

AGENDA - COMMON COUNCIL MEETING – JUNE 19, 2012 - 6:00 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 Kelly Services to hold a "Picnic in the Park" in Washington Park on July 20th from 11:00 AM to 2:00 PM.
  2. Request from Amara-Can "Walleye Classic" to hold their annual tournament at Chadwick Bay Marina on July 6th to the 8th, with 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 & Council Members to attend same.
  3. Loudspeaker applications from:
    - a) Ackeena Sikes for a DJ/Sound System at the large pavilion on July 7th from 3:00 to 7:00 PM.
    - b) Putnam Record Agency for a PA System on September 8th for the parking lot behind 77 E. Fourth Street from 10:00 AM to 2:00 PM.
    - c) E&R's Latin Flavor for a loudspeaker & band on July 4th at 45 Lake Shore Drive East from 3:00 to 10:30 PM.
    - d) Latin Festival Committee for a loudspeaker & bands on September 1st, 2nd & 3rd between the High Rise & Clarion for their Puerto Rican Festival from Noon to 9:00 PM.
    - e) DHS Class of 1982 for a Sound System at the Fireman's Grounds on June 30th from 5:00 to 9:00 PM for their Class Reunion.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
  52. Resolution authorizing Grant Application for NYSDEC Quick Start Arbor Day Grant Program.
  53. Resolution authorizing Grant Application for NYSDEC Community Forestry Grant Program.

54. Resolution authorizing grant application for NYS Office of Community Renewal for Main Street Program.
  55. Resolution authorizing extension of tax collection agreement.
  56. Resolution authorizing appointment of Dunkirk Industrial Development Agency Board Members.
10. New Business:
  11. Adjournment.

Lacy Lawrence  
City Clerk

**KELLY**  
SERVICES

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

MAY 16 PM 12:23

May 16, 2012

Dear Dunkirk City Council Members:

We respectfully request authorization to hold a Kelly Services "Picnic in the Park" event at Washington Park in Dunkirk on July 20, 2012, from 11:00-2:00 pm. We would like to provide hot dogs and soda along with information to interested parties regarding employment opportunities with Kelly (to include: distribution of flyers/balloons and use of a portable grill). We would like to extend the invitation to local businesses as well that may be interested in utilizing our services.

At Kelly we partner with companies to provide staffing solutions that meet the needs of their business. Currently, we have over 400 employees on assignment throughout Chautauqua County. This event is intended to generate additional awareness of our services in the Dunkirk area.

Should you need additional information or wish to discuss further, please do not hesitate to contact me. We look forward to your response regarding this exciting event. Your time and consideration is very much appreciated.

Best regards,



Vanessa Borowiak  
Staffing Supervisor  
Kelly Services  
85 East 4<sup>th</sup> Street  
Dunkirk, NY 14048  
716 366 3274

[bushinva@kellyservices.com](mailto:bushinva@kellyservices.com)

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 19th Annual Amara-Can "Walleye Classic" Fishing Tournament. The tournament will be held at Chadwick Bay Marina, July 6th, 7th and 8th, 2012.

For the past eighteen years the City of Dunkirk has been the most accommodating host for our tournament. With your continued assistance I am sure the 2012 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 5<sup>th</sup>.)
- Trash (8-9 totes) / Recyclable (4-5 totes)
- Daily Trash Pick-up
- Boat ramp use waiver (For tournament contestants Friday, July 6<sup>th</sup> - Sunday, July 8<sup>th</sup>)
- Fish Cleaning Station (Extended available time open / Saturday, July 7<sup>th</sup> - Sunday, July 8<sup>th</sup>)
- Fire Truck (To assist in sendoff celebration Saturday, July 7<sup>th</sup> & Sunday, July 8<sup>th</sup> 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.

