

April 25, 2011

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, April 25, 2011 at 7:30 p.m.

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

Others Present: Mayor Samuel Teresi, Director of Financial Services/City Clerk James Olson, Director of Public Works Jeff Lehman, Corporation Counsel Marilyn Fiore-Lehman, Battalion Chief Bill Johnston, Police Chief/Director of Public Safety, Harry L. Snellings and Executive Assistant to the Mayor Matt Hanley

Council President Rabb called the meeting to order.

Councilwoman Maria Jones gave the invocation.

The minutes of the March 28th, 2011 meeting were approved.

OPPORTUNITY FOR PERSONS TO ADDRESS THE COUNCIL

201104B00.01

Richard Hancock, Real Estate Specialist for the United States Postal Service: I am the New Space Project Manager for the Jamestown New Space Project. To confirm or to announce, the Postal Service is going to put the main Post Office on the market for sale. It is way oversized, we no longer need such a facility. We are going to look for two facilities to replace it and that's my job. The first facility will be a downtown retail only facility. It will be for customer services, PO Boxes, over the counter – just like you have currently, but that will be a new project that will only be for retail in the downtown area. In addition, we will be looking for an approximately 10,000 sq. foot carrier annex distribution setup with approximately 100 parking spaces. That does not have to be in any specific area; however it needs to be operationally effective and financially viable. So basically we have an 87,000 sq. foot building when we only really need about 12,000, so you can obviously do the cost benefits for us that will help us stay in business and help us continue for the long term to provide excellent service to Jamestown. Having said that, the process, why we're doing this, is about money; but it's also about operational improvement. We're looking at this and we're saying "alright, what is our

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next move, where are we going to be located for the next 15, 20, 30 years?” Postal Service isn’t going anywhere, we’re just right-sizing. So having said that, what the first process is is this announcement, not only to the local government, to the public, that we’re doing this, is to solicit...where is a good location for a retail operation? Yes, it has been mentioned, could we possibly sell that building and maintain our retail presence there? Of course – that would be up to whomever wanted to purchase the building. In terms of the carrier operation, that can be located, frankly, anywhere. That doesn’t affect the customers. We will get you your mail. Now, the process for this is as follows: There is a 30 day period of time in which the public, government, local government, anybody can comment directly to me – I’ll leave my card – and the Mayor’s Office knows how to contact me for any input of...I think it’s a great idea, I think it’s a bad idea, we should move here, we should move there, and I’m your point contact. You’ll always be able to send me an email, send me a letter, whatever; the Mayor will always be able to get in touch with me. Anytime the City Council has any questions, they can shoot me an email, pick up the phone, I’ll answer it. Now in terms of the timing on that, after 30 days, then we will put an advertisement, a solicitation for sites. It will specify that we’re looking for 2,000 sq. feet of retail, hopefully with some parking, here in downtown. What that exact area is – I’m not prepared to give you right now, but I will tell you that our goal as Postal Service is always to be as close as possible to our current facility. We want to stay as close as possible. Now, obviously, that depends on what’s available, then as I said, in terms of the carrier annex itself, it can be pretty much located anywhere that’s a good operational hub. From that, then we will solicit and advertise for sites, minimum another 30 days; we will take all the sites that we get; we will do our due diligence; we will look at them and say “alright – is this feasible economically, operationally?” And we will publish that list. That list will go to the public, it will be posted at the Post Office, posted here at City Hall, and we will solicit what feedback you have. “Do you like that site, do you not like that site, and why?” And we always look at what is the reasoning because you are the customer base. From that point, that’s a 30 day comment period, we will look to make a decision about what we find as the best operational, economically viable alternative. Having said that, we will not move until such time as there is an offer on the old building. We’re not going to have two operations. We’re going to have one operation; but we’re going to move forward in looking at the area, finding solutions and using our alternatives. Having said that, this is a real estate process. The timeframe is not set in stone. It will evolve. It will take time; but ultimately what will happen is we will sell that building. It will go to some other redevelopment use and we will have a new postal facility in downtown. That’s basically it. There really is a matter of how we get there, what we see what the goal is; but it will evolve over time and I’m here, not only to present this project, but to ask for your feedback of “what is a good location here for your use?” “What would you like to see as the location?” From that, I don’t expect everybody to jump up and give me an address. But over the course of being posted, the solicitation to advertise, if you know somebody, or if you know somebody who’s building a building, or there’s a location that would work well, by all means, send me an email. Call that developer. Have that developer call me. I will be working with the Planning Department, the Mayor’s Office, City Council and trying to solicit your feedback and that’s the purpose of this visit. I will defer to any questions Council might have and that’s basically a synopsis.

