

June 29, 2015

City Council

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Proceedings by Authority

State of New York

City of Jamestown

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City Council Chambers

A meeting of the City Council of the City of Jamestown, New York was held on Monday, June 29, 2015 at 7:30 p.m.

Members Present: Council President Greg Rabb and Council Members, Brent Sheldon, Tony Dolce, Alfonso Pagan, Marie Carrubba, Maria Jones, Tom Nelson, Kim Ecklund, George Spitale

Members Absent:

Others Present: Mayor Sam Teresi, Director of Financial Services/City Clerk James N. Olson, Corporation Counsel Marilyn Fiore-Lehman, Director of Public Works Jeff Lehman, Deputy Fire Chief Chet Harvey, Police Chief/Director of Public Safety Harry Snellings, Director of Development Vince DeJoy, Executive Assistant to the Mayor Matt Hanley

City Council President Greg Rabb called the meeting to order and led the assembly in the Pledge of Allegiance to the Flag.

The Invocation was given by Rev. Jim Reed of the Bethel Baptist Church.

Councilman Spitale moved to approve the minutes from the May 18, 2015 and June 15, 2015.

### **STANDING COMMITTEES**

#### **FINANCE COMMITTEE**

201506C01

BY COUNCILWOMAN ECKLUND:

RESOLVED, That bills be audited and warrants drawn on the proper funds in payment of the respective amounts, totals as follows: General Fund, Capital Fund, Special Revenue Fund and Trust & Agency Fund \$8,194,256.65

in accordance with the period ending June 26, 2015, copy of which is annexed hereto and a copy to be filed in the office of the City Clerk, and be it further

RESOLVED, That disbursements in the total amount of \$6,358,564.65 and payrolls in the total amount of \$1,835,692.00 as paid by the Comptroller and Director of Financial Services, a copy of which is annexed hereto and a copy to be placed on file in the office of the City Clerk be and hereby are approved.

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Carried: 9 - 0

201506C02

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the Mayor of the City of Jamestown be and he hereby is authorized to enter into a grant agreement with the Chautauqua Region Community Foundation in an amount not to exceed Five Thousand Dollars (\$5,000.00) for the purpose of funding a portion of the cost of the 2015 Parks, Recreation and Conservation Department Summer Playground Program subject to the approval of the Corporation Counsel as to form.

Carried: 9 - 0

201506C03

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into a grant agreement with the Ralph C. Sheldon Foundation in an amount not to exceed Seven Thousand Dollars (\$7,000) for the purpose of funding a portion of the cost of the 2015 Parks, Recreation and Conservation Department Summer Playground Program subject to the approval of the Corporation Counsel as to form.

Carried: 9 - 0

201506C04

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into a grant agreement with the United Arts Appeal of Chautauqua County in an amount not to exceed \$500.00 for the purpose of funding a portion of the cost of the 2015 Parks, Recreation and Conservation Department Summer Bandshell Concert Series subject to the approval of the Corporation Counsel as to form.

Carried: 9 – 0

201506C05

BY COUNCILWOMAN ECKLUND:

WHEREAS, the Jamestown Babe Ruth Baseball League is desirous of contributing a batting cage valued at approximately \$20,000 to the City of Jamestown to be used in their Summer Baseball Program, and

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WHEREAS, the proposed gift will allow the City of Jamestown to continue to assist the youth in this community by providing the opportunity for additional instruction in the batting cage at Bergman Park, and

WHEREAS, the City of Jamestown Parks, Recreation and Conservation Commission unanimously recommended the acceptance of the gift at their June 2, 2015 meeting; now therefore be it

RESOLVED, that the City of Jamestown hereby accepts the donation, and be it further

RESOLVED, that the Jamestown City Council hereby extends its appreciation and gratitude on behalf of the citizens of the City of Jamestown to the Jamestown Babe Ruth League for its generous donation.

Councilwoman Ecklund stated I would like to make a comment about resolutions two-five and publically thank the local foundations for their generosity to local programs within the city and also the local Babe Ruth League for funding things that the city has not been able to do themselves and reached out to these organizations. Thank you.

Councilman Dolce stated if you have not seen it, it is rather impressive, it is huge. A very nice job that they did building that. You should go up to Bergman Park to check it out.

