

AGENDA - COMMON COUNCIL MEETING – May 7, 2013 - 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.
 1. Communication from Mayor Dolce appointing Wilfred Rosas to the Board of Assessment Review due the result of an expired term effective May 2, 2013 and will expire September 20, 2017.
6. Communications from the public and petitions:
 1. Request from Amara-Can "Walleye Classic" to hold their annual tournament at Chadwick Bay Marina on July 12th thru July 14th, with the use of picnic tables, trash/recyclable containers, daily trash pick up, waiver of boat ramp use, time extension of fish cleaning station, fire truck to assist in sendoff celebration and inviting the Mayor and Council Members to attend same.
 2. Request from Dunkirk Local Development Corporation – Festivals Committee for the City's assistance and use of City facilities for their Summer on the Lake events.
 3. Prior Notice from:
 - a) Harriet Tower informing of a dangerous tree on Fifth Street.
 4. Notice of Claim from:
 - a) Kim Bennice for replacement of a tire on her vehicle allegedly caused by a city street sign base.
 - b) LoTempio & Brown, P.C. on behalf of Miguel A. Coraliza-Sanchez against the City of Dunkirk Police Department.
 5. Loudspeaker applications from:
 - a) Dunkirk Police Benevolent Association for use of a stereo system on June 26th at the large pavilion at Point Gratiot from 5:00 PM until 9:00 PM.
 - b) Dunkirk Elk's Lodge #922 for microphones and speakers at the Dunkirk Lighthouse on June 14th from 6:00 PM until 8:00 PM.
 - c) Dunkirk Local Development Corporation – Festivals Committee for professional audio equipment and DJ on May 26th from 1:00 PM until 3:00 PM, July 4th from 4:00 PM until 10:00 PM, August 3rd from 12:00 PM until 11:00 PM, June 7th from 5:00 PM until 9:00 PM, June 8th from 12:00 PM

until 12:00 AM, and Thursdays June 6th thru August 29th from 6:00 PM until 8:30 PM.

6. Communication from Valerie Pawlak regarding SUNY Fredonia top RecyclingMania and Fredonia Cable Board announcing new board members and programming.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
 24. Resolution authorizing agreement for Agricultural Products Marketing Program (Community Chamber Development Corporation).
 25. Resolution authorizing agreement for Engineering Services – Lake Front Boulevard Seawall (Nussbaumer & Clarke, Inc.).
 26. Resolution authorizing agreement with NYS DEC for Spills Program (8 Lake Shore Drive East, Dunkirk, NY).
 27. Resolution directing Building Inspector to inspect premises (79 West Doughty Street (79.20-8-74)) and report results.
 28. Resolution directing Building Inspector to inspect premises (128 Lincoln Avenue (79.19-3-35)) and report results.
 29. Resolution establishing standard work day and reporting Resolution (NYS Comptroller RS 2417-A).
10. New Business:
11. Adjournment.

Lacy L. Lawrence
City Clerk



CITY OF DUNKIRK
A Chadwick Bay Community

Office of the Mayor
City Hall, Dunkirk, New York 14048

ANTHONY J. DOLCE
MAYOR
(716) 366-9881
FAX (716) 366-2049

April 29, 2013

Dunkirk Common Council
City Hall
Dunkirk, NY 14048

Ladies and Gentlemen:

Please be advised that due to a vacancy on the Board of Assessment Review as a result of an expired term, I hereby appoint William Rosas of 768 Central Avenue, Dunkirk, NY. This five-year term is effective May 2, 2013 and will expire September 20, 2017.

Very truly yours,

ANTHONY J. DOLCE
Mayor

AJD:cao

cc: City Clerk
Clerk, Board of Assessors
Personnel
Payroll

2013 AP 29 11:52 AM
CITY CLERK'S OFFICE
DUNKIRK, NY

Robert W. Zoeller, President/Chairman
New York Walleye Assoc. Inc.
PO Box: 373
Buffalo, NY 14207

Mayor's Office
Dunkirk N.Y.
C/O Dunkirk City Council

RE: Amara- Can "Walleye Classic"

Mr. Mayor and Council Members,

I am requesting assistance from the City of Dunkirk in regards to our 20th Annual Amara-Can "Walleye Classic" Fishing Tournament. The tournament will be held at Chadwick Bay Marina, July 12th, 13th and 14th, 2013.

For the past nineteen years the City of Dunkirk has been the most accommodating host for our tournament. With your continued assistance I am sure the 2013 Amara-Can "Walleye Classic" will again be a huge success.