Mr. Rabb:

Any questions from Council members for Mr. Hancock?

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Mr. Taylor: I have one, and if you can't answer it now, I don't want to put you on the spot in any way. That being said, for the other different agencies, divisions, in the building, whether it's the military – I know various politicians, congressmen, our Federal officials have also used that building – are they put on notice as well, or will the other people who operate within the building itself?

Mr. Hancock: They're aware that we're putting the building up for sale – yes – and in terms of what will happen with them and what's left, I don't know the answer.

Mr. Taylor: Alright. And I also know that there was some activity back and forth over the last several years over the Veteran's Park, which of course is going to be moved, like right next to the Post Office, right across from the High School, so does this mean any activity interest of the Post Office then purchasing that Park – has that been discontinued as well?

Mr. Hancock: This is a specific acquisition presentation of what we're working to acquire as a leased facility. To my knowledge, there is no interest in expanding any government or postal-owned situation.

Mr. Taylor: Alright.

Mr. Hancock: Okay? That's to my knowledge. I don't know what happened in the past if you're talking about the Postal Service purchasing something...there's no information with me.

Mr. Taylor: Alright. Then the last one is just a comment then. Now considering we have the different funds, and this is just my opinion here, and I'm sorry to say, I think that the Post Office personally is a prime location. It's been there for many years, serviced so many of our citizens of Jamestown, Chautauqua County alike; since we're putting all this work into the train station and repairing the train station and things, I really hope that's a prime site to look for to get some activity going. So if it hasn't been mentioned yet...

Mr. Hancock: It has not been mentioned and I welcome that. I'd just say thank you.

Mr. Taylor: I just want to go on record of mentioning that. I'm done with my question
Mr. President.

Mayor Teresi: Just to comment on a couple of the initial points that Councilman Taylor raised. First of all, it's my understanding that most of the other tenants in the building have

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vacated. I believe that most, if not all, of the Armed Service operations have relocated. In the past, the Social Security Administration, the Courts, have all left for other locations. I'm aware that right now, possibly all that's left in the building is maybe the small office of the Internal Revenue Service as well as the Federal Bureau of Investigation, so the building is largely vacant other than the postal operation that is in there; and related to the postal service's prior interest in Veteran's Park – that was from a previous time. Their interest in possibly acquiring that for parking and additional truck turn around area I think was discontinued about 2 or 2 ½ years ago.

Mr. Hancock: Thank you Mayor. I appreciate it.

Mr. Rabb: Any other Council members have questions for Mr. Hancock?

Mr. Dolce: Just a quick question. So what you're saying is that the movement is or isn't going to happen until the current building is sold?

Mr. Hancock: The actual building and securing a lease, okay, for any new facility will not happen until such time as we're moving forward on selling that building with a live lead.

Mr. Dolce: So something will be in place...something will happen before that? So I guess the question I'm leading to is that you're not just going to move out and leave an empty building standing there?

Mr. Hancock: No.

Mr. Dolce: I want to make that clear.

Mr. Hancock: There will be no discontinuance of any retail operations. In terms of, ...my bosses aren't going to pay for two places.

Mr. Dolce: I want to make that clear.

Mr. Hancock: It's really clear, and we have no intention of leaving the downtown area. There's no intention.

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Mr. Dolce: It'd be very nice if we could have...I know that the school system has always wanted that site but I can't speak for the school system that they could afford that, but given its proximity...

