

**COMMON COUNCIL PROCEEDINGS**  
**June 5, 2012**

The meeting was called to order at 6:31 PM by Councilmember-at-large Kiyak followed by the Pledge of Allegiance.

Present: Councilmen Michalski, Rivera, Councilwoman Szukala and Councilwoman-at-large Kiyak.

Also present: Mayor Dolce, City Attorney Szot, Public Works Director Gugino, City Treasurer Woods, Fiscal Affairs Officer Briggs, Building Inspector Zurawski, Director of Development Neratko, Personnel Administrator Heyden, and Police Chief Ortolano.

Councilwoman-at-large Kiyak excused Councilman Gonzalez, Fire Chief Ahlstrom, Clerk, Board of Assessors Mleczo and City Clerk Lawrence from tonight's meeting.

Certification of May 15, 2012 meeting was read by Deputy City Clerk McGraw.

**RESOLVED:** That the reading of the minutes of Tuesday, May 15, 2012 be dispensed with.

Motion by Councilwoman Szukala to accept the minutes as presented. Seconded by Councilman Michalski.

Carried, all voting aye.

**PUBLIC COMMENTS:**

No one spoke.

**COMMUNICATIONS FROM THE MAYOR INCLUDING DISAPPROVAL MESSAGES:**

Mayor Dolce thanked Christa Haynes for her effort in broadcast tonight's meeting from the Conference Room.

Mayor Dolce advised residents the city is continually meeting with county officials and school district officials regarding NRG; Thursday's meeting with Senator Young regarding NRG has been cancelled and announced he will be meeting tomorrow with NRG Representative Ray Long.

**COMMUNICATIONS FROM THE PUBLIC AND PETITIONS:**

Petition from Kelly Services to hold a "Picnic in the Park" in Washington Park on July 20<sup>th</sup> from 11:00 AM until 2:00 PM.

Councilwoman-at-large Kiyak announced this petition was pulled during the workshop session.

Petition from the Moniuszko Social Club requesting to use city trash cans and picnic tables on June 16<sup>th</sup> for their "Annual Stag Picnic."

Councilwoman-at-large Kiyak advised a motion to approve was needed and referred this to the Department of Public Works and Law Department.

Councilman Rivera moved to approve. Seconded by Councilman Michalski.

Carried, all voting aye.

Communication from Councilwoman Szukala requesting to use city picnic tables, trash cans and trash bags on June 21<sup>st</sup> for the 11<sup>th</sup> “Annual Senior Sweep Program.”

Councilwoman-at-large Kiyak stated a motion to approve was needed and referred this to the Department of Public Works and Law Department.

Councilman Michalski moved to approve. Seconded by Councilman Rivera.

Carried, all voting aye.

Petition from Latin Festival Committee to hold their “Annual Hispanic Latin Festival” for four days on Labor Day weekend beginning on August 31<sup>st</sup> on the grounds adjacent to the Clarion Hotel and High Rise, electrical power for the vendors and bands and the use of bandstands. Also, requesting the support of the Dunkirk Police Department and Department of Public Works.

Councilman Szukala asked if the city will be providing the bandstands.

Department of Public Works Director Gugino advised the city can provide the bandstands.

Councilwoman-at-large Kiyak advised a motion to approve was needed contingent on loudspeaker permit and liability insurance and referred this to the Department of Public Works, Police Department, Law Department and Fire Department

Councilman Michalski motioned to approve. Seconded by Councilwoman Szukala.

Carried, all voting aye.

Petition from the Dunkirk Lighthouse and Veteran’s Park Museum for permission to use a sound system on their property.

Councilwoman-at-large Kiyak stated this communication will be received and filed and the City Clerk is directed to notify the Dunkirk Lighthouse that loudspeaker permits need to be completed in the future (per occasion). Councilwoman-at-large Kiyak further stated the City Clerk must provide the Dunkirk Lighthouse with a copy of Section #47 of the Dunkirk City Code.

Petition from Harvest Chapel Church requesting to use Washington Park on July 13<sup>th</sup> and August 17<sup>th</sup> from 5:00 PM until 8:30 PM, permission to bring in grills, coolers and use of electric power for their popcorn and snow cone machines. Also, requesting permission to bring in ponies for pony rides.

Councilwoman-at-large Kiyak advised a motion to approve was needed contingent upon liability insurance and the group cleans up after the event and referred this to the Department of Public Works, Police Department, Law Department and Fire Department.

Councilwoman Szukala moved to approve. Seconded by Councilman Rivera.

Carried, all voting aye.

Petition from Dom Polski Club requesting to close Antelope Street between Lake Shore Drive East and East Second Street on July 7<sup>th</sup> from 5:30 PM until 11:30 PM for their "Annual Street Dance." Also, requesting the support of the City Parks Department, Fire Department, Police Department and PBA for an Officer between 5:30 PM until 11:30 PM.

