



# Agenda

# Jamestown City Council

Monday, August 30, 2021

7:30 P.M.

Council Chambers, Second Floor  
Municipal Building, Jamestown, New York

**Work Session will be held in the Third Floor Conference Room at 6:45.  
Public Hearing will be held in the Council Chambers at 7:15.**

**\*This meeting is open to the public. Any member of the public that attends must comply with any public health precaution measures or orders at the time of the meeting. The voting session will be live streamed on the city's website at [www.jamestownny.gov/live](http://www.jamestownny.gov/live).**

Notice is hereby given that the Jamestown City Council will hold a Public Hearing regarding the intended sale of a portion of the West Second Street right of way abutting parcel 387.40-3-56 that is located on the corner of West Second Street and Lafayette Street, being 61 feet wide, 16 feet on the northerly bounds of West Second Street and Lafayette Street, to TLJKBJ LLC in an amount not to exceed One Thousand Dollars (\$1,000.00), being a fair market value adopted by resolution of the City Council, for the proposed addition to Shawbucks;

The hearing will be held at 7:15 p.m. on Monday, August 30, 2021 in the City Council Chambers, Second Floor, Municipal Building, 200 East 3<sup>rd</sup> Street, Jamestown, New York.

## **STANDING COMMITTEES**

### **Finance, et. al., Committee**

1. Resolution authorizing payment of the regular audit.
2. Resolution authorizing Captain Robert Samuelson to attend the annual Field Intelligence Officer Regional Coordinator Conference to be held November 1 – 3, 2021 in Cooperstown, New York with expenses paid pursuant to Section 77-b of the General Municipal Law.
3. Resolution authorizing Officer Kyle Sorenson to attend the NYSP Underwater Recovery Team's Fall In-Service Training to be held in Alexandria Bay, New York from September 27-October 1, 2021 with expenses paid pursuant to Section 77-b of the General Municipal Law.
4. Resolution authorizing City Clerk Jennifer Williams and City Comptroller Ryan Thompson to attend the NYCOM Fall Training School from September 20 – 23, 2021 in Saratoga Springs, New York with expenses paid pursuant to Section 77-b of the General Municipal Law.

### **Finance, et. al., Committee (cont'd)**

5. Resolution authorizing the Mayor to execute a quit claim deed transferring title of Lot L in the Country View Estates Subdivision to the Jamestown Urban Renewal Agency for the purpose of selling said parcel.
6. Resolution authorizing the Mayor to enter into an agreement with the Jamestown Public School System, 197 Martin Road, Jamestown, NY 14701, for School Resource Officer services beginning September 1, 2021 and ending June 30, 2022, in an amount of One Hundred Thirty-One Thousand, Five Hundred Thirty Dollars and Fifty-Nine Cents (\$131,530.59) with One Hundred and Nine Thousand, Four Hundred and Seventy-Nine Dollars and Seventy-Nine Cents (\$109,479.79) reimbursed to the City of Jamestown.
7. Resolution authorizing the Mayor to execute an agreement with R. Patti Concrete & Excavating, LLC for Concrete Work: 2021 Streetscape Reconstruction: Jefferson Street: Eighth Street to Isabella Avenue in an amount not to exceed Sixty Thousand, Seven Hundred Fifty Dollars and No Cents (\$60,750.00).
8. Resolution authorizing the Mayor to execute an agreement with R. Patti Concrete & Excavating, LLC for Concrete Work 2021: Bowen Street: Falconer Street to Price Street, in an amount not to exceed One Hundred Fifty-Nine Thousand, Seven Hundred Five Dollars and No Cents (\$159,705.00).
9. Resolution suspending the hiring freeze and authorizing the filling of one (1) Laborer position in the Department of Public Works. This position is vacant due to a retirement.
10. Resolution accepting the offer of Kurt Johnson, for the purchase of parcel 387.40-3-56 and authorizing the Mayor to execute a quit claim deed in the amount of One Thousand Dollars and No Cents (\$1,000.00) to TLKBJ, LLC for the purpose of the development and expansion of Shawbucks.
11. Resolution authorizing the Mayor to enter into an agreement with the County of Chautauqua for Snow Removal and Ice Control Services for the period of October 31, 2021 to April 30, 2024.

