

AGENDA - COMMON COUNCIL MEETING – April 5, 2016 - 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. Request from The Lake Shore Humane Society to use the Koch's pavilion at Point Gratiot on June 18th (Rain date June 19th) from 8:30 AM until 3:00 PM for their annual "Pat Magee Memorial Dog Walk."
 2. Request from Special Olympics New York and The Law Enforcement Torch Run to use city streets on May 25th between 9:00 AM and 9:30 AM.
 3. Request from The Fellowship of Christian Athletes for a parking waiver for the section of road on Seventh Street from Central Avenue to Washington Avenue every Monday from March through April from 5:00 PM until 9:00 PM.
 4. Request from Section VI (NYSPHSAA) to use Promenschenkle Stadium on May 25th (May 26th rain date) to host the Class B1 and B2 Softball Sectional Finals beginning at 5:00 PM and 7:00 PM.
 5. Request from Marie Tomlinson to hold a rally at the gazebo in Washington Park on April 17th from 1:00 PM until 5:00 PM.
 6. Notices of Claim from:
 - a) Alfred Shalkowski for damages to his vehicle allegedly caused by a pothole on the corner of Roberts Road and Second Street.
 - b) James A. McKnight, III for injuries sustained allegedly caused by a dangerous hole between the sidewalk and curb located in front of 987 Central Avenue.
 7. Loudspeaker application from:
 - a) Dom Polski Club to use speakers, amplifiers and stereo music on May 7th from 3:00 PM until 7:00 PM.
 - b) Demetris On The Lake for bands, speakers and sound equipment from May 20th until September 15th.
 - c) Tom and Debbie Rozumalski for a DJ and to use of speakers at 376 Lake Shore Drive East on July 1st from 7:00 PM until 11:00 PM.

- d) Lake Shore Street Rod Association for a live band and DJ at the large pavilion at Point Gratiot on July 10th from 12:00 PM until 4:00 PM.
 - e) Marie Tomlinson for loudspeakers at the gazebo in Washington Park on April 17th from 2:00 PM until 4:00 PM.
8. Request from the Upward Bound Program for a donation from the William Cease Fund for their 2016 summer program.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
- 36. Resolution authorizing budget line modifications for Fiscal Year 2016 (Police Department).
 - 37. Resolution authorizing budget line modifications for Fiscal Year 2016 (Chadwick Bay Regional Development Corporation).
 - 38. Resolution authorizing budget line modifications for Fiscal Year 2016.
 - 39. Resolution approving submission of FY2016 CDBG Action Plan to HUD.
 - 40. Resolution authorizing new 912 union position: Assistant Housing, Building, and Zoning Inspector.
 - 41. Resolution authorizing the transfer of Eagle Street North property to The Chautauqua County Industrial Development Agency.
 - 42. Resolution authorizing the modification of an Easement Agreement.
 - 43. Resolution authorizing Change Order No. 3 – Lakefront Boulevard Seawall Replacement (S. St. George Enterprises, Inc. & Nussbaumer & Clark).
 - 44. Resolution ratifying agreement between the City of Dunkirk and the Dunkirk Professional Firefighter's Association, Inc. Local 616 for January 1, 2016 – December 31, 2016.
10. New Business:
11. Adjournment.

Lillian R. Divine
City Clerk

Robert Ehrheart

DUNKIRK CITY COUNCIL

The Lakeshore Humane Society would like to request permission to use Point Gratiot to hold our annual Pat Magee memorial dog walk. The proposed date is June 18th, with a rain date of the 19th. This request would include the use of the Koch's pavilion. We would plan to arrive about 8:30am to start setting up. The dog walk itself would take place at about 11:00am. In the past we've been cleaned up and left the park by 3:00pm. The proceeds from this annual fundraiser goes toward the care and housing of the many homeless animals in Northern Chautauqua county. Attached please find a copy of our insurance certificate.

Robert S Ehrheart

Robert S Ehrheart
Treasurer
Lakeshore Humane Society
431 E Chestnut St
Dunkirk, NY 14048

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
2016 MR 16 AM 11:18



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
2/16/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Prince Associates Inc. 270 Duffy Avenue Suite D Hicksville NY 11801	CONTACT NAME: Linda Godnick PHONE (A/C No. Ext): (516) 822-6550 FAX (A/C No.): (516) 822-6564 E-MAIL ADDRESS:													
	<table border="1"> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A: Hanover Insurance Company</td> <td></td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Hanover Insurance Company		INSURER B:		INSURER C:		INSURER D:		INSURER E:		INSURER F:
INSURER(S) AFFORDING COVERAGE	NAIC #													
INSURER A: Hanover Insurance Company														
INSURER B:														
INSURER C:														
INSURER D:														
INSURER E:														
INSURER F:														
INSURED Lakeshore Humane Society Inc. 431 East Chestnut St Dunkirk NY 14048														

