

COMMON COUNCIL PROCEEDINGS
January 6, 2015

The meeting was called to order at 5:31 PM by Councilman-at-large Rosas followed by the Pledge of Allegiance.

Present: Councilmen Michalski, Rivera, Gonzalez, Councilwoman Szukala and Councilman-at-large Rosas.

Also present: Mayor Dolce, City Attorney Szot, Public Works Director Gugino, City Treasurer Woods, Fiscal Affairs Officer Halas, Building Inspector Zurawski, Clerk, Board of Assessors Mleczko, Director of Development Neratko, Personnel Administrator Heyden, Recreational Program Coordinator Gornikiewicz and Police Chief Ortolano.

Fire Chief Ahlstrom was excused from tonight's meeting.

Mayor Dolce administered the Oath of Office to Councilman-at-large Rosas.

Certification of December 16, 2014 meeting was read by City Clerk Joiner.

RESOLVED: That the reading of the minutes of Tuesday, December 16, 2014 be dispensed with.

Motion by Councilwoman Szukala to accept the minutes as presented. Seconded by Councilman Gonzalez.

Carried, all voting aye.

PUBLIC COMMENTS:

Walter Rutland, 184 W. Second Street, Dunkirk, New York, congratulated Councilman-at-large Rosas, stated he would like to see an African American and Hispanic hired by our Fire and Police Departments and spoke in regard to the Eric Gardner incident in New York City.

COMMUNICATIONS FROM THE MAYOR INCLUDING DISAPPROVAL MESSAGES:

Mayor Dolce advised city officials recently met with Mr. Gambino, City Assessor Mleczko provided Mr. Gambino with an updated assessment regarding his preliminary plans for the Marina and stated the city eagerly awaits Mr. Gambino's response.

COMMUNICATIONS FROM THE PUBLIC AND PETITIONS:

Petition from Richard J. Clark on behalf of "Score This" requesting the use of roads and facilities to host a triathlon event on August 23, 2015 from 7:00 AM to 1:00 PM in the City of Dunkirk called "Tri Dunkirk." Also requesting to hold a 5K road race and community pig roast BBQ on August 22, 2015.

Councilwoman Szukala asked Department of Public Works Director Gugino if he had any concerns regarding this petition especially with the construction of the Seawall and asked where the pig roast will be held.

Department of Public Works Director Gugino advised he does not have any concerns regarding this petition; he has spoken with this group regarding the Seawall Project and stated they are willing to make adjustments if needed.

Recreational Program Coordinator Gornikiewicz advised the pig roast will be held in the Serval Street/Wright Park area.

Councilman Michalski asked for a completion date on the Seawall Project.

Department of Public Works Director Gugino advised the scheduled completion date is July 30th.

Councilman-at-large Rosas asked does this include the Wright Park Project.

Department of Public Works Director Gugino advised this does not include the Wright Park Project, as that is separate from the Seawall Project.

Councilman-at-large Rosas advised a motion to approve was needed contingent on prior proof of appropriate insurance by the sponsor and by all participating vendors naming the city as additional insured and that all city property is left in the same condition as prior to the event and referred this to the Department of Public Works, Police Department, Fire Department and Law Department.

Councilwoman Szukala moved to approve. Seconded by Councilman Michalski.

Carried, all voting aye.

Notice of Claim from Minerva Maestre as png Eriberto Corraliza vs. City of Dunkirk Police Department.

Councilman-at-large Rosas advised a motion to refer to this to the Law Department was needed.

Councilwoman Szukala moved to refer this to the Law Department. Seconded by Councilman Gonzalez.

Carried, all voting aye.

REPORTS OF STANDING COMMITTEES, BOARDS AND COMMISSIONS:

Councilman Michalski spoke in regard to the Wright Park Renovation Project and asked Department of Development Director Neratko for an update.

Department of Development Director Neratko stated \$400,000.00 has been set aside for amenities in Wright Park and along the Seawall; the city is working through the State Park System and is waiting to receive the contract for that portion of the grant. Department of Development Director Neratko advised once the city receives the contract we can then proceed with additional planning work and bidding process, expects to have a contract within the next few months and stated the project should be completed by the end of the summer.

Councilman Michalski inquired about the payment process and what city officials are involved in the planning process.

Department of Development Director Neratko advised it is a reimbursement process, and upon receipt of a contract, a meeting will be held with the appropriate Department Heads and Finance Committee regarding the planning process.

Councilman Michalski advised the city's website, dunkirktoday.com, ranked second in New York State out of 62 cities (New York City ranked first), was the only municipality in Western New York to receive a passing grade and thanked Tim Gornikiewicz for maintaining the website.

Councilman Rivera advised he will hold a Public Safety Committee Meeting this month and will announce a date and time in the near future.

