

May 21, 2012

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 21, 2012 at 7:30 p.m.

Members Present: Council President Greg Rabb, Council Members, Tony Dolce, Paul Whitford, Michael Taylor, Vincent DeJoy, Kimberly Ecklund and George Spitale

Members Absent: Steve Szwejbka, Maria Jones

Others Present: Mayor Sam Teresi, Director of Financial Services/City Clerk James N. Olson, Director of Public Works Jeff Lehman, Deputy Fire Chief Chet Harvey, Corporation Counsel Marilyn Fiore-Lehman, Police Chief/Director of Public Safety Harry Snellings, Director of Development Steve Centi and Executive Assistant to the Mayor Matt Hanley

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

Dr. William Blair of New Creation Assembly of God gave the invocation.

The minutes of the April 30, 2012 meeting were approved.

STANDING COMMITTEES

FINANCE COMMITTEE

201205B01

BY COUNCILMAN DEJOY:

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 \$4,673,127.52 in accordance with the period ending May 21, 2012, 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 \$2,357,794.84, and payrolls in the total amount of \$1,115,332.68 and investments in the amount of \$1,200,000.00, 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 7 ayes, 0 nays

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201205B02

BY COUNCILMAN DEJOY:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into a grant agreement with the Chautauqua Region Community Foundation in an amount not to exceed \$14,000.00 for the purpose of funding the Physician Recruitment Project through the Strategic Planning and Partnership Commission subject to the approval of the Corporation Counsel as to form.

Carried 7 ayes, 0 nays

201205B03

BY COUNCILMAN DEJOY:

RESOLVED, That the Mayor of the City of Jamestown be, and he hereby is, authorized to enter into an agreement with Nationwide Life Insurance Company, for a specific excess stop-loss insurance policy for the period June 1, 2012 through May 31, 2013 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 \$37.50 per covered individual, subject to the approval of the Corporation Counsel as to form, and be it further

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 stop loss insurance marketing and consulting services to the city at a cost of twenty thousand dollars (\$20,000) for the period June 1, 2012 through May 31, 2013, in lieu of any broker commission normally paid on the above referenced stop loss insurance policy, subject to the approval of the Corporation Counsel as to form.

Carried 7 ayes, 0 nays

201205B04

BY COUNCILMAN DOLCE:

RESOLVED, That warrants be drawn and paid to the respective owners and paying agents the sum of one hundred fourteen thousand nine hundred fifty-three dollars and thirteen cents (\$114,953.13) 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 nine thousand nine hundred fifty-three dollars and thirteen cents (\$9,953.13) for six months interest at 3.50% per annum on five hundred thirty-five thousand dollars (\$535,000.00).

Carried 7 ayes, 0 nays

Council President Rabb stated that resolution Number 5 has been pulled from the agenda.

201205B05

BY COUNCILMAN DOLCE:

RESOLVED, That Mark Schlemmer, P.E., Senior Civil Engineer be, and he hereby is, authorized to attend the 2012 Annual State Highway School, June 11-13, 2012 in Ithaca, New York with expenses paid pursuant to Section 77-b of the General Municipal Law.

Carried 7 ayes, 0 nays

201205B06

BY COUNCILMAN DOLCE:

WHEREAS, under the Community Development Block Grant (CDBG) and HOME programs, entitlement communities are allotted funds to implement housing, neighborhood, community, and economic development activities; and

WHEREAS, the City of Jamestown has been designated an entitlement community and is eligible to prepare and submit an Annual Action Plan which includes proposed housing, neighborhood, community, and economic development activities to be funded through the City's CDBG and HOME Program funding allotments; and

WHEREAS, in conjunction with an extensive public input process conducted by the City of Jamestown's Department of Development, the staff has developed a draft FY 2012 Annual Action Plan which includes proposed housing, neighborhood, community, and economic development activities to be funded with \$997,113 through the 2012 CDBG allocation and \$258,576 through the 2012 HOME allocation, for a total of \$1,255,689; and

