

May 20, 2013

City Council

Proceedings by Authority

State of New York
City of Jamestown ss:
City Council Chambers

A regular meeting of the City Council of the City of Jamestown, New York was held on Monday, May 20, 2013 at 7:30 p.m.

Members Present: Council President Greg Rabb, Council Members, Steve Szwejbka, Tony Dolce, Michael Taylor, Marie Carrubba, Maria Jones, Paul Whitford Kim Ecklund, and George Spitale

Others Present: Mayor Teresi, Director of Financial Services/City Clerk James N. Olson, City Comptroller Joe Bellitto, Police Chief/Director of Public Safety Harry Snellings, Corporation Counsel Marilyn Fiore-Lehman, Deputy Chief Chet Harvey, Director of Development Vincent DeJoy, Director of Public Works Jeff Lehman

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

The Invocation was given by the Rev. Maria Jones.

Councilman Whitford moved to approve the minutes from the April 29th, 2013 meeting.

MESSAGES FROM THE MAYOR

201305B00.01

CITY OF JAMESTOWN)
Mayor's Office)

To the City Council of the City of Jamestown New York

Council Members:

In pursuance of the authority vested in me by the Charter of said City, I do hereby nominate:

Jeffrey L. Nelson
90 Howard Street
Jamestown, New York 14701

to be re-appointed a member of the Planning Commission in and for the City of Jamestown, New York.

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The term for which said appointment is to be made will expire December 31, 2017.

Dated: May 20, 2013

Samuel Teresi
Mayor of the City of Jamestown, New York

201305B00.02

CITY OF JAMESTOWN)
Mayor's Office)

To the City Council of the City of Jamestown New York
Council Members:

In pursuance of the authority vested in me by the Charter of said City, I do hereby
nominate:

Skyler Gore
56 E. Cowden Place
Jamestown, New York 14701

to be re-appointed a youth member of the Youth Services Board of Directors in and for the City
of Jamestown, New York.

The term for which said appointment is to be made will expire
December 31, 2014.

Dated: May 20, 2013

Samuel Teresi
Mayor of the City of Jamestown, New York

201305B00.03

CITY OF JAMESTOWN)
Mayor's Office)

To the City Council of the City of Jamestown New York
Council Members:

In pursuance of the authority vested in me by the Charter of said City, I do hereby
nominate:

Emily Mae Whitney
41 Hallock Street
Jamestown, New York 14701

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to be appointed a youth member of the Youth Services Board of Directors in and for the City of Jamestown, New York to fill the unexpired term of Whitney Harrington, resigned.

The term for which said appointment is to be made will expire
December 31, 2013

Dated: May 20, 2013

Samuel Teresi
Mayor of the City of Jamestown, New York

Councilman Taylor moved to suspend the rules and vote on the appointments.

Carried: 9 ayes, 0 nays

Councilman Spitale moved to approve the appointments.

Carried: 9 ayes, 0 nays

STANDING COMMITTEES

FINANCE COMMITTEE

201305B01

BY COUNCILWOMAN CARRUBBA:

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 \$3,327,340.14 in accordance with the period ending May 17, 2013, 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 \$2,316,993.60, and payrolls in the total amount of \$1,010,346.54, 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.

Carried: 9 ayes, 0 nays

201305B02

BY COUNCILWOMAN CARRUBBA:

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 in an amount not to exceed \$500.00 for the purpose of funding a portion of the cost of the 2013 Parks, Recreation

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and Conservation Department Summer Bandshell Concert Series subject to the approval of the Corporation Counsel as to form.

Carried: 9 ayes, 0 nays

201305B03

BY COUNCILWOMAN CARRUBBA:

RESOLVED, That the Mayor be, and he hereby is, authorized to enter into a contract with the Center for Governmental Research Inc., One South Washington Street, Suite 400, Rochester, New York 14614 for professional services related to the completion of a Police Consolidation Plan between the City of Jamestown Police Department and the Chautauqua County Sheriff's Office in the amount of Forty-Four thousand dollars (\$44,000.00) with funding provided through a New York State Department of State Local Government Efficiency Grant.