Mr. Hancock: I'd like to address that. I'm here as the Acquisition Project Manager for the New Space Projects. There is a division of responsibility. The building itself is under our Asset Management Disposal arm. They are looking at all the possibilities and will work with anybody who comes with a viable offer. We don't need the building and if somebody else needs the building, we can work something out, by all means, we're interested in any feedback or leads that anybody might have for the reuse of that building because that's our goal; so that's another aspect of this conversation. If anybody knows of any ideas, our Asset Management Team – I'll be glad to put you in touch with them and we'll go from there.

Mr. Rabb: Any other questions from Council members?

Mr. Taylor: I just want to reiterate one more time. Just look at that train station – at least it keeps it downtown.

Mr. Hancock: Well, that's our goal – I'll be glad to and to be honest with you Sir, that's why I came here – to hear that – and then that way you know who to talk to.

Mr. Taylor: Thank you.

Mr. Hancock: Also, I'd like to just leave my cards somewhere on the way out.

Mr. Rabb: Leave them right there on the railing by the Mayor.

Mr. Hancock: If anybody has any questions, feel free to email me and we'll go from there.

Mr. Rabb: Let me just make sure there are no other questions from Council members. Okay. Thank you Mr. Hancock. We appreciate it.

Mr. Rabb: Is there anybody from the public who would like to address the Council? If so, please state your name, your home address and please remember, you're limited to five minutes.

James Slagle, Hotel Jamestown Building, Third Street: I just want to know one thing. How much longer we got to ride on these lousy streets? I mean, Fifth Street didn't last very long. Jeff Lehman's here. I know he is – he's probably hearing me now. But I understood by Joanne, his secretary, that Washington Street would be done this year; Second Street would be done – what other streets Jeff? What about North Main Street? Is that going to be one of them? It's patched now. If you patch it anymore, you won't be able to drive on it. It's terrible. I tell you – these streets are the worst streets in New York State. Some of them are even worse. Another thing – that traffic light down on Cherry and Fourth near the ramp is not working right. It hasn't been working right since the last time I said something about it. It's not changing like it's supposed to. Now the other day, there was a lady – I guess she's in her late 70's – and she started to walk across – a car almost got her. I says "you're going to have to wait Maam for it to change," and I think I waited 15 minutes before it changed. Mayor – that light is a troublemaker. Maybe I am too, but who knows? I can say one thing – our Police Department is really doing their thing out there. I hear them on my scanner at home. They're really clamping down on these domestic violence, these rapists, and we just don't need it in our city, do we Mayor? I've been in law enforcement. I was a Deputy Sheriff in Tennessee. I had to put up with a lot of that arrested domestic violence, rapists, drug dealers, but I'd like to have our streets back to like they used to be. I know we had a hard winter. I can understand that. There's a few...there's a manhole down on Third Street, Jeff, you need to look at that – it's caving in. It's like downhill. It's got a dip in it. Right there by our building one of the curbs is real bad. But I can always say that the Mayor is doing a fantastic job. The Fire Department which we know – they've been down to our building several times this winter – almost caught the whole building on fire one time – somebody put something in the microwave and it didn't last very long. I just...my wife and I, if I can get this all done before...her and I plan on moving back to Tennessee. I've had enough of this weather up here. If I can at least give a point of my view while I'm here and help get this city back in working order like it used to be and I see the train station's coming along pretty good. Mayor, is there going to be a train coming through there, do you know of? There's been a lot of rumors about that. It'd be nice, wouldn't it?

Mr. Taylor: We could hope and pray.

Mr. Slagle: Are you on that deal Mike?

Mr. Taylor: I'm just saying that with the money being put into it since there are federal funds and things going into that station, that hopefully that the powers that be – the federal and state government see the steps we're taking and if you get a train running through Jamestown and Chautauqua County which would be very helpful to the City. Nothing's set in stone, but you know, we pray, we're always hopeful and hopefully they'll take a look at what we're trying to do down here.

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Mr. Slagle: Okay. Thank you very much.

