17-2020


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
Request for Proposals

Sealed proposals will be received by the City of North Tonawanda in the Clerk's Office, 216 Payne Avenue, North Tonawanda, NY 14120, until Friday, September 18, 2020, at 4:00pm (EST) for the sale and development of commercial real property located in the City of North Tonawanda, NY. The property is located at 78 Bridge Street, Niagara County, SBL No. 184.08-1-9 and consists of approximately 3.1 acres. The property is zoned WD (Waterfront District). The City of North Tonawanda intends to execute a Purchase Agreement with a responsible bidder who, in the sole discretion of the City, presents the best development scenario and poses the best opportunity for the City to achieve the highest and most certain return for the property.

The Request for Proposals (RFP) shall be available in the following formats: hard copy (paper) and electronic email (Adobe Acrobat *.PDF format) upon request by contacting Michael Zimmerman at (716)-695-8580 or email to: mzimmerman@lumbercitydc.com. Each proposal shall contain the full name and address of each person or company submitting the proposal. All proposals shall be submitted in a sealed envelope clearly marked as follows: "78 Bridge Street Proposal." The name and address of Proposer shall also appear on the outside of the envelope. Proposals shall be delivered NO LATER THAN Friday, September 18, 2020, at 4:00pm (EST) to:

City Clerk
City of North Tonawanda
216 Payne Avenue
North Tonawanda, NY 14120

All questions shall be submitted in writing and shall be mailed, emailed or faxed to: Michael Zimmerman, Director of Community Development, 500 Wheatfield Street, North Tonawanda, NY 14120, or mzimmerman@lumbercitydc.com, or fax: (716)-614-0519.

All proposals must be received on time and in full compliance with the instructions contained in the RFP. The City of North Tonawanda reserves the right to reject any and all Proposals, and to withdraw this solicitation at any time.

#N271858

8/15/2020

#/.

SEP 01 2020

August 26, 2020

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

Dear Mayor and Council,

Attached is a resolution presented to this Honorable Body at the Workshop held on August 25, 2020. This resolution serves as a formal request directed to Assemblyman Robin Schimminger who has expressed a willingness to advocate for state funding for the City of North Tonawanda.

Through discussions with department heads and the Assemblyman's office, the requested funding has been allocated towards purchases designated in the resolution. Should this Honorable Body have any questions regarding this resolution, I encourage you to contact me directly.

Respectfully,

Austin J. Tylec
Alderman-at-Large

RECEIVED
CITY CLERK'S OFFICE

2020 AUG 27 AM 10:45
NORTH TONAWANDA, NY

A RESOLUTION TO BE SUBMITTED BY ALDERMAN-AT-LARGE AUSTIN TYLEC

RE: Formal Request of State Funding for Various City Equipment

WHEREAS, Assemblyman Robin Schimminger, whose jurisdiction includes a portion of North Tonawanda, has expressed his willingness to advocate for funding from New York State for the betterment of North Tonawanda; and

WHEREAS, funding through the State Legislature is available for certain purposes and is unavailable for other purposes; and

WHEREAS, the DPW has requested a camera system that will assist the city in sewer inspection, allowing for preemptive measures to be taken to prevent sewer backups; and

WHEREAS, the head of the DPW calls the camera system, "something that could be shared with another town," and, "a purchase that would be a higher profile for moving the city forward," claiming it has been needed for some time; and

WHEREAS, the DPW has also expressed value in a new wood chipper as the City has had many issues in recent years with ash trees dying; and

WHEREAS, a new chipper, funded by NYS, would save the City expenses currently being used, curtailing the rental costs of the current wood chipper; and

WHEREAS, these requests have been vetted by the Assemblyman's Office as feasible and the Assemblyman has expressed willingness to attempt to acquire funding for the aforementioned items.

NOW, THEREFORE, BE IT

RESOLVED, that this Honorable Body hereby formally requests:

- Proteus Mainline System at a quote price of **\$98,500** via Cyncon Equipment, Inc.
- 1 Wood Chipper for DPW use at an expected cost of approx. **\$55,000**

and be it further

RESOLVED, that this Honorable Body acknowledges that this submission is a request and the funding is subject to acceptance or denial by the state legislature; and be it further

RESOLVED, certified copies of this resolution be transmitted to Assemblyman Robin Schimminger's District Office.

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

SEP 01 2020

8/27/2020

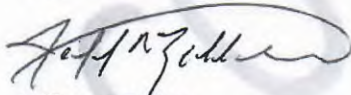
Honorable Arthur G. Pappas, Mayor
and Common Council
City Hall, 216 Payne Avenue
North Tonawanda, New York 14120

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 September 1st, 2020, and further authorize the Mayor and City Clerk-Treasurer to respectively sign and countersign said Warrant.

Regards,



Jeffrey R Zellner
City Accountant

2020 AUG 27 PM 12:00
NORTH TONAWANDA NY
RECEIVED
CITY CLERK'S OFFICE

VII.2

JEFFREY ZELLNER
CITY ACCOUNTANT

City of North Tonawanda

TELEPHONE: (716) 695-8545

FAX: (716) 695-8573

JENNIFER CRESS
PAYROLL PERSONNEL SPECIALIST

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

SHERI GAMPP
JUNIOR ACCOUNTANT

SEP 01 2020

8/27/2020

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 2, Section 5.023 and Section 2.2 of the Budgetary Transfer Policy, please authorize the City Accountant to make the following amendment of fiscal year 2020 appropriations, based on the request of the Department Head, copy attached.

