

COMMON COUNCIL PROCEEDINGS
August 1, 2016

The meeting was called to order at 5:45 PM by Councilman-at-large Woloszyn followed by the Pledge of Allegiance.

Present: Councilmen Williams, Bamonto, Gonzalez, Councilwoman Szukala and Councilman-at-large Woloszyn.

Also present: Mayor Rosas, City Attorney Brautigam, Public Works Director Bennice, City Treasurer Woods, Fiscal Affairs Officer Halas, Building Inspector Zurawski, Clerk, Board of Assessors Mleczo, Personnel Administrator Heyden, Deputy Director of Development Waite, Recreation Program Coordinator Hall, Fire Chief Edwards and Police Chief Ortolano.

Certification of July 19, 2016 meeting was read by City Clerk Divine.

RESOLVED: That the reading of the minutes of Tuesday, July 19, 2016 be dispensed with.

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

Carried, all voting aye.

PUBLIC COMMENTS:

Jose Rodriguez, 631 Grant Avenue, advised that this will be the 3rd Annual MYA Memorial Coed Softball Tournament, it was previously held in other municipalities, would like to see it brought back “home” and that it will be at no extra expense to the City.

COMMUNICATIONS FROM THE MAYOR INCLUDING DISAPPROVAL MESSAGES:

Mayor Rosas advised that the CDBG 2016 Annual Action Plan has been approved by HUD so the 2016 projects can now be started, he has a non-profit roundtable scheduled Wednesday morning with 8 groups attending and that he has a meeting scheduled with Vince Horrigan to draft a letter in regards to NRG which is no longer in operation.

COMMUNICATIONS FROM THE PUBLIC AND PETITIONS:

Request from Michael Sarratori, Athletic Director for Dunkirk City School District, for Police supervision from 7:00 PM until 10:00 PM on September 16th, September 30th, October 7th and October 13th for High School home football games.

Councilman Williams made a motion to refer to the PBA. Seconded by Councilman Bamonto.

Carried, all voting aye.

Request from Jose Rodriguez to host the 3rd Annual MYA (Missing You Always) Memorial Coed Softball Tournament on Saturday, August 27th, 2016 at Dunkirk City Parks and Fields.

Councilman-at-large Woloszyn asked Mr. Rodriguez to come forward and to answer any questions Council has in regards to his tournament.

Discussion was held between Council and Mr. Rodriguez.

Mr. Rodriguez advised that the teams will be charged, all costs can be funded through the entry fees, there are already 10 teams signed up with a 14 team cap, estimated timeline is 8:00 AM until 8:00 PM, this is a non-alcoholic event and that all insurances will be submitted prior to the start of the event.

Councilman-at-large Woloszyn advised a motion was needed to refer to appropriate departments as well as approve subject to appropriate insurances and usual conditions.

Councilman Bamonto made a motion to approve. Seconded by Councilman Gonzalez.

Carried, all voting aye.

REPORTS OF STANDING COMMITTEES, BOARDS AND COMMISSIONS:

Councilman Williams inquired to Public Works Director Bennice for an update with the gate at the City Barns, Deputy Director of Development Waite for an update on some grants, City Treasurer Woods for a KVS update and congratulated the Open Door #3 Church on celebrating 50 years.

Public Works Director Bennice advised that the City Barns will now be closing daily with the hours of operation being 6:30 AM until 2:30 PM Monday thru Saturday.

Councilwoman Szukala advised she would like to see more expanded hours as to give everyone who works during those hours equal time to be able to dump at the facility.

Deputy Director of Development Waite advised that the increased budget with more realistic estimates allowed the pickleball court to be added to the Wright Park Amenities Grant and explained what will be happening with the City Pier proposal which will include non-permanent removable amenities that can be re-arranged so they are not disruptive to scheduled events.

City Treasurer Woods advised that his office is currently transitioning employees as there is a retirement in the office and that he hopes to have it done by the end of the year.

Councilman Bamonto inquired to Building Inspector Zurawski for an update with the Lucas Avenue Demolition, City Attorney Brautigam for an update with the High School Lease Agreement, Recreation Program Coordinator Hall for an update within his department and encouraged everyone to attend National Night Out and the Beach Bash.