We expect that approximately One-hundred teams (400 fishermen) will be attending the tournament. These fishermen and their families will be exposed to all the improvements to the Dunkirk waterfront benefiting your city as well as the "Amara-Can" tournament.

Below you will find a list of those items our organization would request from the city.

- Tables - 24-30 Picnic tables (To be delivered Thursday, July 11th.)
- Trash (8-9 totes) / Recyclable (4-5 totes)
- Daily Trash Pick-up
- Boat ramp use waiver (For tournament contestants Friday, July 12th - Sunday, July 14th)
- Fish Cleaning Station (Extended available time open / Saturday, July 13th - Sunday, July 14th)
- Fire Truck (To assist in sendoff celebration Saturday, July 13th & Sunday, July 14th at 6:30am.
- Awards and trophies to be presented by Mayor Dolce.
 - Trophy & \$250.00 each day - Big Fish
 - Trophy - Winning Team

At this time the committee would also like to invite you Mayor Dolce and members of the Dunkirk City Council to be our guests for any or all the days of the tournament.

Noted Times

Friday, July 12th - Opening Ceremonies / Captain's meeting 5:00pm
Saturday, July 13th - Weight- in 4pm / Awards and Drawings 6:00pm
Sunday, July 14th - Weight in 2pm / Awards and Drawing 5:00pm

Contact Information:

Robert Zoeller
24 Layer Ave.
Buffalo, NY 14207
(716) 875-8148
(716) 380-7597

Thank you for your consideration,

Robert W. Zoeller, President NYWA
Chairman of Amara-Can "Walleye Classic"

2013 AP 23 AM 11:33
CITY OF DUNKIRK
DUNKIRK, NY

Dunkirk Festivals
338 Central Avenue
Suite 210
Dunkirk, NY 14048



Phone: (716)366-9876
Fax: (716)363-6460
info@visitdunkirk.com
www.VisitDunkirk.com

May 2, 2013

City of Dunkirk Common Council
342 Central Ave
Dunkirk, NY 14048

Dear Common Council:

The Dunkirk Local Development Corporation-Festivals Committee is requesting the City's assistance and use of City facilities for our annual Summer on the Lake events. We are requesting the following:

- **Sunday, May 26** – Picnic in the Point. We are requesting the use of Point Gratiot from 12pm-6pm for this first annual event.
- **Thursdays, June 6-August 29** – Music on the Pier. We are requesting the use of the City Pier for the 6th year of the Music on the Pier series.
- **Friday, June 7** – Wreck & Roll Friday. We are requesting the use of the City Pier, North of Central Avenue for the 5th Annual Hose Races at 6pm (in front of the Boardwalk). There will also be live entertainment on the pier until 9pm.
- **Saturday, June 8** – Wreck & Roll Saturday. We are requesting the use of the City Pier, beginning at the Boat Launch at 8am. We are also requesting a Police Officer from 12pm – 10pm, paid by the DLDC Festivals Committee.
- **Thursday, July 4** – Fourth of July Celebration. We are requesting the use of Memorial Park for the annual Fourth of July celebration. There will be food vendors from Wednesday through Friday. There will also be live entertainment on July 4 evening and night.
- **Saturday, August 3** – Beach Bash. We are requesting the use of Wright Park Beach, and to close the roads from Pine and N. Serval to Lake Front Blvd and N Ocelot for the annual Beach Bash.

Thank you for your assistance.

A handwritten signature in black ink, appearing to read "Anthony J. Dolce".

Anthony J Dolce
Dunkirk Festivals

2013 MAY 2 11:01 AM
CITY OF DUNKIRK
CLERK'S OFFICE
DUNKIRK, NY

438 Swan Street
Dunkirk, NY 14048
April 17, 2013

Dunkirk Department of Public Works
City Hall Central Ave
Dunkirk, NY 14048

Dear Department officials:

I am writing to bring to your attention that the mature tree on the Fifth Street side of my house is ailing and shedding large branches and bark. Four years ago one of those branches punctured my roof and cracked six supporting beams in the attic. I repaired this at my own expense and began planning for a new roof.

I have a new \$12,500 roof on my house and am about to have a rubber roof installed over the flatter part of my roof closest to this tree. I understand that rubber roofs easily sustain damage from punctures so, given the history of this tree, I am suggesting that you may want to take the tree down before it does further damage to my house. I will consider it the responsibility and liability of the city if there is further damage.

Thanks for a response and action on this matter.

Sincerely,


Harriet Lane Tower

2013 APR 23 AM 10:53
CITY OF DUNKIRK
DUNKIRK, N.Y.

Notice of Claim
City of Dunkirk, N.Y.

