

COMMON COUNCIL PROCEEDINGS
February 3, 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, City Treasurer Woods, Fiscal Affairs Officer Halas, Building Inspector Zurawski, Clerk, Board of Assessors Mleccko, Personnel Administrator Heyden, Fire Chief Ahlstrom and Police Chief Ortolano.

Councilman-at-large Rosas excused Department of Public Works Director Gugino and Department of Development Director Neratko from tonight's meeting.

Certification of January 20, 2015 meeting was read by City Clerk Joiner.

RESOLVED: That the reading of the minutes of Tuesday, January 20, 2015 be dispensed with.

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

Carried, all voting aye.

PUBLIC COMMENTS:

No one spoke.

COMMUNICATIONS FROM THE MAYOR INCLUDING DISAPPROVAL MESSAGES:

Communication from Mayor Dolce appointing and re-appointing Ken Hollander to the Assessment Review Board, Jim Nichols to the Greater Dunkirk Area Harbor Commission, Ed Schober to the Planning Board and Phillip Collier to the Zoning Board of Appeals.

Received and filed.

Mayor Dolce advised the city's recycling program will continue with no noticeable change to the residents; the city has a temporary dump off location and will dispose the recyclables at the Edgewood property.

COMMUNICATIONS FROM THE PUBLIC AND PETITIONS:

Petition from the Lake Shore Humane Society to use Point Gratiot from 8:30 AM until 3:00 PM on June 20th (June 21st Rain Date) for their annual "Pat Magee Memorial Dog Walk."

Councilwoman Szukala asked is this date available for use by this group.

City Clerk Joiner advised this date is available for use.

Council moved to approve this petition.

Carried, all voting aye.

Notice of Claim from Robert Graves for damages to his vehicle allegedly caused by a city vehicle.

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

Councilman Rivera moved to refer this to the Law Department. Seconded by Councilman Michalski.

Carried, all voting aye.

Loudspeaker application from Hometown Insurance for a band on July 4th from 4:00 PM until 10:00 PM at 200 Lake Shore Drive West.

Councilwoman Szukala spoke in regard to the time allowance on this application and asked does this location fall within the Waterfront District.

Police Chief Ortolano advised this location falls within the city's Waterfront District.

Councilman-at-large Rosas advised a motion to approve this application was needed.

Councilman Rivera moved to approve this loudspeaker application. Seconded by Councilman Gonzalez.

Carried, all voting aye.

Notice of Order from New York State Department of Transportation advising of speed limit change on Lake Shore Drive East/Route 5 in the vicinity of Dunkirk School #7 between 7:00 AM – 9:00 AM and 2:00 PM – 4:00 PM.

Received and filed.

Petition from the Harbor Commission requesting to approve Commercial Bait Fishing applications to Dave's Bait and Tackle Store and Jerome Miller's Bait and Tackle.

Councilman-at-large Rosas advised a motion to approve these applications was needed.

Councilman Rivera moved to approve these bait applications. Seconded by Councilwoman Szukala.

Carried, all voting aye.

REPORTS OF STANDING COMMITTEES, BOARDS AND COMMISSIONS:

Councilman Michalski spoke in regard to the recent rash of meth labs found in the city, asked how these homes are affected and will these homes be sellable and rentable in the future.

Building and Zoning Officer Zurawski advised the Health Department cleaned a home on Sixth Street in the past, now once the materials are removed the homes should be safe.

Police Chief Ortolano stated the individuals in these meth labs used what is called a single pot method which deals with the cooking operation of the meth and the State Police did come in with their Clandestine Lab Team to clean these properties.

Councilman Rivera asked Police Chief Ortolano to explain the speed limit reduction on Lake Shore Drive East near the vicinity of School #7.

Police chief Ortolano advised he has been working on this for some time with Tim Abbey from the Dunkirk City School District, they met with Department of Transportation Regional Engineer Angelo Borgese to discuss this issue, and the Department of Transportation agreed with the city and school and approved the speed reduction. Police Chief Ortolano stated this will improve the safety around School #7 and the new signs will be installed, as soon as possible, weather permitting.