COVERAGES **CERTIFICATE NUMBER:** Dunkirk City Consul **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			OBY980886103	1/19/2016	1/19/2017	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED. <input checked="" type="checkbox"/> RETENTION \$ 0			OBY980886103	1/19/2016	1/19/2017	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Evidence of Insurance

CERTIFICATE HOLDER Dunkirk City Cousul City Hall Dunkirk, NY 14048	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Linda Godnick/LINDA
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Special Olympics
New York

Western Region

2016 MAR 21 AM 11:43
SPECIAL OLYMPICS
DUNKIRK, NY

Dunkirk Police Department
342 Central Ave
Dunkirk, NY 14048

Dear Chief Ortolano, Mayor Dolce and the members of the Common Council,

On Thursday, May 25th Special Olympics New York and the Law Enforcement Torch Run would like to carry the Flame of Hope throughout the Dunkirk community. Just like past years, the Flame of Hope would run from Dunkirk High School, head south on Marauder Drive, left onto West Lucas Ave, down Central Avenue ending at the local Track and Field meet in SUNY Fredonia. The Torch would start the journey around 9:00am. We are asking for permission to use these streets. The run will be over by 9:30am and the streets will not need to be shut down. We welcome all members of the community to get involved in this event. Special Olympic Athletes and Law Enforcement officers will be involved in this event. The run paces at about a 10 minute mile.

Members from the New York State Police, SUNY Fredonia Police, Lakeview Correctional Facility, Collins Correctional Facility, Chautauqua County Sheriff's among other agencies will be involved in this awareness run. All of these agencies will be assisting with traffic control. Attached you will find a copy of the insurance for Special Olympics. Pending approval from you, Special Olympics can name the City of Dunkirk as an additional insured.

Special Olympics is the Law Enforcement charity of choice, raising funds and awareness throughout different communities. Last year, the Law Enforcement Torch Run raised 1.8 million dollars for the Athletes of Special Olympics New York. This year, the Flame of Hope started its journey in Olean, NY and will end the journey as it makes its way to the 2016 State Summer Games hosted by the University at Brockport on June 10th. The funds generated by Torch Run initiatives support the nearly 67,000 athletes of Special Olympics New York who train and compete year-round in 22 Olympic-style sports throughout the entire state. There is never a charge to our athletes or their caregivers to participate in Special Olympics.

Should you have any questions or concerns, please do not hesitate to contact myself at the information listed below. Thank you in advance for your participation!

Sincerely,

RECEIVED
MAR 21 2016

DUNKIRK POLICE DEPT

Erica Raepple
Director of Development
Special Olympics New York
2801 Wehrle Drive, Suite 12
Williamsville, NY 14221
Cell: 716-909-6444
Office: 716-580-3346 ext 201
Fax: 716-580-3941
eraepple@nyso.org

Andrew M. Cuomo
Governor, State of New York
Honorary Chairman

Patricia Martinelli
Chair

Neal J. Johnson
President & CEO

Dorothy Buehring Phillips
(1910 - 1994) Founder

Special Olympics New York Western Region
2801 Wehrle Drive, Suite 12, Williamsville, NY 14221
Tel + 1 716 580 3346 Fax + 1 716 580 3941
Created by the Joseph P. Kennedy Jr. Foundation for the benefit of persons with intellectual disabilities

To: Dunkirk Clerk's Office

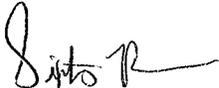
From: Sixto Rosario
Director of Recreational Programs
FCA/Salvation Army in Dunkirk

Subject: Parking at the Salvation Army on Central Ave and Seventh Street

The Fellowship of Christian Athletes hosts a Monday night youth basketball league at the Salvation Army as well as hosting 6 other teams and games throughout the week. However, the parking lot is small so the parking of out of town parents flows into the street. We would like to request a parking waiver for the section of road on Seventh Street that runs the length between Central Ave and Washington Ave for the time period of 5 pm to 9 pm. This waiver would allow parking on both sides of the street providing parents and youth safer and shorter access to get their kids in and out of the car with adequate lighting.

The Salvation Army and the FCA also do tutoring during the week to provide a safe supervised place for youth to go afterschool. It helps provide these kids an alternative to getting involved in bad activities, keeps them away from drugs, crime and violent behaviors. This program also helps form future leaders for our community, instilling values and a sense of community, teaching them to interact with other kids outside their community and school, and learn to grow academically, spiritually, and in their basketball skills.

Please consider our request.