Control Dollar

<u>Number</u>	<u>Amount</u>	<u>Decrease/Increase Account</u>	<u>Increase Appropriation Account</u>
	\$70,000	001.5142.0480, Operations /Salt Chemicals	001.5110.0421, Road resurfacing

Regards,



Jeffrey R Zellner
City Accountant

RECEIVED
CITY CLERK'S OFFICE
2020 AUG 27 PM 1:52
NORTH TONAWANDA NY

Budgetary Transfer Request Form

Department: DPW

Date: 8/27/2020

Dollar Amount	Appropriation Accounts and Documentation	
\$ <u>70,000.00</u>	From Appropriation Account <u>1-5142.480</u> Account Number	Into Appropriation Account <u>1-5110.421</u> Account Number
	Account Description <u>OPERATIONS/SALES CHEMICALS</u>	Account Description <u>ROAD RESURFACING</u>

Explanation:

Please Check One

<input type="checkbox"/> Common Council Action	<input type="checkbox"/> NO Common Council Action
--	---

Department Head Signature	Date
	<u>8/27/2020</u>

Budgetary Transfer Policy

2.11 - Budgetary transfers can be initiated by a Department Head on his or her signature if **all** of the following criteria is met:

1. Transfer appropriations must be less than \$250,00
 2. Transfer only between existing appropriation accounts within your Department Budget
 3. Accumulated transfers made into any one appropriation account can not total more than \$250,00 within any fiscal year
- 2.21 - Budgetary transfers can be initiated by a Department Head through the Common Council if **one** of the following Criteria is met:

1. Transfer appropriations must be over \$250,00
2. Creation of a new appropriation account your budget

For Accounting Department Use Only

Control #	Department of Accounting Audit	Common Council Meeting Date	

V. 1/



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

SEP 01 2020

William M. Davignon
Superintendent

August 20, 2020

Honorable Mayor Arthur G. Pappas and Common Council Members
City Hall
North Tonawanda, New York 14120

Re: Water Treatment Plant Standby Generator Replacement Project - Approval of Change Order No. 3

Dear Honorable Body:

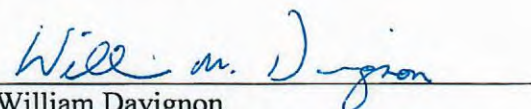
Approval of the Change Order No. 3 of the North Tonawanda Water Treatment Plant (WTP) Standby (backup) Generator Replacement Project is hereby requested. Modify contract to include *Alternate G-4* which is the removal of the existing underground diesel tank and installation of the new above ground diesel tank. The change order represents the following additional work:

- **Modify contract to include *Alternate G-4* which is the removal of the existing underground diesel tank and installation of the new above ground diesel tank at an increased cost of \$316,612.00**

The total project cost estimate of this project is \$3,061,512. The City recently received a NY State WIA Grant in the amount of \$1,836,907 which amounts to 60% of the total cost. That coupled with the City previously approving the use of \$1,224,605 out of reserve funds completes the funding for this project. This funding included the increased cost for *Alternate G-4*.

Accordingly, I respectfully request that the Common Council approve the change order in the amount of \$316,612.00 for the WTP Standby Generator Replacement Project with STC Construction, P.O. Box 459, Springville, NY 14141; increasing the contract amount from \$232,351.00 to the new contract amount of \$548,963.00; authorizing the Mayor to sign said change order subject to review by the City Attorney.

Very truly yours,



William Davignon
Superintendent of Wastewater & Water

cc: Luke A. Brown, City Attorney
Chelsea Spahr, City Engineer
Madison Rich, Nussbaumer & Clarke Engineering

RECEIVED
CITY CLERK'S OFFICE
2020 AUG 27 PM 3:11
NORTH TONAWANDA, NY

Date of Issuance: April 28, 2020	Effective Date: April 28, 2020
Owner: City of North Tonawanda	Owner's Contract No.: 17J1-0024
Contractor: STC Construction	Contractor's Project No.:
Engineer: Nussbaumer & Clarke, Inc.	Engineer's Project No.: 17J1-0024
Project: North Tonawanda Water Treatment Plant-Stand- by Generator Replacement	Contract Name: NT Treatment Plant Standby Generator

The Contract is modified as follows upon execution of this Change Order:

Description: (1) Modify contract to include Alternate G-4, removal of the existing underground diesel fuel tank, piping and pumps and supply and installation of the new above ground diesel fuel tank.
(2) Adjust the original cost for Alternate G4 from \$315,700 to \$316, 612.00 due to an increase of \$912.00 for the cost of the fuel tank.

Attachments: (1) STC proposal dated April 8, 2020. (2) Copy of April 21, 2020 Common Council Meeting Minutes.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>229,700.00</u>	Original Contract Times: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
[Increase] from previously approved Change Orders No. <u>1</u> to No. <u>1</u> : \$ <u>2,651.00</u>	[Increase] [Decrease] from previously approved Change Orders No. <u>NA</u> to No. <u>NA</u> : Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days
Contract Price prior to this Change Order: \$ <u>232,351.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
Increase of this Change Order: \$ <u>316,612.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates
Contract Price incorporating this Change Order: \$ <u>548,963.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: <u>James R. Campolong</u> Engineer (if required)	By: <u>Will M. Doughton</u> Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Title: <u>Capital Projects Manager</u>	Title: <u>SUPERINTENDENT</u>	Title: _____
Date: <u>April 28, 2020</u>	Date: <u>4/30/20</u>	Date: _____

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____

STC Construction, Inc.

April 8, 2020

4/9/2020-approved by City of
North Tonawanda.

Jim Campolong
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
Bid Alternate Proposal

Dear Mr. Campolong,

In response to the recent request to provide pricing for the Bid Alternate that was not awarded at bid time, STC Construction offers the following scope of work and pricing summary.

Scope of Work:

- Bid Alternate, ALT-G4, Diesel Fuel Tank
 - The scope of work for the above is per the original plans and specifications at bid time with some clarifications/exceptions as noted below
- Price Escalation

Base Bid	\$315,700.00
Escalation	\$912.00
TOTAL	\$316,612.00

Exclusions/Clarifications:

- This additional work will amount to \$185,900.00 in WBE and \$0.00 in MBE
- The above pricing assumes we can discharge ground water into the sewer when excavating for the Underground Fuel Tank removal. If Hazardous materials are present in the ground, they will be addressed separately.
- Assumes a summer 2020 schedule where the fuel piping can all be done at the same time as the Fuel Tank work. Will require change order by 4/30/20 in order to obtain the new Fuel Tank in time.
- No details for the Day Tank Connection are provided. This pricing assumes a typical packaged Day Tank inclusive of pumps, valves, etc.(provided by the EC) and will require simple piping connections.

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459

V.2



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

SEP 01 2020

William M. Davignon
Superintendent

August 20, 2020

Honorable Mayor Arthur G. Pappas and Common Council Members
City Hall
North Tonawanda, New York 14120

Re: Water Treatment Plant Standby Generator Replacement Project - Approval of Change Order No. 4

Dear Honorable Body:

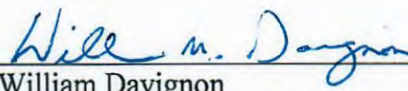
Approval of the Change Order No. 4 of the North Tonawanda Water Treatment Plant (WTP) Standby Generator Replacement Project is hereby requested. This work is necessary to ensure the safe and proper operation of the Standby Generator remote radiator. The change order represents the following additional work:

- **Installation of two (2) 3" cooling lines between the remote radiator and generator that will run parallel to the proposed 4" radiator supply & return lines.**

The total project cost estimate for this project is \$3,061,512.00. The City recently received a NY State WIIA Grant in the amount of \$1,836,907 which amounts to 60% of the total cost. That, coupled with the City previously approving the use of \$1,224,605 out of reserve funds, completes the funding for this project.

