

AGENDA - COMMON COUNCIL MEETING – February 21, 2017 - 5:30 P.M.  
REGULAR MEETING

1. Call to order, Roll Call and Pledge of Allegiance to the flag.
2. Certification of prior meetings. Resolution dispensing with reading of minutes.
3. Reading of Privilege of the Floor Regulations.
4. Privilege of the Floor:
5. Communications from the Mayor including disapproval messages.
6. Communications from the public and petitions:
  1. Thank you letter from Henry and Rachel Hube to the Dunkirk Police Department.
  2. Request from Buffalo United Front Inc. to use Memorial Park on Saturday, June 24<sup>th</sup>, 2017 from 8:00 AM until 6:00 PM for a Family Fun Day.
  3. Request from Scott Herdzik on behalf of the First Ward Falcons Club to use The Stadium on May 06, 2017 for an Early Bird Fast Pitch Softball Tournament.
  4. Request from Dunkirk Fast-Pitch Team to use the Stadium, Kochs & School #7 Fields on July 14<sup>th</sup> to the 16<sup>th</sup>, waiver of the curfew for all three days, and permission for a food stand around the Stadium for that weekend.
  5. Loudspeaker Application from:
    - a) Lakeshore Street Rod Assoc. for live band and DJ on July 9<sup>th</sup>, 2017 at the Large Pavilion at Point Gratiot.
    - b) Dunkirk Memorial Post 62 for Live Band on Monday, May 29<sup>th</sup>, 2017 from 3:00 PM – 6:00 PM at 211 Central Avenue.
    - c) Northern Chautauqua Conservation Club, Inc. for live bands and speakers from May 1<sup>st</sup> thru October 1<sup>st</sup>.
    - d) Bart's Cove for live bands and speakers from May 1<sup>st</sup> thru November 30<sup>th</sup>, 2017.
  6. Notice of Claim from Heidi Rizzo for alleged damages to her vehicle due to a pothole while driving on Willow Road on January 17<sup>th</sup>, 2017.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
10. New Business:
11. Adjournment.

Edwin Ramos  
City Clerk

7 W. Beach Road  
Dunkirk, New York 14048

February 10, 2017

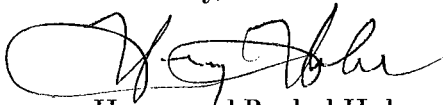
Police Department  
City of Dunkirk, New York

2017 FEB 10 AM 11:01

CITY OF DUNKIRK  
POLICE  
DUNKIRK, N.Y.

My wife and I greatly appreciate the service provided by the Dunkirk Police Department. We notified the department and filled out the brief form indicating we were going to be away on vacation. Officers routinely checked our home while on patrol. This is a great service provided to all residents living in the city of Dunkirk. Thank you.

Sincerely,



Henry and Rachel Hube

2017 FEB 14 PM 3:47  
DUNKIRK, N.Y.

February 8, 2017

To: City of Dunkirk Mayor and City Council

From: Buffalo United Front, Inc.

Subject: Use of Dunkirk Memorial Park

This is a request to be considered for the use of a portion of Dunkirk Memorial Park on June 24, 2017.

The purpose of this request is to have a Family Fun Day on the weekend of the free fishing . We would like to host this at the park from 8:00AM to 6:00PM. This will be a free event for the public. A lunch of hot dogs, chips and pop will be provided to the children first.

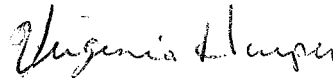
Buffalo United Front, Inc. (BUF), is a 501(c)(3) non for profit organization that was established in the fall of 2007. They do numerous activities through out the year including:

Winter Carnival, Family Fishing Day, Youth Summit and Underground Railroad Heritage Commemoration, to name a few.

We are making this request in hopes of continuing this for years to come. We are celebrating our eighth Family Fishing Day in Buffalo and would like for the City of Dunkirk to be the western end with Buffalo being the eastern end. We pray that we will in the future connect these ends along the lake.