WHEREAS, said development activities will occur in designated target areas in the community and include a variety of housing rehabilitation, infrastructure, planning, public services, and economic development initiatives; and

WHEREAS, in addition to the extensive, informal, public input process conducted by the Department of Development, two (2) required public hearings were held on February 29, 2012, and April 16, 2012, for the purpose of obtaining citizen input regarding the FY 2012 Annual Action Plan and the specific CDBG and HOME activities to be contained therein; and

WHEREAS, the draft FY 2012 Annual Action Plan has been available for public review for a minimum of 30 days as required by U.S. Department of Housing and Urban Development (HUD) regulations; and

WHEREAS, additional comments of support and public input were received during the aforesaid public input period and carefully considered by Administration officials and City Council members; now therefore be it

RESOLVED, that the Mayor be, and he is, hereby authorized and directed to submit the draft FY 2012 Annual Action Plan, including the specific CDBG and HOME activities contained therein, to the U.S. Department of Housing and Urban Development; and be it further

RESOLVED, that the specific CDBG and HOME activities contained within the FY 2012 Annual Action Plan will be comprised of the list hereto attached.

FY 2012 Community Development Block Grant and HOME Programs

Summary of FY 2012 CDBG Activities:

Proposed Low-Moderate Benefit Activities = 83.7 % of Active Funds

<u>Activity</u>	<u>Amount</u>
A.D.A. Improvements –Public Facilities	\$ 100,000
Neighborhood Target Area Infrastructure Improvement Program	\$ 224,690
Neighborhood Target Area Demolition Program	\$ 165,000
Owner Occupied Emergency Repair Program	\$ 50,000
Group Work Camps Program	\$ 38,000
Downtown Handicapped Accessibility Improvement Program	\$ 90,000
SUB-TOTAL (Low - Moderate Benefit Activities)	<u>\$ 667,690</u>

Proposed Slums and Blight Activities = 16.3 % of Active Funds

<u>Activity</u>	<u>Amount</u>
Downtown Greenlining Façade Improvement Program	\$ 130,000
SUB-TOTAL (Slums and Blight Activities)	<u>\$ 130,000</u>
Administration/Program Delivery	\$ 199,423
TOTAL (CDBG Program)	<u>\$ 997,113</u>

Summary of FY 2012 HOME Program Activities:

<u>Activity</u>	<u>Amount</u>
Citywide Owner-Occupied Rehabilitation	\$ 193,932
CHDO Set-Aside (15%)	\$ 38,786
Administration/Program Delivery	\$ 25,858
TOTAL (HOME Program)	<u>\$ 258,576</u>

Carried 7 ayes, 0 nays

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PUBLIC WORKS

201205B07

BY COUNCILMAN SPITALE:

RESOLVED That the Mayor be, and he hereby is, authorized to enter into an agreement with E. E. Austin & Son, Inc., 4 Carter Street, Falconer, NY 14733, to construct a New Salt Barn, per its bid proposal opened May 11, 2012, for Base Bid #2, for an amount not to exceed One Hundred Ninety-one Thousand Dollars (\$ 191,000.00), said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried 7 ayes, 0 nays

201205B08

BY COUNCILMAN SPITALE:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works and Acting Director of Parks, Recreation & Conservation, is hereby authorized and directed to purchase from Moffett Turf & Equipment Inc., 33 Thruway Park Drive, West Henrietta, NY 14586, one (1) new 2012 Smithco 42-000F Three-wheeled Infield Groomer, as follows:

Purchase Price	\$11,820.00
Optional Items:	
Construction Leveling Blade	377.89
Infield Scarifier (with gauge wheels and chisel teeth)	<u>961.05</u>
	\$13,158.94
Less:	
Trade-in of used 2000 Smithco Infield Groomer	<u>(3,000.00)</u>
Total price	\$10,158.94

said equipment for use in the Parks, Recreation & Conservation Department.