Accordingly, I respectfully request that the Common Council approve the change order in the amount of **\$23,858.00** for the WTP Standby Generator Replacement Project with STC Construction, P.O. Box 459, Springville, NY 14141; increasing the contract amount from \$548,963.00 to the new contract amount of \$572,821.00; authorizing the Mayor to sign said change order subject to review by the City Attorney.

Very truly yours,



William Davignon
Superintendent of Wastewater & Water

CITY CLERK'S OFFICE
RECEIVED
CITY CLERK'S OFFICE
RECEIVED
NORTH TONAWANDA NY
2020 AUG 24 PM 1:32

cc: Luke Brown, City Attorney
Chelsea Spahr, City Engineer
Madison Rich, Nussbaumer & Clarke Engineering

Date of Issuance: August 12, 2020	Effective Date: August 12, 2020
Owner: City of North Tonawanda	Owner's Contract No.: 17J1-0024
Contractor: STC Construction	Contractor's Project No.:
Engineer: Nussbaumer & Clarke, Inc.	Engineer's Project No.: 17J1-0024
Project: North Tonawanda Water Treatment Plant-Stand- by Generator Replacement	Contract Name: NT Treatment Plant Standby Generator

The Contract is modified as follows upon execution of this Change Order:

Description: Description: Install two (2) 3-inch cooling lines between the remote radiator and generator that will run parallel to the proposed 4-inch radiator supply and return lines as shown on Plan Sheet M-301, Detail A-1. The material for the proposed cooling lines shall be as detailed in Spec. Section 232113; Para. 2.1, A.

Attachments: (1) STC proposal dated July 20, 2020. (2) Copy of December 20,2019 Field Order No. 2.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>229,700.00</u>	Original Contract Times: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
[Increase] from previously approved Change Orders No. <u>1</u> to No. <u>3</u> : \$ <u>319,263.00</u>	[Increase] [Decrease] from previously approved Change Orders No. <u>NA</u> to No. <u>NA</u> : Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days
Contract Price prior to this Change Order: \$ <u>548,963.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
Increase of this Change Order: \$ <u>23,858.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates
Contract Price incorporating this Change Order: \$ <u>572,821.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: <u>James R. Campolung</u>	By: _____	By: <u>Norris Polson</u>
Engineer (if required)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Title: <u>Capital Projects Manager</u>	Title _____	Title <u>Project Manager</u>
Date: <u>August 12, 2020</u>	Date _____	Date <u>August 14, 2020</u>

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____

STC Construction, Inc.

July 30, 2020

Jim Campolong
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
3" Remote Radiator Piping Proposal-REVISED

Dear Mr. Campolong,

We are providing pricing to make the requested changes to provide 3" Cooling Lines as indicated in Field Order #2.

Scope of Work:

- Furnish & Install 3" welded steel pipe, valves, and fittings between the Remote Radiator and the Backup Generator
- Insulation of 3" piping
- Mechanical Identification of piping system
- All required hangers and supports
- Seal Window Penetrations
- Hydrostatic testing of piping system
- Fill & Vent with 50% Ethylene Glycol Solution

TOTAL Lump sum price: **\$23,858.00**

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

-----Original Message-----

From: James Campolong <jcampolong@nussclarke.com>

Sent: Friday, July 24, 2020 2:52 PM

To: npoleon@butlerstc.com

Cc: Dan Calabrese <dcalabrese@nussclarke.com>; Dave Conti <daveconti@northtonawanda.org>

Subject: RE: 3" Remote Radiator Piping Proposal-Field Order No. 2
The City has approved your revised proposal at **\$23,858**. Submit a formal updated proposal and I will prepare the change order for signatures.

Sincerely,

James R. Campolong

The art of being wise is the ability to know what should be ignored.

William James James R. Campolong

Capital Projects Manager

3556 Lake Shore Road, Suite 500

Buffalo, NY 14219-1494

p: 716.827.8000 x 227 | f: 716.826.7958 FULL-SERVICE CAPABILITIES,
LOCAL EXPERTISE Facebook || LinkedIn || nussclarke.com

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459

Date of Issuance:	December 20, 2019	Effective Date:	December 20, 2019
Owner:	City of North Tonawanda	Owner's Contract No.:	17J1-0024
Contractor:	STC Construction	Contractor's Project No.:	
Engineer:	Nussbaumer & Clarke, Inc.	Engineer's Project No.:	17J1-0024
Project:	North Tonawanda Treatment Plant Standby Generator Replacement	Contract Name:	NT Treatment Plant Standby Generator

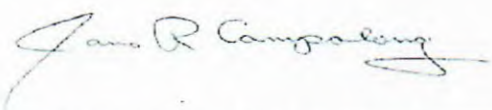
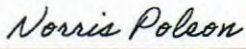
Contractor is hereby directed to promptly execute this Field Order, issued in accordance with General Conditions Paragraph 2, and Section 01200 Paragraph I for minor changes in the Work without changes in Contract Times.

Reference:	<u>Sect. 232113</u>	<u>M-301; A-1</u>
	Specification(s)	Drawing(s) / Detail(s)

Description: Install two (2) 3-inch cooling lines between the remote radiator and generator that will run parallel to the proposed 4-inch radiator supply and return lines as shown on Plan Sheet M-301, Detail A-1. The material for the proposed cooling lines shall be as detailed in Spec. Section 232113; Para. 2.1, A.

STC shall provide a formal quotation for the supply and installation of the cooling lines for review and approval by the Owner.

Attachments: Submittal No. EC-007B; EC-10B.