Councilwoman-at-large Kiyak stated a motion to approve was needed and referred this to the Department of Public Works, Police Department, Law Department and Fire Department.

Councilman Michalski moved to approve. Seconded by Councilwoman Szukala.

Carried, all voting aye.

Communication from Joan Schnur requesting a tree trimmed at 413 Temple Street and requesting road work repair for a portion of Fifth Street and the Four Hundred block of Temple Street.

Received and filed.

Loudspeaker applications from:

Dunkirk Police Benevolent Association for a band and speaker system on June 22<sup>nd</sup> from 6:00 PM until 9:00 PM at the large pavilion at Point Gratiot.

Henry Hooten for an electric acoustic guitar on July 3<sup>rd</sup> from 4:00 PM until 6:00 PM at 212 Webster Street

Harvest Chapel Church for a band, speakers, amplifiers, microphones and a sound system in Washington Park on July 13<sup>th</sup> and August 17<sup>th</sup> from 6:00 PM until 7:30 PM.

Dom Polski Club for band equipment and a live band on July 7<sup>th</sup> from 7:00 PM until 11:00 PM for their "Annual Street Dance."

Councilwoman-at-large Kiyak advised a motion to approve was needed.

Councilman Rivera motioned to approve. Seconded by Councilwoman Szukala

Carried, all voting aye.

#### **REPORTS OF STANDING COMMITTEES, BOARDS AND COMMISSIONS:**

Councilman Michalski had nothing to report at this time.

Councilman Rivera advised residents he met with representatives from the Housing Authority during today's personnel meeting and stated the date for next month's personnel meeting will be announced at a later date.

Councilman Rivera encouraged city residents to walk around our city to see the projects and activities that are underway such as the Water Line Repair Project in the First Ward and Willowbrook Avenue Water Tower and stated this was an encouraging sign for the city.

Councilwoman Szukala advised the 11<sup>th</sup> Annual Senior Sweep will take place Thursday, June 21<sup>st</sup> at 9:00 AM at City Hall and stated this is the largest group of students to participate in this event (127 students). Councilwoman Szukala advised she is in need of monetary donations and anyone interested in making a donation (public or private sector) can call her at 410-4423.

Councilwoman-at-large Kiyak advised residents festivities in the city begin this week with Music on the Pier this Thursday, Wreck ‘N Roll on Friday, and Anything that Floats Contest and Wing Fest on Saturday.

Councilwoman-at-large Kiyak advised the next Economic and Development Committee Meeting will be held on Tuesday, June 26th at 11:00 AM and the next Dunkirk Citizen’s Dialogue Meeting will also be held on June 26th at 6:00 PM, both meetings will be held in the Mayor’s Conference Room.

Police Chief Ortolano encouraged residents to use the Washington Avenue parking lot and the vacant field next to the Clarion Hotel for parking for this weekends festivities. Police Chief Ortolano announced portions of the Pier and Central Avenue will be closed Wednesday afternoon thru Sunday morning for the weekend festivities.

**PRE-FILED RESOLUTIONS:**

**RESOLUTION #46-2012**  
**JUNE 5, 2012**

**BY: COUNCILMAN MICHALSKI AND COUNCILWOMAN SZUKALA**

**AUTHORIZING AGREEMENT FOR INDEPENDENT CONTRACTOR  
(ANIMAL CONTROL OFFICER)**

**WHEREAS,** the City of Dunkirk requires from time to time the services of an Animal Control Officer, and

**WHEREAS,** Steven A. Purol has been providing such services for the City and is ready, willing and able to continue providing such services on an Independent Contractor basis, in a good and workmanlike manner, now, therefore, be it

**RESOLVED,** that the Mayor is hereby directed and authorized to execute an independent contractor agreement with Steven A. Purol, 17 University Park, Fredonia, New York 14063, for Animal Control Officer and certain parking enforcement services, effective July 1, 2012 through June 30, 2013, for Twenty-Four Thousand Dollars and Zero Cents (\$24,000.00), payable at the rate of Two Thousand Dollars and Zero Cents (\$2,000.00) per month, with fuel reimbursement up to Eight Hundred Dollars and Zero Cents (\$800.00) per year; and, be it finally

**RESOLVED**, that the Fiscal Affairs Officer and City Treasurer be directed to create the following General Ledger modification(s):

**Decrease**

<b>Animal Control (Electric)</b>	<b>Acct No. 001-3510-4013</b>	<b>\$200.00</b>
<b>Animal Control (Gas)</b>	<b>Acct No. 001-3510-4014</b>	<b>\$400.00</b>
<b>Animal Control (Trap/Release)</b>	<b>Acct No. 001-3510-4135</b>	<b>\$200.00</b>

**Create and Increase**

<b>Animal Control (Vehicle Fuel)</b>	<b>Acct No. 001-3510-4061</b>	<b>\$800.00</b>
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Councilman Michalski advised residents Animal Control Officer Steve Purol logged 18831 miles in 2011 as ACO and parking ticket enforcer for the city and generated \$61,475 in revenue during that time period; the council and city is pleased with Officer Purol's work and would like him to continue as ACO for the city. Councilman Michalski advised mileage reimbursement for Mr. Purol was an important issue and the Finance Committee was able to find money for mileage reimbursement within his budget. Councilman Michalski proceeded to explain why mileage reimbursement is separate from his salary.

