

AGENDA - COMMON COUNCIL MEETING – September 2, 2014 - 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. Appointing/re-appointing members to the Dunkirk Local Development Corporation, Property Maintenance Board and Zoning Board of Appeals.
6. Communications from the public and petitions:
 1. Request from Elevation Combat Sports Academy to use city streets to host a 5K Costume Run on October 11th beginning at 9:00 AM. Also, requesting permission for vendors and the use of picnic tables.
 2. Request from the Dunkirk Democratic Committee appointing Wilfred Rosas to the Councilman-at-Large vacancy.
 3. Request from Black Watch ST Soccer to use the soccer field located on Brigham Road and Fourth Street from September 1st thru October 27th.
 4. Request from "Variety" the Children's Charity for 4-6 police personnel on September 20th at the Fairgrounds from 3:00 PM until 9:30 PM.
 5. Notice of Claims from:
 - a) Dan and Lisa Lukasik for damages to their driveway allegedly cause by a water leak.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
 72. Resolution authorizing appointment to fill Councilman-at-Large vacancy.
 73. Resolution accepting grant for Summer Better than Others Camp (Chautauqua County).
 74. Resolution authorizing agreement for Independent Contractor (Community Development Block Grant Program).
 75. Resolution authorizing Budget Modifications (September 2014).

76. Resolution awarding bid for FY2014 Milling and Paving Work (H. Olsen & Sons).
10. New Business:
11. Adjournment.

Nicole Joiner
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

August 28, 2014

Dunkirk Common Council
City Hall
Dunkirk, NY 14048

Dear Council Members:

Please be advised that I hereby make the following appointments/re-appointments:

		<u>Expiration Date</u>
<u>DUNKIRK LOCAL DEVELOPMENT CORPORATION (DLDC)</u>		
Wilfred Rosas	768 Central Avenue	February 21, 2016
Chuck Cornell, at large,	SUNY Incubator, Central Ave., Dunkirk	February 21, 2016
<u>PROPERTY MAINTENANCE BOARD</u>		
Nancy Chrabasz	34 N. Martin St.	March 31, 2017
Dan Raynor	115 Swan Street	March 31, 2017
Stephen Rees (replaces Randy Woodbury)	433 Dove Street,	December 12, 2015
<u>ZONING BOARD OF APPEALS</u>		
Robert Bankoski, Chrm.	407 Lake Sh. Dr. E.	December 9, 2017
Steve Galardo	21 Front Street	December 9, 2018
Phillip Collier (fills Laura Beehler's unexpired term)	508 Deer Street	December 9, 2014

Very truly yours,

Handwritten signature of Anthony J. Dolce in black ink.

ANTHONY J. DOLCE
Mayor

AJD:cao
cc: City Clerk
Personnel
Department of Development
Housing, Building & Zoning Office

18 Susann Court

Fredonia, New York 14063

August 22, 2014

Dunkirk Common Council and Mayor Dolce:

Elevation Combat Sports Academy (ECSA) would like to host a 5K run with proceeds benefiting the Veterans One Stop of Western New York and ECSA. The details for the event are as follows:

Event name: 5K Costume Run to Benefit Veterans One Stop of Western New York and ECSA

Date proposed: Saturday, October 11, 2014

Event time: Registration from 7:00-8:30 a.m.; run to start at 9:00 a.m.

Proposed route: begin at Wright Park; continue down Lakefront Blvd., behind the Clarion, around pier, through Memorial Park and back.

We have been in contact with Buffalo Runners and they have agreed to map the course once it is solidified and provide additional support we may need to make this run a success.

Dunkirk has much to showcase and offer to participants and we are open to providing opportunities for local vendors and businesses to get involved in a number of ways. We would like to extend the invitation once we are approved for business to participate, including:

- Discount hotel offers
- Onsite food trucks
- Coupons for food to local restaurants
- Sponsorships and names on t-shirts
- Donations for raffle baskets

We are seeking permission to use the streets identified above and would need picnic tables at Wright Park for registration and seating.

Prize categories will be awarded for various costumes as well as prizes awarded for best run times. Specifics regarding each are yet to be determined.

Thank you for your consideration for this 5k fundraiser. Should you have any questions, you can contact me at 785.2099 or tamararacino@gmail.com.

Sincerely,

Tamara Racino

Tamara Racino

2014 AU 26 AM 10:44

RECEIVED
CLERK'S OFFICE
DUNKIRK, N.Y.

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CITY CLERK'S OFFICE
DUNKIRK, N.Y.