ISSUED:	RECEIVED:
	
By: _____	By: _____
Engineer (Authorized Signature)	Contractor (Authorized Signature)
Title: <u>Capital Projects Manager</u>	Title: <u>Project Manager</u>
Date: <u>December 20, 2019</u>	Date: <u>1/24/2020</u>

Copy to: Owner



CITY OF NORTH TONAWANDA WATER WORKS

V.3

830 RIVER ROAD
NORTH TONAWANDA, NEW YORK 14120
Phone: (716) 695-8560, ext. #6411
Cell: (716) 583-1518
E-mail: billdavignon@northtonawanda.org

SEP 01 2020

William M. Davignon
Superintendent

August 20, 2020

Honorable Mayor Arthur G. Pappas and Common Council Members
City Hall
North Tonawanda, New York 14120

Re: Water Treatment Plant Standby Generator Replacement Project - Approval of Change Order No. 5

Dear Honorable Body:

Approval of the Change Order No. 5 of the North Tonawanda Water Treatment Plant (WTP) Standby Generator Replacement Project is hereby requested. This work is necessary to ensure the safe and proper removal of contaminated soil, Exhaust Stack soil and Pipe Chase soil from the construction site. The change order represents the following additional work:

- **Remediation of contaminated soil, Exhaust Stack soil and Pipe Chase soils at a total additional cost of \$54,304.00**

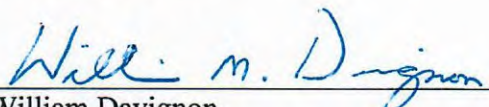
The total project cost estimate for this project is \$3,061,512.00. The City recently received a NY State WIIA Grant in the amount of \$1,836,907 which amounts to 60% of the total cost. That, coupled with the City previously approving the use of \$1,224,605 out of reserve funds, completes the funding for this project.

Accordingly, I respectfully request that the Common Council approve the change order in the amount of **\$54,304.00** for the WTP Standby Generator Replacement Project with STC Construction, P.O. Box 459, Springville, NY 14141; increasing the contract amount from \$572,821.00 to the new contract amount of \$627,125.00; authorizing the Mayor to sign said change order subject to review by the City Attorney.

RECEIVED
CITY CLERK'S OFFICE

2020 AUG 24 PM 1:28
NORTH TONAWANDA NY

Very truly yours,



William Davignon
Superintendent of Wastewater & Water

cc: Luke Brown, City Attorney
Chelsea Spahr, City Engineer
Madison Rich, Nussbaumer & Clarke Engineering

Date of Issuance: August 19, 2020	Effective Date: August 19, 2020
Owner: City of North Tonawanda	Owner's Contract No.: 17J1-0024
Contractor: STC Construction	Contractor's Project No.:
Engineer: Nussbaumer & Clarke, Inc.	Engineer's Project No.: 17J1-0024
Project: North Tonawanda Water Treatment Plant-Stand- by Generator Replacement	Contract Name: NT Treatment Plant Standby Generator

The Contract is modified as follows upon execution of this Change Order:

Description: Environmental remediation work. UST contaminated Soil: \$38,636.00, Former Exhaust Stack Contamination Soil: \$10,335.00, Cleaning of Pipe Chase: \$5,333.00, the total of all this work amounts to \$54,304.00.

Attachments: STC Environmental Remediation Proposal Email, UST Remediation Proposal, Former Stack Remediation Proposal, and Pipe Chase Oil Spill Cleanup Proposal

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>229,700.00</u>	Original Contract Times: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
[Increase] from previously approved Change Orders No. <u>1</u> to No. <u>4</u> : \$ <u>343,121.00</u>	[Increase] [Decrease] from previously approved Change Orders No. <u>NA</u> to No. <u>NA</u> : Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days
Contract Price prior to this Change Order: \$ <u>572,821.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>August 20, 2020</u> Ready for Final Payment: <u>August 20, 2020</u> days or dates
Increase of this Change Order: \$ <u>54,304.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates
Contract Price incorporating this Change Order: \$ <u>627,125.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>No change</u> Ready for Final Payment: <u>No change</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: <u><i>Robert Rich</i></u>	By: _____	By: <u><i>Norris Polson</i></u>
Engineer (if required)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Title: <u>Engineer – Madison Rich</u>	Title _____	Title <u>Project Manager</u>
Date: <u>August 19, 2020</u>	Date _____	Date <u>8/19/2020</u>

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____

Madison Rich

From: npoleon@butlerstc.com
Sent: Thursday, August 13, 2020 11:32 AM
To: James Campolong
Cc: Madison Rich
Subject: Environmental Services Proposals
Attachments: Pipe Chase Oil Spill Cleanup Proposal.pdf; UST Remediation Proposal 8-13-20.pdf; Former Stack Remediation Proposal 8-13-20.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Jim,

Attached are the proposals for the Environmental work that was performed at the North Tonawanda WTP. They are summarized below:

- UST contaminated Soil: \$38,636.00
- Former Exhaust Stack Contamination Soil: \$10,335.00
- Cleaning of Pipe Chase: \$5,333.00

The TOTAL of all of this work amounts to \$54,304.00

Your help in expediting a change order for this already completed work will be greatly appreciated. I would like to do right by NW Contracting and get this on the August billing cycle.

Thanks,

Norris Poleon, Project Manager

STC Construction, Inc.
63 Zoar Valley Road
P.O. Box 459
Springville, NY 14141-0459
716-592-3400 Office
716-583-2904 Mobile
npoleon@butlerstc.com

STC Construction, Inc.

August 13, 2020

Jim Campolong
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
Contaminated Soil Cleanup Proposal at UST – FINAL

Dear Mr. Campolong,

In response to the recent discovery of contaminated soils in the vicinity of the underground fuel tank that was recently removed, we are offering the following scope of work and pricing.

Scope of Work:

Furnish the labor, material, and equipment necessary for the remediation of petroleum impacted soil and groundwater encountered during the removal of the 10,000-gallon #2 fuel oil UST. The work will be conducted with the objective to satisfy the NYSDEC requirements in relation to the initial cleanup of spill # 2002400.

Reference the attached NW Contracting proposal for additional details and their pricing breakdown.

Lump Sum Pricing: \$38,636.00

A breakdown of our pricing is as follows:

- NW Contracting: \$33,182.00
- STC OH/P: \$ 4,977.00
- Additional Bonding: \$ 477.00
- TOTAL: \$38,636.00

Exclusions/Clarifications:

- Waste is assumed to contain no hazardous materials. Pricing is contingent on acceptance of waste at the pre-designated disposal facilities.
- The costs include the initial removal of petroleum impacted soil and groundwater in relation to the removal of the UST, per our onsite meeting with NYSDEC on 7/1/2020, and includes additional restoration and backfilling operation associated with this removal.
- Costs associated with any ongoing groundwater monitoring, treatment/disposal, or remediation efforts that may be required for spill closure are not included in this cost estimate.