Carried, all voting aye.

**RESOLUTION #47-2012**

**JUNE 5, 2012**

**BY ENTIRE COUNCIL:**

**ESTABLISHING ADDITIONAL OFFICIAL DEPOSITORY**

**RESOLVED**, that the FIRST NIAGARA BANK be and hereby is designated a depository for all monies and funds belonging to the City of Dunkirk or which shall be received by the City Treasurer from any and all sources during the years 2012 and 2013, it being understood that all monies referred to above shall be deposited with the City Treasurer, subject to withdrawal as provided for in the Charter of the City of Dunkirk.

Carried, all voting aye.

**RESOLUTION #48-2012**

**JUNE 5, 2012**

**BY COUNCILMAN MICHALSKI:**

**AUTHORIZING SUPPLEMENTAL AGREEMENTS WITH TVGA CONSULTANTS FOR  
BICYCLE PATH AND PEDESTRIAN TRAIL PROJECT, PHASE II  
(POINT GRATIOT AREA and NORTH DEER STREET SECTION)**

**WHEREAS**, the City currently has an agreement with TVGA Consultants (“TVGA”), dated March 15, 2004, for work associated with the development and design of various bikeway/pedestrian paths along the lakefront; and

**WHEREAS**, the City has requested that TVGA provide consultant services associated with the Dunkirk Bicycle Path and Pedestrian Trail Project, Phase II; and

**WHEREAS**, it is recommended that the City enter into two (2) Supplemental Agreements with TVGA:

first, for the redesign to realign the bikeway/pedestrian paths in the Point Gratiot nature area, in order to address concerns of several individuals related to various bird species which utilize such nature area which would eliminate the need for certain tree/underbrush removal in the area; and,

second, for TVGA to break out several contract items to be awarded as alternates should funding be available, inasmuch as TVGA estimates that the project may exceed allowed grant allocations by the NYSDOT, requiring the City to fund such monies; now, therefore, be it

**RESOLVED**, that this Common Council hereby authorizes the Mayor to execute one or more supplemental agreements with **TVGA Consultants, 620 Main Street, Buffalo, NY 14202-1906**, first, for services necessary for the above Point Gratiot redesign in an amount not to exceed \$7,500; and, second, for services necessary to revise the proposed bidding documents to allow for the addition of alternate bid items in an amount not to exceed \$1,500, both for the Dunkirk Bicycle Path and Pedestrian Trail Project, Phase II, and, be it finally

**RESOLVED**, the funding for these services be paid utilizing Federal, State and local funding as approved under previous Resolution #13-2011, approved by this Council on February 15, 2011.

Councilwoman Szukala stated there has been a lot of discussion between council members regarding this matter and her biggest concern was knowing that the funding the city had in place for this project was no longer eligible through CDBG funding; she is concerned the city will have a difficult time finding the money to fund this project and is unhappy that the changes to the route came with an additional dollar amount. Councilwoman Szukala stated another concern she has regarding this project is if the city decides not to move forward with this project there is a possibility the city will have to pay back a large portion of the money. Councilwoman Szukala advised she will be supporting this Resolution and would like council to follow Phase III closely to avoid what has transpired in Phase II.

Councilman Rivera advised residents there has been a lot of discussion regarding this project, this decision has not been taken lightly and stated “I want city

residents to know we put an awful lot of time in making this decision and I really do feel that I'm making the right decision."

Councilman Michalski advised he does not want blame to be placed on any specific group or individual for the changes to this project. Councilman Michalski further advised the city is responsible for getting adequate input from the public, "I think we failed in that and this is something that we're going to have to learn by and hopefully come Phase III we get out adequate notice to the public."

Councilwoman-at-large Kiyak stated "I will not be supporting this Resolution because I have concerns about the overall bike project in and of itself. I would feel more comfortable if we knew how DOT would react if we pulled this project, I would feel more comfortable if we knew for sure we were going to have Marchiselli funding, which could make a difference between the bike path costing us roughly \$25,000 versus closer to \$88,000 if the funding doesn't come through."

Ayes: Councilman Michalski, Councilman Rivera, Councilwoman Szukala.

No: Councilwoman-at-large Kiyak.

Carried, 3-1.