2014 AU 27 PM 4: 03

8-19-14

TO: DUNKIRK CITY COMMON COUNCIL MEMBERS

FROM: FRANK GAWRONSKI

(CHAIRMAN CITY DEMOCRATIC COMMITTEE)

RE: COUNCILMAN AT LARGE REPLACEMENT

IT IS THE RECOMMENDATION OF THE CITY OF
DUNKIRK DEMOCRATIC COMMITTEE THAT WILFRED
(WILLIE) ROSAS BE THE PERSON TO FILL THE NOW
VACANT COUNCILMAN AT LARGE POSITION. IF YOU
HAVE ANY QUESTIONS PLEASE FEEL FREE TO
CONTACT ME AND/OR MR. WILLIE ROSAS.

THANK YOU



Black Watch ST Soccer



223 Temple St, Fredonia, NY 14063
716-640-4221
Blackwatch.st@gmail.com

8/28/2014

City of Dunkirk,

This letter is in regards to Black Watch ST Soccer's request to use the soccer field located at 4th and Brigham. We are looking to use the field from September 1, 2014 – October 27, 2014 on one or two weekdays and couple weekends during that time period. Black Watch ST will provide goals, we have been in discussion with the Parks Department about lining the field and have made the request for a certificate of insurance naming the city as an additional insured. We will provide the Certificate of Insurance before our first date of use. Please feel free to contact me with any questions or concerns you might have. Thank you for your time.

Warm regards,

Patrick J. Gondek
Black Watch ST Soccer

- * weekday use approx 6-8 pm
- * SATURDAY GAMES PER LEAGUE SCHEDULE
- * SUNDAY - OCCASIONAL PRACTICES IN AFTERNOON
- ** kindly provide trash barrels
- * AGES OF PARTICIPANTS RANGE 7-12 YEARS
- * BOTH BOYS and GIRLS

www.blackwatchnywestsoccer.com

RECEIVED
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
2014 AUG 28 PM 1:14



**VARIETY - THE CHILDRENS CHARITY OF BUFFALO &
WESTERN NEW YORK/TENT #7**

6114 Broadway / Lancaster, New York 14086 / 716-854-7577
Fax: 716-393-3166 E-Mail: vcstaff@varietykidstelethon.com

August 22, 2014

Mayor Anthony J. Dolce
City of Dunkirk
City Hall
342 Central Avenue
Dunkirk, NY 14048

Dear Mayor Dolce,

Variety, the Children's Charity of Buffalo & Western New York will be holding a Demolition Derby on Saturday, September 20, 2014 at the Chautauqua County Fairgrounds. All net proceeds from this event will go to our annual Variety Kids Telethon, telecast annually on WKBW-TV. Variety monies go yearly to help Women & Children's Hospital of Buffalo and about 25 other Children's agencies in Western New York.

Variety is requesting the Dunkirk Police Department provide 4-6 security personnel throughout the event. We anticipate approximately 2,000 total attendees. Gates will open at 1:00pm with the Demolition Derby beginning at 4:00pm and going until approximately 10:00pm. Variety will have volunteers checking IDs as well as volunteers as bartenders.

We would appreciate a response by September 12, 2014.

We look forward to hearing from you and look forward to our first Variety fundraiser in the Dunkirk area. If you have any questions or need further information, please contact us.

Sincerely,


Richard A. Goldstein
Executive Director

Cc: Common Council-City of Dunkirk
Police Chief David Ortolano

2014 AU 28 PM 1:18

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

August 18, 2014

City of Dunkirk
342 Central Ave
Dunkirk, NY 14048

Attention: City Clerk

Reference: Water leak – 106 S. Gazelle St

The City of Dunkirk Water Department recently repaired a water leak that we reported at the address above. In order to repair the leak they cut approximately 18 inches off the side of the driveway between the street and the sidewalk. Pictures are enclosed showing the driveway before and after the repair.

After the repair we spoke with Mr. Fafinski from the water department to find out when the driveway would be replaced and were informed that it would not be replaced. When asked why not, he said that water leaks between the valve and the meter are the homeowner's responsibility therefore it would be up to us to replace the driveway. We attempted to explain that there is no meter on the property, that this is a vacant lot with no water service at all, but Mr. Fafinski was adamant that the driveway would not be replaced and said to take it up with city hall. So that is what we are doing.

The leak in question could not have been between the valve and the meter because there is no meter. Being a vacant lot there is no water service to the property at all. Water service would have been discontinued some 20+ years ago when the house that was located at this address was destroyed by fire. Since the water service would have been shut off at the main valve all those years ago and there has been no leak until now it would seem logical that either the main shut off valve failed or a leak developed somewhere between the street and the valve based on where the digging was done to repair the leak. Even if there was a leak leading from the valve to the vacant property, as suggested by Mr. Fafinski, wouldn't that be further indication that the main shut off valve failed since there should be no water going to the property at all if the valve is shut off like it should be?

Based on these observations we feel the leak would be the responsibility of the city and request that the city replace the driveway between the street and sidewalk. Please do not think that we make this request frivolously, while this may be a vacant lot, we use the driveway for parking as we live two properties away.