Carried: 9 ayes, 0 nays

201305B04

BY COUNCILWOMAN CARRUBBA:

RESOLVED, That warrants be drawn and paid to the respective owners and paying agents the sum of one hundred thirteen thousand one hundred fifteen dollars and sixty-three cents (\$113,115.63) in accordance with the bond requirements as follows:

Various Purpose Bonds, issue of February 15, 2006, one hundred five thousand (\$105,000) of principal and eight thousand one hundred fifteen dollars and sixty-three cents (\$8,115.63) for six months interest at 3.625% per annum on four hundred thirty thousand dollars (\$430,000.00).

Carried: 9 ayes, 0 nays

201305B05

BY COUNCILWOMAN CARRUBBA:

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, 2013 through April 14, 2014 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.

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Councilman Dolce: Just a brief comment on the next series of resolutions that deal with the City's healthcare insurance, prescription and employee benefits, stop-loss and other health related services that we renew every year so the next several resolutions deal with that.

Carried: 9 ayes, 0 nays

201305B06

BY COUNCILWOMAN CARRUBBA:

RESOLVED, That the Mayor of the City of Jamestown be, and hereby is, authorized to enter into an agreement with Blue Cross Blue Shield of Western New York, 257 West Genesee Street, Buffalo, New York 14202-2657 to administer the City of Jamestown's self-insured medical program including claims adjudication, customer service, enrollment, utilization management, HIPPA certification, reporting, case management, baseline disease management, network access, core web services and stop-loss management at the rate of \$38.85 per member per month for the period June 1, 2013 to December 31, 2013, subject to the approval of the Corporation Counsel as to form.

Carried: 9 ayes, 0 nay

201305B07

BY COUNCILMAN DOLCE:

RESOLVED, That the Mayor of the City of Jamestown be, and hereby is, authorized to enter into an agreement with Blue Cross Blue Shield of Western New York, 257 West Genesee Street, Buffalo, New York 14202-2657 to administer the City of Jamestown's self-insured prescription drug program including claims adjudication, customer service, enrollment, access to Medco pharmacy network "C", clinical management and access to Medco programs and services at the prescription administrative fee of \$2.25 per claim, dispensing fee of \$1.40 per script and a broker commission of \$.25 per script for the period of June 1, 2013 to December 31, 2013, subject to the approval of the Corporation Counsel as to form.

Carried: 9 ayes, 0 nays

201305B08

BY COUNCILMAN DOLCE:

RESOLVED, that the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into an agreement with Veracity Benefits, 7 West Third Street, Jamestown, New York to provide brokerage services, consulting services and employee benefit services at a cost of twenty thousand dollars (\$20,000) for the period June 1, 2013 through May 31, 2014, subject to the approval of the Corporation Counsel as to form.

Carried: 8 ayes, 1 nay (Ecklund)

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201305B09

BY COUNCILMAN DOLCE:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into an agreement with HM Life Insurance Company, for a specific excess stop-loss insurance policy for the period June 1, 2013 through May 31, 2014 in the amount of one-hundred fifty thousand dollars (\$150,000) for specific deductible, annual maximum reimbursement one million eight hundred fifty thousand dollars (\$1,850,000), at a cost of thirty-five dollars and ninety-five cents (\$35.95) per covered individual, subject to the approval of the Corporation Counsel as to form.

Carried: 9 ayes, 0 nays

201305B10

BY COUNCILMAN DOLCE:

WHEREAS, the City of Jamestown Board of Public Utilities has requested at its meeting held on April 24, 2013 to allow for it to construct a new substation on City owned property located on Parcels 387.06-1-18, 387.06-1-30 and 387.06-1-31 located on Isabella Street between Clinton Street and Monroe Street, and

WHEREAS, the parcels are currently designated for Department of Public Works use, now therefore be it

RESOLVED, That the City of Jamestown hereby allows for the construction of the substation and authorizes that parcels 387.06-1-18, 387.06-1-30 and 387.06-1-31 be designated for Board of Public Utility purposes.

Carried: 9 ayes, 0 nays

201305B11

BY COUNCILMAN DOLCE:

RESOLVED, That Police Officer John Rader be, and he hereby is, authorized to attend the New York Gang Investigators Association Conference in Albany, New York, July 24-26, 2013 with expenses paid pursuant to Section 77-b of the General Municipal Laws of the State of New York.

Carried: 9 ayes, 0 nays

201305B12

BY COUNCILMAN DOLCE:

RESOLVED, That Mark Schlemmer, P.E., Senior Civil Engineer be, and he hereby is, authorized to attend the 2013 Annual State Highway School, June 3-5, 2013 in Ithaca, New York with expenses paid pursuant to Section 77-b of the General Municipal Law.