### **Public Safety, et. al., Committee**

12. Ordinance amending Section 215-74 of the City Code of Jamestown to repeal the mandatory administration fee of \$100.00 issued to those appearing in housing/code enforcement court.

### **Public Works, et. al., Committee**

13. Resolution authorizing the Mayor to sign and execute any documents related to the submission of the 2021 TAP-CMAQ (Transportation Alternatives Program – Congestion Mitigation Air Quality) should the City of Jamestown be successful in securing funding.

**Public Works, et. al., Committee (cont'd)**

14. Resolution authorizing the use of its available Municipal Landfill Credits for the disposal of waste and debris associated with the demolition of 300 Crescent Street (a.k.a. 308 Crescent Street), SBL 387.08-2-20 to the Chautauqua County Landfill as per the Shared Services Agreement.

**New Business**

15. Resolution authorizing the Mayor and Police Chief/Director of Public Safety to receive grant funds from the 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) to be utilized by the Jamestown Police Department in the amount of Eighteen Thousand, One Hundred Fifty-One Dollars and No Cents (\$18, 151.00).

***COUNCIL MEMBERS: PLEASE CONTACT THE COUNCIL PRESIDENT OR CITY CLERK IF UNABLE TO ATTEND THE WORK SESSION AT 6:45 P.M., OR THE REGULAR MEETING AT 7:30 P.M.***

BY COUNCIL:

RESOLVED, that Captain Robert Samuelson be, and hereby is, authorized to attend the annual Field Intelligence Officer Regional Coordinator Conference to be held November 1st through November 3rd, 2021 in Cooperstown, New York with expenses paid pursuant to Section 77-b of the General Municipal Laws of the State of New York.

BY COUNCIL:

RESOLVED, that Officer Kyle Sorenson be, and hereby is, authorized to attend the NYSP Underwater Recovery Team's Fall In-Service Training to be held in Alexandria Bay, NY from September 27 through October 1, 2021, with expenses paid by the Jamestown Police Department pursuant to Section 77-b of the General Municipal Laws of the State of New York.

BY COUNCIL:

RESOLVED, That City Clerk/Treasurer Jennifer R. Williams and City Comptroller Ryan Thompson be authorized to attend the NYCOM Fall Training School from September 20<sup>th</sup> – 23<sup>rd</sup> at the Saratoga Hilton in Saratoga Springs, New York with expenses paid pursuant to Section 77-b of the General Municipal Law.

BY COUNCIL:

WHEREAS, The Mayor has been authorized and directed by Jamestown City Council to execute a quit claim deed transferring title to approximately twenty (20) acres of land at 462 Camp Street known as the “Country View Estates” from the City of Jamestown to the Jamestown Urban Renewal Agency, on the condition that any and all proceeds of sale realized by the Jamestown Urban Renewal Agency be first credited to the City of Jamestown for unpaid taxes and/or other costs incurred by the City of Jamestown relating to these parcels and next to the Board of Public Utilities for unpaid utilities relating to these parcels, and

WHEREAS, Lot L, in the Country View Estates Subdivision filed in the Chautauqua County Clerk’s office May 7, 1985 in Cabinet 3, section “J”, Map No. 9b, has been sold for the purchase price of \$14,200.00, now therefore be it

RESOLVED, that the Mayor does execute a quit claim deed transferring title of said parcel, Lot L, from the City of Jamestown to the Jamestown Urban Renewal Agency with all said conditions applied, for the purpose of selling said parcel to Theresa Klein, 61 Parkdale Drive, Jamestown, NY 14701.