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: Kim Bennick
Claimant Address: 1047 Central Ave.
Dunkirk, NY 14048
Claimant Telephone Number: () 785-3273

2013 APR 12 PM 3:22

RECEIVED
CLERK'S OFFICE
DUNKIRK, N.Y.

This claim is for (injuries/damages alleged): Blown fire

This claim is alleged to have arisen on the 6 day of April, 2013 at approximately 10 a.m./p.m. on that date at N. Woodford Ave. Dk.

The injuries and/or damages sustained by the Claimant arose in the following manner:
Ran over metal jagged sign base not removed
from a previous city street sign.

The amount and type of injuries and/or damages sustained by the Claimant consist of the following: tire replacement by Midas

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

Respectfully yours,
KBennick
Claimant (date)

Kimberlee Bennick 4/12/13

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

Kimberlee Bennick, 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.

Kim M. Robbins
Notary

Sworn to before me this
12th day of April, 2013.

KIM M. ROBBINS #01RO5060886
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires May 28, 2014

MIDAS AUTO SERVICE EXPERTS

4007 VINEYARD DRIVE
 DUNKIRK, NY 14048
 Ph:(716) 366-2275, Fax:(716) 366-2279

INVOICE

#56497 Page 1 of 1
 4/9/2013, 11:53 AM
 Estimate #130408004
 Facility #: 7089815

¹⁰⁴⁷
~~85~~ KIM BENNICCE
 CENTRAL AVE
 DUNKIRK, NY 14048

CELL: 716-785-3273

ACCOUNT #:

2007 PONTIAC G6
 EDD5774 (NY)
 ODOM IN/OUT: 60609 / 60609
 1G2ZH57N174152374
 3.5L V6 Cyl.

114.49 Cash

Sales Person: 100:PUCCIA
 Tech: 111:KAWSKI, KYLE A

#5WF6 NYS

Qty	Item Number	Loc	Description	ST	Each	Labor	Misc	Extended
1	CUSTOM		P225/50R17 OHSTU	RO	101.00			101.00
1	NYTT		NEW YORK STATE TIRE TAX	R	2.50			2.50
1	NYTDF		TIRE DISPOSAL FEE	RO-	3.00			3.00
1	LABOR		HOUSE CALL	R				0.00

Parts	106.50
Labor	0.00
Sub-Total	106.50
NY STATE Tax	7.99
Grand Total	114.49

THANK YOU FOR VISITING YOUR DUNKIRK MIDAS YOUR COMMENTS ARE WELCOME.
 dot# 7TJR4WVR0213. NO MILEAGE WARRANTY OR ROAD
 HAZARD.

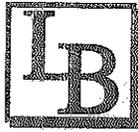
MIDAS INTERNATIONAL CORPORATION ISSUES WRITTEN WARRANTIES ON MUFFLERS, CATALYTIC CONVERTERS, SHOCK ABSORBERS, STRUT ASSEMBLIES, STRUT CARTRIDGES, BRAKE SHOES AND PADS, AND VARIABLE RATE SPRINGS. THE WARRANTY TERMS FOR THESE PRODUCTS ARE STATED ON SEPARATE PRINTED WARRANTY CERTIFICATES ISSUED TO YOU, TOGETHER WITH THE INVOICE, UPON THE PURCHASE OF THE APPROPRIATE WARRANTED PRODUCT. THE TERMS OF ALL WARRANTIES ARE IN THE MIDAS WARRANTY BINDER ON DISPLAY IN EACH MIDAS MUFFLER AND BRAKE SHOP. THIS WARRANTY GIVES YOU SPECIFIC LEGAL RIGHTS; YOU MAY ALSO HAVE OTHER RIGHTS WHICH VARY FROM STATE TO STATE. ALL OTHER PRODUCTS AND WORKMANSHIP ARE WARRANTED FOR NINETY (90) DAYS FROM THE DATE OF INSTALLATION. THERE NO OTHER WARRANTIES ISSUED BY MIDAS INTERNATIONAL CORPORATION. WARRANTY WORK WILL BE PERFORMED AT ANY MIDAS SHOP IN THE US OR CANADA OFFERING THE WARRANTED PRODUCT OR SERVICE. FOR THE ADDRESS OF YOUR NEAREST MIDAS SHOP, SEE THE YELLOW PAGES OF THE LOCAL TELEPHONE DIRECTORY OR WRITE MIDAS CONSUMER RELATIONS, 225 NORTH MICHIGAN AVENUE, CHICAGO, IL 60601.

MIDAS SHOP # 6297, NYS FACILITY # 7089815, S.S. VENDER # 122378

I CERTIFY THAT THE REPAIRS HAVE BEEN COMPLETED.