Respectfully,
Dan & Lisa Lukasik
165 Lake Shore Dr E
Dunkirk, NY 14048
716-366-3289

2014 AU 25 AM 10:28
CITY CLERK'S OFFICE
DUNKIRK, N.Y.
RECEIVED





RESOLUTION #72-2014
SEPTEMBER 2, 2014

BY: THE ENTIRE COUNCIL

APPOINTMENT TO FILL COUNCILMAN-AT-LARGE VACANCY

WHEREAS, there exists a vacancy in the office of Councilman-at-large through resignation; and

WHEREAS, pursuant to the Dunkirk City Charter (Article II, Section 2.05), any such vacancy shall be filled by the Common Council, and

WHEREAS, Wilfred Rosas, 768 Central Avenue, Dunkirk, NY 14048, has requested to be considered for this vacancy, now therefore, be it

RESOLVED, that pursuant to the Dunkirk City Charter, Article II, Section 2.05, the Dunkirk Common Council hereby appoints **Wilfred Rosas**, 768 Central Avenue, Dunkirk, NY 14048, to fill the vacancy in the unexpired term of Councilman-at-Large through December 31, 2014.

RESOLUTION #73-2014
SEPTEMBER 2, 2014

BY: THE ENTIRE COUNCIL

**ACCEPTING GRANT FOR SUMMER BETTER THAN OTHERS CAMP
(Chautauqua County)**

WHEREAS, the City submitted a request to the County of Chautauqua, which through its County Youth Services Bureau has agreed to act as a local sponsor for the receipt and disbursement of NYS Office of Children & Family Services ("OCFS") funding; and

WHEREAS, such application was approved in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00); now therefore, be it

RESOLVED, that the City accepts NYS Office of Children & Family Services funding through the County of Chautauqua in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00) for the City's Camp Gross Summer Better Than Others program and the Mayor and/or Recreation Program Coordinator is hereby authorized to execute any and all contracts and related documents with the County of Chautauqua to accept and utilize funds; and, be it further

RESOLVED, that such funds be credited as a receivable in Revenue Line:

001.0001.3820.8201 NYS Aid Youth & Family Services.

RESOLUTION #74-2014
SEPTEMBER 2, 2014

BY: THE ENTIRE COUNCIL

AUTHORIZE AGREEMENT FOR INDEPENDENT CONTRACTOR
(Community Development Block Grant Program)

WHEREAS, the City of Dunkirk has a need for independent consulting services to provide assistance in order for the City to administer and to maintain certain requirements for the City's participation with the U.S. Department of Housing & Urban Development ("HUD") Community Development Block Grant ("CDBG") program, including but not necessarily limited to the provision of technical and compliance assistance necessary for the administration of the CDBG program; and

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

WHEREAS, NICOLE M. WAITE ("Waite"), 723 Washington Avenue, Dunkirk, New York 14048, is ready, willing and able to provide such services as an independent contractor for the City, and in a good and workmanlike manner; now therefore, be it

RESOLVED, that the Mayor is directed and authorized to execute any and all agreements necessary to engage the services of **NICOLE M. WAITE**, 723 Washington Avenue, Dunkirk, New York 14048, as an independent contractor to provide independent contracting services and assistance with various projects, particularly with regard to the administration of the City's Community Development Block Grant program, **commencing September 3, 2014, and extending through August 30, 2016**, with payment of Thirty-Two Thousand Dollars and Zero Cents (\$32,000.00) *per annum, pro rata*, with a minimum of thirty (30) hours per week, with such funds drawn from the Department of Development Contracted Services Account No. 001-8020-4036, with reimbursement drawn from CDBG Administrative funding, contingent upon such funds being made available.

RESOLUTION #75-2014
SEPTEMBER 2, 2014

BY: THE ENTIRE COUNCIL

AUTHORIZING BUDGET MODIFICATIONS
(September 2014)

RESOLVED, that the Fiscal Affairs Officer is hereby authorized and directed to make the following modifications to the Fiscal Year 2014 budget:

REVENUE

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.0001.2680	Insurance Recoveries	\$ 978

APPROPRIATIONS

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.3120.4023	Police Dept. – Repair/Maint to Vehicles	\$ 978

REVENUE

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.0001.2705.7054	Gifts & Donations Safety Program	\$ 275

APPROPRIATIONS

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.3120.4023	Police Dept. – Safety Education Program	\$ 275

REVENUE

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.0001.2001	Recreation Program Fees	\$ 1,760

APPROPRIATIONS

<u>Account No.</u>	<u>Department</u>	<u>Change</u>
001.7140.4003	Recreation Dept. – Sup/Maint Recreation Center	\$ 1,760