20004B00.03

Michael Rauh, 114 Francis Street, Jamestown: I'd like to thank the City Council for having me here tonight, and in particular, Mr. Rabb, for the invitation. Thank you folks for considering naming the Third Street Bridge the Veteran's Memorial Bridge. I'm a Gulf War veteran. I grew up here in Jamestown, two hills over – right across the street from Bengston's Grocery run by Earl Bengston and for those of you who don't know, Earl was a navigator and on a bomber in World War II and he served again as an instructor during the Korean War. I've worked at the Chautauqua Veterans Service Agency for about four years now, and over the years, a number of veterans have inquired about renaming a street or a building in honor or in memorial for veterans. A few months ago, I wrote a letter to Sen. Cathy Young and asked her that the Third Street Bridge be named the Veterans Memorial Bridge. She has since sponsored a bill which is now working its way through the State Legislature and it's my understanding that she suggested the resolution before the Council right now. The Third Street Bridge is an ideal location as it's located right next to the VA Clinic, The Veterans Service Agency where I work and the National Guard Armory and the military recruiters that are just across the bridge on the other side, so it would be an ideal location. On a personal note, I grew up with Tom Stone who died in the Gulf War, some of you may remember Tom. Many of us here have served in the military or have family members or friends who have fought for our freedom and some of those folks like Tom that paid the ultimate price for our freedom, and for our little piece of America. We can never give enough thanks, but dedicating the bridge is a fitting gesture. We depend upon the bridge for its strength; it supports us and protects us from danger as we travel from where we were to where we are going; and so the Third Street Bridge will be a fitting symbol for Jamestown to use to thank all of her sons and daughters who served during the past, who serve us now and who will serve us in the future. Thank you very much for your time and for your consideration.

Mr. Rabb: Thank you. Is there anyone else from the public who would like to address the Council this evening?

STANDING COMMITTEES

FINANCE COMMITTEE

201104B01

BY COUNCILMAN DOLCE:

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 \$5,635,653.14 in accordance with the period ending April 25, 2011,

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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 \$4,258,919.19, and payrolls in the total amount of \$1,376,733.95, 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

201104B02

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, 2011 through April 14, 2012 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 ayes, 0 nays

201104B03

BY COUNCILMAN DOLCE:

RESOLVED, That warrants be drawn and paid to the respective owners and paying agents the sum of one hundred twenty-one thousand eight hundred seventy-eight dollars and thirteen cents (\$121,878.13) in accordance with the bond requirements as follows:

Various Purpose Bonds, issue of February 15, 2006, one hundred ten thousand (\$110,000) of principal and eleven thousand eight hundred seventy eight dollars and thirteen cents (\$11,878.13) for six months interest at 3.50% per annum on six hundred forty-five thousand dollars (\$645,000.00).

Carried: 9 ayes, 0 nays

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201104B04

BY COUNCILMAN DeJOY:

RESOLVED, That the following claim be and hereby is allowed:

No: 7 of 2011	Richard O'Neill	\$801.79
	346 Camp St.	
	Jamestown, New York 14701	

Carried: 9 ayes, 0 nays

201104B05

BY COUNCILMAN DeJOY:

WHEREAS, The New York Empire State Development Corporation (ESDC) awarded a RESTORE NewYork grant to the City of Jamestown (the City) for the demolition/deconstruction of sections of the former Dahlstrom Metallic Door Industrial Complex (Project), Jamestown, New York and;

WHEREAS, the Office of Parks, Recreation and Historic Preservation (OPRHP), ESDC, the City and Buffalo Street Partners, LLC (Buffalo Street) upon consideration of the historic significance of the Dahlstrom Facility and the regional local economic considerations associated with this individual undertaking have concurred that the identified section of the historic complex must be demolished and;

WHEREAS, the parties have signed a Letter of Resolution providing for documentation with photographs prior to demolition with photographs to be included in an appropriate historic retrospective of the Dahlstrom heritage together with the construction of a commemorative kiosk at an agreed upon location and;

WHEREAS, the City's receipt of the capital grant will be governed by certain terms and conditions provided for by the ESDC including, but limited to a Grant Disbursement Agreement with the City as the grantee as provided for in the Grant Disbursement Agreement and;

WHEREAS, Buffalo Street Partners, LLC has entered into a contract with Wargo Enterprises, Inc. to conduct the demolition /deconstruction work as described in the project description and the City wishes to enter into a certain agreement with Buffalo Street Partners, LLC and other documents as required to comply with the terms and conditions of the grant.