**RESOLUTION #49-2012**

**JUNE 5, 2012**

**BY COUNCILMAN MICHALSKI:**

**AUTHORIZING THE MAYOR TO EXECUTE AN OCCUPANCY AGREEMENT WITH  
THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
(PROPOSED BICYCLE PATH AND PEDESTRIAN TRAIL PROJECT, PHASE II)**

**WHEREAS**, the City of Dunkirk and the New York State Department of Environmental Conservation ("NYSDEC") had previously executed an occupancy agreement for the use of a portion of NYSDEC property on the corner of Lighthouse Point Drive and Point Drive North for highway purposes: and

**WHEREAS**, the City and NYSDEC wish to agree to revise and clarify the previous agreement to reference the use of the property for both highway and recreational bike path purposes as it relates to the proposed Bicycle Path and Pedestrian Trail project, Phase II, a copy of which is attached and hereto made a part hereof; now, therefore, be it

**RESOLVED**, that this Common Council hereby authorizes the Mayor to execute an agreement with the NYSDEC to utilize a portion of property on the corner of Lighthouse Point Drive and Point Drive North for highway and recreational bike path purposes.

Councilwoman-at-large Kiyak advised she will also be voting no on this Resolution for the same reasons she stated in the previous Resolution.

Ayes: Councilman Michalski, Councilman Rivera, Councilwoman Szukala.

No: Councilwoman-at-large Kiyak.

Carried, 3-1.

**RESOLUTION #50-2012**  
**JUNE 5, 2012**

**BY: ENTIRE COUNCIL**

**AUTHORIZING BUDGET LINE MODIFICATIONS  
FOR YEAR END 2011**

**WHEREAS**, some expenses have exceeded entire budgetary essentials, as well as some appropriates have surpluses for FY 2011; now, therefore, be it

**RESOLVED**, that the Fiscal Affairs Officer is hereby authorized and directed to make certain budgetary changes for FY2011 as follows:

**GENERAL FUND**

<u>ACCOUNT NO.</u> <u>DECREASE</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>
001-1010-1000	Legislative Bd	Personal Serv	\$ 1,730.96
001-1010-4009	“ “	Advertising/Fees	260.27
001-1010-4109	“ “	Contributions	150.00
001-1210-1000	Mayors Office	Personal Serv	\$ 3,217.24
001-1310-1000	Fiscal Affairs	Supplies	42.92
001-1310-1001	“ “	Overtime	48.14
001-1310-4001	“ “	Travel & Training	10.00
001-1310-4002	“ “	Supplies	575.31
001-1310-4036	Fiscal Affairs	Cont Services	1,841.15
001-1325-1000	Treasurer's Office	Personal Serv	293.08
001-1325-1001	“ “	Overtime	150.00
001-1325-2005	“ “	Equip/Non Capital	339.95
001-1325-4002	“ “	Supplies	182.80
001-1325-4009	“ “	Advertising/Fees	39.30
001-1325-4236	“ “	Repair & Maint	282.15
001-1355-1000	Assessor's Office	Personal Serv	5,286.04
001-1355-4001	“ “	Travel & Training	1,089.52
001-1355-4002	“ “	Supplies	242.30
001-1355-4009	“ “	Fees/Dues	35.00
001-1355-4036	“ “	Cont Services	1,014.76

001-1410-1000	Clerk's Office	Personal Serv		13,655.59
001-1410-1001	" "	Overtime		354.61
001-1410-2000	" "	Equipment		134.05
001-1410-4002	" "	Supplies	103.06	
001-1410-4017	" "	Central Office Supp		1,571.94
001-1410-4036	" "	Cont Services		1,732.24
<b><u>ACCOUNT NO.</u></b>	<b><u>DEPT.</u></b>	<b><u>LINE</u></b>	<b><u>INCREASE</u></b>	
<b><u>DECREASE</u></b>				
001-1420-1000	Law Department	Personal Serv	95.83	
001-1420-4001	" "	Travel & Training		100.00
001-1420-4002	" "	Supplies		100.00
001-1420-4009	" "	Advertising/Fees		100.00
001-1420-4036	" "	Contr Services		3,774.43
001-1420-4037	" "	Retained Council		717.35
001-1420-4236	" "	Law Abstracts		50.00
001-1430-1000	Personnel Dept.	Personal Serv	718.85	
001-1430-4002	" "	Supplies		41.45
001-1490-1000	Public Works	Personal Serv	2,216.91	
001-1490-1001	" "	Overtime	300.76	
001-1490-2000	" "	Equipment	37.12	
001-1490-4001	" "	Travel & Training		2.50
001-1490-4002	" "	Supplies		26.14
001-1490-4008	" "	Safety Supplies		8.05
001-1620-1000	City Hall – Bldg	Personal Serv	3,501.92	
001-1620-1001	" " "	Overtime	338.82	
001-1620-4004	" " "	Supplies		39.65
001-1620-4012	" " "	Water	358.73	
001-1620-4013	" " "	Electric	947.76	
001-1620-4014	" " "	Gas	699.97	
001-1620-4016	" " "	Electrical Supplies		745.95
001-1620-4021	" " "	Repair/Main		76.49
001-1640-1000	Central Garage	Personal Serv	24,261.06	
001-1640-1001	" "	Overtime		103.12
001-1640-4002	" "	Supplies		305.82
001-1640-4011	" "	Telephone		60.56
001-1640-4012	" "	Water	202.32	
001-1640-4013	" "	Electric		1,369.84
001-1640-4014	" "	Gas	686.69	
001-1640-4021	" "	Repair/Main		275.75
001-1640-4023	" "	Repair & Mnt Veh		1,000.00
001-1640-4036	" "	Cont Services	236.54	
001-1640-4061	" "	Vehicle Fuel	44,888.77	
001-1650-4042	Central Phone Sys	Service & Maint	2,750.93	
001-1670-4002	Central Copying	Supplies		460.18
001-1670-4006	" "	Postage		780.05
001-1670-4150	" "	Rent/Lease		472.92
001-1680-4002	Central Data Pro	Supplies		153.20
001-1680-4036	" " "	Cont Services	1,462.86	