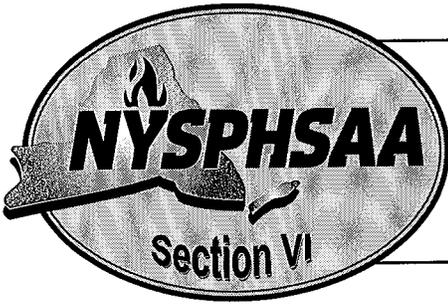


Respectfully Submitted by

704 Central Avenue
Dunkirk, NY 14048
366-3701

2016 MAR 29 9:14:31

CLERK'S OFFICE
DUNKIRK, NY



SECTION VI
NYS PUBLIC HIGH SCHOOL ATHLETIC ASSOCIATION, INC.
355 Harlem Road • West Seneca, NY 14224
website: www.section6.e1b.org email: section6@e1b.org
(716) 821-7092 (716) 821-7581 Fax (716) 821-7352

RECEIVED

MAR 30 2016

MAYOR'S OFFICE

City of Dunkirk Common Council:

Section VI (NYS PH SAA) is requesting the usage of Prommenschenkel Stadium for our Class B1 and B2 Softball Sectional Finals on Wednesday, May 25, 2016 with starting times of 5:00pm and 7:00pm (with a rain date of Thursday, May 26th).

Enclosed please also find our venue contract for rental expenses that may be related to the usage of your wonderful facility.

John Sliwa (CCAA softball chairman) and Al Gens (DHS Assistant Principal/President-Elect of Section VI) would be your local contacts for further information involving this event.

Please do not hesitate to contact me if you have any questions or concerns.

Respectfully,

A handwritten signature in black ink, appearing to read "Timm Slade".

Timm Slade

Executive Director

2016 MAR 30 PM 3:35
RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.

Office of the Mayor – Honorable Mr. Willie Rosas
City Hall
Dunkirk, New York 14048



SECTION VI
NYS PUBLIC HIGH SCHOOL ATHLETIC ASSOCIATION, INC.
355 Harlem Road • West Seneca, NY 14224
website: www.section6.e1b.org email: section6@e1b.org
(716) 821-7092 (716) 821-7581 Fax (716) 821-7352

Proposal /Contract between Section VI and a Sports Facility

This proposal, which becomes a contract when signed by both parties, details the arrangement between Section VI of the New York State Public High School Athletic Association and the venue listed, for usage of specific sports facilities at that venue. Section VI will provide a Certificate of General Liability Insurance for the event(s).

Venue: City of Dunkirk- Office of Mayor Mr. Willie Rosas, City Hall, Dunkirk, NY 14048

Address: Prommenschenkel Stadium at Wright Park, Dunkirk, NY 14048

Venue Coordinator: _____ Phone: _____

Sporting Event: Softball B1 & B2 Finals

Date(s)/ Time (s): Wed. May 25, 2016 Class B1 & B2 Times 5:00 pm & 7:00 pm

Rain date: Thurs May 26, 2016

Facility to be used: Softball Diamond (gym, pool, track, etc.)

Total Site Usage fee: _____

Please note: This document is not an invoice.

MUST SIGN.

Venue Coordinator Signature: _____

_____ Date

Section VI Sportchair responsible for contest management:

Name: Jay Hall, Softball Chairperson halljohn4545@yahoo.com Phone: 716-481-15872 (c)

Approved By Section VI Office Personnel: Timm Slade 821-7092 Executive Director
Name Title

Signature: _____

_____ Date

March 31, 2016

Dear Dunkirk City Council,

I ask your permission for the use of the Gazebo at Washington Park on Sunday April 17, 2016 from 1-5pm. We ask to use the park as a gathering place to hold a Rally for Bernie Sanders. We will have speakers and information tables including a voter registration opportunity.

Thank you for your consideration.

Sincerely



Marie Tomlinson

716.679.7145

mcjtomlinson@hotmail.com

146 Newton St

Fredonia NY 14063

2016 MAR 31 PM 1:50

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.

Notice of Claim
City of Dunkirk, N.Y.

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.

2016 MR 18 AM 9:58

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: ALFRED SHALKOWSKI
Claimant Address: 79 N. OCELOT ST.
DUNKIRK, N.Y.
Claimant Telephone Number: (716) 366-7396

This claim is for (injuries/damages alleged): DAMAGE TO A 1910 KIA FORTE
AUTOMOBILE

This claim is alleged to have arisen on the 29th day of FEBRUARY, 2015 at approximately 7:00 p.m. on that date at CORNER OF ROBERTS ROAD AND SECOND ST., CITY OF DUNKIRK, N.W. CORNER

The injuries and/or damages sustained by the Claimant arose in the following manner: VEHICLE RAN INTO A HOLE IN THE PAVEMENT WITH RIGHT FRONT WHEEL AT A SPEED OF APPROX 5-10 M.P.H WHICH DAMAGED THE FRONT SUSPENSION SYSTEM

The amount and type of injuries and/or damages sustained by the Claimant consist of the following: DAMAGE REPAIR BILL ENCLOSED, FOR THE AMOUNT OF \$144.72

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

Respectfully yours,

Alfred Shalkowski 3/15/2016
Claimant (date)

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

Alfred Shalkowski, 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
15th day of March, 2016.