Building Inspector Zurawski advised that the controlled demolition will start on Friday and will last approximately 480 days depending on the winter.

City Attorney Brautigam advised that he has spoke to the proper individuals and that as soon as he receives the information he needs he will finalize the Agreement.

Recreation Program Coordinator Hall spoke in regards to Summer Camp and the City Softball Leagues.

Councilman Gonzalez explained there is a need for a parking space policy as there are issues in the City and advised that the City needs to re-evaluate the salary for the Director of Development position as to better attract qualified applicants.

Councilwoman Szukala advised she would like to see a new salary and benefit proposal package brought forward to Council for review.

Councilman Williams advised that this is something that should be done as soon as possible and would like to see what the Mayor can come up with.

Councilwoman Szukala inquired to Public Works Director Bennice for an update with the Consent Order at the Water Filtration Plant and to Building Inspector Zurawski for an update on the Rural Ministries building.

Public Works Director Bennice advised that Phase 2 has been completed and that the start of Phase 3 will be going out to bid.

Building Inspector Zurawski advised that there have been meetings and the architects involved are looking at how to handle the 2 issues.

Councilwoman Szukala advised that she was notified that the Animal Control Officer has hit his contract quota for the capture of animals in the City and would like to know how the City would like to proceed.

Discussion was had between Council members and Police Chief Ortolano as to how to move forward as they had just received the report mentioned prior to the meetings this afternoon and that it will need to be reviewed.

Councilman-at-large Woloszyn clarified that the Phase 2 Construction work is complete but the Phase 2 financial is not and advised Clerk, Board of Assessors Mleczek that he would like him to check on the properties at 109 & 116 Park Avenue for tax purposes as they are tax exempt and he does not believe they are being used for anything.

Clerk, Board of Assessor Mleczek advised he has been working on the “human foosball table” since last Tuesday and would like to see Council get a team together for the Beach Bash Event.

Police Chief Ortolano encouraged everyone attend National Night Out which starts at 6:30 PM tomorrow in Washington Park.

PRE-FILED RESOLUTIONS:

RESOLUTION #71-2016
August 1, 2016

By: Councilwoman Szukala

**AUTHORIZING MAYOR TO EXECUTE AGREEMENT WITH
CHAUTAUQUA COUNTY FOR STOP-DWI PROGRAM**

WHEREAS, the City has participated in the STOP-DWI Program with Chautauqua County for several years, and

WHEREAS, the County has requested that the City execute an agreement to participate with the program for the term from January 1, 2016 to December 31, 2020, and

WHEREAS, the County will reimburse the City, a sum not to exceed an amount equivalent to forty percent (40%) of the total of fines levied and paid to the City of Dunkirk Court resulting from the arrest and prosecution of DWI and related offenses, now, therefore, be it

RESOLVED, that the Mayor is hereby authorized and directed to execute the Agreement, on behalf of the City of Dunkirk, with the County of Chautauqua, for the City's participation in the STOP-DWI Program for the term January 1, 2016 through December 31, 2020.

Carried, all voting aye.

RESOLUTION #72-2016
August 1, 2016

BY: THE ENTIRE COUNCIL

**ACCEPTING GRANT FOR SUMMER BETTER THAN OTHERS CAMP
(Chautauqua County)**

WHEREAS, the City submitted a request to the County of Chautauqua, which through its County Youth Services Bureau has agreed to act as a local sponsor for the receipt and disbursement of NYS Office of Children & Family Services ("OCFS") funding; and

WHEREAS, such application was approved in the amount of Nine Thousand Dollars and Zero Cents (\$9,000.00); now, therefore, be it

RESOLVED, that the City accepts NYS Office of Children & Family Services funding through the County of Chautauqua, in the amount of Nine Thousand Dollars and Zero Cents (\$9,000.00) for the City's Camp Gross Summer Better Than Others program and the Mayor and/or Recreation Program Coordinator is hereby authorized to execute any and all contracts and related documents with the County of Chautauqua to accept and utilize funds; and, be it further

RESOLVED, that such funds be credited as a receivable in Revenue Line:

001.0001.3820.8201 NYS Aid Youth & Family Services.

Carried, all voting aye.

