

REGULAR MEETING OF THE TOWN BOARD
January 15, 2019

PRESENT

Supervisor Richard A. Purol
 Councilman Henry Walldorff
 Councilman Robert Penharlow
 Councilman G. Jay Bishop

ABSENT

Councilman Juan Pagan

OTHERS PRESENT

Attorney Jeffrey Passafaro, Town Clerk, Jean Crane, Andy Andrews.

Supervisor Purol opened the meeting at 6:52 p.m.

REGULAR MEETING MINUTES

Councilman Walldorff made a motion to approve the regular meeting minutes of December 11, 2018. The motion was seconded by Councilman Penharlow and carried.

ABSTRACT OF AUDITED VOUCHERS

Councilman Pagan made a motion to approve the payment of bills as presented by the Town Clerk on the January 15, 2019 Abstract. The motion was seconded by Councilman Bishop and carried.

General Fund	\$8,645.14
Highway Fund	\$990.90
East Industrial	\$1,212.96
Bennett Improvement	\$312.00
Water Service Area #1	\$2227.00

TOWN CLERK REPORT (November)

Clerk Fees	\$363.18
Zoning Fees	\$1,525.00
Dog Licenses	\$56.00

JUSTICE REPORT (November)

Total number of cases 202

TOTAL FINES and surcharges submitted to the Town Supervisor **\$19,509.00**

JUSTICE REPORT (December)

Total number of cases 183

TOTAL FINES and surcharges submitted to the Town Supervisor **\$15,838.00**

WEST/EAST DUNKIRK FIRE DEPARTMENT

Received 2018 Annual Reports as required by the fire protection contracts.

DATED 01/15/19

EAST LAKE ROAD SEWER DISTRICT

- Four calls to Lakeside Trailer Park for pump problems. Possible problem with their sewer lines.
- Several calls to Chadwick Bay Apartments. Two grinder pumps taking care of 18 apartments. Possible problem with their sewer.

STEGELSKA (Supervisor Purol)

Quarterly pm completed by Dunkirk Electric Motor Repair.

ZONING CODE ENFORCEMENT (Ryan Mourer)

- Currently we have 2 Variances ready for January to be heard. It appears we will have several other ones for next month.
- Area/Use Variance for Storage Building for personal use size and use zoning.
- Area Variance for addition to home in violation of the side set back zoning.
- Still working with Five Star Urgent care to resolve a few issues with zoning to allow the permit process to start.
- Still working with Hotel on several variance issues with a goal to reduce or clarify if all the requested variance's match what is required.
- Demolition Permit has been presented to tear down a home next East Town of Dunkirk Fire Dept. by East Town of Dunkirk Fire Dept.
- Several open permits and actively being completed.

ATTORNEY PASSAFARO

Attorney Passafaro provided board members with an update on Level 3 tax assessment litigation case.

HIGHWAY SUPERINTENDANT REPORT (Jeff Feinen)

- Plowing and sanded when needed
- crew busy keeping equipment , greased washed and clean
- sewer truck to Rexford for repair
- New road flooding signs put up
- Cleaned up tree debris from windstorms
- Checked fire extinguishers and found they needed inspection. Several more extinguishers need to be purchased for buildings and trucks.
- New OSHA regulations for gas cans. Several plastic ones are still in use and need to be replaced.

DATED 01/15/19

SUPERVISOR REPORT

Supervisor Purol stated he was in attendance for the monthly meeting North County Water and Chadwick Bay. Final signed copy of IMA was provided to all board members.

Motion was made by Councilman Walldorff to ratify the signature of Town Supervisor on the inter-municipal agreement with Town of Portland, Town of Pomfret, Village of Brocton and Town of Sheridan for the administration of the Operations Group known as Chadwick Bay Inter-municipal Water Works. The motion was seconded by Councilman Penharlow and carried.

CORRESPONDENCE

Received a letter from a Yenal Kuceker of Verizon Wireless requesting a meeting with the Town to discuss 5G wireless technology and networks. Verizon has been installing small cell towers across the nation to increase faster service with greater coverage. A meeting has been scheduled for January 29th at 2:30p.m.

Received a letter from Mayor Landis for the Village of Fredonia State of the Union address on February 6th at 6:30 p.m.

APPOINT PART TIME HIGHWAY WORKER

Two interviews were held with personnel committee, Jeff Feinen and Supervisor Purol.

Councilman Penharlow made a motion to hire Robert Nichols as a part time worker for the highway department at a rate of \$16.00 per hour effective immediately. The motion was seconded by Councilman Bishop and carried.

BENNETT ROAD EASEMENTS

Supervisor Purol reported that most of the easements had been signed. Once all received the bid process would begin.

ROBERTS ROAD WATER

Board members were provided with and revised map plan which showed a change from an 8 inch line to a twelve inch line. The upgrade would increase the 202B project from maximum amount of \$ 1,315,000 to an estimated maximum cost of \$1,586,000.

North County Water had agreed to fund the additional money for the upgrade through three million dollars received in extra grant funding.

ORDER CALLING FOR PUBLIC HEARING

WHEREAS, the Town Board of the Town of Dunkirk, in the County of Chautauqua, New York, as the Board of the Town of Dunkirk Comprehensive Town Water District, Water Service Area No. 1, previously adopted an Order dated December 20, 2016 approving a 202-b project in the Comprehensive Water District, Service Area No.1., in a maximum amount of \$ 1,315,000, and

Whereas, Clark, Patterson & Lee, duly licensed engineers of the State of New York, have prepared an amended map, plan, and report dated January 2019 for the increase and improvement of facilities of the District consisting of the construction of approximately 13,500 linear feet of eight inch and twelve inch water main to serve approximately seventy-three (73) residential and seven (7) commercial units in the Roberts Road area of the Town, and including land or rights in land, equipment, machinery and apparatus required therefore, and pursuant to the direction of the Town, the engineers have completed and filed with the Town Board such amended map, plan and report dated January 2019 for said improvement of facilities, and have estimated the maximum cost thereof to be One Million, Five Hundred and Eighty -six Thousand, Dollars (\$1,586,000); and

Whereas the Town Board finds that it would be proper, prudent, and beneficial to the District to amend the maximum cost of the 202-b project previously approved, to include 12 inch water main transmission lines, together with such other revisions as are described in the amended Map, Plan, and Report referenced herein,

NOW, THEREFORE, be it

ORDERED, that a public hearing be held by the Town Board of the Town of Dunkirk at the Town Hall, 4737 Willow Road, Dunkirk, New York, in the Town, on the 5th day of February, 2019 at 6:30 p.m. to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it further

ORDERED, that the Town Board at such public hearing shall consider all matters relating to the State Environmental Quality Review Act; and be it further

ORDERED, that the Town Clerk post and publish notice of this public hearing in the Observer, the official newspaper of the Town, and post on the sign board of the Town as required under the Town Law of the State of New York.

Duly moved by Councilman Walldorff to adopt resolution calling for Public Hearing on February 5, 2019. The motion was seconded by Councilman Penharlow and carried.

EXECUTIVE SESSION (to discuss personnel matters)

Duly moved by Councilman Bishop to enter into executive session to discuss personnel issues. The motion was seconded by Councilman Walldorff and carried. (7:18 p.m.)

Duly moved by Councilman Pagan to return to regular session. The motion was seconded by Councilman Bishop and carried. (7:23p.m.)

ADJOURNMENT

With no further business, on a motion of Councilman Pagan seconded by Councilman Bishop the meeting adjourned at 7:49p.m. Carried unanimously.

Respectfully submitted,
Jean Crane
Town Clerk