Councilman Rivera advised he has spoken with Mayor Dolce and City Attorney Szot regarding the formation of a Historical Board, stated it is moving forward and hopes to have more information by the end of the month.

Councilman Rivera asked Building/Zoning Officer Zurwaski for an update regarding the building on the corner of Ruggles and Talcott Streets.

Building/Zoning Officer Zurwaski advised the owners initially intended to rebuild however, due to the expense, they decided to demolish the building and stated he will call the owners.

Councilman Gonzalez advised the next Personnel Committee Meeting will be held on January 12th at 5:00 PM.

Councilwoman Szukala advised the Fredonia Waste Water Treatment Plant recently received a grant and asked Department of Development Director Neratko did the city apply for and receive the same grant.

Department of Development Director Neratko advised he was not sure which grant she was referencing and stated the city has not applied for any grants regarding the Waste Water Treatment Plant.

Councilwoman Szukala asked Building/Zoning Officer Zurawski for an update on the Land Bank Program and Zoning Board Committee members training.

Building/Zoning Officer Zurawski advised he is waiting to receive an asbestos testing report and specifications report, once those reports are received the city will move forward with the demolition process of four buildings. Building/Zoning Officer Zurawski advised there is one Zoning Board Committee member who has not received training.

Councilwoman Szukala recommended a timeframe of February 1st for members to complete their training.

Councilman-at-large Rosas announced the city will be developing a Steering Committee for the Brownfield AI Tech Site, the committee will be responsible for overseeing the proper use of the BOA Step 2 Planning Grant of \$330,000.00 and if anyone is interested or would like more information, they should contact the Department of Development or Department of Development Director Neratko.

Councilman Rosas announced the city is looking at options to save the Adams Art Gallery building; we have contacted our state representatives regarding this matter and asked Department of Development Director Neratko for an update.

Department of Development Neratko advised he has had interested parties speak to him regarding potential options for the building, the city has spoken with our state representatives at Empire State Development and stated "We're just working through the process, we'll continue talking to those representatives to see what potential grant funds may be available and what the potential use for the building could be if we were able to get grant funds for it."

PRE-FILED RESOLUTIONS:

RESOLUTION #1-2015
JANUARY 6, 2015

BY: THE ENTIRE COUNCIL

INTRO NO. 1 TO LOCAL LAW #1-2015
CITY OF DUNKIRK, NEW YORK

A LOCAL LAW TO AMEND CHAPTER 31, ARTICLE I, SECTION 31-2
OF THE DUNKIRK CITY CODE
ENTITLED "RECREATION SERVICES FEE SCHEDULE"

BE IT ENACTED by the Common Council of the City of Dunkirk, New York, as follows:

Section 1 Intent

It is the intent of this Local Law to amend Dunkirk City Code, Chapter 31, Article I, Section 31-2, to modify and to update various recreation services fees.

Section 2 Amendment of City Code

Chapter 31, Article I, Section 31-2 of the Dunkirk City Code, is hereby amended as follows:

DELETE:

§31-2. Fee Schedule.

Effective December 1, 2005, the following fees are hereby established.

<u>Type</u>	<u>Fee</u>
<u>Facility Rentals</u>	
City softball fields:	
Single game	\$ 50.00
Single day	\$ 75.00
Tournament (multiple days)	\$150.00
Picnic table, per day	\$ 2.50

[Added 5-21-1992 by L.L. #4-1992]
 (Rental of tables is limited to Churches, Clubs and Schools)

Bandstand, per 8x8 section, per day \$ 5.00
[Added 5-21-1992 by L.L. #4-1992]

Youth Program

Sports clinics, except for swimming,
 sailing and tennis \$ 10.00
 Dance program \$ 10.00
 Floor hockey \$ 10.00
 Swim clinic \$ 25.00
 Sailing program \$ 25.00
 Tennis program \$ 25.00

Adult Program

League fees (basketball, football, softball, floor hockey, soccer)
 City Residents \$ 15.00
 Non-Dunkirk City Residents \$ 20.00
 Player disqualification fees \$ 30.00
 Volleyball \$150.00
 Walking \$ 1.00
 Soccer \$ 2.00
 Golf \$ 30.00
 Hockey (daily admission) \$ 1.00

Recreation Center:

Rollerskating Program

Youth admissions \$ 1.00
 Adult admissions \$ 2.00

Birthday Parties

1 1/2 hours (maximum of 10 children) \$ 40.00
 Each additional child \$ 4.00

Group Rentals (Church, scouts, family)

25 people and under
 Per hour \$ 30.00
 For 1 1/2 hours \$ 40.00
 26 - 50 people
 Per hour \$ 35.00
 For 1 1/2 hours \$ 45.00
 51 people or over
 Per hour \$ 40.00
 For 1 1/2 hours \$ 50.00

Team Rentals (Little League, Babe Ruth, Hockey, etc.)