X _____

THIS INVOICE DOES NOT PEPLACE YOUR GUARANTEE.



LoTempio & Brown, P.C.

ATTORNEYS & COUNSELORS AT LAW

www.lotempioandbrown.com

RECEIVED

APR 16 2013

Dunkirk City Attorney

Frank L. LoTempio, Jr.
Patrick J. Brown
Mary L. Slisz
Frank LoTempio, III*

*Also Admitted To Practice in Florida

Rafael O. Gomez
Molly Sleiman
Michael H. Koosholian
Jillian L. Stiefel
Brian J. Bogner

rgomez@lotempioandbrown.com

April 15, 2013

David C. Ortolano, Chief Of Police
City of Dunkirk Police Department
342 Central Avenue
City Hall
Dunkirk, New York 14048

APR 23 PM 2:42
CLERK'S OFFICE
DUNKIRK, N.Y.

Re: Notice of Claim

Dear Chief Ortolano:

Please be advised that our office has been retained to represent Miguel A. Corraliza-Sanchez. In furtherance of same, I am enclosing herein a Notice of Claim for service upon the City of Dunkirk Police Department. As a courtesy, I am also providing a copy of this to the City Attorney.

Very truly yours,

LO TEMPPIO & BROWN, P.C.

BY: RAFAEL O. GOMEZ

enc.

cc: Ronald A. Szot, Esq.
(w/ enclosure)

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event):		
* No more than 3 days TOTAL per Individual or Group - per year		
EVENT SPECIFICS		
* EXCLUDES HARBORFRONT AREA		
DATE: 6/26/13	TIME: HOURS 5:00 PM - 9:00 PM	LOCATION OF EVENT: POINT GRANT PARK
SPONSOR: <u>DUNKIRK POLICE BENEVOLENT ASSOCIATION</u>		
NAME: <u>DUNKIRK POLICE BENEVOLENT ASSOCIATION</u>	PHONE NO. <u>716-366-2266</u>	
ADDRESS: <u>342 CENTRAL AVE, DUNKIRK, NY</u>		
<input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input checked="" type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: <u>CHRISTOPHER M. WITKOWSKI</u>	PHONE: <u>716-366-2266</u>	
ADDRESS: <u>342 CENTRAL AVE, DUNKIRK, NY</u>		
REASON: <u>FUND RAISER</u>		
AUDIO DEVICE TO BE USED: <u>STEREO SYSTEM</u>		
<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></u>		
DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT OK <u>4/17/13</u> 		
DEPT OF PUBLIC WORKS <u>AS 4/17/13</u> 		
DEPT OF LAW <u>RAS 4/18/13</u>		
OTHER		
COMMON COUNCIL ACTION		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

2013 APR 16 AM 9:11
 DUNKIRK, NY
 DEPT OF PUBLIC WORKS

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

DATE OF APPLICATION (must be 30 days Prior to event): <u>5/2/13</u>		
* No more than 3 days TOTAL per Individual or Group - per year		
EVENT SPECIFICS		* EXCLUDES HARBORFRONT AREA
DATE: <u>6/14/13</u>	TIME: <u>10-8 pm</u>	LOCATION OF EVENT: <u>Dunkirk light house</u>
SPONSOR: <u>Dunkirk Elks lodge 922</u>		
NAME: <u>Scott Bonafede</u>		PHONE NO. <u>(716) 946-7418</u>
ADDRESS: <u>James Place Fredonia ny</u>		
<input type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input checked="" type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: <u>Myra Murphy</u>		PHONE: <u>(716) 410-6972</u>
ADDRESS: <u>206 S. Zebra St. Dunkirk ny 14048</u>		
REASON: <u>Doing a flag Day Ceremony at Dunkirk light house.</u>		
AUDIO DEVICE TO BE USED: <u>yes microphones and speakers</u>		
<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>Myra Murphy</u>		
JUN 11 2 41 PM '13 CLERK OF BOARD DUNKIRK, N.Y.		
DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>5/2/13</u> <u>(signature)</u>		
DEPT OF PUBLIC WORKS <u>5/2/13</u> <u>(signature)</u>		
DEPT OF LAW <u>5/2/13</u> <u>(signature)</u>		
OTHER		
COMMON COUNCIL ACTION		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

Please Print Name

DATE OF APPLICATION (must be 30 days Prior to event): April 26, 2013

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

DATE: May 26 TIME: 12-3pm LOCATION OF EVENT: Point Gratiot

SPONSOR: DLDC - Festivals Committee

NAME: Anthony J. Dolce PHONE NO. 361-9876

ADDRESS: 338 Central Ave

Dunkirk NY 14049

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Anthony J. Dolce, Chairman PHONE: 361-9876

ADDRESS: 338 Central Ave, Dunkirk NY 14049

REASON: Dunkirk Summer Events. Promote Dunkirk and waterfront with family activities and drawing tourists to the City.