Robert W. Eggleston
Notary

ROBERT W. EGGLESTON
Notary Public, State of New York
Registration #01EG8051406
Qualified in Chautauqua County
Commission Expires November 27, 2018

March 16, 2016

City of Dunkirk Attorneys

Dear Sir:

Enclosed is my claim for "not held"
damage to my car 2/29/2016, in the
amount of \$144.72.

I await your reply for processing
and settlement.

Very truly yours,

Alfred Sherkash

2016 MAR 18 AM 9:58

RECEIVED
CITY OF DUNKIRK
DUNKIRK, N.Y.

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.

2016 MR 30 PM 3:31

STATE OF NEW YORK
SUPREME COURT

COUNTY OF CHAUTAUQUA

In the Matter of the Claim of

JAMES A. McKNIGHT, III

Claimant,

NOTICE OF CLAIM

-vs-

THE CITY OF DUNKIRK

TO THE CITY CLERK OF THE CITY OF DUNKIRK :
TO THE CITY ATTORNEY OF THE CITY OF DUNKIRK :

PLEASE TAKE NOTICE, that the undersigned, DAVID M. CIVILETTE, ESQ. as Attorney for JAMES A. McKNIGHT, III, Claimant, states as follows:

1. The name and post office address of the Claimant is:

James M. McKnight, III
624 Canary Street
Dunkirk, New York 14048

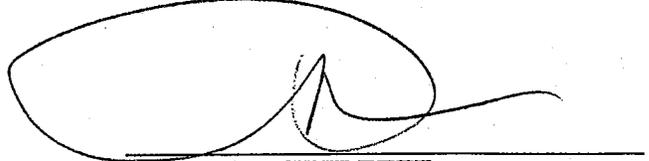
2. The name and post office address of the attorney for the Claimant herein is:

David M. Civilette, Esq.
643 Central Avenue
Dunkirk, New York 14048
Telephone: (716)366-2011

3. This claim is for personal injury arising from the negligence of the City of Dunkirk, its agents, servants and/or employees, in permitting a dangerous hole to remain between the sidewalk and curb located in front of 987 Central Avenue, Dunkirk, New York on the 27th day of January, 2016 at approximately 7:00-7:30 p.m.

4. As a result of the negligence of the City of Dunkirk, James M. McKnight, III sustained among other, injuries to his left shoulder, hand and wrist. The foregoing injuries have resulted and will result in damages for medical, hospital and other treatment expenses.

WHEREFORE, Claimant requests that the foregoing claim be audited and be paid by said municipality.

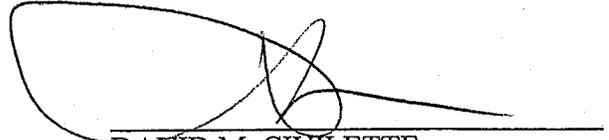


DAVID M. CIVILETTE
Attorney for Claimant

STATE OF NEW YORK)
COUNTY OF CHAUTAUQUA) ss:

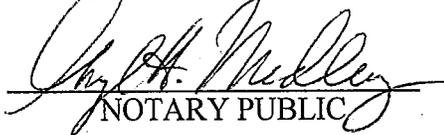
DAVID M. CIVILETTE, being duly sworn, deposes and says:

That he is the Attorney for JAMES A. McKNIGHT, III, the Claimant herein, that he has read the foregoing Notice of Claim and knows the contents thereof; that the same are true to his knowledge except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes it to be true.



DAVID M. CIVILETTE
Attorney for Claimant

Sworn to before me this
30th day of March, 2016.



NOTARY PUBLIC



CHERYL A. MEDLEY
NOTARY PUBLIC, STATE OF NEW YORK
CHAUTAUQUA COUNTY #4945684
MY COMMISSION EXPIRES _____

1/27/19

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event): 3/21/2016		
No more than 3 days TOTAL per Individual or Group - per year EVENT SPECIFICS EXCLUDES HARBORFRONT AREA		
DATE: 5/7/2016	TIME: 3:00-7:00 PM	LOCATION OF EVENT: 179 Lake Shore Drive East
SPONSOR: Dom Polski Club		
NAME: Lisa Kozlowski	PHONE NO. 716-366-4443	
ADDRESS: 179 Lake Shore Drive East, Dunkirk, New York 14048		
<input checked="" type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: Lisa Kozlowski	PHONE: 366-4443	
ADDRESS: 179 Lake Shore Drive East, Dunkirk, New York 14048		
REASON: Outdoor Cornhole Tournament for Members		
AUDIO DEVICE TO BE USED: Speakers/Amplifiers/Stereo Music		
<input type="checkbox"/> PUBLIC EVENT		<input checked="" 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>Lisa Kozlowski</u>		
DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT oik 3/21/16 		
DEPT OF PUBLIC WORKS 		
DEPT OF LAW 3/21/16 		
OTHER		
COMMON COUNCIL ACTION		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