BY COUNCIL:

RESOLVED, that the Mayor is authorized and directed to enter into an agreement with the Jamestown Public School System, 197 Martin Road, Jamestown, NY 14701, for School Resource Officer services beginning September 1, 2021 and ending June 30, 2022, costs to be budgeted for in an amount not to exceed One Hundred Thirty One Thousand, Five Hundred Thirty Nine Dollars and Fifty-Nine Cents (\$131,539.59), with One Hundred Nine Thousand, Four Hundred Seventy-Nine Dollars and Seventy-Nine Cents (\$109,479.79) reimbursed to the City of Jamestown, subject to the approval of the Corporation Counsel as to form.

BY COUNCIL:

RESOLVED, That the Mayor is authorized to execute an agreement with R. Patti Concrete & Excavating, LLC, PO Box 3081 Jamestown New York 14701 for Concrete Work: 2021 Streetscape Reconstruction: Jefferson Street, 8<sup>th</sup> Street. to Isabella Avenue:

1300 SF 4" Flatwork @ \$11.75 SF  
1100 SF 6" Flatwork @ \$12.50 SF  
420 LF Curb & Gutter: In-Kind @ \$61.00 LF  
30 SY Brick Replacement @ \$143.00 SY  
5 SY Brick Relay @ \$132.00 SY  
3 EA Cast Iron Detectable Warning Surface for ADA Curb Cuts @ \$385 EA

for a total bid amount of Sixty Thousand Seven Hundred Fifty Dollars and No Cents (\$60,750.00), subject to the approval of the Corporation Counsel as to form.

BY COUNCIL:

RESOLVED, That the Mayor is authorized to execute an agreement with R. Patti Concrete & Excavating, LLC, PO Box 3081, Jamestown, NY 14701 for Concrete Work 2021: Bowen Street: Falconer Street to Price Street

3000 SF Concrete Flatwork 4" @ \$11.75 SF  
2500 SF Concrete Flatwork 6" @ \$12.50 SF  
1100 LF Concrete Curb & Gutter @ \$65.00 LF  
25 SY Asphalt Pavement @ \$55.00 SY  
100 SY Brick Pavement Replacement @ \$143.00 SY  
40 SY Brick Pavement Relay @ \$132.00 SY  
50 LF Detectable Warning Surface for ADA Accessible Curb Cuts @ \$15.00 LF

for a total bid amount of (One Hundred Fifty-Nine Thousand Seven Hundred Five Dollars) \$159,705.00 subject to the approval of the Corporation Counsel as to form.

BY COUNCIL:

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 authorized the filling of the following position due to the essential nature of the position.

Laborer in the Department of Public Works.

This position is vacant as the result of a retirement.

BY COUNCIL:

WHEREAS, Kurt Johnson of Shawbuck's desires to purchase from the City a parcel of property from the Second Street Right-of-Way, for the development and expansion of Shawbuck's and

WHEREAS, the fair market value of the parcel 387.40-3-56 is set at One Thousand Dollars (\$1,000.00);

WHEREAS, the City is agreeable to sell the above referenced property to TLJKBJ LLC with the understanding that the following requirements must be met prior to the sale and transfer of title of property to TLJKBJ LLC;

1. Sale of the Property should be for the established Fair Market Value;
2. Final Site Plan Approval obtained;
3. Valid Building Permit secured before property transfer;
4. All legal costs, filing fees and administrative costs paid by Purchaser;
5. all costs associated with street reconfiguration, including the relocation of street lights and all other infrastructure, to be paid by the Purchaser;

Now therefore be it RESOLVED,

That upon the completion of all conditions listed, the Mayor is authorized to execute a quit claim deed on the above referenced property for the amount of One Thousand Dollars (\$1,000.00).

Resolution #11

BY COUNCIL:

RESOLVED: that the Mayor be authorized to enter into an agreement with the County of Chautauqua for Snow Removal and Ice Control Services (21-25-13), for the time period October 1, 2021 through April 30, 2024 in the amount of \$6,159.00 per center line mile for the 2021-2022 season; \$6,344.00 per center line mile for the 2022-2023 season; and \$6,534.00 for the 2023-2024 season, subject to the approval of the Corporation Counsel as to form.