Carried 7 ayes, 0 nays

201205B09

BY COUNCILWOMAN ECKLUND:

RESOLVED That the Mayor be, and he hereby is, authorized to enter into an agreement with Greenman-Pedersen, Inc., 4950 Genesee Street, Suite 165, Buffalo, NY 14225, to provide professional engineering and architectural services for City Hall Tracy Plaza deck replacement,

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per its proposal dated April 23, 2012, for the amount of Nine Thousand Five Hundred Fifty Dollars (\$9,550.00) said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried 7 ayes, 0 nays

201205B10

BY COUNCILWOMAN ECKLUND:

RESOLVED, That the bid submitted by Lake Shore Paving, 7 Osmer Street, Jamestown, NY 14701, for Concrete Work: Street Reconstruction 2012, Lakeview Avenue, based on the bid opened May 11, 2012, in the following amounts, be and the same hereby is accepted:

7800 SF Flat Work: 4 inch at \$5.15 SF
2600 SF Flat Work: 6 inch at \$5.90 SF
2230 LF Standard 18" Curb & Gutter: Slip-form at \$19.00 LF
0 LF 18" Curb & Gutter: N/A
0 LF Vertical Curb: Stationary-form at N/A
62 LF Steps at \$65.00 LF
20 EA Core Drill: 4 inch diameter with 10' 4" drain pipe at \$ 100.00 EA
30 TON Additional Stone at \$ 35.00 TON
5 CY Additional Excavation: \$ 35.00 CY
0 SF Stamped Concrete: Brick at N/A
0 LF Valley Cub & Gutter: Slip-form at N/A
140 SF ADA Accessible Curb Cuts (detectable warning surface) at \$20.00 SF

for a total bid amount of One Hundred Seven Thousand Nine Hundred Thirty-five Dollars (\$107,935.00), this being the lowest of three bids received meeting qualifications, and be it further

RESOLVED, That the Mayor be, and he hereby is, authorized to execute an agreement with Lake Shore Paving, which agreement will reflect the services to be performed by Lake Shore Paving at the prices referred to above, said agreement to be subject to approval as to form by the office of the Corporation Counsel.

Carried 7 ayes, 0 nays

201205B11

BY COUNCILMAN TAYLOR:

RESOLVED that Jeffrey Lehman, P.E., Director of Public Works, is hereby authorized and directed to make an emergency purchase from Lake County Chrysler Dodge, Inc., 1001 Washington Street, Jamestown, NY 14701, of one (1) new 2012 Dodge Ram 1500 4 x 4 Pickup

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Truck, for a total amount not to exceed Twenty-three Thousand Three Hundred Thirty-eight Dollars (\$23,338.00), said vehicle for use in the Department of Public Works.

Carried 7 ayes, 0 nays

NEW BUSINESS

201205B12

BY COUNCILMAN DOLCE:

WHEREAS, that Jamestown City Administrative Association (JCAA), through negotiations have arrived at the terms of a tentative agreement, and

WHEREAS, the City Council has, after much deliberation and discussion, considered all the terms contained within the tentative agreement, now; therefore, be it

RESOLVED, That the terms of the tentative agreement be, and hereby are, approved, and be it further

RESOLVED, That the Mayor be, and he hereby is, authorized to enter into a personnel agreement with the Jamestown City Administrative Association (JCAA), for the period covering January 1, 2011 through December 31, 2011, subject to the review and approval of the Corporation Counsel as to form.

Carried 7 ayes, 0 nays

201205B13

BY COUNCILMAN DeJOY:

RESOLVED, That the Mayor be, and he hereby is, authorized and directed to enter into a lease agreement with Chautauqua County for rental of approximately three hundred twenty-four (324) square feet of office space on the third floor of the Municipal Building for use by the Chautauqua County Public Defender Office, which lease shall commence June 1, 2012 through May 31, 2013 with an option to renew on a yearly basis with rental payments as follows:

June 1, 2012 through May 31, 2013 \$ 2,400 per year

subject to the approval of the Corporation Counsel as to form.

Carried 7 ayes, 0 nays

201205B14

BY COUNCILMAN WHITFORD:

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

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James T. Walton

May 22, 2012 to May 21, 2014

Carried 7 ayes, 0 nays

There being no further business, the meeting was adjourned.

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