

**TOWN BOARD TOWN OF DUNKIRK
AUGUST 20, 2019**

The Town Board of the Town of Dunkirk held a Meeting at 6:30 p.m. on Tuesday, August 20, 2019 at the Town Hall, 4737 Willow Road, Town of Dunkirk, New York with Supervisor Richard A. Purol presiding.

PRESENT

Supervisor Richard Purol
Councilman Henry Walldorff
Councilman Robert Penharlow
Councilman Juan Pagan
Councilman G Jay Bishop

OTHERS PRESENT: Town Clerk, Jean Crane, Town Attorney, Jeffery Passafaro, Dan Salerno, Pete Miller, Scott Pagano, Barbara Pagano, Irene Rozumalski, Nathaniel Bowers, Paul Powers, Lynn Bowers, Ron Titler, and Patty Latona.

REGULAR MEETING MINUTES

A motion was made by Councilman Pagan to approve the regular meeting minutes of July 16, 2019. The motion was second 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 August 20, 2019 Abstract. The motion was seconded by Councilman Penharlow and carried.

General Fund	\$22,693.45
Highway Fund	\$32,256.24
Justice Fund	\$16,326.25
Vineyard Light	\$177.69
East Industrial	\$192.70
East Lake Rd Sewer	\$1,017.24
Bennett Improvement	\$3,772.00
Water Service Area #1	\$3,176.40

AUDIENCE:

Pete Miller of 3884 Williams St. informed board members of an article that appeared in the latest Town Topics regarding the Community providing power for the community. He asked board members to give it some consideration.

Supervisor Purol reminded Mr. Miller that budget season was approaching and if a budget was needed for tree committee the board would need to know as soon as possible.

Mr. Miller responded that a budget would not be needed for the first year.

Councilman Pagan asked what the goals of the committee would be.

Mr. Miller replied the committee would get a group together to brainstorm ways to plant more trees throughout the community and to see what residents might need to do to make this happen.

Dated 08/20/19

Scott Pagano of 11246 Urban Road stated he was there behalf of the residents of Urban Road. There was a serious issue at the top of Urban road with ATV's creating a lot of noise all hours of the day and night. The noise was not limited to the weekend, but almost every day of the week. On top of the large amount of noise these individuals were creating, they were also riding on private property, whether it was National Grid Property or the individual residents of Urban Road. They were also stirring up dust at the old land fill and Scott and neighbors were concerned about what could possibly be in the dust since it was an old landfill that was never really cleaned up.

Another problem on Urban Road were the people across from this property. They have a campground started with a group of trailers and a port-a-potty. They are there 24/7 and they party all the time.

Supervisor Purol said he's was aware of the issue and more laws need to be created and implemented. He spoke to Ryan Mourer the zoning Officer was working on sending them an official letter. If he is charging fees for use of the property, it's then considered a business that was not permitted. Supervisor Purol suggested the residents keep calling the police.

Ron Titler of 11171 Urban Road stated his complaint was the same as the rest of the residents and getting progressively worse. The problem was they know they can get away with it. Something more needed to be done to prevent it from getting completely out of control.

Supervisor Purol stated that three individuals were issued tickets this month by the State Police. He spoke with the Dunkirk Police Chief and asked him to up the patrols. No arrests can be made because they do not have jurisdiction in the Town, but they can at least hold them until the State Police or Sheriffs arrive.

Mr. Titler said he was concerned with the individuals riding through the power lines.

Supervisor Purol stated that he called National Grid and informed them of the situation. They have now locked the gate so they cannot get through.

Paul Bowers of 11200 Urban Road stated that these individuals were now just going around the locked gate. They don't care. They have been told by multiple officers that they cannot ride on private property. They have told multiple officers they were renting the property, at \$10 per person.

Barbara Pagano of 11246 Urban Road asked why we even pay the City of Dunkirk if they cannot do anything? Why don't we contract with the Sheriffs or the State Police?

Super visor Purol informed Mrs. Pagano that it got very expensive, that's why contract with the City of Dunkirk Police. Most people are happy with seeing the police patrol their neighborhoods.