001-1900-1920	General Services	Muni Assoc Dues		138.64
001-1900-1930	" "	Judg & Claims	968.94	
001-1900-1950	" "	Muni Prop Taxes		1,457.43
001-1900-1970	" "	Bad Debt Exp	17,543.61	
<b><u>ACCOUNT NO.</u></b>	<b><u>DEPT.</u></b>	<b><u>LINE</u></b>	<b><u>INCREASE</u></b>	
<b><u>DECREASE</u></b>				
001-1900-1990	General Services	Contingencies		42,386.34
001-3120-1000	Police Dept.	Personal Serv	49,545.59	
001-3120-1001	" "	Overtime	762.91	
001-3120-1002	" "	Line Up Pay OT	6,593.13	
001-3120-1005	" "	Dispatch Wages	577.50	
001-3120-1007	" "	Bldg City Hall OT		397.85
001-3120-1020	" "	Cross Gard Per Sv		944.87
001-3120-4001	" "	Travel & Training		43.47
001-3120-4002	" "	Supplies		119.32
001-3120-4008	" "	Safety Supplies		3.54
001-3120-4020	" "	Uniform Allow	22.84	
001-3120-4021	" "	Repair/Main		212.75
001-3120-4023	" "	Repair&Mnt Veh		5,171.03
001-3120-4026	" "	Repairs&Mnt-Elec		427.07
001-3120-4080	" "	Prisoner Meals		223.50
001-3120-4081	" "	Printing		7.36
001-3120-4150	" "	Rent/Lease		180.48
001-3310-4040	Traffic Control	Traffic & St Signs		324.10
001-3410-1000	Fire Dept.	Personal Serv	207,852.98	
001-3410-1001	" "	Overtime	38,654.13	
001-3410-2000	" "	Equipment		691.45
001-3410-4001	" "	Travel & Training	1,511.45	
001-3410-4002	" "	Supplies		272.47
001-3410-4020	" "	Uniform Allow		1,264.26
001-3410-4021	" "	Repair/Main		735.13
001-3410-4023	" "	Repair&Mnt Veh		756.62
001-3410-4036	" "	Cont Services		172.90
001-3410-4063	" "	Vol FF Misc Exp		27.15
001-3410-4111	" "	Telephone		114.77
001-3410-4112	" "	Water		140.97
001-3410-4113	" "	Electric		790.05
001-3410-4114	" "	Gas		2,587.93
001-3410-4537	" "	Fire Prevention		601.05
001-3510-4003	Animal Control	Other Supplies		214.00
001-3510-4013	" "	Electric		58.75
001-3510-4014	" "	Gas		333.31
001-3510-4021	" "	Repair/Main		56.72
001-3510-4036	" "	Contracted Services	500.00	
001-3510-4135	" "	Trap/Neuter/Rel Pro		453.56
001-3510-4136	" "	Cont Services	1,420.00	
001-3620-1000	Safety Inspectns	Personal Serv	748.84	
001-3620-1001	" "	Overtime		204.42
001-3620-4001	" "	Travel & Training		71.00
001-3620-4002	" "	Supplies		16.99

