REGULAR TOWN BOARD MEETING
TOWN OF DUNKIRK
AUGUST 18,2026

PRESENT:
Supervisor Miller
Councilmember Crane
Councilmember Leone
Councilmember Pagano
Councilmember Price

OTHER PRESENT: Rebecca Yacklon, Town Clerk, Deputy Clerk, Samantha Tofil, Town Attorney Jeffrey Passafaro, Branden Carmen, Dunkirk Observer, Sue Hazelton, Roger Urbanik, Bonnie Urbanik

Supervisor Miller opened the Regular Town Board meeting at 5:30 P.M.

APPROVAL OF PUBLIC HERAING MEETING MINUTES JULY 21,2026
DULY MOVED by Councilmember Crane to accept the minutes of the July 21,2026 Public Hearing Meeting. The motion was seconded by Councilmember Price and carried unanimously.

APPROVAL OF TOWN BOARD MEETING MINUTES JULY 21,2026
DULY MOVED by Councilmember Pagano to accept the minutes of the July 21,2026 Regular Town Board Meeting. The motion was seconded by Councilmember Price and carried unanimously.

APPROVAL OF BESS WORKSHOP MINUTES JULY 28,2026
DULY MOVED by Councilmember Crane to accept the minutes of the July 28,2026 BESS Workshop. The motion was seconded by Councilmember Price and carried unanimously.

APPROVAL OF SPECIAL MEETING MINUTES AUGUST 4,2026
DULY MOVED by Councilmember Pagano to accept the minutes of the August 4,2026 Special Meeting. The motion was seconded by Councilmember Leone and carried unanimously.

APPROVAL OF WORKSHOP MINUTES AUGUST 4,2026
DULY MOVED by Councilmember Crane to accept the minutes of the August 4,2026 Workshop. The motion was seconded by Councilmember Pagano and carried unanimously.

APPROVAL OF WORKSHOP MINUTES AUGUST 11,2026
DULY MOVED by Councilmember Leone to accept the minutes of the August 11,2026 Workshop. The motion was seconded by Councilmember Crane and carried unanimously.

APPROVAL OF ABSTRACT OF AUDITED VOUCHERS AUGUST 18,2026
DULY MOVED by Councilmember Crane to approve the abstract of audited vouchers as presented by the Town Clerk on August 18,2026. The motion was seconded by Councilmember Leone and carried unanimously.

Vanstrom from Senator Borrello's office offered to contact the relevant authority to relocate the signs if needed.

Councilmember Leone also relayed that the Town Historian had been clipping newspaper articles and attended the Chautauqua County Historical Expo.

Councilmember Price

- Reported on contacting Siewert regarding pump procurement and discussed the possibility of an exclusive supply agreement. Siewert had offered to provide training for town employees in Albany (two to three days, covering transportation, hotel, and meals).

Attorney Passafaro clarified that municipalities must follow procurement and bidding requirements.

- Attended a BESS (Battery Energy Storage System) training session put on by NYSERDA, where fire officials detailed New York State fire code requirements for BESS installations, including mandatory fire testing costing companies over $1 million and required three-year inspections by a licensed professional engineer.

Councilmember Price noted that the town's draft BESS law appears to exceed minimum state requirements. The training also covered lithium battery fire hazards, including incidents involving hoverboards, e-bikes, and electric scooters, with off-brand or modified batteries identified as a primary cause of fires.

HIGHWAY SUPERINTENDENT: (JEFF FEINEN ABSENT)

No work Report Submitted

ZONING/CODE ENFORCEMENT OFFICER REPORT: (RYAN MOURER ABSENT)

No Work Report Submitted.

DOG CONTROL REPORT: (NICOLE WELKA)

July Dog Control Report was submitted and read by Supervisor Miller and is on file in the Clerk's office.

ATTORNEY REPORT

Legal matters discussed on the agenda.

FIRE DEPARMENT REPORT FOR JULY 2026

West Town Fire – Responded to 22 Calls
East Town Fire – Responded to 35 Calls

SUPERVISOR MONTHLY REPORT

The Supervisor's report covered numerous items: an upcoming kickoff meeting with the Town of Pomfret and Village of Fredonia regarding a shared highway department on the 28th; a safety request from the East Dunkirk Fire Department for a no-passing zone and pavement striping on County Touring Route 81 (South Roberts Road), which was forwarded to the county and highway superintendent; CBI marking curb stops in the Shorewood Water District in preparation for a waterline project; ongoing St. Mary's drainage concerns forwarded to Highway Superintendent Jeff Feinen; a planned tour of Americold on August 21st with its new manager; attended the IDA meeting on August 11th and a meeting with IDA representatives regarding pilot programs on July 29th; attended the county executive call on July 22nd; the NY Association of Town Supervisors Roundtable on July 27th; and the Resilient Chautauqua County

NY 14623, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission.

The franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Dunkirk, New York on August, 18, 2026 at 5:15 P.M. and notice of the hearing was published in the Dunkirk Observer on August 7, 2026.

NOW, THEREFORE, the Board of the Town of Dunkirk finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and

2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and

3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the **Town of Dunkirk** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Town of Dunkirk** for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence.

DULY MOVED by Supervisor Miller to adjourn the Regular Town Board Meeting at 7:33 P.M., seconded by Councilmember Crane and carried unanimously.

Respectfully Submitted,

Rebecca Yacklon
Town Clerk