Carried: 9 ayes, 0 nays

201305B13

BY COUNCILMAN DOLCE:

WHEREAS, Jamestown Community College (JCC) has enjoyed a long and beneficial relationship with the Roger Tory Peterson Institute of Natural History (RTPI) in providing both credit and non-credit courses, and both organizations wish to further this relationship; and

WHEREAS, the Roger Tory Peterson Institute of Natural History (RTPI) is located at 311 Curtis Street in the City of Jamestown directly across the street from the western boundary of Jamestown Community College's Jamestown Campus, and the Roger Tory Peterson Institute of Natural History premises contain an approximately 26,000 square foot facility on 27 acres of land designated on the Chautauqua County Tax Map as tax parcels 370.12-3-5, 370.12-3-6, 370.12-3-7, 370.12-3-8, 370.12-3-9, 370.12-3-10, 370.12-3-42, 370.12-3-50, 370.12-3-51, 370.12-3-61, 370.12-3-62, and 370.12-3-63 (the "Property"); and

WHEREAS, the Roger Tory Peterson Institute of Natural History and Jamestown Community College have entered into a memorandum of intent whereby the Roger Tory Peterson Institute of Natural History shall gift the Property to Jamestown Community College for its future academic needs and related activities, and after transfer of the Property to Jamestown Community College, the Roger Tory Peterson Institute of Natural History shall receive a 30 year no-fee lease of a portion of the premises and the parties intend to collaborate when appropriate on educational and environmental programming for their mutual benefit; and

WHEREAS, Section 6310(10) of the Education Law requires that all proposals for the acquisition of college facilities adopted by a community college regional board of trustees be approved by the legislative body of all local governments appointing members to such board of trustees; and

WHEREAS, the City of Jamestown will incur no local share expense related to the gift of the Property to Jamestown Community College; now therefore be it

RESOLVED, that the Jamestown City Council authorizes the acceptance by Jamestown Community College of the gift of Property from the Roger Tory Peterson Institute of Natural History.

Councilman Dolce: We have to do this as our part of being a sponsor for JCC – we have to approve this.

Carried: 9 ayes, 0 nays

PUBLIC WORKS

201305B14

BY COUNCILMAN SPITALE:

RESOLVED that the bid submitted by New Frontier Excavating & Paving, Inc., 8265 East Eden Road, Eden, New York 14057 for Cold Milling 2013, based on the bids opened May 10, 2013, in the following amounts, be and the same hereby is accepted:

Up to Three Inch Depth, General Cold Milling-Asphalt at \$0.68/SY

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Three - Five Inch Total Depth, General Cold Milling-Asphalt at \$0.88/SY
Additional One Inch after Five Inch Depth, General Cold Milling-Asphalt at \$0.10/SY
Up to Three Inch Depth, Cold Milling-Asphalt over Brick or Concrete at \$0.68/SY

this being the lowest of three bids received, and be it further

RESOLVED that the Director of Public Works be, and he hereby is, authorized to execute an agreement with New Frontier Excavating & Paving, Inc., which agreement will reflect the services to be performed by New Frontier Excavating & 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 ayes, 0 nays

201305B15

BY COUNCILWOMAN ECKLUND:

RESOLVED, that Jeffrey Lehman, P.E., Director of Public Works, is hereby authorized and directed to purchase one (1) new 2013 or newer Chevrolet K2500 HD, extended cab, 4 x 4, truck from Ed Shults Chevrolet, 300 Fluvanna Avenue, Jamestown, NY 14701, for a total amount not to exceed Twenty Six Thousand Four Hundred Eighty-eight Dollars and Sixty Cents (\$26,488.60) off Chautauqua County contract E-10-12 PFTH, said vehicle to be used in the Department of Public Works.

Carried: 9 ayes, 0 nays

PUBLIC SAFETY

201305B16

BY COUNCILMAN SZWEJBKA:

RESOLVED, That the Board of Public Utilities be, and it hereby is, requested to install one new 150W HPS street light and pole at the following location:

New Pole No. 26797 44 Lakeview Avenue

Carried: 9 ayes, 0 nays

NEW BUSINESS

Councilman Spitale: Don't forget the ceremony at the new Veteran's Park, 10:00 A.M. on Saturday.

There being no further business the meeting was adjourned.

James N. Olson
Director of Financial Services/City Clerk