001-3620-4036	" "	Cont Services	2,074.00
001-3620-4150	" "	Rent/Lease	835.07
001-3620-4440	" "	CDBG-Code Enf Insp	124.96
<b><u>ACCOUNT NO.</u></b>	<b><u>DEPT.</u></b>	<b><u>LINE</u></b>	<b><u>INCREASE</u></b>
<b><u>DECREASE</u></b>			
001-5010-1000	Streets Admin	Personal Services	5,808.31
001-5010-4001	" "	Travel & Training	110.25
001-5010-4002	" "	Supplies	200.00
001-5010-4012	" "	Water	202.32
001-5010-4036	" "	Cont Svcs	193.04
001-5110-1000	Streets Maint	Personal Serv	138,321.38
001-5110-1001	" "	Overtime	5,150.15
001-5110-2000	" "	Equipment/OGS	494.57
001-5110-4001	" "	Travel & Training	7.35
001-5110-4003	" "	Other Supplies	2,655.45
001-5110-4008	" "	Safety Supplies	849.65
001-5110-4011	" "	Telephone	38.21
001-5110-4016	" "	Elect Supplies	200.00
001-5110-4023	" "	Rep& Maint Veh	19,005.36
001-5110-4036	" "	Cont Services	190.53
001-5110-4052	" "	Rep to Imp St	16,523.25
001-5110-4054	" "	Sidewalks & Inter	2,710.25
001-5110-4055	" "	CHIPS St Prog	17,059.94
001-5110-4056	" "	Infra Repairs	483.06
001-5142-1000	Snow Removal	Personal Serv	57,248.85
001-5142-1001	" "	Overtime	224.40
001-5142-4003	" "	Other Supplies	4.39
001-5142-4007	" "	Salt	21,700.79
001-5142-4022	" "	Repair to Equip	1,965.20
001-5142-4036	" "	Cont Services	500.00
001-5143-1001	Sidewalk Plowing	Overtime	1,666.08
001-5143-4022	" "	Repair/Maint	494.64
001-5182-4013	Street Lighting	Street Lighting	36,882.91
001-5182-4022	" "	Repair to Equip	500.00
001-5680-1000	Harbormaster	Persopnal Serv	705.00
001-5680-4002	"	Supplies	300.00
001-5680-4022	"	Repair to Equip	300.00
001-5680-4036	"	Cont Services	1,803.38
001-6610-1000	Sealer Wts & Ms	Personal Services	2,215.40
001-6610-4002	" " "	Supplies	400.00
001-6772-1000	Senior Citizens	Sr Cit Programs	3,157.00
001-6772-2005	" "	Equipment	11.08
001-6772-4002	" "	Supplies	23.62
001-6772-4011	" "	Telephone	38.69
001-6772-4013	" "	Electric	1,542.58
001-6772-4014	" "	Gas	905.52
001-6772-4021	" "	Bldg/Ground Mnt	17.93
001-6772-4102	" "	Recreation Act	1,398.46

<u>ACCOUNT NO.</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>	
001-7110-1000	Parks Division	Personal Serv	32,981.31	
<b>DECREASE</b>				
001-7110-1001	Parks Division	Overtime	217.42	
001-7110-1010	" "	Pers Svc – P/T	2,129.50	
001-7110-2000	" "	Equipment		59.94
001-7110-2005	" "	Equip – Non Capital		508.61
001-7110-4002	" "	Supplies		265.27
001-7110-4008	" "	Safety Supplies		164.32
001-7110-4011	" "	Telephone	49.55	
001-7110-4012	" "	Water	569.32	
001-7110-4013	" "	Electric		1,245.80
001-7110-4016	" "	Electrical Supp	244.90	
001-7110-4021	" "	Repair/Maint	1,671.93	
001-7110-4023	" "	Rep & Maint Veh		5,146.04
001-7110-4036	" "	Cont Services		1,918.40
001-7140-1000	Recreation Dept	Personal Serv		1,275.79
001-7140-4002	" "	Supplies		63.99
001-7140-4003	" "	Supp & Mnt-Rec Ctr		1,039.97
001-7140-4021	" "	Repair/Main		81.58
001-7140-4036	" "	Program/Maint		737.94
001-7140-4150	" "	Rent/Lease		1,705.42
001-7310-1000	Youth Programng	Personal Serv		15,574.15
001-7310-1001	" "	Overtime		180.66
001-7310-4002	" "	Supplies		24.14
001-7310-4030	" "	Activities		1,607.44
001-7310-4803	" "	Peer Ed Group		254.91
001-7550-4009	Celebrations	Celebrations		1,858.82
001-7550-4109	"	Concert Series		500.00
001-7550-4209	"	Fishing Tourn		875.00
001-7550-4509	"	Flags & Mem Day		241.56
001-8010-4002	Zoning	Supplies		138.97
001-8010-4036	"	Zoning Board		129.66
001-8020-1000	Development	Personal Serv	1,014.36	
001-8020-1010	"	Pers Svc – P/T	1,314.00	
001-8020-4009	"	Advert/Fees	29.52	
001-8020-4036	"	Cont Services	137.44	
001-8020-4150	"	Rent/Lease	113.06	
001-8050-2005	Cable TV Ad Bd	Equipment	2.25	
001-8050-4002	" " " "	Supplies		47.05
001-8050-4005	" " " "	Vol Stipend	5,000.00	
001-8050-4010	" " " "	Dues & Subs		205.00
001-8050-4011	" " " "	Telephone		209.44
001-8050-4013	" " " "	Electric		481.27
001-8050-4014	" " " "	Gas		856.23
001-8050-4036	" " " "	Contr Services		320.00
001-8120-1000	Sanitary Sewer	Personal Serv		1,263.98
001-8120-1001	" "	Overtime	121.72	