We are in the process of forming a Dunkirk/Fredonia United Front, due to one of our members currently residing in the Dunkirk/Fredonia area. This member Virginia s. Harper will be the contact person at phone number 716-672-4045, with a mailing address of 81 Eagle St. Fredonia, NY.

Respectfully Submitted



Virginia S. Harper

February 6, 2017

Members of the Common Council  
City Hall  
Dunkirk, NY 14048

Dear Council Members:

On behalf of the First Ward Falcon Club and the Dunkirk Fast-Pitch Team, I would like to request the use of the Stadium Softball Field, School #7 Field, and Koch's Field on May 6, 2017.

The purpose of this request is for the Early Bird Fast Pitch Softball Tournament.

Thank you.

Very truly yours,



SCOTT HERDZIK, Chairman

2017 FEB -9 PM 4:37  
DUNKIRK, N.Y.  
CITY CLERK'S OFFICE

**February 6, 2017**

**TO: Members of the Common Council**

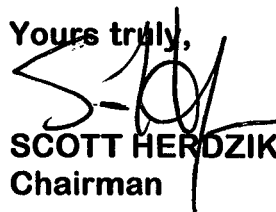
**Dear Council Members:**

**On behalf of the First Ward Falcon Club and Dunkirk Fast-Pitch Team I would like to request several items in conjunction with our Annual Fast-pitch Softball Tournament, scheduled for July 14, 15 and 16, 2017.**

- (1) Use of the Stadium, Kochs and School #7 for all three days.**
- (2) Waive the curfew at the Stadium Field for all three days.**
- (3) Permission to operate a food stand in the area around the Stadium Field for the entire weekend.**

**As I am sure you are aware, a tournament such as this can bring in thousands of dollars and hundreds of people into the area. I would like to thank you in advance for your time and consideration.**

**Yours truly,**



**SCOTT HERDZIK**  
**Chairman**

2017 FEB -9 PM 4:37  
DUNKIRK, N.Y.  
CITY CLERK'S OFFICE

# APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

**DATE OF APPLICATION (must be 30 days Prior to event):** 2.9.17

\*No more than 3 days TOTAL per Individual or Group - per year **EVENT SPECIFICS** \* EXCLUDES HARBORFRONT AREA

**DATE:** JULY 9<sup>2017</sup> **TIME:** Noon to 5 PM **LOCATION OF EVENT:** POINT GRATVOT LARGE PAVILLION

**SPONSOR:** LAKE SHORE STREET ROD ASSOC.

**NAME:** LAKE SHORE STREET ROD ASSOC **PHONE NO.** 716-679-6134

**ADDRESS:** P.O. Box 641 DUNWICH N.Y 14048

INDIVIDUAL  CORPORATE  CHARITABLE  COMMUNITY

**RESPONSIBLE INDIVIDUAL:**

**NAME:** KATH G. OSSMAN **PHONE:** 716-679-6134

**ADDRESS:** 206 LOND ST DUNWICH N.Y 14048

**REASON:**

**AUDIO DEVICE TO BE USED:** LIVE BAND + DJ

PUBLIC EVENT  PRIVATE EVENT

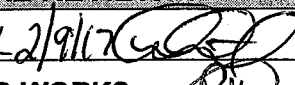

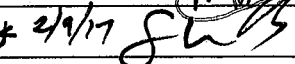
**NOTIFICATION OF AFFECTED PERSONS**

YES IF YES, PROOF:  NO

2017 FEB -9 AM 9:37  
DUNWICH, NY

I, the undersigned, have read and agree to abide by the provisions set forth in DCC 47-6-C.

