

COMMON COUNCIL PROCEEDINGS
October 16, 2018

The meeting was called to order at 5:30 PM by Councilman-at-Large Woloszyn followed by the Pledge of Allegiance.

Present: Councilman Williams, Bamonto, Heenan, Civiletto, and Councilman-at-Large Woloszyn.

Also present: Mayor Rosas, City Attorney Morrisroe, City Treasurer Woods, City Clerk, Public Works Director Woodbury, Fiscal Affairs Officer Beach, HR Director Campola, Executive Assistant to the Mayor Westling, Director of Development Yanus, Fire Chief Edwards, and Police Chief Ortolano.

Excused: City Assessor Mleczo,

Certification of the Tuesday, October 2, 2018 Common Council Meeting was read by City Clerk Ramos.

RESOLVED: That the reading of the Tuesday, October 2, 2018 Common Council Meeting be Dispensed with.

Councilman Williams made a motion to dispense with the minutes. Seconded by Councilman Bamonto.

Carried, all voting aye.

PUBLIC COMMENTS:

Jason Durward of 428 Lake Shore Drive East spoke as the owner of A-Cab Taxicab service. Mr. Durward advised he would like to discuss with the council Section 72 of the City charter which addresses taxicabs in the city, advised a lot has changed in the last years with Uber and Lyft as well as the many medical companies that have come in to do medical transportation for hire, and would like the City to consider changing its policy regarding taxicab licenses and permits.

Councilman-at-Large Woloszyn advised that Mr. Durward brings up some very legitimate questions and concerns, with technology the taxicab business landscape has changed drastically, and will place the letter Mr. Durward submitted onto the agenda of one of the committee's to discuss those questions and concerns along with Police Chief Ortolano.

Jim Fisher with Revitalize Dunkirk, P.O. Box 107, Dunkirk, announced the next meeting for Revitalize Dunkirk will be this held week Thursday, October 18, 2018 at 6:30 PM at the Fredonia Incubator. The guest speaker will be a representative from the P-TECH STEM Academy of the Dunkirk School District. Mr. Fisher also inquired for the current status in the adoption or the using as a guideline the Landlord Registry that Dunkirk Revitalize and other community members implored the council to adopt several months ago when they came before the council.

Jeanette Delgado of 321 Robin Street inquired if something could be done about the derogatory graffiti at the Robin Street tunnel.

COMMUNICATIONS FROM THE MAYOR INCLUDING DISAPPROVAL MESSAGES:

Mayor Rosas had several announcements; there will be a press conference on Monday, October 22, 2018 at 10:15 AM at the Senior Center regarding the grant funding that the City will be receiving for improvements to the Senior Center which will include kitchen upgrades, more space to provide further programming that has been requested including adult day care services and health care services by the Chautauqua Center; secondly Mayor Rosas met today with SUNY Fredonia President Horvath and Fredonia Mayor Landis to sign a memo of understanding between the City, Village, and College in regards to the Central Connections Roadmap that was established in 2016. The agreement further strengthens our parties' collaboration and connection between Central Avenue and continues the commitment to supporting current and future projects that will benefit both communities; thirdly the City will be holding a ribbon cutting ceremony at Point Gratiot Park on Monday, October 22, 2018 at 12:30 PM to celebrate the \$500,000 grant improvements to the park and invited the council and public to join the ribbon cutting and hear an additional announcement on future improvements to the park. Mayor Rosas requested Director of Development Yanus to provide further comments on this project; and lastly Mayor Rosas publicly acknowledged and bid farewell to Jimmy McCarthy from the Observer who is leaving for the Florida Keys to be a reporter out there.

Director of Development Yanus advised the City has received many questions in regards to the overall \$500,000 funding for Pont Gratiot and went over the breakdown of that funding and where it now stands. The breakdown included all the renovations, the additional pavilion that was build, signage, and improvements to the volleyball court. The little funding that is left over will be used to do some sort of pet waste station, garbage bins, or possible bench.

COMMUNICATIONS FROM THE PUBLIC AND PETITIONS:

Prior Written Notice for tree with issues at 758 Deer Street.

Received and filed.

Notice of Claim from Janice Penharlow for cleanup of sewage in basement **allegedly** due to flooding on October 6, 2018 at 241 Lincoln Avenue. Also requesting the report of main sewer line. 2525

Councilman-at-Large Woloszyn advised a motion was needed to refer to the Law Department and DPW.

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

Carried, all voting aye.