AUDIO DEVICE TO BE USED: Professional audio equipment - DJ

PUBLIC EVENT PRIVATE EVENT

NOTIFICATION OF AFFECTED PERSONS

YES IF YES, PROOF: NO

MAY 2 2013 AM 11:00
CLERK'S OFFICE
DUNKIRK, NY

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

Signature: Anthony J. Dolce

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>5/2/13</u> <u>[Signature]</u>		
DEPT OF PUBLIC WORKS <u>AS 5/8/13</u>		
DEPT OF LAW <u>AS 5/2/13</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 Prior to event): April 26, 2013

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

DATE: July 4 **TIME:** 4pm - 10pm **LOCATION OF EVENT:** Memorial Park

SPONSOR: DLDC - Festivals Committee

NAME: Anthony J. Dulca **PHONE NO.:** 361-9876

ADDRESS: 338 Central Ave
Dunkirk NY 14049

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Anthony J. Dulca, Chairman **PHONE:** 361-9876

ADDRESS: 338 Central Ave, Dunkirk NY 14049

REASON: Dunkirk Summer Events. Promote Dunkirk and waterfront with family activities and drawing tourists to the City.

AUDIO DEVICE TO BE USED: Professional audio equipment - live bands

PUBLIC EVENT PRIVATE EVENT

NOTIFICATION OF AFFECTED PERSONS

YES NO **IF YES, PROOF:**

JUL 2 AM 11:00
LEAKS FROM
DUNKIRK, N.Y.

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

Signature: Anthony Dulca

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT 5/2/13		
DEPT OF PUBLIC WORKS 5/2/13		
DEPT OF LAW 5/2/13		
OTHER		

COMMON COUNCIL ACTION

RECEIPT OF REVIEW

APPROVAL

CONDITIONS:

DISAPPROVED

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

Beach Bash

DATE OF APPLICATION (must be 30 days Prior to event): April 26, 2013

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

DATE: Aug 3 TIME: 12pm-11pm LOCATION OF EVENT: City Pier

SPONSOR: DLDC - Festivals Committee

NAME: Anthony J. Dolce PHONE NO. 361-9876

ADDRESS: 338 Central Ave
Dunkirk NY 14048

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Anthony J. Dolce, Chairman PHONE: 361-9876

ADDRESS: 338 Central Ave, Dunkirk NY 14048

REASON: Dunkirk Summer Events Promote Dunkirk and Waterfront with family activities and drawing tourists to the City

AUDIO DEVICE TO BE USED: Professional audio equipment - live bands

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: Anthony J. Dolce

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>5/2/13</u> <u>(initials)</u>		
DEPT OF PUBLIC WORKS <u>AS 5/2/13</u>		
DEPT OF LAW <u>RS 5/2/13</u>		
OTHER		

COMMON COUNCIL ACTION

RECEIPT OF REVIEW

APPROVAL

CONDITIONS:

DISAPPROVED

MAY - 2 AM 1:00
DUNKIRK, NY

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

Wick-Bell

DATE OF APPLICATION (must be 30 days Prior to event): April 26, 2013

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

DATE: June 7-8 TIME: 5-9 / 12-12AM LOCATION OF EVENT: City Pier

SPONSOR: D&DC - Festivals Committee

NAME: Anthony J. Dolce PHONE NO. 366-9876

ADDRESS: 338 Central Ave
Dunkirk NY 14048

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Anthony J. Dolce, Chairman PHONE: 366-9876

ADDRESS: 338 Central Ave, Dunkirk NY 14048

REASON: Dunkirk Summer Events. Promote Dunkirk and waterfront with family activities and drawing tourists to the City.