2016 APR 21 AM 9:03
 CLERK'S OFFICE
 DUNKIRK, N.Y.

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event): 3.22.16

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

DATE: ^{May 20} ~~Sept 15~~ TIME: ^{2p-1a} ~~varied times~~ LOCATION OF EVENT: Demetris

SPONSOR: Demetris

NAME: Demetris On The Lake

PHONE NO. 366-4187

ADDRESS: 6-8 Lake Shore Drive

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Jeralyn Kubasik OBO - Demetris

PHONE: 366-2916

ADDRESS: 827 Central Ave

REASON: Summer Patio Ent. / Music

AUDIO DEVICE TO BE USED: Speakers, sound eqt. exc.

2016 APR 22 PM 3:23



PUBLIC EVENT

PRIVATE EVENT

NOTIFICATION OF AFFECTED PERSONS

YES IF YES, PROOF:

NO

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

Signature: [Handwritten Signature]

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>OK 3/23/16</u> <u>[Signature]</u>		
DEPT OF PUBLIC WORKS <u>CB</u>		
DEPT OF LAW <u>3/24/16</u> <u>ADB</u>		
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 <u>Prior</u> to event): 3/24/16		
*No more than 3 days TOTAL per Individual or Group per year EVENT SPECIFICS *EXCLUDES HARBORFRONT AREA		
DATE: 7/1/16	TIME: 7:00 AM - 11:00 PM	
LOCATION OF EVENT: 376 L. St. Dr. E.		
SPONSOR: Tom Rozumalski		
NAME: Tom - Deb Rozumalski	PHONE NO. 785-5202	
ADDRESS: 376 L. St. Dr. E. Dr		
<input checked="" type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: Tom + Deb Rozumalski		
PHONE: 185 5202		
ADDRESS: 376 L. St. Dr. E.		
REASON: Wedding		
AUDIO DEVICE TO BE USED: Df speakers ect		
<input type="checkbox"/> PUBLIC EVENT <input checked="" type="checkbox"/> PRIVATE EVENT		
NOTIFICATION OF AFFECTED PERSONS		
<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:		
DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <i>3/24/16</i>		
DEPT OF PUBLIC WORKS <i>CB</i>		
DEPT OF LAW <i>3/24/16</i> <i>ADP</i>		
OTHER		
COMMON COUNCIL ACTION		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

2016 APR 24 PM 12:30
 PLANNING DEPARTMENT
 DUNKIRK, N.J.

March 30, 2014

We, (Thomas & Deborah Rozumalski) will be hosting a wedding and reception on our property July 1st, 2014, at 374 L. Sh. Dr. E. DK.

We will be including a D.J. that evening and he is scheduled to be completed by 11:00 PM.

We are required to formally notify you and ask for a signature that you understand the event, date, and end time for the D.J. This will be filed at City Hall along with our permit.

Neighbor 1 
394 L. Sh. Dr. E.
DK NY 14048

Neighbor 2 Robert J. Michalski
14 North Warsaw St. DK NY
14048

Respectfully
Thomas & Deborah Rozumalski

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
2016 APR 31 AM 11:45

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days <u>Prior</u> to event):		3/22/2016	
*No more than 3 days TOTAL per Individual or Group — per year. EVENT SPECIFICS EXCLUDES HARBORFRONT AREA			
DATE: July 10, 16		TIME: Noon-4 PM	
SPONSOR:		Lake Shore Street Rod Association	
NAME:		Lake Shore Street Rod Association	
ADDRESS:		PO Box 641, Dunkirk, NY 14048	
LOCATION OF EVENT:		Point Gratiot Large Pavilion	
PHONE NO.:		716-679-6134	
<input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input checked="" type="checkbox"/> COMMUNITY			
RESPONSIBLE INDIVIDUAL:			
NAME:		Keith Ossman	
ADDRESS:		206 Lord Street, Dunkirk, NY 14048	
REASON:		Classic Car Show & Cruise In	
AUDIO DEVICE TO BE USED:		Live Band & DJ	
<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:			
DEPARTMENTAL REVIEW		DATE SENT	REPORT BACK
POLICE DEPT <i>ADP</i>			
DEPT OF PUBLIC WORKS <i>ADP</i>			
DEPT OF LAW <i>ADR</i>			
OTHER			
COMMON COUNCIL ACTION			
RECEIPT OF REVIEW			
APPROVAL			
CONDITIONS:			
DISAPPROVED			

2016 MAR 29 AM 11:38
 OFFICE OF THE CLERK
 DUNKIRK, NY

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.