<u>ACCOUNT NO.</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>
001-8120-4003	Sanitary Sewer	Supplies	1,197.75
001-8120-4025	" "	Sewer Repair	624.06
001-8160-1000	Garbage Collect	Personal Serv	11,001.96
001-8160-1001	" "	Overtime	4,291.97
001-8160-2000	" "	Equipment	16,058.69
001-8160-4003	" "	Supp/Uniforms	1,669.91
001-8160-4015	" "	Chemicals	60.00
001-8160-4023	" "	Rep & Maint Veh	3,186.42
001-8160-4036	" "	Cont Services	31,059.55
001-8170-1000	Street Cleaning	Personal Serv	1,375.02
001-8170-1001	" "	Overtime	500.00
001-8560-1000	Tree Trim & Rem	Personal Serv	7,125.52
001-8560-1001	" " "	Overtime	222.17
001-8560-2005	" " "	Equip – Non Cap	200.00
001-8560-4008	" " "	Safety Supplies	247.00
001-8612-4036	Contracted Serv	Housing Authority	130.00
001-9010-0800	Employee Bene	Munic State Ret	51,223.65
001-9015-0800	" "	Fire & Police Ret	49,519.20
001-9020-0800	" "	Police Self-Bene	16,700.00
001-9030-0800	" "	Emplr Soc Svc	19,171.44
001-9040-0800	" "	Workers Comp	.92
001-9045-0800	" "	Life Ins Prem	524.86
001-9050-0800	" "	Unemploy Ins	2,921.01
001-9055-0800	" "	Dis Ins	4,635.45
001-9060-0800	" "	Medical Bene pkg	69,290.07
001-9089-0800	" "	Munic Med S E	45,442.17
001-9714-7000	Debt Services	Interest	.60

**REVENUE**

<u>ACCOUNT NO.</u>	<u>DEPT.</u>	<u>LINE</u>	<u>DECREASE</u>	<u>INCREASE</u>
001-0001-1081-0811	PILOT	Housing Auth		\$ 11,647.00
001-0001-1081-0815	"	Proj – NRG		173,591.05
001-0001-1090-0901	General	Proj – City Tax Pen		300.00
001-0001-1090-0903	Real Prop Int	School Tax Pen	5,342.70	
001-0001-1130	General	Util Gross Rec		32,873.86
001-0001-1255	"	City Clerk Fees		5,668.39
001-0001-1589	"	Nuisance Abatemt		6,835.00
001-0001-2287	"	NYSERDA/Siemens		11,346.50
001-0001-2300	"	Trans – Fuel		12,571.39
001-0001-2410-4112	General	Rental of Real Prop		3,466.66
001-0001-2544	General	Dog Licenses		5,933.95
<u>ACCOUNT NO.</u>	<u>DEPT.</u>	<u>LINE</u>	<u>DECREASE</u>	<u>INCREASE</u>
001-0001-2547	"	Plumb & Elect		2,135.00

001-0001-2555	"	Bldg/Alterations	1,755.75	
001-0001-2610-0612	General	Fines & Forftd Bail		17,216.00
001-0001-2650	General	Sale Scrap&Mat'l		1,547.50
001-0001-2701	"	Refund Prior Yr Exp		1,029.66
001-0001-2770-7704	General	Workers' Comp	7,463.37	
<b>TOTAL</b>			<b>\$796,539.38</b>	<b>\$796,539.38</b>

**WATER FUND**

<u>ACCOUNT NO.</u> <u>DECREASE</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>	
002-1900-1910	Gen Svcs	Unallocated Ins Fnd		74.41
002-1900-1970	" "	Bad Debt Expense	1,819.43	
002-1900-1990	" "	Cont Allowance		99,889.38
002-8310-1000	Water Admin	Personal Serv	290.96	
002-8310-2000	" "	Equipment		52.54
002-8310-4002	" "	Supplies	256.15	
002-8310-4006	" "	Postage	508.08	
002-8320-1000	Water Pur & Pump	Personal Serv		41,645.97
002-8320-1001	" " "	Overtime	38,502.25	
002-8320-2000	" " "	Equipment		800.00
002-8320-2005	" " "	Equip – Non Cap		400.00
002-8320-4001	" " "	Travel & Training		899.50
002-8320-4002	" " "	Supplies		138.08
002-8320-4008	" " "	Safety Supplies		2,106.36
002-8320-4011	" " "	Telephone		1.65
002-8320-4013	" " "	Electric	2,255.86	
002-8320-4014	" " "	Gas		3,737.43
002-8320-4015	" " "	Chemicals	3,196.78	
002-8320-4020	" " "	Uniform Allow		393.69
002-8320-4021	" " "	Repair/Main	234.92	
002-8320-4022	" " "	Repair to Equip		1,472.00
002-8320-4023	" " "	Rep & Maint Veh		1,481.39
002-8320-4115	" " "	Sewer Fees	71,490.71	
002-8320-4710	" " "	Gasoline		40.97
002-8320-4736	" " "	Cont Services		493.10
002-8330-1000	Water Laboratory	Personal Serv	281.51	
002-8330-2005	" "	Equip – Non Cap		725.00
002-8330-4009	" "	Advert/Fees		34.92
002-8330-4014	" "	Gas	88.85	
002-8330-4036	" "	Cont Services		754.90
002-8330-4710	" "	Gasoline		26.54
002-8340-1000	Water Distribution	Personal Serv	18,843.15	
002-8340-1001	" "	Overtime	1,431.52	
<u>ACCOUNT NO.</u> <u>DECREASE</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>	
002-8340-4001	Water Distribution	Travel & Trng		60.00
002-8340-4002	" "	Supplies	4.27	

