

**REGULAR MEETING OF THE TOWN BOARD
May 19, 2020**

PRESENT

Supervisor Richard A. Puroi
Councilman Henry Walldorff
Councilman Robert Penharlow
Councilman Juan Pagan
Councilman Jay Bishop

OTHERS PRESENT : Town Clerk, Jean Crane, Attorney Jeffrey Passafaro.

Supervisor Puroi opened the regular meeting(via zoom) at 6:40 p.m. with the pledge of allegiance.

REGULAR MEETING MINUTES

Councilman Pagan made a motion to approve the Regular meeting minutes of April 21, 2020. The motion was seconded by Councilman Penharlow and carried.

SPECIAL MEETING MINUTES:

Councilman Penharlow made a motion to approve the Special meeting minutes of May 7 , 2020. The motion was seconded by Councilman Pagan and carried.

LOCAL LAW CHANGING GRIEVANCE DAY

Attorney Passafaro stated the public hearing scheduled for the local law changing Grievance Day was pulled from the agenda due to the fact it was superseded by executive order to change the date by board resolution. This item would be discussed further down on the agenda.

ABSTRACT OF AUDITED VOUCHERS

Councilman Walldorff made a motion to approve the payment of bills as presented by the Town Clerk on the May 19 , 2020 Abstract. The motion was seconded by Councilman Penharlow and carried.

General Fund	\$10,937.00
Highway Fund	\$2,588.19
Vineyard Light	\$196.26
East Lake Rd Sewer	\$788.35
East Industrial Water	\$1,097.44
Bennett Improvement	\$2,988.00
Water Svc. Area #1	\$93,980.50

TOWN CLERK REPORT (April)

Clerk Fees	\$170.00
Zoning Fees	\$1410.00
Dog Licenses	\$70.00
Miscellaneous	\$1.00

TOTAL SUBMITTED TO TOWN SUPERVISOR \$1651.00

DATED 05/19/2020

EAST LAKE ROAD SEWER DISTRICT (Richard Purol)

Met with Scott Cummings from PPD sewer district at Lakeside Trailer park to look at the pump station. A new pump, which was purchased last year will be installed with help from PPD, Casale and Steve St. George. Also, in contact with owner of the trailer and will meet with him to discuss problems with residents in the park.

STEGELSKE (Supervisor Purol)

Quarterly pump test completed. The pump still not running at fully capacity. There is a little bit of a diesel fuel leak which will be taken care of when possible.

HIGHWAY REPORT

Supervisor Purol reported the Highway employees had only been working one guy on for a couple of hours a day. Always on call whenever needed. As of this Monday this week all three back to full time.

ZONING/CODE ENFORCEMENT (Ryan Mourer)

- Spectrum doing a total interior remodel
- Purina requested a construction permit for a major project which needed essential approval. The project would bring in 50-70 outside worker from outside the County into the plant. The plant manager asked me to approve the permit without a letter from the Department of Health or Empire State. All kinds of support but no one would put in writing. After talking with Town Attorney and back and forth with plant manager I determined the project was essential and approved a building permit.
- Another essential project that did get letter approval but not from the right agency was Chautauqua County Rehabilitation Center for a dialysis room. He determined the construction to be essential and issued a building permit to remodel an area for conversion to a dialysis unit for in house residents only.
- There have been many problems with atv's on the old Roblin landfill. A notice of violation was issued to the property owner to cease and desist activity immediately. The order also stated what would happen if he continued with the violation.

ATTORNEY REPORT

Attorney Passafaro updated board members on the assessment challenges by Telecom companies.

SUPERVISORS REPORT

CBI

East Town of Dunkirk and Town of Sheridan have received their first water bills from CBI.

WATER SERVICE AREA #1

Met with 716 contractor and engineer from Clark Patterson Lee to discuss a few things that needed to be done in the district. Would like to see culvert pipes put in wherever hydrants were so the firemen would not have to jump over the ditches. Also discussed putting Storz fittings on some of the hydrants. Remediation work on the project would begin within the next couple of weeks.