Teams of less than 25 people	
Per hour	\$ 15.00

Ice-Skating Program

Youth admissions	\$ 1.00
Adult admissions	\$ 2.00

Summer Camp Program

[Added 4-29-1992 as L.L. #3-1992; Amended by L.L. #8 (Intro No. 12) 1993]

City Residents

First child, per session	\$ 30.00
Each additional child, per session	\$ 20.00

Non-Dunkirk City Residents

First child, per session	\$ 40.00
Each additional child, per session	\$ 25.00

Rental of Pavilions at Point Gratiot [Amended 03-01-11 as L.L. #4-2011]

Effective April 4, 2011, the following fees are hereby established:

Large Pavilion

Entire Pavilion (capacity 216)	
City Residents	\$ 75.00
Non-Dunkirk City Residents	\$ 150.00

Lower Pavilion

Entire Pavilion (Capacity 96)	
City Residents	\$ 50.00
Non-Dunkirk City Residents	\$ 100.00

Koch's Pavilion

Entire Pavilion (Capacity 96)	
City Residents	\$ 50.00
Non-Dunkirk City Residents	\$ 100.00

NOTE: There will be no fee charged to groups of handicapped individuals or to groups of Senior Citizens who reserve the pavilions

AMEND TO:

§31-2. Fee Schedule. [Amended 10-4-2005 as L.L. #2-2005; Amended 5-21-1992 by L.L. #4-1992; Amended 4-29-1992 as L.L. #2-1992, and by L.L. #8 (Intro No.12) 1993]

Effective February 1, 2015, the following fees are hereby established.

<u>Type</u>	<u>Fee</u>
<u>Facility Rentals</u>	
City softball fields:	
Single game	\$ 50.00
Single day	\$ 50.00
Tournament (multiple days) (per event day)	\$ 50.00
 Picnic table, per day	 \$ 2.50
[Added 5-21-1992 by L.L. #4-1992]	
(Rental of tables is limited to Churches, Clubs and Schools)	
 Bandstand, per 8x8 section, per day	 \$ 5.00
[Added 5-21-1992 by L.L. #4-1992]	
<u>Youth Program</u>	
Sports clinics/activities (per person, per session)	
City resident	\$ 3.00
Non-City resident	\$ 4.00
<u>Adult Program</u>	
League fees (per team)	
Basketball	\$150.00
Flag Football	\$150.00
Softball (slo- and fast-pirch)	\$150.00
Floor Hockey	\$150.00
Game Protest Fee	\$ 50.00
Player Ejection Fee (per player, per incident)	\$ 30.00
 Open Play (per person, per session)	
Dodgeball, Soccer, Hockey, Basketball, etc.	\$ 4.00
<u>Recreation Center:</u>	
Roller-Skating Program (per person, per session)	\$ 1.00
Walking (per person, per session)	\$ 1.00
Playday (per person, per session)	\$ 1.00
 Group/Birthday Rentals	
City resident (one hour)	\$ 30.00
Non-city resident (one hour)	\$ 40.00
 Youth Team Rentals (one hour)	 \$ 15.00
<u>Summer Camp Program</u>	
[Added 4-29-1992 as L.L. #3-1992; Amended by L.L. #8 (Intro No. 12) 1993]	
<u>City Residents</u>	
First child (per session)	\$ 40.00
Each additional child (per session)	\$ 30.00
Junior counselor (per session)	\$ 15.00

Non-City Residents

First child (per session)	\$ 50.00
Each additional child (per session)	\$ 40.00

Rental of Pavilions at Point Gratiot [Amended 03-01-11 as L.L. #4-2011]

Effective April 4, 2011, the following fees are hereby established:

Large Pavilion - Entire Pavilion (capacity 216)	
City Residents	\$ 75.00
Non-City Residents	\$150.00
Lower Pavilion - Entire Pavilion (Capacity 96)	
City Residents	\$ 50.00
Non-City Residents	\$100.00
Koch's Pavilion - Entire Pavilion (Capacity 96)	
City Residents	\$ 50.00
Non-City Residents	\$100.00

NOTE: No fee will be charged to groups of handicapped individuals or to groups of Senior Citizens who reserve the pavilions

Section 3 Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

Councilman-at-large Rosas advised he needed a motion to table this Resolution with a Public Hearing to be held on January 20th at 5:15 PM.

Councilwoman Szukala motioned to table Local Law #1-2015 with a Public Hearing to be held on January 20th at 5:15 PM. Seconded by Councilman Rivera.

Carried, all voting aye. Tabled.

ADJOURNMENT:

Councilwoman Szukala moved to adjourn. Seconded by Councilman Gonzalez.

Carried, all voting aye.

Adjourned at 5:53 PM

Nicole Joiner, City Clerk