Mrs. Pagano stated more needed to be done. The people across the street from the top of the hill were just as bad, having parties on weekends and holidays. They use it like Lake Erie State Park.

Dated 08/20/19

She knew a camping site was not an allowed use in that area of Town and asked if there was any to get a hold of the property owners.

Supervisor Purol replied they were from out of state and it was extremely hard to find them or find a phone number for them.

Councilman Penharlow stated that he felt that this seemed to be more of a police issue rather than a zoning issue, at least until there was some sort of law on the books.

Councilman Pagan stated a zoning and planning workshop was coming up and he would bring to board members to see what could be done to address the issue.

Paul Bowers a member of the State Police Department stated the City of Dunkirk Police have no jurisdiction in the Town so they are no asset to us. The \$1700 paid to them a month to patrol around and do nothing should be abolished. There was no reason to pay them to not help us.

TOWN CLERK MONTHLY REPORT: (JULY)

Clerk fees: \$541.32

Zoning fees: \$900.00

Dog Licensing fees: \$112.00

TOTAL TRANSFERRED TO TOWN SUPERVISOR: \$1,553.32

JUSTICE REPORT: (JULY)

Total number of cases: 254

250 vehicle and traffic

1 Penal

1 NYR

2 Termination of Suspension fee

TOTAL FINES and surcharges submitted to the Town Supervisor were \$27,435.00.

BOARD MEMBER REPORTS:

Councilman Pagan reported a Zoning Board of Appeals hearing was held on August 14th where 4 variances approved.

- Barbara Victor, 10866 Temple Road - approved for a new garage.
- East Town Dunkirk Fire Department - approved for a new building.
- Well Now Urgent Care, Vineyard Drive - approved for a 30 ft. pylon sign and additional signage
- Ryan Mourer, Bennett Road - approved for a use variance to build new automotive repair and collision shop.

HIGHWAY REPORT-JEFF FIENEN:

- Trucks being cleaned and maintained.
- Picked up millings from Fredonia to use for a bridge on Greenhurst.
- Working with other townships to oil and stone their roads.

DATED 08/20/19

- Willow road striped, except for underneath the bridge due to the fact the truck was too big to fit under it.
- Having a few truck problems. Taking the yellow dump truck off the road because the frame is completely shot at this point.

ELRSD REPORT:

- There are 2 pumps at each pit, at trailer park. One pump at each pit was down.
- We are having a grease problem again at the trailer park.

STEGELSKI:

- Currently painting the inside of the building.
- A sink hole was found in a parking lot by the 20,000-gallon tank. It was on Refresco property and they took care of it.

CODE ENFORCEMENT /ZONING OFFICER

- Urgent care is planning on pouring concrete floors this week. Shell and plumbing are complete for rough in.
- Several roof permits issued this month.
- Lee Nails has begun the process of approval to move to Plaza 59.
- No word in 45 days on potential Hotel.
- 4 variances approved at meeting last week.

SUPERVISOR REPORT

North County /Chadwick Bay- Next meeting August 22nd.

CORRESPONDENCE

Received a letter from Wendy Gonzalez of 10504 Temple Road asking for a streetlight in front of her house. Supervisor Purol spoke to the Town's National Grid Rep and she said adding that light would not be a problem.

Received a letter from a resident on Shorewood who was concerned about a property owner that was renting their property out as an Air B&B.

A letter was received from West Dunkirk Fire Department expressing concern about the town and Fire Department property lines. Some of fire department property was on Town property. The fire department would like an official easement or right away use for the property should the Town ever decided to move or sell the Town building.

DATED 08/20/19

EXECUTIVE SESSION (to discuss personnel matters)

Duly moved by Councilman Pagan to enter executive session to discuss personnel issues. The motion was seconded by Councilman Bishop carried. (7:10p.m.)

Duly moved by Councilman Penharlow to return to regular session. The motion was seconded by Councilman Pagan and carried. (7:55p.m.)

ADJOURNMENT

With no further business, on a motion of Councilman Pagan seconded by Councilman Penharlow the meeting adjourned at 7:57p.m. Carried unanimously.

Respectfully submitted,

Jean Crane
Town Clerk