Received quarterly sales tax from Chautauqua County in the amount of \$88,084.28.

DATED 05/19/2020

ANIMAL CONTROL OFFICER

Three calls for assistance during the month of April. Two impounds- female pit-bull picked up in the City but resided in Town. Owner paid the 18.00 licensing fee with Town Clerk. A male gray Pitbull was picked up at the Town Hall and held in a temporary shelter and was later fostered out.

CORRESPONDENCE

Received a letter from the Unified Court System granting authorization for one court clerk to return to the court facility on a limited capacity. The Court Clerk has been in the office for two-three days a week catching up on mail and payments.

Received a good supply of masks, gloves, and hand sanitizer from the County.

APPROVE SITE PLAN EAST DUNKIRK FIRE DEPARTMENT

On motion of Councilman Walldorff it was duly moved that the Town Board of the Town of Dunkirk approve the site plan application for East Dunkirk Fire Department project following the public hearing which was held prior to meeting. The motion was seconded by Councilman Penharlow and carried.

AMBULANCE SERVICES

Supervisor Purol stated he had attended several meetings with Alstar, the three fire departments and Supervisor Walker from the Town of Sheridan. The proposal was for Alstar to provide the two Towns with one ambulance with an EMT making it a BLS unit. Should a call turn out to be an ALS Unit, they would request the fly car for assistance.

Supervisors Purol and Walker would meet with the CEO to try to come up with a payment schedule for the next six months. Supervisor Purol reiterated that this was the only option since the City of Dunkirk and the Village of Fredonia certificate of need would no long cover the Towns of Dunkirk and Sheridan.

SPECIAL MEETING

Councilman Pagan made a motion to schedule a special meeting for 6:30 p.m. on Thursday, May 28, 2020. The motion was seconded by Councilman Penharlow and carried.

GREENHURST PAVING

Received a quote from Midland Asphalt to nova chip Greenhurst Ave. at a cost of \$20,688.00. A motion was made by Councilman Pagan to accept the quote from Midland Asphalt. The motion was seconded by Councilman Bishop and carried.

DATED 05/19/2020

STANDARD WORKDAY RESOLUTION

BE IT RESOLVED, that the Town of Dunkirk hereby establishes the following as standard work days for elected officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Name	Title	Standard workday	Record of activities
Richard Purol	Supervisor	6	14.55
Christopher Penfold	Justice	6	1.39
Jean Crane	Town Clerk	7	Timecard

BOARD OF ASSESSMENT REVIEW

RESOLUTION OF THE TOWN BOARD TOWN OF DUNKIRK

WHEREAS, the Governor of the State of New York under Executive Order No. 202.22 of 2020 has provided that filing of the tentative assessment roll may be postponed up to 30 days, and that the hearing of assessment complaints may be set for a date at least 21 days after the filing of the roll, and

WHEREAS the actions recited above are at local option, and

WHEREAS, the Town Board of Dunkirk, in consultation with its assessor, does hereby desire to exercise this local option,

NOW THEREFORE, ON MOTION OF Councilman Penharlow, seconded by Councilman Pagan it is,

RESOLVED, that the Assessor in the Town of Dunkirk may defer filing of the tentative assignment roll from May 1 to a date not later than May 11; and the day set to hear assignment complaints by the Board of Assessment Review is hereby determined and set for June 3, 2020, and it is further,

RESOLVED, that said grievance hearings shall be held by audio or video conference as required under prevailing New York State Executive Order then in effect, and that notice of such shall be posted and published as required by law, with specific instructions given to all persons filing a grievance complaint desiring to be heard by the Board of Assessment Review, regarding procedure for said hearings.

LOCAL LAW FOR ATVS

Supervisor Purol stated we would continue to do research on the problem and hopefully get an updated local law on the books as soon as possible.

DATED 05/19/2020

ADJOURNMENT

With no further business, on a motion of Councilman Penharlow seconded by Councilman Pagan the meeting adjourned at 7:52 p.m. Carried unanimously.

Respectfully submitted,

Jean Crane
Town Clerk