Request from Edward C. Divine on behalf of the Dunkirk Democratic Committee to use a speaker car within the Dunkirk City limits on November 6, 2018 from 12:00 PM to 4:00 PM and from 4:00 PM to 6:00 PM to remind local citizens it's Election Day.

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 Williams.

Carried, all voting aye.

REPORTS OF STANDING COMMITTEES, BOARDS AND COMMISSIONS:

Councilman Williams inquired from Public Works Director Woodbury for an update on the light control installation on Robert's Road and 2nd Street, announced the next DPW meeting will be held on Wednesday, October 24, 2018 at 4:00 PM in the Mayor's Conference Room, advised the council has been invited to be the guest on Friday, October 26, 2018 on the WDOE View Point radio show, and wished Jimmy McCarthy Good Luck in his move to the Florida Keys.

Public Works Director Woodbury advised City Electrician Mike Przybycien has an appointment in two weeks with the programmer for the controller on Robert's Road and 2nd Street, once Mike learns to program it the rest of the controllers we want to put through the rest of the city should go much faster.

Councilman Bamonto inquired from Public Works Director Woodbury which part of Central Avenue has a sink hole, inquired from Mayor Rosas for an update on the LED lights, and wished all a happy and safe Halloween.

Public Works Director Woodbury advised the sink hole is on the nine hundredth block of Central Avenue, DPW tore it up and looked at it, expects it will be fixed tomorrow, advised the broken pipe is fifteen feet below the road, and complimented the Streets Division for getting down there today and exposing the problem.

Mayor Rosas advised the City is now in the process of drafting up an agreement which will be looked over by the attorneys and then we will proceed with a formal resolution for signing.

Councilman Heenan advised he had become aware of the cost of the bandstand building at Point Gratiot, thinks the cost excessive, is not a contractor, but at this time will except the numbers Director of Development Yanus read off this evening, and wished Jimmy McCarthy good luck in the Florida Keys.

Councilman Civiletto advised the council the Public Safety Committee, the Chiefs, the City Clerk, and the Law Department would like to get together to work on a procedure for an emergency service, would update the Council on what they come up with should the Council want to work on it further. He advised the Robin Street Tunnel has been brought up at the Public Safety Committee meeting many times, it belongs to CSX, it is falling apart at the north end, CSX may close the tunnel if they don't like what we do, it's a touchy situation. Councilman Civiletto advised in reference to the Landlord Registry / Rose Floramo Plan it seems to have hit a brick wall, Councilman Civiletto, the Mayor, Law Department, and Economic Department have met together to discuss it, and will try again to meet to see if they can find something that will work.

Councilman Civileto also advised he spoke to the plumbing contractor who is fixing the sink hole around 73 Ruggles Street, they will be fixing soon, but have some others to fix first.

Councilman Heenan advised he once recalls a man who painted with donated paint the inside of the tunnel since that is not the actual tracks and offered to donate paint if someone would paint the graffiti.

Public Works Director Woodbury advised that tunnel has been a graffiti problem for over sixty years; graffiti is criminal mischief, people have been prosecuted, received large fines, we've received restitution, maybe someone wants to set up a neighborhood watch in the area, and encouraged people to contact the police when they suspect someone is creating the graffiti.

Police Chief Ortolano advised the resident of the Robin Street Tunnel area that if they call the police desk when they suspect graffiti mischief is going on the police department will send some cars over right away, and if the City keeps painting the graffiti over when it is created we will give the message that we do not want it there.

Councilman-at-Large Woloszyn inquired from Public Works Director Woloszyn if there was anything the City could do to rectify the graffiti and announced there will be a Finance committee Meeting this Thursday, October 18, 2018 at 4:00 PM on the Mayor's Conference Room.

Public Works Director Woodbury advised he has talked with the Mayor about it, can put the Mayor's Impact team on it, and will take up Councilman Heenan's offer to put up the paint.

PRE-FILED RESOLUTIONS:

RESOLUTION #104-2018
October 16, 2018

BY: COUNCILMAN BAMONTO

ESTABLISHING 2018 HALLOWEEN TRICK-OR-TREAT HOURS

WHEREAS, the City of Dunkirk would like to establish a reasonable period to allow for the safe and fun celebration of Halloween; now, therefore, be it

RESOLVED, that house-to-house trick-or-treat hours in the City of Dunkirk on Halloween, Wednesday, October 31, 2018, shall be from 4:00 P.M. to 7:00 P.M.

Carried, all voting aye.

ADJOURNMENT:

Councilman Williams moved to adjourn. Seconded by Councilman Bamonto.

Carried, all voting aye.

Adjourned at 5:57 PM

Edwin C. Ramos, City Clerk