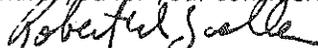
Noted Times

Friday, July 6<sup>th</sup> - Opening Ceremonies / Captain's meeting 5:00pm  
Saturday, July 7<sup>th</sup> - Weight-in 4pm / Awards and Drawings 6:00pm  
Sunday, July 8<sup>th</sup> - 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"

2012 JUN -6 PM 3:36  
RECEIVED  
CITY OF DUNKIRK  
DUNKIRK, N.Y.

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

DATE OF APPLICATION (must be 30 days Prior to event): <u>6/8/12</u>		
* No more than 3 days TOTAL per Individual or Group - per year		
<b>EVENT SPECIFICS</b> * EXCLUDES HARBORFRONT AREA		
DATE: <u>7/7/12</u> TIME: <u>3-7 pm</u>	LOCATION OF EVENT: <u>Pointe Garden Plot</u>	
SPONSOR:		
NAME: <u>Ackeona Sikes</u>	PHONE NO. <u>716-269-9362</u>	
ADDRESS: <u>51 (55) E 5th St.</u>	<u>716-988-7273</u>	
<u>Dunkirk NY 14048</u>		
<input checked="" type="checkbox"/> INDIVIDUAL <input type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: <u>Ackeona</u>	PHONE: <u>269-9362 or 986-7273</u>	
ADDRESS:		
REASON: <u>Family Reunion</u>		
AUDIO DEVICE TO BE USED: <u>DJ - sound system</u>		
<input type="checkbox"/> PUBLIC EVENT <input checked="" type="checkbox"/> PRIVATE EVENT		
<b>NOTIFICATION OF AFFECTED PERSONS</b>		
<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>Ackeona Sikes + C.J.B</u>		
<b>DEPARTMENTAL REVIEW</b>	<b>DATE SENT</b>	<b>REPORT BACK</b>
POLICE DEPT <u>6/8/12 R</u>		
DEPT OF PUBLIC WORKS <u>6/12/12</u>		
DEPT OF LAW <u>6/11/12</u>		
OTHER		
<b>COMMON COUNCIL ACTION</b>		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

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

2012-11-7

DATE OF APPLICATION (must be 30 days Prior to event): 10/7/12

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

DATE: 9/8/12 TIME: 10:00am LOCATION OF EVENT: parking lot behind 77 E 4th St Dunkirk

SPONSOR: Puram Record Agency

NAME: Doug Mahany PHONE NO. (716) 360-2744

ADDRESS: 77 E 4th Street Dunkirk NY 14048

INDIVIDUAL  CORPORATE  CHARITABLE  COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Douglas Mahany PHONE: (716) 360-2744

ADDRESS:

REASON:

AUDIO DEVICE TO BE USED: PA system - microphone w amplifier

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: Douglas Mahany

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>OK 6/8/12</u>		
DEPT OF PUBLIC WORKS <u>6/8/12</u>		
DEPT OF LAW <u>6/8/12</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): 6-14-12  
 \* No more than 3 days TOTAL per Individual or Group - per year **EVENT SPECIFICS** \* EXCLUDES HARBORFRONT AREA  
 DATE: 7-4-12 TIME: 3:00 PM to 10:30 PM LOCATION OF EVENT: E & R Lake & Power  
 SPONSOR: Raymond E. Rosas  
 NAME: RS PHONE NO. 366-4030  
 ADDRESS: 45 Lake Shore Dr. E.

INDIVIDUAL  CORPORATE  CHARITABLE  COMMUNITY  
 RESPONSIBLE INDIVIDUAL:  
 NAME: Raymond Rosas PHONE: 366 8841  
 ADDRESS: 129 Maple Ave Dunkirk N.Y.  
 REASON: Public Event

AUDIO DEVICE TO BE USED: Sound Speaker & Bond  
 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: Raymond E. Rosas

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>6/14/12</u> <u>RD</u>		
DEPT OF PUBLIC WORKS		
DEPT OF LAW <u>PAS 6/14/12</u>	<u>7-2-12</u>	
OTHER		