(DCC-47-6-C)

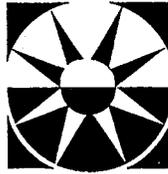
DATE OF APPLICATION (must be 30 days Prior to event):		3-31-16	
EVENT SPECIFICS EXCLUDES HARBORFRONT AREA			
<small>*No more than 3 days TOTAL per Individual or Group - per year</small>			
DATE: 4-17-16	TIME: 2-4	LOCATION OF EVENT: Gazebo at Washington	
SPONSOR:			
NAME: Marie Tomlinson		PHONE NO. 679-7145	
ADDRESS: 146 Newton St Newton St			
<input type="checkbox"/> INDIVIDUAL		<input type="checkbox"/> CORPORATE	
<input type="checkbox"/> CHARITABLE		<input checked="" type="checkbox"/> COMMUNITY	
RESPONSIBLE INDIVIDUAL:			
NAME: Marie Tomlinson		PHONE: 679-7145	
ADDRESS: 146 Newton St Fredonia NY			
REASON: Rally For Bernice Sanders			
AUDIO DEVICE TO BE USED: Loud Speaker			
<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>Marie Tomlinson</u>	
COMMON COUNCIL ACTION			
DEPARTMENTAL REVIEW		DATE SENT	
POLICE DEPT			
DEPT OF PUBLIC WORKS			
DEPT OF LAW			
OTHER			
RECEIPT OF REVIEW			
APPROVAL			
CONDITIONS:			
DISAPPROVED			

2016 APR 31 PM 2:00
 STREETS OFFICE
 DUNELAK, NY

RECEIVED

MAR 16 2016

MAYOR'S OFFICE



UPWARD
BOUND
PROGRAM

Upward Bound Program
W228 Thompson Hall
Fredonia, NY 14063
March 11, 2016

Mayor Wilfredo Rosas
Dunkirk City Hall
342 Central Avenue
Dunkirk, NY 14048

Dear Mayor Rosas:

The *Upward Bound Program* is currently soliciting donations for our 2016 summer program. Contributions help offset the costs of running our summer program for the local area youth (30 Dunkirk high school students) that participate.

The summer program is a six-week program in which students are given a "college like" experience. Students live in a college residence hall, eat meals in a college dining hall, attend academic enrichment and elective courses, attend campus visits and cultural events, participate in health & wellness and leadership development activities and make new friends!

I would like to request a donation from the WM. Cease Fund in the amount of \$500.00 to help with the costs associated with facilitating this college-like experience for area students.

Please send all contributions by June 20th to the following address:

Upward Bound Program
Attn: Loretta Slaton Torain
W228 Thompson Hall
Fredonia, NY 14063

Thank you in advance for your support.

Sincerely,

Loretta Slaton Torain
Director
Upward Bound Program

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
2016 MAR 30 PM 3:35

W228 Thompson Hall, State University of New York at Fredonia, Fredonia, NY 14063

(716) 673-3521

Fax: (716) 673-4740

Upward.bound@fredonia.edu

RESOLUTION # 36 -2016

April 5th, 2016

BY COUCILMAN GONZALEZ:

**AUTHORIZING BUDGET LINE MODIFICATIONS
For Fiscal Year 2016**

WHEREAS, there is a need to make timely adjustments to the 2016 Fiscal Year to address modifications in certain line items for receipt of donations for the Police K-9 dog; now, therefore, be it

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following line item budget modifications to properly reflect needed modifications in certain line items in the Fiscal Year 2016 budget:

Fund 1 - General Fund

Account Number	Department	Line	Change
Revenue			
001.001.2705.7060	General Fund	Donations-Police	\$ 7,100
Appropriation			
001.3120.4439	Police	K-9 Expenses	\$ 7,100
Appropriation			
001.1640.4061	Central Garage	Vehicle Fuel	\$ 5,000
Appropriation			
001.3120.4439	Police	K-9 Expenses	\$ 5,000
		TOTAL	\$ -

Fund 1 - General Fund

Account Number	Department	Line	Change
Revenue			
001.0001.2264	General Fund	Restricted Drug Enforcement	\$ 14,633
Appropriation			
001.3120.4240	Police-General Fund	Restricted Drug Purchase	\$ 14,633
		TOTAL	\$ -

RESOLUTION # 37 -2016

April 5th, 2016

BY COUCILMAN GONZALEZ:

**AUTHORIZING BUDGET LINE MODIFICATIONS
For Fiscal Year 2016**

WHEREAS, the City of Dunkirk, as a member of the Chadwick Bay Regional Development Corporation, has agreed to administer the Chadwick Bay Regional Water LGE Grant,

WHEREAS, there is a need to make timely adjustments to the 2016 Fiscal Year to address modifications in certain line items for the receipt the receipt of this grant, and the appropriations; now, therefore, be it