Carried: 9 - 0

201506C06

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the offer of Manuel J. Hobbs, 89 Vega Street, for the purchase of parcel 388.05-3-7, located on Vega Street., assessed value of one thousand four hundred dollars and no cents (\$1,400.00), lot size 60x80, in the amount of one hundred dollars and no cents (\$100.00), be and hereby is accepted and be it,

RESOLVED, That the Mayor be and he hereby is authorized to execute a quit claim deed on said property and the City Comptroller be and he hereby is authorized to credit the amount of one hundred dollars and no cents (\$100.00), to Account A330, Property Acquired for Taxes, and to credit the amount of thirty-eight dollars and twenty-seven cents (\$38.27) to Account A1051 Gain on Sale of Tax Acquired Property for parcel 388.05-3-7.

Carried: 9 - 0

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201506C07

BY COUNCILMAN DOLCE:

RESOLVED, That the offer of Scott Barton and Kate Johnson, 105 Vega Street, for the purchase of parcel 388.05-3-6, located on Vega Street., assessed value of one thousand four hundred dollars and no cents (\$1,400.00), lot size 60x80, in the amount of Two hundred dollars and no cents (\$200.00), be and hereby is accepted and be it,

RESOLVED, That the Mayor be and he hereby is authorized to execute a quit claim deed on said property and the City Comptroller be and he hereby is authorized to credit the amount of One hundred seventeen dollars and forty-eight no cents (\$117.48), to Account A330, Property Acquired for Taxes, and to credit the amount of eighty-two dollars and fifty-two cents (\$82.52) to Account A1051 Gain on Sale of Tax Acquired Property for parcel 388.05-3-6.

Councilwoman Ecklund stated these were vacant properties that the neighbors are purchasing and that this will allow them to come back on the tax rolls.

Carried: 9 – 0

201506C08

BY COUNCILMAN DOLCE:

RESOLVED, That Corporation Counsel Marilyn Fiore-Lehman, Police Chief/Director of Public Safety Harry Snellings, Police Captain Robert Samuelson, Deputy Fire Chief Chet Harvey and Battalion Chief Sam Saleme be and they hereby are authorized to attend a New York State Public Employer Labor Relations Association Annual Training Conference to be held in Saratoga Springs, New York on July 22-24, 2015, with expenses paid pursuant to Section 77-b of the General Municipal Law.

Carried: 9 – 0

201506C09

BY COUNCILMAN DOLCE:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into a lease agreement with the Center for Resolution and Justice, 200 East Third Street, Jamestown, New York 14701 for 432 square feet of lease space on the Third Floor of the Municipal Building beginning April 1, 2015 and 659 square feet of lease space on the Third Floor of the Municipal Building beginning July 1, 2015, in the amount of two-hundred fifty dollars per month (\$250.00) and three hundred dollars per month (\$300.00) respectively, April 1, 2015 to May 31, 2019 subject to the approval of the Corporation Counsel as to form.

Carried: 9 – 0

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201506C10

BY COUNCILMAN DOLCE:

RESOLVED, That the Mayor of the City of Jamestown be and he hereby is authorized to enter into an agreement with the Municipal Insurance Consultants, Inc. 5687 Main Street, Williamsville, New York 14221, as Insurance Advisor for property and casualty insurance for the period April 15, 2015 through April 14, 2016 in the amount of Seventeen Thousand Dollars and No Cents (\$17,000.00) with one-half of the cost paid by the Board of Public Utilities subject to the approval of the Corporation Counsel as to form.

Carried: 9 – 0

201506C11

BY COUNCILMAN DOLCE:

WHEREAS, On January 22, 2002 the Jamestown City Council adopted resolution number 200201C03 that effective immediately and until further notice instituted a hiring freeze for the City of Jamestown, and

WHEREAS, On November 20, 2006 the Jamestown City Council adopted resolution number 200611B17 to extend the freeze to any change in employment from Part-Time to Full-Time status, and

WHEREAS, it has become apparent that within the Department of Public Works an effort to effectively manage the city's day-to-day responsibilities in a cost efficient manner, it is in the City of Jamestown's best interest to lift the hiring freeze for a certain position, now therefore be it

RESOLVED, that effective immediately the Jamestown City Council hereby suspends the hiring freeze instituted by resolution number 200201C03 and resolution number 200611B17 to fill a vacancy that was recently created due to a retirement.