Councilman Rivera asked for an update regarding the placement of a stop sign on Millennium Parkway and Lincoln Avenue.

Police Chief Ortolano advised he has spoken with the County Engineer requesting a meeting with him to be held at City Hall; the County Engineer has agreed to meet with city officials at City Hall to discuss the plans and drawings and stated he would like to take the County Engineer to Millennium Parkway.

Councilman Rivera asked Mayor Dolce for an update regarding the formation of a Historical Board.

Mayor Dolce advised progress is being made.

Councilman Rivera advised he intends to hold a Public Safety Committee Meeting this month, intends to discuss the Fire Hall Building study and asked Fire Chief Ahlstrom who will be making the presentation.

Fire Chief Ahlstrom advised Pacheco & Ross will present their findings to the Public Safety Committee.

Councilman Gonzalez advised he has received several complaints regarding the snow plowing of the city streets and asked Mayor Dolce is there a particular order in which the streets are plowed. Councilman Gonzalez inquired does the city have procedures in place for each department in the event an individual in that department is absent.

Mayor Dolce advised there is snow plowing procedures and stated he will ask the Street's Supervisor and Department of Public Works for a copy of those procedures and order of operations.

Personnel Administrator Heyden stated he is unaware if departments have procedures in place in the event an individual is absent.

Councilman Gonzalez advised the next Personnel Committee Meeting will be held on February 23rd at 4:30 PM.

Councilwoman Szukala asked Mayor Dolce for clarity regarding the recycling dump off location at the Edgewood property and stated this location is not to be used by city residents.

Mayor Dolce stated she is correct, there is no change of operation for residents as they are to continue to drop off their recyclables at the Lucas Avenue drop off location.

Councilman-at-large Rosas advised The Chautauqua County Land Bank continues to have opportunities for those interested in investing in the City and a list of available homes and properties can be found at The Chautauqua County Planning and Development Department website www.planningchautauqua.com.

Councilman-at-large Rosas advised the City will be meeting with State Representatives next week to kick off the Brownfield Opportunity Act Step 2 Grant, there has been some interest from individuals to be on the Steering Committee, we are still looking potential committee members and anyone interested should contact Department of Development Director Steve Neratko.

Councilman-at-large Rosas announced the 2015 festival series is currently in the planning stages, we are looking for additional sponsors for the events and any business or organization interested in sponsoring an event should contact Lacy Lawrence in the Department of Development or Tim Gornikiewicz in the Recreation Department.

PRE-FILED RESOLUTIONS:

RESOLUTION #4-2015
FEBRUARY 3, 2015

BY: The Entire Council

**RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT
(AFSCME LOCAL 912)
JANUARY 1, 2012 TO DECEMBER 31, 2017**

WHEREAS, the City of Dunkirk and the American Federation of State, County and Municipal Employees AFL-CIO Local 912 ("AFSCME Local 912") have been involved in labor negotiations to reach an agreement on a new Collective Bargaining Agreement to replace the previous Collective Bargaining Agreement between the parties which expired on December 31, 2011; and

WHEREAS, after negotiations, the City and AFSCME Local 912 have executed a Tentative Agreement regarding said proposed contract; and

WHEREAS, the Civil Service Law requires that this Common Council review and vote upon the issue of ratification of the proposed Collective Bargaining Agreement, now, therefore, be it

RESOLVED, that the Dunkirk Common Council hereby ratifies and approves said proposed Collective Bargaining Agreement and directs the Mayor to execute said Agreement by and between AFSCME Local 912 and the City of Dunkirk for the period January 1, 2012 through December 31, 2017.

Councilman-at-large Rosas announced this Resolution has been withdrawn by consensus of the sponsors.

ADJOURNMENT:

Councilwoman Szukala moved to adjourn. Seconded by Councilman Gonzalez.

Carried, all voting aye.

Adjourned at 5:49 PM

Nicole Joiner, City Clerk