NOW, THEREFORE, BE IT RESOLVED THAT;

1. Based upon the examination of the EAF, and based further upon the City's knowledge of the area surrounding the Project and such further investigation of the Project and its

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environmental effects as the City has deemed appropriate, the City makes the following findings with respect to the Project:

- A. It is not anticipated that the Project will have any adverse impact on threatened or endangered aquatic species or other plant or animal resources.
 - B. The proposed Project is not anticipated to have a significant adverse impact on the Chadakoin River.
 - C. It is not anticipated that noise associated with the Project will have a significant impact on the environment or surrounding residents.
 - D. It is not anticipated that there will be any significant adverse impact on the environment from odors during the demolition /deconstruction phase of the Project.
 - E. The EAF acknowledged impacts on the historic resources.
2. Based upon the foregoing investigation of the potential environmental impacts of the Project and considering both the magnitude and importance of each environmental impact therein indicated, the City makes the following findings and determinations with respect to the Project:
- A. The project constitutes an Unlisted Action (as said quoted term is defined in the Regulations), but due to the potential impact on historic resources a type 1 SEQR was performed.
 - B. A coordinated review of the project was followed and the City of Jamestown sought Lead Agency status with respect to the project.
 - C. The City concurs with NY State Historic Preservation Office of an adverse effect upon the National Register eligible Dahlstrom Industrial complex.
 - D. The Office of Parks, Recreation, and Historic Preservation Office, Empire State Development Corporation, the City of Jamestown, and Buffalo Street Partners, LLC upon consideration of the historic significance of the Dahlstrom facility and the regional and local economic considerations associated with this individual undertaking, have concurred that the identified section of the historic complex must be demolished.
 - E. In accordance with the New York State Parks Recreation and Historic Preservation Law, the OPRHP, ESDC, the City of Jamestown and Buffalo Street Partners, LLC agree that the project will result in an adverse impact to the National Register eligible industrial complex, but may proceed subject to the Letter of Resolution by the aforementioned parties. (See Attached Letter of Resolution)
 - F. As a consequence of the foregoing Letter of Resolution, the City has decided to prepare a negative declaration with respect to the Project.

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3. City Council accepts the findings of the Environmental Assessment Form (EAF) and Negative Declaration.
4. City Council authorizes City Council President to sign the Environmental Assessment Form (EAF).
5. That the Mayor of Jamestown is hereby authorized on behalf of the City of Jamestown to execute and deliver documents including a Memorandum of Agreement (MOA) with the US Army Corps of Engineers, to carry out the terms and conditions of the Restore New York Grant and to enter into agreements as necessary with Buffalo Street Partners, LLC to carry out the terms and conditions of the grant.
6. The City hereby ratifies the Memorandum of Agreement between the United States Army Corp of Engineers, New York State Office of Parks Recreation and Historic Preservation, Buffalo Street Partners, LLC, Empire State Development Corporation and the City.

Carried: 9 ayes, 0 nays

201104B06

BY COUNCILMAN DeJOY:

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

- One (1) Laborer in the Department of Public Works (funded in the 2011 General Fund Budget).