- One (1) Administrative Assistant in the Department of Public Works (funded in the 2015 General Fund Budget).

Carried: 9 – 0

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**PUBLIC WORKS COMMITTEE**

201506C12

BY COUNCILMAN SPITALE:

RESOLVED that alternate bid proposal submitted by Lake Shore Paving Inc., 7 Osmer Street, Jamestown, NY 14701 for Cold Mill and Overlay: W. Sixth Street from N. Main Street to W. Sixth Street Bridge, based on the bids opened June 15, 2015, in the amount of One Hundred Forty-two Thousand Five Hundred Dollars (\$142,500.00) be and the same hereby is accepted, this being the lowest of three bids received, and be it further

RESOLVED that the Mayor and Director of Public Works be and he hereby is authorized to execute an agreement with Lake Shore Paving Inc., which agreement will reflect the services to be performed by Lake Shore Paving Inc. at the price referred to above, said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried: 9 - 0

201506C13

BY COUNCILMAN SPITALE:

RESOLVED that the proposal submitted by Razorback Concrete Construction, Inc., 4629 Route 60, Gerry, NY 14740 for concrete repairs at Goranson Bandshell in Allen Park per Request for Proposals # 8 of 2015, Jamestown, NY in the amount of Five Thousand Two Hundred Dollars (\$5,200.00), be and the same hereby is accepted, and be it further

RESOLVED that the Mayor and Director of Public Works be and he hereby is authorized to execute an agreement with Razorback Concrete Construction, Inc. which agreement will reflect the services to be performed by Razorback Concrete Construction, Inc. at the amount referred to above, said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried: 9 - 0

201506C14

BY COUNCILMAN NELSON:

RESOLVED that the bid proposal submitted by Donegal Construction Corporation, 1235 Marguerite Lake Road, Greensburg, PA 15601 for General Cold Milling - June 2015, based on

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the Request for Proposals #10 of 2015 due June 8, 2015, in the following amounts, be and the same hereby is accepted:

Base Bid:

\*6485 SY Milling Asphalt – 0 to 3 Inch Depth at \$0.95 /SY

\*1500 SY/IN Milling Asphalt – Additional 1 Inch Depth after 3 Inches at \$0.10/SY/IN

\*4800 SY Milling Asphalt & Brick – 0 to 3 Inch Depth Over Brick at \$ 1.16/SY

(\*Quantities are approximate and are for bid comparison purposes only; actual amount may vary.) this being the lower of two bids received, and be it further

RESOLVED that the Mayor and Director of Public Works be and he hereby is authorized to execute an agreement with Donegal Construction Corporation, which agreement will reflect the services to be performed by Donegal Construction Corporation at the price referred to above, said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried: 9 - 0

201506C15

BY COUNCILMAN NELSON:

RESOLVED that the Mayor and Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, are hereby authorized and directed to purchase from Cappelino Chevrolet, 9000 Boston State Road, Boston, NY 14025, off Chautauqua County Bid Proposal-#E 11-14 PFTH, Group V, Item 3, dated November 6, 2014, one (1) new 2015 Chevy Silverado 1500 Pickup Truck, after trade-in of one (1) used 2013 Ford F-150 Pickup Truck, for a total amount not to exceed Three Thousand Nine Hundred Six Dollars and (\$4,906.00), as follows:

Purchase:

One (1) new 2015 Chevy Silverado 1500 Pickup Truck \$ 28,181.00

Less:

Trade-in One (1) 2013 Ford F-150 Pickup Truck - 23,275.00

Amount due \$ 4,906.00

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Said new vehicle is for use in the Department of Public Works to replace current Truck #10 which is being traded-in.

