

AGENDA - COMMON COUNCIL MEETING – October 20, 2015 - 5:30 PM
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. Notice of Claim from:
 - a) Mary Levandoski for alleged damages to her vehicle while driving on 7th Street.
 - b) Marian Penkaty for alleged damages to her vehicle while driving on North Beagle Street.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
 74. Resolution Authorizing Local Cable Program Director Agreement (Daniel Riewaldt and Steve Wright Jr.).
 75. Resolution changing the Common Council Meeting date for the first meeting in November 2015.
10. New Business:
11. Adjournment.

Nicole Joiner
City Clerk

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: Mary J. Levandoski
Claimant Address: 8 Rosse Plwy
Fredonia, NY 14063
Claimant Telephone Number: (716) 680-4779

This claim is for (injuries/damages alleged): Alignment, wheel, labor
* Please see attached

This claim is alleged to have arisen on the 26 day of September, 2015 at approximately a.m./p.m. on that date at 7th St. Dunkirk NY

The injuries and/or damages sustained by the Claimant arose in the following manner:
* Please see attached

The amount and type of injuries and/or damages sustained by the Claimant consist of the following: Alignment \$89.99, wheel \$66.28, labor \$28.00
Total \$174.23
* Please see attached for full accounting & estimate.

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

Respectfully yours,
Mary J. Levandoski 10-9-15
Claimant (date)

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

Mary Levandoski, 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
9th day of October, 2015.

K. Santos
Notary

KARLA SANTOS
NOTARY PUBLIC-STATE OF NEW YORK Rev. May 2012
No. 01SA6319127
Qualified in Chautauqua County
My Commission Expires February 09, 2019

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
2015 OCT -9 PM 3:41

October 7, 2015

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

While traveling at a reasonable speed with regard to road construction and the speed limit, I attempted to maneuver a marked obstruction in the road, which in turn put my left rear wheel in the path of yet another obstruction in the road. Obviously, per the above events the second obstruction was impossible to maneuver, and my rear wheel was damaged and alignment was knocked out. At which point it was required to go to the local dealership for repairs, as the vehicle was difficult to drive.

Mary J. Levandoski

A handwritten signature in cursive script that reads "Mary J. Levandoski". The signature is written in dark ink and is positioned below the typed name.

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:

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
7189
OCT 15 AM 10:38

Claimant Name: MARIAN PENKATY
Claimant Address: 26 N BEAGLE ST
DUNKIRK NY
Claimant Telephone Number: (716) 366-3845 cell 916 785-

This claim is for (injuries/damages alleged): DAMAGED TIRE
TIRE WAS PUNCTURED ON RECEIVER ON CORNER
OF N BEAGLE + PINE ST. RECEIVER IS IN NEED OF REPAIR
+ HAS BEEN FOR MANY YEARS. THIS IS THE SECOND TIRE I
HAVE PUNCTURED ON THIS CORNER

This claim is alleged to have arisen on the 26 day of 2015, 20 at
approximately 3:00 p.m. on that date at N BEAGLE + PINE ST.

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

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

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

Respectfully yours,
Marian Penkaty 10/13/15
Claimant (date)

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

Marian Penkaty, 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.

Notary Signature

Sworn to before me this
13 day of October, 2015.

Notary Public, State of New York
Qualified in Erie County
Reg. No. 01445085643ic
My Commission Expires Nov. 7, 2018

RESOLUTION #74-2015

OCTOBER 20, 2015

BY: THE ENTIRE COUNCIL

**AUTHORIZE LOCAL CABLE PROGRAM DIRECTOR AGREEMENT
(Daniel Riewaldt and Steve Wright, Jr.)**

WHEREAS, it would be in the best interests of the City to maintain the local access programming opportunities on the City's local cable access channel; and

WHEREAS, Daniel Riewaldt and Steve Wright, Jr., have provided a unique prospect for such opportunities and have agreed to provide the primary production oversight and operational management for the City's local access channel; and

WHEREAS, it would be in the best interest of the City to contract for such program director services; and

WHEREAS, Daniel Riewaldt and Steve Wright, Jr., are ready, willing and able to provide such services to and on behalf of the City, in a good and workmanlike manner; and

WHEREAS, there is a need on occasion for the on-site production of access programming; now, therefore, be it

RESOLVED, that the Mayor is directed and authorized to execute any and all agreements necessary to engage the services of Daniel Riewaldt, 188 Liberty Street, Fredonia, New York 14063, to provide primary production oversight and operational management for the City's local access channel for the period November 1, 2015 through October 31, 2016, at the cost not to exceed Four Hundred Twenty-Five Dollars and Zero Cents (\$425.00) per month, *pro rata*, for any access channel-related services; and, be it further

RESOLVED, that the Mayor is directed and authorized to execute any and all agreements necessary to engage the services of Steve Wright, Jr., 6999 McKay Road, Mayville, New York 14757, to provide primary production oversight and operational management for the City's local access channel for the period November 1, 2015 through October 31, 2016, at the cost not to exceed Four Hundred Dollars and Zero Cents (\$400.00) per month, *pro rata*, for any access channel-related services; and, be it further

RESOLVED, that the Mayor is directed and authorized to engage such individuals as may be trained and qualified, to provide on-site production of access programming at the cost of Twenty Dollars and Zero Cents (\$20.00) per event, on an as-needed basis; and, be it finally

RESOLVED, that the payments for such services be made from Account No. 001-8050-4036-0000 (Contracted Services).

RESOLUTION #75-2015
OCTOBER 20, 2015

BY: ENTIRE COUNCIL

**CHANGING THE COMMON COUNCIL
MEETING DATE FOR THE FIRST MEETING IN NOVEMBER, 2015**

WHEREAS, Election Day (November 3, 2015) falls upon a regularly-scheduled date for a meeting of the Common Council; and

WHEREAS, in order to accommodate the public's opportunity to both exercise their right to vote and to attend the Common Council meeting, it would be appropriate to change the day of the 1st meeting in November, 2015; now, therefore, be it

RESOLVED, that the Common Council meeting scheduled for Tuesday, November 3, 2015 be changed to Monday, November 2, 2015, due to Election Day, with pre-file date changed to Wednesday, October 28, 2015.