Signature: Darwin T. Salerno

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT AL 2/9/17 		
DEPT OF PUBLIC WORKS 		
DEPT OF LAW AL 2/9/17 		
OTHER		

**COMMON COUNCIL ACTION**

**RECEIPT OF REVIEW**

**APPROVAL**

**CONDITIONS:**

**DISAPPROVED**

# APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.




(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event):		2/7/17
*No more than 3 days TOTAL per Individual or Group - per year <b>EVENT SPECIFICS</b> * EXCLUDES HARBORFRONT AREA		
DATE: 5/29/17	TIME: 3-6 PM	LOCATION OF EVENT: 211 CENTRAL AVE
SPONSOR:		
NAME: DUNKIRK MEMORIAL POST 62	PHONE NO. 366-6262	
ADDRESS: 211 CENTRAL AVE DUNKIRK NY 14048		
<input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input checked="" type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: JOHN MIGA	PHONE: 680-2347	
ADDRESS: 188 E. PINE ST. DUNKIRK NY 14048		
REASON:		
AUDIO DEVICE TO BE USED: LIVE BAND IN OUTSIDE PAVILION		
<input checked="" type="checkbox"/> PUBLIC EVENT		<input type="checkbox"/> PRIVATE EVENT
NOTIFICATION OF AFFECTED PERSONS		
<input type="checkbox"/> YES	IF YES, PROOF:	
<input type="checkbox"/> NO		
I, the undersigned, have read and agree to abide by the provisions set forth in DCC 47-6-C.		
Signature: <u>John R. Miga</u>		
COMMON COUNCIL ACTION		
DEPARTMENTAL REVIEW		DATE SENT
POLICE DEPT OK 2/8/17		
DEPT OF PUBLIC WORKS		
DEPT OF LAW OK 2/9/17		
OTHER		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

2017 FEB -7 PM 3:28  
 DUNKIRK NY  
 POLICE

# APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

<b>DATE OF APPLICATION (must be 30 days Prior to event):</b>		2/9/17	
<b>EVENT SPECIFICS * EXCLUDES HARBORFRONT AREA</b>			
*No more than 3 days TOTAL per Individual or Group - per year			
<b>DATE:</b> May 1, 2017 Oct 1, 2017	<b>TIME:</b> As allowed - 1:00 am	<b>LOCATION OF EVENT:</b> 1 Mullet St	
<b>SPONSOR:</b> Northern Chautauqua Conservation Club, Inc.			
<b>NAME:</b> Dougla Jaffray, President		<b>PHONE NO.</b> 366-8836	
<b>ADDRESS:</b> P.O. Box 178 Dunkirk, NY 14048			
<input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input checked="" type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY			
<b>RESPONSIBLE INDIVIDUAL:</b>			
<b>NAME:</b> Douglas Jaffray, President		<b>PHONE:</b> 366-8836	
<b>ADDRESS:</b> P.O. Box 178      1 Mullet Street      Dunkirk, NY 14048			
<b>REASON:</b> Fundraisers, tournament loud speakers, seminar loud speakers, live bands, recorded music on deck. Various events.			
<b>AUDIO DEVICE TO BE USED:</b> Live bands, speakers.			
<input checked="" type="checkbox"/> PUBLIC EVENT		<input type="checkbox"/> PRIVATE EVENT	
<b>NOTIFICATION OF AFFECTED PERSONS</b>			
<input type="checkbox"/> YES	IF YES, PROOF:		
<input checked="" type="checkbox"/> NO			
I, the undersigned, have read and agree to abide by the provisions set forth in DCC 47-6-C.			
		Signature: <u>Douglas Jaffray</u>	
<b>DEPARTMENTAL REVIEW</b>		<b>DATE SENT</b>	<b>REPORT BACK</b>
POLICE DEPT 01/2/17 			
DEPT OF PUBLIC WORKS 			
DEPT OF LAW 2/9/17 			
OTHER			
<b>COMMON COUNCIL ACTION</b>			
<b>RECEIPT OF REVIEW</b>			
<b>APPROVAL</b>			
<b>CONDITIONS:</b>			
<b>DISAPPROVED</b>			