Carried: 9 - 0

201506C16

BY COUNCILMAN PAGAN:

RESOLVED that the Mayor and Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, are hereby authorized and directed to purchase from Cappelino Chevrolet, 9000 Boston State Road, Boston, NY 14025, off Chautauqua County Bid Proposal-#E 11-14 PFTH, Group V, Item 3, dated November 6, 2014, one (1) new 2015 Chevy Silverado 1500 Pickup Truck, after trade-in of one (1) used 2014 Ford F-150 Pickup Truck , for a total amount not to exceed Three Thousand Nine Hundred Six Dollars and (\$3,906.00), as follows:

Purchase:

One (1) new 2015 Chevy Silverado 1500 Pickup Truck \$ 28,181.00

Less:

Trade-in One (1) 2014 Ford F-150 Pickup Truck - 24,275.00

Amount due \$ 3,906.00

Said new vehicle is for use in the Department of Public Works to replace current Truck #6 which is being traded-in.

Carried: 9 - 0

201506C17

BY COUNCILMAN PAGAN:

RESOLVED that the Mayor and Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, are hereby authorized and directed to purchase from Cappelino Chevrolet, 9000 Boston State Road, Boston, NY 14025, off Chautauqua County Bid Proposal-#E 11-14 PFTH, Group V, Item 3, dated November 6, 2014,

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one (1) new 2015 Chevy Silverado 1500 Pickup Truck, after trade-in of one (1) used 2013 Ford F-150 Pickup Truck, for a total amount not to exceed Four Thousand Nine Hundred Six Dollars and (\$4,906.00), as follows:

Purchase:

One (1) new 2015 Chevy Silverado 1500 Pickup Truck \$ 28,181.00

Less:

Trade-in One (1) 2013 Ford F-150 Pickup Truck - 23,275.00

Amount due \$ 4,906.00

Said new vehicle is for use in the Parks, Recreation & Conservation Department to replace current Truck #202 which is being traded-in.

Carried: 9 - 0

**PUBLIC SAFETY COMMITTEE**

201506C18

BY COUNCILWOMAN JONES:

RESOLVED, That the following person be and he hereby is appointed to the office of Commissioner of Deeds in and for the City of Jamestown for a term of two years:

Francine Piazza

July 24, 2015 to July 23, 2017

Carried: 9 - 0

**NEW BUSINESS**

201506C19

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into an agreement with the State of New York Unified Court System, Eighth Judicial District for Court Cleaning and Minor Repairs (Contract No. C300343) of the Jamestown City Court facilities in the amount of \$26,775 for the April 1, 2015 to March 31, 2016 time period subject to the approval of the Corporation Counsel as to form.

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Carried: 9 - 0

201506C20

BY COUNCILMAN DOLCE:

WHEREAS, The Johnson Foundation, 9-11 East 4<sup>th</sup> Street, Jamestown, New York has awarded a grant to the City of Jamestown in an amount not to exceed \$112,000 for the purchase and installation of Public Safety Surveillance Cameras at various locations within the Downtown Jamestown area, (South Main and Harrison Streets, North Main and 6<sup>th</sup> Streets, North Main and 8<sup>th</sup> Streets, East 4<sup>th</sup> and Pine Streets, (attached to the YMCA Building), Winsor and East 2<sup>nd</sup> Street and Winsor and English Street), and

WHEREAS, the City of Jamestown will own and maintain said equipment and provide training for the proper usage and maintenance of said equipment, now therefore be it

RESOLVED, That the Mayor be and he hereby is authorized to enter into a sub-recipient grant agreement with the Johnson Foundation in an amount not to exceed \$112,000, subject to the approval of the Corporation Counsel as to form, and be it further

RESOLVED, that the City of Jamestown wishes to thank John and Carole Sellstrom of the Johnson Foundation, for this generous donation on behalf of the John Alfred and Oscar Johnson Memorial Trust.

Councilman Dolce stated we would like to thank the Johnson Foundation for the generous donation on their behalf.

Carried: 9 - 0

Councilwoman Carrubba stated she would like to let everyone know that the Community Development Block Grant Five Year comprehensive Plan is now available on the website, at the Mayor's Office, the City Clerk's Office, the Department of Development and the James Prendergast Library. It is quite voluminous a good read if you have some spare time. It is there at your leisure to read.

There being no further business, the meeting was adjourned.

James N. Olson  
Director of Financial Services/City Clerk