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following line item budget modifications to properly reflect needed modifications in certain line items in the Fiscal Year 2016 budget:

Fund 1 - General Fund

Account Number	Department	Line	Change
Revenue 001.0001.2290	General Fund	Chadwick Bay Regional Development	\$ 82,404
Appropriation 001.8020.4250	General Fund	Chadwick Bay Regional Development	\$ 82,404
		TOTAL	\$ -

RESOLUTION # 38 -2016

April 5th, 2016

BY COUCILMAN GONZALEZ:

**AUTHORIZING BUDGET LINE MODIFICATIONS
For Fiscal Year 2016**

WHEREAS, it is anticipated that some expenses will exceed their entire budgetary essentials, and it is anticipated that some appropriations will have surpluses for Fiscal Year 2016, ending December 31, 2016; now, therefore, be it

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following modifications to the Fiscal Year 2016 budget:

Fund 1 - General Fund

Account Number	Department	Line	Change
001.1210.4001	Mayor Office	Travel & Training	\$ 5,000
001.1640.4061	Central Garage	Vehicle Fuel	\$ (5,000)
		TOTAL	\$ -

Account Number	Department	Line	Change
001.8020.4001	Development	Travel & Training	\$ 1,000
001.1900.1990	General Services	Contingencies Allowance	\$ (1,000)
		TOTAL	\$ -

RESOLUTION #39-2016

April 5, 2016

BY: ENTIRE COUNCIL

SUBMISSION OF FY2016 CDBG ANNUAL ACTION PLAN TO HUD

WHEREAS, the City of Dunkirk receives funding each year from the United States Department of Housing and Urban Development (HUD) through the Community Development Block Grant (CDBG) program, and

WHEREAS, the City develops an *Annual Action Plan* each year which identifies and further describes the City's anticipated allocation of CDBG funds to various programs and activities for the next fiscal year, and

WHEREAS, according to the City's approved CDBG Citizen Participation Plan, the City's proposed allocations have been presented to the public and interested elected representatives via three public meetings, one technical assistance session, and a thirty-day public review and comment period has been afforded to City residents, now, therefore, be it

RESOLVED, the following activities have been included in the 2016 Annual Action Plan submitted to the public pursuant to the City's Citizen Participation Plan for review and are to be submitted to HUD for its approval.

2016 CDBG ALLOCATIONS

Administration and Planning		\$60,000.00
• General Administration	\$40,000.00	
• Planning/Studies	\$20,000.00	
Public Facilities and Infrastructure Improvements		\$120,000.00
• Street Improvements	\$100,000.00	
• Park Development	\$20,000.00	
Public Services		\$25,000.00
• Career Explorers – Boys & Girls Club	\$15,000.00	
• Chautauqua Striders	\$10,000.00	
Housing		\$130,000.00
• Owner Occupied Housing Rehab	\$100,000.00	
• Home Buyer Assistance Program	\$30,000.00	
Acquisition, Disposition, Clearance, Relocation		\$51,801.00
• Demolition	\$51,801.00	
Total 2016 Allocation		\$386,801.00

RESOLUTION #40-2016

April 5, 2016

BY: COUNCILMAN GONZALEZ

**AUTHORIZING NEW UNION 912 POSITION:
ASSISTANT HOUSING, BUILDING, AND ZONING INSPECTOR**

WHEREAS, the City of Dunkirk Zoning Inspector requires additional assistance in order to insure compliance to all applicable New York State and Local Laws, as well as all applicable Regulations within the City of Dunkirk, and that position is classified as a Union 912 position under the Collectively Bargained Agreement (CBA) between the Union and the City, and

WHEREAS, the Civil Service Board and Administration has administered an examination under the Civil Service Law to assess the qualifications of individuals for service as an Assistant Housing, Building, and Zoning Inspector, and

WHEREAS, one individual currently employed on a contractual basis, Wendy Spinuzza, took the applicable examination and was found qualified under the Civil Service Law for service as an Assistant Housing, Building, and Zoning Inspector, it is

RESOLVED, that a new position under the CBA is authorized and created with a title of "Assistant Housing, Building, and Zoning Inspector" and that position shall be filled pursuant to the CBA, the Civil Service Law, and any other relevant law or regulation.