Carried: 9 ayes, 0 nays

PUBLIC WORKS

201104B07

BY COUNCILMAN SPITALE:

WHEREAS, Veteran's from the City of Jamestown and the surrounding communities have served this country in both the time of war and peace for over two hundred years, and

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WHEREAS, Long after leaving their uniform behind, many veterans continue to serve this community as public servants and mentors, parents and community leaders, and

WHEREAS, Those veterans have helped build and shape our Nation, and it is our solemn promise to support our Soldiers, Sailors, Airmen, Marines, and Coast Guardsmen as they continue to return to their homes and families after serving in conflicts around the world, and

WHEREAS, as a grateful community we are humbled by the sacrifices rendered by our service members and their families out of the deepest sense of service and love of country, and

WHEREAS, the New York State Senate has sponsored Senate Bill 4020 that will allow for the renaming of the Third Street Bridge to be The “Veteran’s Memorial Bridge”, and

WHEREAS, the renaming of this Bridge is appropriate based on the close proximity to the Chautauqua County Veterans Service Agency, the Jamestown Veterans Administration Clinic, Military Recruitment Offices and Veteran’s Memorial Park that will be relocated to Logan Park in 2012, now therefore be it

RESOLVED, the Jamestown City Council with respect for and in recognition of the contributions our service men and women have made to the cause of peace and freedom around the world hereby supports Senate Bill 4020 which will allow for the renaming of the Third Street Bridge, the “Veteran’s Memorial Bridge”, and be it further

RESOLVED, that the Director of Financial Services/City Clerk is hereby directed to forward a certified copy of this resolution to New York State Senator Catherine Young.

Mr. Spitale: My comment, as a veteran, I was very happy to present this resolution. I’ve been in contact with Cathy Young’s office about signs and other information. It has to go through the City Council first, then it’s got to go through the Assembly and then it has to go through the Senate so you’re talking maybe June when this goes through.

Mr. Taylor: I just want to say this on behalf of my grandfather who is a veteran, various veterans who attend the Church that I represent who have read and commented on this. They want to give their thanks. A lot of times, in spite of what’s going on in the world, they sometimes do feel under-appreciated for the sacrifices that they have given. They do feel in fear over some of their benefits, health benefits and things that occur. Certain things are troubling to them, but they have looked at this and they’ve personally given me their thanks and wanted it to be passed on, not just to the Council, but also to those at the State who are making this happen for their appreciation. I just wanted to make that mention on behalf of them.

Carried: 9 ayes, 0 nays

201104B08

BY COUNCILMAN SPITALE:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works, is hereby authorized and directed to purchase off New York State Contract bid prices, Group #40604, Award Number

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21635, Contract Number PC 64709, one (1) new Caterpillar Model 246C Skid Steer Loader from Milton CAT, 4610 East Saile Drive, Batavia, NY 14020 for an amount not to exceed Thirty-nine Thousand Nine Hundred Seventy-five Dollars (\$39,975.00) for use in the Department of Public Works.

Carried: 9 ayes, 0 nays

201104B09

BY COUNCILWOMAN ECKLUND:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, is hereby authorized and directed to purchase through Z & M Ag and Turf, 1756 Lindquist Drive, Falconer, NY, 14733, off National Joint Powers Alliance (NJPA) municipal contract #081209, one (1) new John Deere 5083E Limited Utility Tractor, with new John Deere 553 Front Loader and New Boss 8' Super Duty Snow Plow, per proposal received 4/8/11, for a total package amount not to exceed Fifty-four Thousand Six Hundred Fifty-two Dollars (\$54,652.00), said tractor for use in the Parks, Recreation & Conservation Department.

Carried: 9 ayes, 0 nays

201104B10

BY COUNCILWOMAN ECKLUND:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works, is hereby authorized and directed to purchase off New York State Contract bid prices, Group #40601, Award Number 20365, Contract Number PC 62734, Item #22, one (1) new Caterpillar Model 430E IT Loader Backhoe from Milton CAT, 4610 East Saile Drive, Batavia, NY 14020 for an amount not to exceed Eighty-eight Thousand Six Hundred Nineteen Dollars (\$88,619.00) for use in the Department of Public Works.

Carried: 9 ayes, 0 nays

201104B11

BY COUNCILWOMAN ECKLUND:

WHEREAS, the County of Chautauqua, NY included the City of Jamestown, NY in its bidding process for construction materials and services; and

WHEREAS, the City of Jamestown has determined that some County proposals may be the most advantageous to the City; now, therefore, be it

RESOLVED, that the Director of Public Works is authorized to purchase construction materials and services at the prices quoted to the County of Chautauqua and set forth in the Chautauqua County 2011 Construction Season Purchasing Guide.