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459



3553 Crittenden Rd.
Alden, NY 14004
716.937.6527
nwcontracting.com

**SITE QUOTATION/WORK ORDER – NWC Project #20-093 (Change Order #2B)
8/11/2020**

The following constitutes a Site Quotation/Work Order for Environmental Services as provided by NW Contracting, (NWEC&C) to:

**STC Construction, Inc.
63 Zoar Valley Road
Springville, NY 14141**

**Attention: Norris Poleon
npoleon@butlerstc.com
716-592-3400**

For work at the following location:

**City of North Tonawanda WTP – UST Removal Soil & Groundwater Remediation
1 Archer Street
North Tonawanda, NY**

Project Services shall be provided in accordance with the terms and conditions of the existing Subcontract Agreement No. 1916-SC-03, and are to consist of the following operations:

UST Removal- Soil and Groundwater Remediation

Furnished, the labor, material, and equipment necessary for the remediation of petroleum impacted soil and groundwater encountered during the removal of the 10,000-gallon #2 fuel oil UST. The work, was conducted per NYSDEC requirements in relation to the initial cleanup of spill #2002400.

7/1/2020- Upon removal of the underground tank petroleum impacted groundwater was discovered in the excavation. NYSDEC was notified (Spill #2002400) and tank removal work was stopped, pending onsite meeting with City of Tonawanda representatives and NYSDEC. A work plan was discussed and agreed upon at that time.

7/2/2020- Mobilized frac storage tank, and groundwater pumping equipment to site. Prepped site for planned groundwater and soil removal. Secured site for weekend. ½ day.

7/6/2020- Mobilized to site. Dewatered excavation into frac tank to allow for removal of the impacted soil. Excavated and loaded 3 dump truck loads of impacted soil and transported the material to the City DPW property located at 758 Erie Avenue. Obtained one composite sample of soil from the soil pile for waste characterization testing and submitted to laboratory. The soil was placed onto two layers of 6mil thick poly sheeting and covered with one layer of 6 mil poly sheeting where it remained staged until landfill approval was obtained.



7/7/20- Mobilized to site. Pumped water from excavation, as needed. Furnished and installed (2) 4" PVC recovery/wells in the excavation, at twelve feet below grade level. Begin backfilling of with reused clean pea stone (former tank bedding material). Installed layer of stabilization fabric and placed (2) 12" lifts of #2 crusher run stone (approximately 60 tons) to compaction standard.

7/9/20 – Mobilized to site with vacuum truck. Pumped 5,641 gallons of impacted water from frac tank to vacuum truck. Clean frac tank for return to vendor. Transport the liquids offsite and dispose at American recyclers, Tonawanda, NY. Remove frac tank from site.

7/9/20 through 7/16/20- Prepared and submitted waste profile documentation to Waste management and obtained approval for disposal of nonhazardous soil at Chaffee Landfill (Approval #122662NY).

8/5/20- Mobilized loading equipment and dump trucks to DPW/758 Erie Ave site, loaded contaminated soil into dump trucks and transported the soil to Chaffe Landfill for disposal.

Date TBD- Per NYSDEC in relation to the closure of Spill #2002400: Mobilize to site. Purge and develop one of the two new groundwater monitoring wells at former UST area and obtain necessary groundwater samples. Submit samples to lab and conduct STARS 8270 (SVOC) & STARS 8260 (VOC) testing. Submit the findings with the UST and spill closure reporting.

Summary of Extras (actual):

1. Mobilization/Travel – (Site work 4 days @ \$600/day)	\$	2,400.00
2. Excavator and Operator – (2.5 days @ \$1,412/day)	\$	3,530.00
3. Laborers (2) - (64 Manhours @ \$112/hr)	\$	7,168.00
4. Dump Truck/Operator - (Estimated 1 day @ \$1,377/day)	\$	1,377.00
5. Frac Tank Mobilization - (Lump Sum)	\$	383.00
6. Frac Tank Rental - (1 Week @ \$ 251/week)	\$	251.00
7. Photoionization Detector – (3 days @ \$75/day)	\$	225.00
8. 6 Mil Poly Sheeting, 20'x100' roll – (2 rolls @ \$100/Roll)	\$	200.00
9. Trash Pump/Hoses – (2 days @ \$75/day)	\$	150.00
10. Material – PVC Recovery Wells & Curb Boxes (2)	\$	365.00
11. Backfill, # 2 Crusher Run (60.13tons @ 17.35/Ton)	\$	1,043.26
12. Additional Rental REC Compactor – (Est. 1 Day @ \$200/day)	\$	200.00
13. Compaction Testing Service- ½ Day Addl.	\$	600.00
14. Waste Characterization Soil Testing (1 Sample @ \$400/Each)	\$	400.00
15. Vacuum Truck Mobilization	\$	300.00
16. Petroleum Impacted Water, Non-Hazardous -Transportation/ Disposal (5,641 gallons @ \$1.25/Gallon)	\$	7,051.25
17. Project Manager/Oversight- (20 Hours @ \$90/hour)	\$	1,800.00
18. Mobilization (Soil Loader and Operator)	\$	600.00



19. Soil Loader and Operator – ½ Day Rate	\$	706.00
20. Petroleum Impacted Soil, Non-Hazardous -Transportation/ Disposal (60.13 tons @ \$62.50/ton)	\$	3,758.13
21. Technician Mobilization for Groundwater Testing- 1 day	\$	150.00
22. Sampling Technician – 2 hours @ \$112/Hour	\$	224.00
23. Groundwater Testing – 1 Sample @ \$300/Each	\$	<u>300.00</u>
Total Change Order	\$	33,181.64

Scope of Work Notes

- Prevailing Labor Rates are included in above costs.
- All labor and material pricing are calculated at cost plus overhead and 15%profit margin.

Charges do not include any sales taxes that may apply. Additional work not otherwise specified shall be at additional cost and will not be performed without Client authorization. Pricing offered is valid for 30 days from date of this Site Quotation/Work Order.

The Undersigned have read and understand this Site Quotation/Work Order and the General Terms and Conditions attached and agree to proceed with the work specified. Terms of payment: Net 30 Days, 1.5% per month finance charges thereafter.

Date: _____ day of _____, 2020.

BUYER, L.S.
Authorized Signature

Steve Rinker
NWEC&C, Inc.