**ORDINANCE 2021-08-03**

**REPEAL OF MANDATORY COURT ADMINISTRATION FEE**

**By Councilmember \_\_\_\_\_**

**August, 30 2021**

**WHEREAS**, the City Council previously passed a mandatory \$100 administration fee issued to those appearing in Housing/Code Enforcement Court; and

**WHEREAS**, the New York State Unified Court System has stated that this fee is essentially a second punishment, resulting in Jamestown City Court not being able to institute most other penalties available under the law; and

**WHEREAS**, the City of Jamestown recognizes that limitations on the types of punishments that can be levied limit the City's ability to efficiently and effectively pursue the core goals of Code Enforcement activity: a safer and more beautiful City,

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Jamestown as follows:

**Section 1.** §215-74 of the City Code of Jamestown, entitled "Mandatory administration fee" is hereby repealed, and is Reserved.

**Section 2.** All ordinances and parts of ordinances hereto passed which are inconsistent with any provision of this ordinance are hereby repealed.

**Section 3.** **Effective Date.** This ordinance shall take effect immediately upon adoption and publication according to law.

BY COUNCIL:

RESOLVED, that the Mayor be and he hereby is authorized to sign any documents related to the submission of the 2021 TAP-CMAQ New York Department of Transportation for a “Transportation Master Plan” and he also is hereby authorized to execute all necessary documents with New York Department of Transportation should the City of Jamestown be successful in securing funding through the TAP-CMAQ submission process.

BY COUNCIL:

WHEREAS, the property known as 300 Crescent Street (AKA 308 Crescent Street), SBL# 387.08-2-20 suffered a catastrophic fire on June 25, 2021 that resulted in an emergency demolition of the property; and

WHEREAS, the City has 826 TON of Municipal Landfill Credits available for demolition and Derelict Structural Disposal through a shared services agreement with Chautauqua County; now therefore be it

RESOLVED, that the Jamestown City Council authorizes the use of its available Municipal Landfill Credits for the disposal of waste and debris associated with the demolition of 300 Crescent Street (AKA 308 Crescent Street), SBL#: 387.08-2-20 to the Chautauqua County Landfill as per the Shared Services Agreement.

BY COUNCIL:

WHEREAS, the U.S. Department of Justice, Bureau of Justice Assistance, is administering the 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, and


WHEREAS, that a Public Hearing is scheduled for August 30, 2021 at 9:00 a.m. to receive public input and comments, and

WHEREAS, the City of Jamestown is eligible to receive funding under the 2021 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, now therefore be it

RESOLVED that the Mayor and Police Chief be, and hereby are, authorized to receive a grant award for \$18,150.00 to be utilized by the Jamestown Police Department to purchase eight mobile radios.

**STAFF REPORT**

**DATE:** August 23, 2021  
**TO:** Edward A. Sundquist, Mayor  
**FROM:** Timothy Jackson, Chief of Police  
**SUBJECT:** Resolution to Accept JAG Award

Approved and Forwarded to City Council  
  
Edward A. Sundquist, Mayor

**ACTION:**  Resolution       Ordinance/Local Law       Informational/Report

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**ISSUE STATEMENT:** Each year, the Jamestown Police Department submits an application to receive funding through the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. The U.S. Department of Justice recently notified our agency that we would receive \$18,150.

**BACKGROUND:** In the past, the Jamestown Police Department has utilized JAG funds to purchase necessary equipment for the daily operations of the agency.

**FISCAL IMPACT:** This current grant award will fund the purchase of eight new mobile radios. The City of Jamestown will not need to contribute any additional proceeds to this project.

**RECOMMENDATION:** Chief Jackson requests that Mayor Sundquist and City Council authorize the acceptance of the 2021 JAG Award.

**ATTACHMENT(S):** 1. Resolution