

DLDC BOARD OF DIRECTORS MEETING – January 30, 2013

Present: Mayor Anthony J. Dolce, Tim Gornikiewicz, Steve Neratko, Nicole Waite, Joe Becerra, Stephanie Kiyak, Andy Gonzalez, James Muscato, Robert Fritzinger, and Steve Sek. Also present was Ron Szot, City Attorney and Stacy Szukala, Councilwoman.

Absent: Judy Lockett, Rosemary Banach, Judy Presuitti, Margie Dye, and Mark Woods.

Meeting was called to order by Steve Neratko at 11:04 AM, located in the Mayor's Conference Room.

Consent Agenda:

Stephanie Kiyak asked what the status of Chris Surma's refinance was. Steve Neratko explained that the DLDC had received one payment from Mr. Surma on December 19, 2012. He has not made contact with Steve since then though Steve has reached out to him several times. Stephanie asked what the next step was, and Steve is working with Ron Szot, DLDC Attorney, to figure that out.

Stephanie also questioned whether Steve and Tim Gornikiewicz had received an invoice for the \$6,100 due to Brian Burke for the Flickinger Building. According to Tim, the DLDC had received an invoice and paid \$2,800 of it because that was the remainder of the \$16,000 that Burke had been authorized. Steve will be meeting with Burke again in February to discuss his continued interest in the Flickinger project. Steve has been in contact with the DEC and they will be forwarding him copies of the reports Burke completed and submitted.

Tim noted a correction on the second page of the Treasurer's Report. Expected 2013 CDBG Allocation for Clean Up should be \$20,000 instead of \$2,000.

Mayor Dolce took a moment to introduce Robert Fritzinger and Steve Sek and welcome them as new Board Members.

There were no further questions or comments. Stephanie Kiyak made a motion to accept the Consent Agenda, seconded by Andy Gonzalez. Carried, all voting aye.

Old/Unfinished Business:

Pre-filed Resolution #1-2013 – Steve explained some background information for the new board members. DEC is requiring DLDC do minimal amount of clean up. The first option was a Brownfield Cleanup which has quite a lot of cost associated to it. That application has not been acted on and it has now been pulled. The other program DLDC can be part of is the Spills Program. DLDC could take the lead, front the costs, and most likely not get reimbursement from previous owners. The State can take the lead and they may or may not seek reimbursement. The State did not think their costs would be inflated. If the board goes this route the DEC could be out there in a couple of weeks and the cleaning could be finished up by end of February.

Joe Becerra questioned the likelihood of the DEC looking for reimbursement from the DLDC. Ron Szot explained that the chances of the DEC not wanting to be reimbursed was small and that all owners, current and past, are "jointly, severally, and strictly liable."

James Muscato made a motion to pass the resolution. Seconded by Robert Fritzinger. Carried, all voting aye.

Pre-filed Resolution #2-2013 – Ron Szot explained that in 2012 the City gave the DLDC the authority to operate the festivals. Then towards the end of 2012 the DLDC board gave the Festivals Committee authority over everything related to the festivals. This current resolution makes sure that the Festival Committee has the authority to sign contracts.

Stacy Szukala brought up her concern that the Festival Committee was responsible for coming up with \$30,000 for fireworks. Mayor Dolce said that if enough was not raised then the Committee would have to make cuts elsewhere, most likely the newer festivals because DLDC is pretty stuck on the Firework costs. AJ's goal is for the Festivals to be self-sufficient to avoid dipping into City funds.

Stephanie questioned whether there was a conflict of interest in having Tim serve as the Treasurer of the Festival Committee. Steve did not believe there was since none of the funds that go through the Festival Committee are CDBG funds.

James Muscato made a motion to pass the resolution. Seconded by Robert Fritzinger. Carried, all voting aye.

Pre-filed Resolution #3-2013 – Tim talked about the Visit Dunkirk Website Proposal from Todd Bialeszewski. The website would be a business directory as well as promoting festivals and events. The business directory would be a listing of all businesses in the area. He believes there is money to be made with the business directory. The first year it will be tough to get businesses on board for a new website so prices will start low and go up the second year.

Stacy asked whether there should be a dollar amount in the resolution as well as Todd's name. Andy Gonzalez made a motion to table the resolution until it is revised it to include a "not to exceed" amount. Seconded by Stephanie Kiyak. Carried, all voting aye.

Robert also asked the Festival Committee to get clarification on what "mobile ready" means in the proposal.

New Business:

DLDC Positions – Steve said that it was recommended that the Treasurer not also be the CDBG Administrator. Therefore, the board is in need of a new Treasurer, as well as a Secretary. A sheet was included in the packet which listed 12 positions that Steve and AJ would like to fill with Board Members: Chair, Treasurer, Secretary, Assistant Treasurer, Assistant Secretary, Executive Committee Chair, Policy Committee Chair, Finance & Audit Committee Chair, Governance Committee Chair, and 3 members of Festival Committee. There will be 12 members so everyone will have a job to do. The board was instructed to think about which position they would like and let Steve know prior to the next meeting.

Pre-filed Resolution #4-2013 – Joe Becerra made a motion to accept the resolution. Seconded by Stephanie Kiyak. Carried, all voting aye.

Joe Becerra made a motion to adjourn at 11:50 AM. Andy Gonzalez seconded. Carried, all voting aye.