August 13, 2020

Jim Campolong
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
Contaminated Soil Cleanup Proposal at Former Exhaust Stack Foundation

Dear Mr. Campolong,

In response to the recent discovery of contaminated soils in the vicinity of the former exhaust stack foundation, we are offering the following scope of work and pricing.

Scope of Work:

Furnish the labor, material, and equipment necessary for the remediation of petroleum impacted soil and groundwater encountered during the removal of the former exhaust stack foundation. The work will be conducted with the objective to satisfy the NYSDEC requirements in relation to the initial cleanup of spill # 2002729.

Reference the attached NW Contracting proposal for additional details and their pricing breakdown.

Lump Sum Pricing: \$10,335.00

A breakdown of our pricing is as follows:

- NW Contracting: \$ 8,876.00
- STC OH/P: \$ 1,331.00
- Additional Bonding: \$ 128.00
- TOTAL: \$10,335.00

Exclusions/Clarifications:

- Waste is assumed to contain no hazardous materials. Pricing is contingent on acceptance of waste at the pre-designated disposal facilities.
- Costs associated with any ongoing groundwater monitoring, treatment/disposal, or remediation efforts that may be required for spill closure are not included in this cost estimate.

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459



3553 Crittenden Rd.
Alden, NY 14004
716.937.6527
nwcontracting.com

**SITE QUOTATION/WORK ORDER – NWC Project #20-093 (Change Order #2C)
8/7/2020**

The following constitutes a Site Quotation/Work Order for Environmental Services as provided by NW Contracting, (NWECC&C) to:

STC Construction, Inc.
63 Zoar Valley Road
Springville, NY 14141

Attention: Norris Poleon
npoleon@butlerstc.com
716-592-3400

For work at the following location:

City of North Tonawanda WTP – Stack Foundation Removal - Soil Remediation
1 Archer Street
North Tonawanda, NY

Project Services shall be provided in accordance with the terms and conditions of the existing Subcontract Agreement No. 1916-SC-03, and are to consist of the following operations:

Stack Foundation Removal- Soil Remediation

Furnished, the labor, material, and equipment necessary for the remediation of petroleum impacted soil encountered during the removal of the concrete footers/piers for the former generator stack foundation. The work, was conducted per NYSDEC requirements in relation to the initial cleanup of spill #2002729.

7/10/2020- Upon removal of the foundation (1 PM), petroleum impacted soil was discovered in the excavation. NYSDEC was notified (Spill #2002729) and work was stopped, pending guidance by NYSDEC. A work plan was discussed and agreed upon at that time via email correspondence. Removed and demolished approximately 3 cubic yards of oil impacted concrete foundation.

7/11/2020- Mobilized to site. Excavated remaining petroleum impacted soil from the excavation (approximately 10 cubic yards). Obtained confirmatory soil samples from excavation floor and wall limits per NYSDEC and submitted samples to the lab. Loaded and transported the petroleum impacted concrete and soil via dump truck to DPW property located at 758 Erie Avenue for temporary staging, for pending landfill disposal approval. The soil was placed onto two layers of 6mil thick poly sheeting and covered with one layer of 6 mil poly sheeting. Obtained one composite sample of soil from the soil pile for waste characterization testing and submitted to laboratory.



7/12/20 - Installed layer of stabilization fabric and placed (4) 12" lifts of #2 crusher run stone (approximately 20 tons) to compaction standard.

7/12/20 through 7/30/20- Prepared and submitted waste profile documentation to Waste management and obtained approval for disposal of nonhazardous soil at Chaffee Landfill (Approval #122717NY).

8/5/20- Mobilized loading equipment and dump trucks to DPW/758 Erie Ave site, loaded contaminated soil into dump trucks and transported the soil to Chaffe Landfill for disposal.

Summary of Extras (actual):

1. Mobilization/Travel – (Site work 1 day @ \$600/day)	\$	600.00
2. Excavator and Operator – (1 day @ \$1,412/day)	\$	1,412.00
3. Laborers (2) - (16 Manhours @ \$112/hr)	\$	1,792.00
4. Dump Truck/Operator - (1/2 day @ \$1,377/day)	\$	688.50
5. Photoionization Detector – (1 day @ \$75/day)	\$	75.00
6. 6 Mil Poly Sheeting, 20'x100' roll – (1 roll @ \$100/Roll)	\$	100.00
7. Backfill, # 2 Crusher Run (Est. 21.82 tons @ 17.35/Ton)	\$	378.58
8. Additional Rental REC Compactor – (Est. 1/2 Day @ \$200/day)	\$	100.00
9. Compaction Testing Service- 1/4 Day Addl.	\$	300.00
10. Waste Characterization Soil Testing (1 Sample @ \$400/Each)	\$	400.00
11. Confirmatory Soil Testing (2 Samples @ 300.00/Each)	\$	600.00
12. Project Manager/Oversight- (4 Hours @ \$90/hour)	\$	360.00
13. Mobilization (Soil Loader and Operator)- duplicated cost	\$	N/C
14. Soil Loader and Operator – ½ Day Rate	\$	706.00
15. Petroleum Impacted Soil, Non-Hazardous -Transportation/ Disposal (21.82 tons @ \$62.50/ton)	\$	<u>1,363.75</u>
Total Change Order	\$	8,875.83

Scope of Work Notes

- Prevailing Labor Rates are included in above costs.
- All labor and material pricing is calculated at cost plus overhead and 15% profit.

Charges do not include any sales taxes that may apply. Additional work not otherwise specified shall be at additional cost and will not be performed without Client authorization. Pricing offered is valid for 30 days from date of this Site Quotation/Work Order.



NWC Project #20-093 (Change Order #2C)

The Undersigned have read and understand this Site Quotation/Work Order and the General Terms and Conditions attached and agree to proceed with the work specified. Terms of payment: Net 30 Days, 1.5% per month finance charges thereafter.

Date: _____ day of _____, 2020.

A handwritten signature in black ink, appearing to be 'S Rinker', written over a horizontal line.

BUYER, L.S.
Authorized Signature

Steve Rinker
NWEC&C, Inc.



July 7, 2020

Jim Campolong
Nussbaumer & Clarke
3556 Lakeshore Rd. – Suite 500
Buffalo, NY 14219

Re: North Tonawanda WTP Standby Generator Replacement
Lower Level Pipe Chase Oil Cleanup

Dear Mr. Campolong,

In response to the recent discovery of oil in the lower level pipe chases, we are offering this proposal to have this area cleaned and pumped out.