**COMMON COUNCIL ACTION**

RECEIPT OF REVIEW  
 APPROVAL  
 CONDITIONS:  
 DISAPPROVED

JUN 14 11 41 AM '12  
 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): 6-14-12  
 \* No more than 3 days TOTAL per Individual or Group - per year **EVENT SPECIFICS** \* EXCLUDES HARBORFRONT AREA  
 DATE: 9-1-9-29-3 TIME: 12:00 PM - 9:00 PM LOCATION OF EVENT: Between High Rise + Clarin Hill  
 SPONSOR: Eddie Ramos + Andy Gonzalez + Committee  
 NAME: Eddie Ramos PHONE NO. ~~366-8841~~  
 ADDRESS: 129 Maple Ave Dunkirk NY 14048 366-8841

INDIVIDUAL     CORPORATE     CHARITABLE     COMMUNITY

**RESPONSIBLE INDIVIDUAL:**

NAME: Eddie Ramos + Andy Gonzalez PHONE: 366-8841  
 ADDRESS: Same as above  
 REASON: Puerto Rican Festival

AUDIO DEVICE TO BE USED: Sound Speakers + Bands  
Food Vendors

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: Eddie Ramos

2012 JUN 16 AM 10:02  
 CLERK'S OFFICE  
 CHIEF OF POLICE  
 DUNKIRK, N.Y.

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>016/14/12</u>		
DEPT OF PUBLIC WORKS		
DEPT OF LAW <u>AS 12/14/12</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): 6/14/12

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

DATE: 6/30/12 TIME: 9:00 p.m. LOCATION OF EVENT: Fireman's Grounds

SPONSOR: DHS class of '82 Reunion

NAME: \_\_\_\_\_ PHONE NO. \_\_\_\_\_

ADDRESS: \_\_\_\_\_

INDIVIDUAL  CORPORATE  CHARITABLE  COMMUNITY

RESPONSIBLE INDIVIDUAL:

NAME: Kevin J. Muldowney PHONE: 366-4336

ADDRESS: 10 Beach RD Danbury, NY 14048

REASON: class Reunion

AUDIO DEVICE TO BE USED: sound system

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: [Signature]

DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT <u>OK 6/14/12</u>		
DEPT OF PUBLIC WORKS		
DEPT OF LAW <u>RAK 6/14/12</u>	<u>rock-rock</u>	
OTHER		

**COMMON COUNCIL ACTION**

RECEIPT OF REVIEW

APPROVAL

CONDITIONS:

DISAPPROVED

2012 JUN 14 PM 2:48  
OFFICE OF THE CLERK OF THE COMMON COUNCIL

**RESOLUTION #52-2012**

**JUNE 19, 2012**

**BY: COUNCILWOMAN SZUKALA**

**AUTHORIZING GRANT APPLICATION  
NYSDEC QUICK START ARBOR DAY GRANT PROGRAM**

**WHEREAS**, the City of Dunkirk is applying to the New York State Department of Environmental Conservation ("NYSDEC") for a Quick Start Arbor Day Grant under the Urban and Community Forestry Program, for a project to be located within the territorial jurisdiction of the City; and

**WHEREAS**, as a requirement of these programs, the City must obtain the approval and endorsement of the governing body of the municipality in which the project will be located; now, therefore, be it

**RESOLVED**, that the Dunkirk Common Council does hereby approve and endorse the City's application for a Quick Start Arbor Day Grant under the Urban and Community Forestry Program through the New York State Department of Environmental Conservation for a project located within this community, and authorizes and directs such application be made to the NYSDEC.