AUDIO DEVICE TO BE USED: Professional audio equipment - live bands

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: Anthony J. Dolce

RECEIVED
CLERK'S OFFICE
DUNKIRK, N.Y.
MAY 2 11:00 AM '13

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>5/2/13</u> <u>AD</u>		
DEPT OF PUBLIC WORKS <u>5/2/13</u>		
DEPT OF LAW <u>5/2/13</u>		
OTHER		

COMMON COUNCIL ACTION

RECEIPT OF REVIEW _____

APPROVAL _____

CONDITIONS: _____

DISAPPROVED _____

APPLICATION FOR LOUDSPEAKER SPECIAL PERMIT NO.
(DCC-47-6-C)

Music on the Pier

DATE OF APPLICATION (must be 30 days Prior to event): April 26, 2013

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

DATE: ^{Thursdays} 6/6 - 8/12 **TIME:** 6:30-8:30 **LOCATION OF EVENT:** City Pier

SPONSOR: DLDC - Festivals Committee

NAME: Anthony J. Dolce **PHONE NO.:** 361-9876

ADDRESS: 338 Central Ave
Dunkirk NY 14049

INDIVIDUAL CORPORATE CHARITABLE COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Anthony J. Dolce, Chairman **PHONE:** 361-9876

ADDRESS: 338 Central Ave, Dunkirk NY 14049

REASON: Dunkirk Summer Events. Promote Dunkirk and waterfront with family activities and drawing tourists to the City.

AUDIO DEVICE TO BE USED: Professional audio equipment - live bands

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, NY
JUN 11 2 11:01 AM

PUBLIC EVENT PRIVATE EVENT

NOTIFICATION OF AFFECTED PERSONS

YES NO **IF YES, PROOF:**

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

Signature: Anthony J. Dolce

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT 5/2/13		
DEPT OF PUBLIC WORKS		
DEPT OF LAW		
OTHER		

COMMON COUNCIL ACTION

RECEIPT OF REVIEW

APPROVAL

CONDITIONS:

DISAPPROVED

10 Ruggles St
Dunkirk, N.Y. 14048
April 25, 2013

Dear Mr. Dolis and Dunkirk Council,

Because I can not attend the Council Meeting of 4/30/2013, I'm requesting some-one read my letter pertaining to the two Articles enclosed!

1. First one pertains to Sunny Friedman's "top Recycling Mairis" among other Sunnys' Colleges! We are so proud of them, after all, they are the ones that help clean Two Beaches and Parks every year! Council must find a way to get a grant of about \$3,000, which letter would be sent to every home owner, notifying even their renters to Recycle! We not need to impose fines! The school way is not working!

2. The second Article pertains to "Friedman Cable Board announcing" new board members and programming"! As you will see, these members will help out our idea for programming Friedman Time Warner Channel 5-17. You know, their Time Warner, comes through Syracuse N.Y. Believe! But I have often spoken to them, We are not using our Cable 12, its out there with all, we may get! Please call our Time Warner Cable! Believe me, there's many programs we may get! Some-one needs to make the connection! through Time Warner!

Also Dunkirk Residents deserve their Channel 12 back for Council! ~~Patrol~~

Thank you for reading my letter, please enter it in the minutes of tonight's Council Meeting!
Again Thank you and God Bless!

Yours truly
Valerie Paulak

ALLEN
CLEAN'S RUBBER
TINKING, N.Y.

APR 25 AM 11:57

SUNY Fredonia reclaims top RecycleMania rank among SUNYs

Back on top of the heap — literally — is where SUNY Fredonia ranks among SUNY schools in the just concluded 2013 RecycleMania competition.

More than 112,000 pounds of recycled material, or nearly 17.25 pounds per person, was collected by students, faculty and staff during the eight-week campaign that ended March 30 to return SUNY Fredonia to the top spot in the SUNY system in the “per capita” category.

That volume is equivalent to preventing the release of 193 metric tons of carbon dioxide equivalent into the atmosphere, which translates into taking 38 cars off the road or supplying the energy needs of 17 households for an entire year.

“I’m excited that we’re back on top among SUNY schools,” said Kevin Cloos, director of Facilities Services and a member of the Sustainability Committee, which directs the campus RecycleMania

effort. “We tried to do a lot on campus to promote recycling and going green. It’s good to know that our efforts are paying off.”

Overall, SUNY Fredonia was 10th out of 23 universities in the state and 74th among 361 colleges nationwide in the per capita competition. Just over 520 colleges and universities recovered a staggering 90 million pounds of organic and recyclable materials during the 13th annual RecycleMania.

DELIVERED
CITY OF FREDONIA
FREDONIA, N.Y.

APR 25 AM 11:37

Observer - 4/20/2013

Fredonia Cable Board announces new board members and programming

The Fredonia Cable Access Committee recently welcomed three new board members: Susan MacKay (village board liaison), Casey Twitchell, and Michelle Twitchell.

The new board members will help the committee oversee and develop programming ideas for Fredonia Time Warner channels 5 and 17.

During its April meeting, the newly-expanded committee met with Village Attorney Sam Drayo to finalize the language for the new Cable Access contract, which expires at the end of April.