Scope of Work:

Furnish the labor, material, and equipment necessary for the pump out and removal of #2 fuel oil impacted water, sludge and residual oil from the concrete floor, impacted wall and sump pit surfaces in the generator room sub-floor main pipe chase area.

This pricing includes, but is not limited to the following: confined space permitted entry protocols, the removal of approximately 1,000 gallons of fuel oil impacted water and sludge from the sump pit, degreasing & flushing of oil impacted concrete masonry wall & floor surfaces, disposal of vacuumed liquids offsite at the American Recyclers Facility under the existing fuel oil waste profile dated 6/25/2010, furnish liquid disposal receipt, mobilization, vac truck/operator, laborers, confined space gas meters, project management oversight, PPE materials, liquid and sludge disposal, and vac truck washout.

Lump Sum Budget Pricing: \$5,333.00

Exclusions/Clarifications:

- Waste is assumed to contain no hazardous materials. Pricing is contingent on acceptance of waste at the pre-designated disposal facilities.
- The scope of work includes superficial cleaning of visible surfaces and does not include cleaning or abatement of existing subsurface impacts or oil that has penetrated porous surfaces such as stone walls, cracks, etc.

Please advise if you would like to have us proceed with this work.

Sincerely,

Norris Poleon

Norris Poleon
STC Construction, Inc.

Phone: 716-592-3400 • Fax: 716-592-4367

63 Zoar Valley Road • Springville, NY 14141
Mailing Address: P.O. Box 459 • Springville, NY 14141-0459



Department of Police

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

XXV
TELEPHONE
(716) 692-4111
FACSIMILE
(716) 692-4321
EMERGENCY NO.
9-1-1

SEP 01 2020

August 19, 2020

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 July 2020.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "T. E. Krantz".

Thomas E. Krantz
Chief of Police

cc: Eric Zadzilka
cc: Austin Tylec
cc: Robert Pecoraro
cc: Robert Schmigel
cc: Donna Braun

TEK/sd

2020 AUG 19 PM 4:01
NORTH TONAWANDA NY

<p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF POLICE ACTIVITIES FOR THE MONTH OF JULY 2020</p>
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CRIMINAL

Complaints received and investigated	108
Complaints cleared by arrest or exceptional clearance	47
Complaints ruled unfounded	0
Number of males arrested	31
under 18: 0 over 18: 31	
Number of females arrested	7
under 18: 0 over 18: 7	
Arrests for other authorities	6
Failure to Appear/Violation of Probation Warrant Arrests	3
Above complaints cleared by J.A.B.	17
Complaints cleared by J.A.B. from previous months	0

TRAFFIC

Traffic summonses issued	400
DWI arrests	2
Parking tags issued	23

MISCELLANEOUS

Miscellaneous service	2,407
Incident reports	120
Vehicle accidents	54
Vehicle accidents (fatal)	0
Vehicle stops	414
Police escorts	23
Prisoner meals	35
Mug shots taken	21
Fingerprints taken	21
Persons missing and located	1
Automobiles stolen	4
Automobiles recovered	4
Automobiles recovered for other authorities	0
Record check fees	\$180.00
Photocopy fees	\$4.25
Fingerprint fees	\$0.00
Fines collected	\$18,554.00
Value of property damaged	\$9,768.00
Value of property stolen	\$70,083.33
Value of property recovered	\$41,505.63

Respectfully submitted,



Thomas E. Krantz
Chief of Police

TEK/sd

<p>NORTH TONAWANDA POLICE DEPARTMENT SUMMARY OF CRIMINAL ACTIVITIES FOR THE MONTH OF JULY 2020</p>
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CRIMINAL FELONIES, MISDEMEANORS AND OFFENSES

<u>TYPE OF OFFENSE</u>	<u>COMPLAINTS</u>		
	Received	Cleared	Unfounded
AGG. ASSAULT	5	5	
ALL OTHER OFFENSES	2	1	
ARSON	0	0	
BURGLARY	3	0	
COERCION	0	0	
CRIMINAL MISCHIEF	6	1	
CRIM POSS WEAPON	1	1	
DIS CON/HARASS	25	11	
DRUG OFFENSES	4	0	
EMBEZZLEMENT	0	0	
FAILURE TO APPEAR	3	3	
FORGERY	1	0	
FRAUD (ID THEFT)	4	1	
LARCENY	29	0	
LEAVING THE SCENE	12	5	
MURDER	0	0	
RAPE	0	0	
ROBBERY	1	1	
SEXUAL OFFENSES	3	2	
SIMPLE ASSAULT	5	3	
STOLEN PROPERTY	1	1	
UNAUTH USE M/V	3	2	
VIOL OF PROBATION	0	0	
ARRESTS FOR OTHER AUTHORITIES		6	
ARRESTS/CLEAR COMPS. FM PREV MONTHS		4	
TOTALS	108	47	0
# OF ABOVE COMPLAINTS CLEARED BY JAB		17	
# CLEARED BY JAB FROM PREV MONTHS		0	

V & T REPORT FOR THE MONTH OF JULY 2020

SPEEDING	149
REDLIGHT VIO.	7
STOP SIGN VIO.	47
NO REGISTRATION	29
NO LICENSE	18
FAULTY EQUIPMENT	105
NO INSPECTION	40
FAILED TO YIELD RIGHT OF WAY	6
SEAT BELT VIO.	33
NO INSURANCE	5
LICENSE PLATE VIO.	10
IMPROPER TURN	5
DROVE ON LEFT OF PAVEMENT MARKINGS	4
LEAVING SCENE OF INCIDENT	4
AVOIDING INTERSECTION OR TRAFFIC CONTROL DEVICE	2
FAILURE TO NOTIFY COMMISSIONER OF CHANGE OF ADDRESS	6
UNSAFE BACKING	3
MISCELLANEOUS	36

TOTAL 509

TRAFFICE MISD.

#OF COMPLAINTS/ARRESTS

DWI-----	2
OPERATING WHILE REG. SUSPENDED/REVOKED-----	11
AGGRAVATED UNLICENSED OPERATION 3 RD -----	27
AGGRAVATED UNLICENSED OPERATION 2 ND -----	6
RECKLESS DRIVING-----	1

FELONIES

None

FINES:

(CITY IMPOSED):

TRAFFIC:	\$ 17,364.00
PARKING TAGS:	\$ 1,190.00
TOTAL FINES	<u>\$ 18,554.00</u>

MUG SHOTS: 21 PARKING TAGS: 23 MEAL TICKETS: 35

Gpl

XVII.