Carried: 9 ayes, nays

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201104B12

BY COUNCILMAN WHITFORD:

RESOLVED That the Mayor be, and he hereby is, authorized to enter into an agreement with Abate Associates, Engineers & Surveyors, P.C., 4455 Genesee Street, PO Box 218, Buffalo, NY, 14225-0218, to provide Engineering Services for the Evaluation and Repair of Highway Garage (West Portion) at 155 Steele Street, per its proposal dated March 4, 2011, in an amount not to exceed Eighty-four Thousand Nine Hundred Seventy Dollars (\$84,970.00), said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried: 9 ayes, 0 nays

201104B13

BY COUNCILMAN WHITFORD:

RESOLVED that the proposal submitted by Villager Construction, Inc., 425 Old Macedon Center Road, Fairport, NY, 14450 for Cold Milling 2011, based on the bids opened April 20, 2011, in the following amount, be and the same hereby is accepted:

Up to Three Inch Depth, General Cold Milling-Asphalt at \$0.95/SY

Three - Five Inch Depth, General Cold Milling-Asphalt at \$1.05/SY

Additional One Inch after Five Inch Depth, General Cold Milling-Asphalt at \$0.05/SY

this being the lower of two bids received, and be it further

RESOLVED that the Director of Public Works be and he hereby is authorized to execute an agreement with Villager Construction, Inc., which agreement will reflect the services to be performed by Villager Construction, 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

201104B14

BY COUNCILMAN WHITFORD:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, is hereby authorized and directed to purchase off New York State Contract bid prices, Group #40570, Trucks (Light Duty Class 3 and 4), Contract Number PC 63652, two (2) new 2011 Ford F-350 Chassis-cab Series trucks from Van Bortel Ford, Inc., 7325 Route 96, Victor, NY 14564 for the amount of Twenty Thousand Two Hundred Twenty-one Dollars and Sixty-two Cents (\$20,221.62) each, or a total amount not to exceed Forty Thousand Four Hundred Forty-three Dollars and Twenty-four Cents (\$40,443.24) for use in the Department of Parks, Recreation & Conservation.

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Mr. Dolce: As we finish the Public Works, I just wanted to make the public aware that it is a lot of money being spent here. This is part of the capital bonding that we went through the last month so I just wanted to clarify that. These are some of the pieces of equipment that are part of that.

Carried: 9 ayes, 0 nays

PUBLIC SAFETY

201104B15

BY COUNCILWOMAN JONES:

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

Sarah B. Drake

May 24, 2011 to May 23, 2013

Carried: 9 ayes, 0 nays

NEW BUSINESS

Mr. Dolce: I just want to make a brief comment. I did talk to Jason from The Post-Journal earlier and thanked him and I want to thank Cable 8 as well for their excellent coverage for the funeral for Betty Lenna. We haven't met since her passing and she was a very significant contributor to many of the different organizations within the City of Jamestown and surrounding area and it's a great loss to our community and they did an outstanding job of covering the events of that week and encapsulating her importance to this community. I just wanted to thank them publicly for that.

Mr. Whitford: Just a reminder to everyone, especially the residents of this great City, that the last of the three neighborhood revitalization forums will take place Wednesday, April 27th from 6:30 to 8:00 P.M. at Jefferson Middle School, Martin Road. I would urge everyone who still believes that we have neighborhoods in this City. This isn't just about houses. This is about a livable community and about all of us working together to improve our neighborhoods and that goes for the elderly, first time homeowners; I mean you have the disabled; you have the renters; you have landlords and we all have to work in concert to improve the neighborhoods in this City and I would urge everyone in the City to attend. They haven't been attended very well up to this point. Everyone knows the census was over 31,000 and when we have attendance of 15-20 residents, it really doesn't bode very well for our confidence in our own neighborhoods and I would urge everyone to come and participate. Thank you.

April 25, 2011

There being no further business, the meeting was adjourned.

James N. Olson, Director of Financial Services/
City Clerk