2525RESOLUTION # 73 -2016

August 1, 2016

BY COUNCILMAN GONZALEZ

**AUTHORIZING BUDGET LINE MODIFICATIONS
For Fiscal Year 2016**

WHEREAS, it is anticipated that some expenses will exceed their entire budgetary essentials, and it is anticipated that some appropriations will have surpluses for Fiscal Year 2016, ending December 31, 2016; now, therefore, be it

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following modifications to the Fiscal Year 2016 budget:

Fund 1 – General Fund

Account Number	Department	Line	Change
001.3120.4003	Police	Other Supplies	\$ 200
001.3120.4021	Police	Repair / Maintenance	\$ (200)
TOTAL			\$ -
Account Number	Department	Line	Change
001.3120.4336	Police	Guns / Ammo	\$ 100
001.3120.4021	Police	Repair / Maintenance	\$ (100)
TOTAL			\$ -
Account Number	Department	Line	Change
001.3410.4020	Fire	Uniform Allowance	\$ 2,500
001.3120.4026	Fire	Repair / Maintenance	\$ (2,500)
TOTAL			\$ -
Account Number	Department	Line	Change
001.8170.4023	Street Cleaning	Repair / Maintenance	\$ 500
001.8160.4003	Refuse & Garbage	Supplies / Uniforms	\$ (500)
TOTAL			\$ -
Account Number	Department	Line	Change
001.8050.4002	Cable TV	Supplies	\$ 50
001.8050.4022	Cable TV	Repair to Equipment	\$ (50)
TOTAL			\$ -
Account Number	Department	Line	Change

001.1490.4018	Public Works Admin	Central Cleaning	\$ 1,000
001.1620.4013	Public Works City Hall	Electric	\$ (1,000)
		TOTAL	\$ -

Account Number	Department	Line	Change
001.8020.4036	Development	Contracted Services	\$ 23,420
001.1640.4061	Central Garage	Vehicle Fuel	\$ (23,420)
		TOTAL	\$ -

Account Number	Department	Line	Change
001.1310.4002	Fiscal Affairs	Supplies	\$ 646
001.1310.4001	Fiscal Affairs	Equipment	\$ (646)
		TOTAL	\$ -

Fund 2 - Water Fund

Account Number	Department	Line	Change
002.8350.2007	Water Meter Division	Water Meter & Parts	\$ 16,000
002.1900.1990	Water General Services	Contingencies Allowance	\$ (16,000)
		TOTAL	\$ -

Councilman Williams questioned why the line transfer for vehicle fuel to contracted services was happening and if the funds will be replaced back in the vehicle fuel line after they are received.

Fiscal Affairs Officer Halas advised that the budget is a management tool, the amount spent compared to what was allocated/adopted in the budget has almost doubled and that all this being done to keep the budget lines even.

Mayor Rosas inquired to Fiscal Affairs Officer Halas as to why there would need to be a budget line transfer if the administration costs are to come directly out of HUD funding.

Discussion was had between Council, Mayor Rosas, Fiscal Affairs Officer Halas and City Treasurer Woods.

Councilman Williams made a motion amend and remove the budget line transfer referring to the Department of Development Contracted Services and Central Garage Vehicle fuel in the amount of \$23,420. Seconded by Councilman Gonzalez.

Carried, all voting aye. Resolution AMENDED.

Councilman Williams made a motion to amend line item ending in 4026 to 4036, Fire Repair/Maintenance, due to a typographical error. Seconded by Councilwoman Szukala.

Carried, all voting aye. Resolution AMENDED.