The board also discussed upcoming programming and a new show, “Digest,”

Residents interested in becoming committee members or submitting information for the Community Bulletin Board should contact the board at bulletin.board@fredonia.edu.

which is produced at SUNY Fredonia by Professor Mark Kiyak’s Television Studio Production class. “Digest” is aired on Tuesdays and Thursdays at 6:30 p.m. and features in-depth interviews with people working on interesting community projects and initiatives.

The board began planning for the upcoming Fredonia High School graduation in June, the Fredonia Farm Festival in August,

and Red White and Blues events in September. Residents interested in becoming committee members or submitting information for the Community Bulletin Board should contact the board at bulletin.board@fredonia.edu.

The next Fredonia Cable Access meeting is scheduled for May 9 at 7 p.m. in the community room in the basement of the Fredonia Village Hall.

RESOLUTION #24-2013
MAY 7, 2013

BY THE ENTIRE COUNCIL:

**AUTHORIZING AGREEMENT
FOR
AGRICULTURAL PRODUCTS MARKETING PROGRAM
(COMMUNITY CHAMBER DEVELOPMENT CORPORATION)**

WHEREAS, by Resolution No. 63-2012 (July 31, 2012), the City entered in to an agreement with the Community Chamber Development Corporation ("Chamber") to provide primary administrative oversight and operation of an Agricultural Marketing Program ("Program") in the City, which included the use from time-to-time of mutually-agreed-upon portion of Memorial Park; and

WHEREAS, it would be in the best interests of the City of Dunkirk to renew approval for such a Program in the City; and

WHEREAS, the Chamber is ready, willing and able to continue to provide primary administrative oversight and operation of such Program, utilizing the eastern portion of Memorial Park for anticipated multiple day operations; and

WHEREAS, in order to provide for such Program, it is necessary to enter into an Agreement between the City and Chamber to confirm the terms, conditions and understandings among the parties; now, therefore, be it

RESOLVED, that the Common Council hereby authorizes the Mayor, on behalf of the City of Dunkirk, to enter into an Agreement between the City and Community Chamber Development Corporation to provide primary administrative oversight and operation of an Agricultural Marketing Program in the City, including the use from time-to-time of City property (a mutually-agreed upon portion of Memorial Park) for three (3) years, with a three-year option.

RESOLUTION #25-2013
MAY 7, 2013

BY THE ENTIRE COUNCIL:

AUTHORIZING AGREEMENT FOR ENGINEERING SERVICES
Lake Front Boulevard Seawall
(Nussbaumer & Clarke, Inc.)

WHEREAS, the overall condition of Lake Front Boulevard and the adjacent "seawall" from the area of Wright Park to Main Street has deteriorated and poses a threat to the integrity of the roadway, pedestrian walkway and retaining wall; and

WHEREAS, it would be in the best interests of the City to initiate comprehensive engineering design services for the reconstruction and/or repair of Lake Front Boulevard and the adjacent "seawall," seeking any possible appropriate grant funding opportunities; and

WHEREAS, Nussbaumer & Clarke, Inc. is ready, willing and able to provide such services for the City in a good and workmanlike manner; now, therefore, be it

RESOLVED, the Mayor is hereby authorized and directed to execute all necessary documents, including an agreement of services, on behalf of the City of Dunkirk, with Nussbaumer & Clarke, Inc., 3556 Lake Shore Road, Suite 500, Buffalo, New York 14219-1494, in an amount not to exceed Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) to initiate comprehensive engineering design services for the reconstruction and/or repair of Lake Front Boulevard and the adjacent seawall (including but not necessarily limited to field condition and topical survey, design services, agency coordination, general construction services and resident observation), seeking any possible appropriate grant funding opportunities; and, be it further

RESOLVED, that the funds for such engineering services, as well as any presumptive construction-related costs, and the repayment for any bonding, be allocated seventy-five percent (75%) general fund and twenty-five percent (25%) waste water fund.

RESOLUTION #26-2013
MAY 7, 2013

BY THE ENTIRE COUNCIL:

AUTHORIZING AGREEMENT WITH NYS DEC FOR SPILLS PROGRAM
(8 Lake Shore Drive East, Dunkirk, NY)

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has determined the investigation and remedial work is necessary at 8 Lake Shore Drive East, Dunkirk, NY, real property currently owned by the City of Dunkirk; and

WHEREAS, the NYSDEC has identified the City as a potentially responsible party and has provided the opportunity to a) do the necessary investigation and remediation to the NYSDEC's satisfaction, or b) decline to do any such work and allow the NYSDEC to undertake such investigation and remediation with its own contractor (which may result in responsibility for all costs incurred by the NYSDEC); and

WHEREAS, it would be in the best interest of the City to allow the NYSDEC to undertake such investigation and remediation; now, therefore, be it

RESOLVED, that the Mayor is hereby directed and authorized to execute any necessary documents and agreements by and on behalf of the City of Dunkirk with the New York State Department of Environmental Conservation for necessary investigation and remediation at 8 Lake Shore Drive East, Dunkirk, NY, including a right-of-entry for the NYSDEC, regarding spill number 1100479.