**RESOLUTION #53-2012**  
**JUNE 19, 2012**

**BY: COUNCILWOMAN SZUKALA**

**AUTHORIZING GRANT APPLICATION  
NYSDEC COMMUNITY FORESTRY GRANT PROGRAM**

**WHEREAS**, the City of Dunkirk is applying to the New York State Department of Environmental Conservation ("NYSDEC") for a project grant under the Urban and Community Forestry Program for a project to be located within the territorial jurisdiction of the City; and,

**WHEREAS**, as a requirement of these programs, the City must obtain the approval and endorsement of the governing body of the municipality in which the project will be located; now, therefore, be it

**RESOLVED**, that the Dunkirk Common Council does hereby approve and endorse the City's application for a grant under the Round 11 Urban and Community Forest Program through the New York State Department of Environmental Conservation for a project located within this community, and authorizes and directs such application be made to the NYSDEC.

**RESOLUTION #54-2012**

**JUNE 19, 2012**

**BY: COUNCILWOMAN SZUKALA**

**AUTHORIZING GRANT APPLICATION  
NYSOCR MAIN STREET PROGRAM**

**WHEREAS**, the City of Dunkirk is applying to the New York State Office of Community Renewal ("NYSOCR") for a project grant under the New York State Main Street Program for a project to be located within the territorial jurisdiction of the City; and,

**WHEREAS**, as a requirement of these programs, the City must obtain the approval and endorsement of the governing body of the municipality in which the project will be located; now, therefore, be it

**RESOLVED**, that the Dunkirk Common Council does hereby approve and endorse the City's application for a grant under the New York State Main Street Program through the New York State Office of Community Renewal for a project located within this community, and authorizes and directs such application be made to the NYSOCR.

**RESOLUTION #55-2012**

**JUNE 19, 2012**

**BY: COUNCILMAN MICHALSKI AND COUNCILWOMAN SZUKALA**

**AUTHORIZING EXTENSION OF TAX COLLECTION AGREEMENT  
(County of Chautauqua)**

**WHEREAS**, pursuant to Resolution No. 50-2010 (July 20, 2010), the Common Council authorized an agreement with the County of Chautauqua for a new joint tax collection agreement providing that collection and enforcement of real property taxes for the City (and Dunkirk School District within the City) would be equivalent to the collection and enforcement of real property taxes afforded to the towns, villages, and school districts outside the city, including the guarantee of all such taxes; and,

**WHEREAS**, pursuant to Resolution No. 95-12 (April 25, 2012), the Chautauqua County Legislature authorized and empowered the County Executive to execute an extension of the existing joint tax collection agreement for a two (2) year term covering the 2012 and 2013 tax levies; and,

**WHEREAS**, it would be appropriate to extend the agreement with the County of Chautauqua under the same terms and conditions for a period of two (2) years; now, therefore, be it

**RESOLVED**, that the Mayor is authorized and empowered to execute an extension of the existing joint tax collection agreement with the County of Chautauqua for a two (2) year term covering the 2012 and 2013 tax levies.

RESOLUTION #56-2012  
JUNE 19, 2012

By: COUNCILMAN GONZALEZ

APPOINTMENT OF  
DUNKIRK INDUSTRIAL DEVELOPMENT AGENCY BOARD MEMBERS

WHEREAS, the City of Dunkirk Industrial Development Agency ("DIDA") was created for the benefit of the City of Dunkirk and the inhabitants thereof, by NY General Municipal Law Section 890-A; and

WHEREAS, an active DIDA is essential to promote the best interests of the residents of the City in the area of industrial and economic development; and

WHEREAS, NY General Municipal Law Section 856(2) provides that such agency "shall consist of not less than three (3) nor more than seven (7) members who shall be appointed by the governing body of each municipality and who shall serve at the pleasure of the appointing authority;" now, therefore, be it

RESOLVED, that Steven Neratko is hereby confirmed to membership upon the DIDA Board and shall serve as Chairman thereof, by virtue of being the City's Director of Planning & Development; and, be it further

RESOLVED, that Michael Michalski, James Oddo, Thomas Murphy, Anthony Popielarz and Lacy Lawrence are hereby appointed to the DIDA Board, effective immediately; and, be it finally

RESOLVED, that the terms of those individuals previously holding the positions of DIDA Board members are hereby terminated, with the thanks of the City for their generous volunteer service to the community.