RESOLUTION # 73 -2016
August 1, 2016

BY COUNCILMAN GONZALEZ

AUTHORIZING BUDGET LINE MODIFICATIONS
For Fiscal Year 2016

WHEREAS, it is anticipated that some expenses will exceed their entire budgetary essentials, and it is anticipated that some appropriations will have surpluses for Fiscal Year 2016, ending December 31, 2016; now, therefore, be it

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following modifications to the Fiscal Year 2016 budget:

Fund 1 – General Fund

Account Number	Department	Line	Change
001.3120.4003	Police	Other Supplies	\$ 200
001.3120.4021	Police	Repair / Maintenance	\$ (200)
TOTAL			\$ -

Account Number	Department	Line	Change
001.3120.4336	Police	Guns / Ammo	\$ 100
001.3120.4021	Police	Repair / Maintenance	\$ (100)
TOTAL			\$ -

Account Number	Department	Line	Change
001.3410.4020	Fire	Uniform Allowance	\$ 2,500
001.3120.4036	Fire	Contracted Services	\$ (2,500)
TOTAL			\$ -

Account Number	Department	Line	Change
001.8170.4023	Street Cleaning	Repair / Maintenance	\$ 500
001.8160.4003	Refuse & Garbage	Supplies / Uniforms	\$ (500)

		TOTAL	\$ -
Account Number	Department	Line	Change
001.8050.4002	Cable TV	Supplies	\$ 50
001.8050.4022	Cable TV	Repair to Equipment	\$ (50)
		TOTAL	\$ -
Account Number	Department	Line	Change
001.1490.4018	Public Works Admin	Central Cleaning	\$ 1,000
001.1620.4013	Public Works City Hall	Electric	\$ (1,000)
		TOTAL	\$ -
Account Number	Department	Line	Change
001.1310.4002	Fiscal Affairs	Supplies	\$ 646
001.1310.4001	Fiscal Affairs	Equipment	\$ (646)
		TOTAL	\$ -

Fund 2 - Water Fund

Account Number	Department	Line	Change
002.8350.2007	Water Meter Division	Water Meter & Parts	\$ 16,000
002.1900.1990	Water General Services	Contingencies Allowance	\$ (16,000)
		TOTAL	\$ -

Vote on Resolution as amended:

Carried, all voting aye.

NEW BUSINESS:

RESOLUTION #74-2016
August 1, 2016

By: Councilman Williams

**AUTHORIZING MAYOR TO EXECUTE AGREEMENT WITH
WRIGHT EXPRESS FINANCIAL SERVICES CORPORATION
FOR CITY FUEL PURCHASES**

WHEREAS, The City of Dunkirk (the CITY) Department of Public Works intends to mothball its Lucas Street gasoline pump, and needs to purchase gasoline for its vehicles, and

WHEREAS, Wright Express Financial Services Corporation (WEX) is ready, willing, and able to provide the City with comprehensive fuel purchasing management services, managed by the City’s Department of Public Works,

WHEREAS, the City wishes to contract with WEX to obtain these services, now, therefore, be it

RESOLVED, that the Mayor is authorized to enter into a contract with WEX for fuel purchasing management services, and is authorized and instructed to execute any documents necessary for the ratification of that contract.

Councilwoman Szukala advised that she was in favor of this idea and the cost savings, but seeing as there are many questions still unanswered could not support this at this time.

City Treasurer Woods advised that this should be brought forth to the Finance Committee for review.

Councilman Williams explained that the only reason this Resolution is being walked through is due to the time of the meeting being changed as well as its prefile being before the start of his last Public Works Committee meeting.

Councilman Gonzalez advised that ample time was given for all to review, this will help us keep better records and that the City would receive State Bid for fuel rates.

Councilman-at-large Woloszyn advised that while he is in favor of the concept, doesn’t see the issue with holding off for 2 weeks until the next Common Council Meeting so that all questions can be answered so he will be voting no.

Vote on Resolution:

Ayes: Councilman Williams, Bamonto and Gonzalez.

No: Councilwoman Szukala and Councilman-at-large Woloszyn.

Resolution carried, 3-2.

ADJOURNMENT:

Councilwoman Szukala moved to adjourn. Seconded by Councilman Gonzalez.

Carried, all voting aye.

Adjourned at 6:39 PM

Lillian R. Divine, City Clerk