SEP 01 2020

August 17, 2020

Donna Braun

City Clerk/Treasurer

216 Payne Avenue

North Tonawanda, NY 14120

2020 AUG 26 PM 1:10
NORTH TONAWANDA NY

RECEIVED
CITY CLERK'S OFFICE

Traffic Safety Minutes:

The August 17, 2020 meeting of the North Tonawanda Traffic Safety Committee was called to order at 1530 hours via phone. Roll call showed the following members present: R. Frank, J. Sikora, M. Daigler, M. Meisenburg, M. Lemke, A. DiBernardo, M. Anastasi, D. Grinnell. The minutes from the previous meeting were read and accepted, the following new concerns/requests were discussed, and recommendations made.

1. Councilman Austin Tylec received a complaint for speeding on East Robinson Street. The speed sign was put out from 6/15/20-6/23/20 and also 7/29/20-8/10/20. NTPD traffic officer was advised to monitor the problem.
2. The Mayor's office received a complaint from Ron Dobiesz of 1050 Thomas Fox East. Dobiesz reported that there is speeding and reckless driving on Thomas Fox East. Dobiesz would like another stop sign on Thomas Fox East. The speed sign was put out from 8/10/20-8/24/20. NTPD traffic officer was advised to monitor the problem. Traffic Safety Committee members have also been monitoring the street. Member Frank has spoken to a couple residents in the neighborhood who stated that it is the neighborhood residents that are speeding. The committee declines the request for another stop sign as there would be 3 stop signs within two tenths of a mile. Thomas Fox East will continue to be monitored by NTPD.
3. Committee member Daigler received recommendations from residents on Bryant St., Stanley St., Moll St. and Master Street. The recommendation was to have "no parking" on one side of the street. The committee will look into the recommendation and discuss at the September meeting.
4. Bonnie Boskat of 1445 Sherwood Ave. reported that there is speeding and large trucks on her street. The speed sign and extra signs were placed on Sherwood Ave. in the past. Boskat would like bright colored signs instead of white signs and asked if the branch could be cut down that is blocking the speed limit sign. Member Daigler will have the branch cut down and look at the signs to make sure they are appropriate. Member Frank will have the speed sign placed on Sherwood Ave. in the next 2 weeks and will advise the traffic officer to monitor the problem.

5. The committee received a complaint regarding parking in front of 412 Oliver Street. The complaint is that vehicles are parking in the "One Hour Parking" zone. NTPD officers have been to a couple calls regarding this and have been monitoring and writing parking tickets when appropriate.

Meeting Adjourned at 1700 hours

Travel safely,

Robert J. Frank

LUMBER CITY
DEVELOPMENT CORPORATION

Your Partner in Success

XXXII.1

SEP 01 2020

August 21, 2020

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

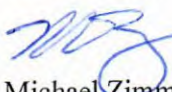
Re: Appointment of vacant seat on the Lumber City Development Corporation Board of Directors

Dear Honorable Body;

The Lumber City Development Corporation (LCDC) corporate by-laws provide one (1) seat on the corporation's Board of Directors to be held by a member of the North Tonawanda Common Council. This seat was most recently held by Alderwoman Donna Braun and upon her appointment to the position of City Clerk-Treasurer, the seat is now vacant.

LCDC respectfully requests the Common Council appoint a member to fill this vacancy at your earliest opportunity.

Kindest regards,



Michael Zimmerman
Executive Director

2020 AUG 26 PM1:01
NORTH TONAWANDA NY

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CITY CLERK'S OFFICE



City of North Tonawanda

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

XXXII.2

SEP 01 2020

August 26, 2020

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 Community Renewal for Community Development Block Grant funding

Dear Honorable Body;

110 Sweeney Street LLC is considering constructing a new development including a new restaurant location at 110 Sweeney Street. This proposed location would add a new mixed-use development to the downtown area and would revitalize the long-vacant and strategically significant corner of Sweeney and Main Streets overlooking Gateway Harbor and the Erie Canal. The company anticipates this project will create 21 full-time and 36 part-time job positions at the North Tonawanda location.

110 Sweeney Street LLC has requested the City apply for funding from the New York State Office of Community Renewal's (OCR) Community Development Block Grant (CDBG) program. Lumber City Development Corporation (LCDC) is assisting the company with this project and further requests that, if awarded CDBG funds, the City grant these funds to LCDC for the purposes of making a loan or loans to the company.

The attached resolution would authorize the City to submit a grant application not to exceed \$570,000; would authorize the Mayor, pending review by the City Attorney, to execute all documents with OCR related to the CDBG program; 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,

Michael Zimmerman
Director of Community Development

2020 AUG 26 PM 1:02
NORTH TONAWANDA NY
RECEIVED
CITY CLERK'S OFFICE

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

WHEREAS, 110 Sweeney Street LLC (the “Company”) plans to construct a new mixed-use building at 110 Sweeney Street, in the City of North Tonawanda (the “City”) and to acquire machinery, equipment, furnishings and fixtures and inventory, and to incur additional start-up costs, to create a new restaurant (the “Project”); and

WHEREAS, the Company has requested that the City apply for funding on its behalf from the New York State Office of Community Renewal (the “OCR”) to finance a portion of the cost of machinery, equipment, furnishings and fixtures, and inventory, working capital, and soft costs to support the Project, and

WHEREAS, Lumber City Development Corporation (the “LCDC”) is assisting in the facilitation of the Project and has requested that the City provide the OCR funding to the LCDC as a grant for the purpose of making a deferred loan and a term loan to the Company, and

WHEREAS, the Project will result in substantial benefit to the City in form of an estimated 39 new full-time equivalent employment positions, and

WHEREAS, the City has held a public hearing to obtain citizens’ views regarding the CDBG program as administered by OCR and the Project.

NOW, THEREFORE, BE IT

RESOLVED, that the Mayor is hereby authorized to submit a grant application on behalf of the City of North Tonawanda in the approximate amount of \$570,000 to the OCR to support the Project, and be it further

RESOLVED, that the Mayor is hereby authorized to execute a grant agreement between the City and the OCR and all related documents associated with the OCR grant, including entering into a grant agreement with the LCDC for the implementation of the Project and administration of the OCR grant, all 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.