RESOLUTION #27-2013

MAY 7, 2013

BY COUNCILWOMAN SZUKALA:

**DIRECTING BUILDING INSPECTOR TO INSPECT PREMISES
(79 West DOUGHTY STREET (79.20-8-74)) AND REPORT RESULT**

WHEREAS, a structure situate at premises designated as 79 West Doughty Street, Dunkirk, NY 14048, (79.20-8-74) appears to be abandoned, dilapidated, deteriorated, decayed or unattractive and appears to be or become a danger to the health, safety or welfare of the public; and

WHEREAS, it would be in the best interests of the public for an inspection of such premises to be undertaken by the City's Building Inspector and for a report of such inspection to be provided to this Common Council; now, therefore, be it

RESOLVED, that the Building Inspector is hereby directed to inspect the building or structure situate at premises designated as 79 West Doughty Street, Dunkirk, NY 14048, (79.20-8-74) and to report the results of such inspection to this Common Council in accordance with the provisions of Chapter 18 of the City of Dunkirk Code.

RESOLUTION #28-2013

MAY 7, 2013

BY COUNCILWOMAN SZUKALA:

**DIRECTING BUILDING INSPECTOR TO INSPECT PREMISES
(128 LINCOLN AVENUE (79.19-3-35)) AND REPORT RESULT**

WHEREAS, a structure situate at premises designated as 128 Lincoln Avenue, Dunkirk, New York 14048, (79.19-3-35) appears to be abandoned, dilapidated, deteriorated, decayed or unattractive and appears to be or become a danger to the health, safety or welfare of the public; and

WHEREAS, it would be in the best interests of the public for an inspection of such premises to be undertaken by the City's Building Inspector and for a report of such inspection to be provided to this Common Council; now, therefore, be it

RESOLVED, that the Building Inspector is hereby directed to inspect the building or structure situate at premises designated as 128 Lincoln Avenue, Dunkirk, New York 14048, (79.19-3-35) and to report the results of such inspection to this Common Council in accordance with the provisions of Chapter 18 of the City of Dunkirk Code.

RESOLUTION #29-2013
MAY 7, 2013

BY THE ENTIRE COUNCIL:

**ESTABLISHING STANDARD WORK DAY AND
REPORTING RESOLUTION (NYS COMPTROLLER RS 2417-A)**

BE IT RESOLVED, that the City of Dunkirk, New York (Location Code 601) hereby establishes the following as standard work days for elected and appointed officials, and will report the following days worked to the New York State and Local Employees' Retirement System, based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	SSN	Reg No	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member in Tier 1)	Not Submitted (Check box if no record of activities completed or time-keeping system)
Elected Officials									
ASSESSOR	THOMAS MILECZKO	XXXX	XXXX	7	1/1/12-12/31/13	Y		<input type="checkbox"/>	<input type="checkbox"/>
COUNCILMAN	BILL RIVERA	XXXX	XXXX	6	1/1/12-12/31/13	N	7.28	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILWOMAN	STACY SZUKALA	XXXX	XXXX	6	1/1/12-12/31/13	N	7.92	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILMAN	MIKE MICHALSKI	XXXX	XXXX	6	1/1/12-12/31/15	N	1.89	<input type="checkbox"/>	<input type="checkbox"/>
MAYOR	ANTHONY J. DOLCE	XXXX	XXXX	7	1/1/12-12/31/15	N	24.99	<input type="checkbox"/>	<input type="checkbox"/>
TREASURER	MARK WOODS	XXXX	XXXX	7	1/1/12-12/31/13	Y		<input type="checkbox"/>	<input type="checkbox"/>
Appointed Officials									
ATTORNEY	RONALD A. SZOT	XXXX	XXXX	7	1/1/12-12/31/15	Y		<input type="checkbox"/>	<input type="checkbox"/>
CITY CLERK	LACY LAWRENCE	XXXX	XXXX	7	1/1/12-12/31/15	Y		<input type="checkbox"/>	<input type="checkbox"/>
DPW DIRECTOR	ANTHONY GUGINO	XXXX	XXXX	7	1/1/12-12/31/15	Y		<input type="checkbox"/>	<input type="checkbox"/>