2017 FEB - 8 AM 10:14  
 N.Y.



**APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.**

(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event): 2-14-17

\*No more than 3 days TOTAL per Individual or Group per year **EVENT SPECIFICS** EXCLUDES HARBOR FRONT AREA

DATE: 5-1-2017 TIME: 1pm 1AM LOCATION OF EVENT: Bart's Cove Marina

SPONSOR: FO 11-30-17

NAME: Bart's Cove PHONE NO. 366-8243

ADDRESS: 1/2 Woodrow Ave

INDIVIDUAL  CORPORATE  CHARITABLE  COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Jason Schrantz PHONE: 672-425

ADDRESS: 3464 Stone Quarry Rd Fredonia, N.Y. 14063

REASON: Band's inside and outside From MAY 1<sup>st</sup> until November 30<sup>th</sup> 2017 Time's will vary From 1pm ending by 1AM

AUDIO DEVICE TO BE USED:

Live Band's

PUBLIC EVENT  PRIVATE EVENT

**NOTIFICATION OF AFFECTED PERSONS**



YES IF YES, PROOF:

NO

2017 FEB 16 AM 9:22

I, the undersigned, have read and agree to abide by the provisions set forth in DCC 47-6-C.

Signature: Jason Schrantz

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>OK 2/16/17</u> 		
DEPT OF PUBLIC WORKS <u>2/16/17</u> 		
DEPT OF LAW		
OTHER		

**COMMON COUNCIL ACTION**

RECEIPT OF REVIEW

APPROVAL

CONDITIONS:

DISAPPROVED

Notice of Claim  
City of Dunkirk, N.Y.

2017 FF-3 PM 12:12  
PLEASE TAKE NOTICE

that the undersigned, pursuant to the applicable NY State statutes, hereby makes claim against the CITY OF DUNKIRK, NEW YORK for injuries and/or damages sustained by me as hereinbelow detailed:

Claimant Name: Heidi L. Rizzo  
Claimant Address: P.O. Box 581, 25 Green St.  
Brocton, NY 14716  
Claimant Telephone Number: (716) 673-5039

This claim is for (injuries/damages) alleged: to my 2014 Jetta (alignment + bent wheel rim) while traveling West on Willow Rd, from a large pothole in the middle of road.

\*I placed an accident report on 1/20/2017 @ Dunkirk Police Station + should be on file.

This claim is alleged to have arisen on the 17 day of January, 2017 at approximately 9:10 a.m./p.m. on that date at Willow Rd (west bound lane) just before Ray's Collision. (see pictures attached)

The injuries and/or damages sustained by the Claimant arose in the following manner:

After picking my son up at Dunkirk High School, after an away swim meet, I took Willow Rd toward Brocton. It was raining + dark so I didn't see the pothole. It was in the middle of the road + unavoidable (No markings in any visible form) A very loud thump, my car sank down + I pulled over. Tire flat + we changed the tire

The amount and type of injuries and/or damages sustained by the Claimant consist of the following: \$155.73 (for new wheel rim) + \$96.71 (for alignment + mounting) = Total amount \$252.44

+ the wheel was bent. Went back next day + took pictures of pothole + location.

- Damage was to my front/passenger side wheel.

WHEREFORE, the undersigned respectfully requests that the within claim be allowed and paid to me.

Respectfully yours,

Heidi L. Rizzo 2/3/17  
Claimant (date)

State of New York )  
County of Chautauqua ) ss.:

Heidi Rizzo, being duly sworn, deposes and say that he/she is the claimant herein; that he/she has read the foregoing claim and knows the contents thereof; that the same is true to the knowledge of the deponent, except as to matters therein stated to be alleged upon information and belief, and, as to those matters, he/she believes it to be true.

Sworn to before me this  
3<sup>rd</sup> day of February, 2017.

Susan J. Hindman  
Notary

SUSAN J. HINDMAN - Reg. #01HI5058936  
Notary Public, State of New York  
Qualified In Chautauqua County  
My Commission Expires April 15, 2018