RESOLUTION #41-2016

April 5, 2016

BY: ENTIRE COUNCIL

**AUTHORIZING THE TRANSFER OF EAGLE STREET NORTH TO
THE CHAUTAUQUA COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

WHEREAS, the City of Dunkirk, along with the Dunkirk Local Development Corporation (DLDC) and the Chautauqua County Industrial Development Agency (CCIDA) are actively engaged in the development of the City of Dunkirk's Waterfront, and

WHEREAS, the DLDC and CCIDA are negotiating the sale and subsequent development of certain parcels of real property that abut Lake Erie, and

WHEREAS, one parcel necessary to the development of those properties is known as "Eagle Street North" and is further described by SBL number 79.01-1-26.1, hereinafter "The Property" a street closed by City Council Resolution #79-2010 on November 16, 2010, and

WHEREAS, that parcel of real property has no pecuniary value, and it is in the best interest of the City of Dunkirk to encourage development along its waterfront, it is

RESOLVED, that the Mayor of the City of Dunkirk is authorized and directed to execute any and all documents necessary to complete the transfer of The Property to the Chautauqua County Industrial Development Agency.

RESOLUTION #42-2016
April 5, 2016

BY: COUNCILMAN GONZALEZ

AUTHORIZING THE MODIFICATION OF AN EASEMENT AGREEMENT

WHEREAS a sale is pending for a new owner of House located at 784 Main Street, located wholly within the City of Dunkirk, and

WHEREAS The City of Dunkirk possess an easement for the purposes of a sewer line and that easement runs through a portion of the property at 784 Main Street. Both the private parties and the City of Dunkirk and the City of Dunkirk Department of Public Works require a clear description of the property subject to the easement for any future projects required of the Department of Public Works, along with the pending sale of the property, and

WHEREAS the City of Dunkirk Department of Public Works recommends that the easement be defined as being a strip of land following the existing sewer and being 30 feet wide from each side of the existing sewer, now therefore be it

RESOLVED that the Mayor is hereby authorized to execute a clarifying easement stating the City sewer easement through the subject property shall be defined as the portion of land within subject property lying within 30 feet by rectangular measurement from the centerline of the existing sewer after completion of a survey of the property, and any other necessary action as required by the City Engineer and the Department of Public Works.

RESOLUTION #43-2016
April 5, 2016

BY: ENTIRE COUNCIL

AUTHORIZING CHANGE ORDER
Lakefront Boulevard Seawall Replacement
(S. St. George Enterprises, Inc. & Nussbaumer & Clark)

WHEREAS, by Resolution No. 46-2014 (June 3, 2014), S. St. George Enterprises, Inc., 3689 Webster Road, Fredonia, New York 14063, (St. George) was awarded a contract to undertake the Lakefront Boulevard Seawall Replacement; and

WHEREAS, by Resolution No. #25, 2013 (May 7, 2013), Nussbaumer & Clark 3556 Lake Shore Road, Suite 500, Buffalo, New York 14219-1494 was awarded a contract to provide engineering services for the Lakefront Boulevard Seawall Replacement, and

WHEREAS, the engineers in control of the project, Nussbaumer & Clarke, Inc., have documented the additional fill required to complete the project, and have further requested additional payment for their services, and have recommended that the City approve the change order and compensate the contractor for the additional fill required; and

WHEREAS, the proposed Change Order has been reviewed and recommended by the Director of Public Works, Mayor, Common Council of the City of Dunkirk, and the Fiscal Director; now, therefore, be it

RESOLVED, that the Mayor, Wilfredo Rosas, is hereby authorized to execute contracts and agreements to approve a Change Order for the "Lakefront Boulevard Seawall Replacement" providing for additional fill, for a total additional payment of two hundred and thirty five thousand dollars (\$235,000) and for additional payment of seven thousand five hundred dollars (\$7,500), for the contract awarded to **S. St. George Enterprises, Inc.**, 3689 Webster Road, Fredonia, New York 14063, and **Nussbaumer & Clark** 3556 Lake Shore Road, Suite 500, Buffalo, New York 14219-1494, and to execute a binding mutual stipulation resolving all outstanding claims against the City of Dunkirk.

RESOLUTION #44-2016

April 5, 2016

BY: ENTIRE COUNCIL

**RATIFICATION OF AGREEMENT BETWEEN THE
CITY OF DUNKIRK AND THE
DUNKIRK PROFESSIONAL FIREFIGHTER'S ASSOCIATION, INC.
LOCAL 616 FOR
JANUARY 1, 2016 – DECEMBER 31, 2016**

WHEREAS, the City of Dunkirk and the Dunkirk Professional Firefighter's Association, Inc. Local 616 ("Local 616") have been involved in labor negotiations to reach an agreement on a new Collective Bargaining Agreement to replace the previous Collective Bargaining Agreement between the parties which expired on December 31, 2013; and

WHEREAS, after negotiations, the City and Local 616 have signed a Memorandum of Understanding regarding said proposed contract; and

WHEREAS, the Civil Service Law requires that this Common Council review and vote upon the issue of ratification of the proposed Collective Bargaining Agreement, now, therefore, be it

RESOLVED, that the Dunkirk Common Council hereby ratifies and approves said Collective Bargaining Agreement and directs the Mayor to execute said agreement between Local 616, on behalf of the City of Dunkirk for the year 2016.