002-8340-4008	“	“	Safety Supplies		86.00
002-8340-4011	“	“	Telephone	66.68	
002-8340-4013	“	“	Electric		798.92
002-8340-4014	“	“	Gas		325.39
002-8340-4023	“	“	Rep & Maint Veh	47.68	
002-8340-4036	“	“	Cont Services	5,898.86	
002-8340-4125	“	“	Water Main Mnt	1,097.89	
002-8340-4150	“	“	Rent/Lease		1,271.15
002-8340-4710	“	“	Gasoline	1,229.42	
002-8350-1000	Water Meter Div		Personal Serv	474.10	
002-8350-2007	“ “ “		Meters & Parts		20.00
002-8350-4036	“ “ “		Cont Services		633.80
002-9030-0800	Employee Bene		Emplyr Soc Sec	1,773.71	
002-9060-0800	Employee Bene		Med Bene Pack	8,570.31	
<b>TOTAL</b>				<b>\$158,363.09</b>	<b>\$158,363.09</b>

**WASTEWATER FUND**

<u>ACCOUNT NO.</u>	<u>DEPT.</u>	<u>LINE</u>	<u>INCREASE</u>	
003-1900-1985	General Serv	Admin Fee		2,081.00
003-8110-1000	Wastewater Adm	Pers Services	12,670.61	
003-8130-1000	Wastewater Trtmt	Personal Svs		33,935.90
003-8130-1001	“ “	Overtime	21,265.29	
003-8130-4001	“ “	Travel & Training	598.38	
003-8130-4002	“ “	Supplies	142.32	
003-8130-4011	“ “	Telephone	135.26	
003-8130-4012	“ “	Water	1,878.27	
003-8130-4013	“ “	Electric		21,000.00
003-8130-4015	“ “	Chemicals		10,688.23
003-8130-4021	“ “	Repair/Main	5,767.00	
003-8130-4022	“ “	Repair to Equip	3,527.74	
003-8130-4060	“ “	Vehicle Fuel	69.73	
003-8131-1000	Wastewater Lab	Personal Svc	17,854.49	
003-8131-1001	“ “	Overtime	714.16	
003-8131-4002	“ “	Supplies	1,975.93	
003-8131-4022	“ “	Repair/Maint	217.34	
003-8135-1000	Ind Pretreatment	Personal Svc	738.48	
003-8135-4710	“ “	Gasoline	150.13	
<b>TOTAL</b>			<b>\$ 67,705.13</b>	<b>\$ 67,705.13</b>

**GRAND TOTAL ALL FUNDS** **\$1,022,607.60** **\$1,022,607.60**

Councilman Michalski inquired about the Cable TV Advisory Board Volunteer Stipend.

City Treasurer Woods stated the \$5000.00 adjustment was for grant money received in prior years; this change will adjust the revenue line as well as the Access 12 volunteer

stipend line and clear the city's general ledger. City Treasurer Woods further stated there is no funding left for this grant and this should have been adjusted in December 2011.

Councilwoman Szukala confirmed with City Treasurer Woods the Access 12 Volunteer Stipend no longer exists.

City Treasurer Woods replied correct.

Councilwoman-at-large Kiyak stated she needed a motion to amend by substitution.

Councilwoman-at-large Kiyak asked City Attorney Szot to explain why a motion to amend by substitution was needed.

City Attorney Szot proceeded to explain the motion to amend by substitution.

Councilwoman-at-large Kiyak again stated a motion to amend by substitution was needed.

Councilman Rivera motioned to approve. Seconded by Councilwoman Szukala.

Vote to amend Resolution: Carried, all voting aye.

Councilwoman-at-large Kiyak advised a motion to approve the Resolution as amended by substitution was needed.

Councilman Rivera motioned to approve. Seconded by Councilwoman Szukala.

Vote on amended Resolution: Carried, all voting aye.

**NEW BUSINESS:**

**RESOLUTION #51-2012**  
**NEW BUSINESS**  
**JUNE 5, 2012**

**BY: ENTIRE COUNCIL**

**TRANSFERRING FUNDS FROM THE BILL CEASE FUND**

**WHEREAS**, the Bill Cease Fund was created to support youth activities within the City of Dunkirk; and

**WHEREAS**, the City of Dunkirk currently has the funds available and designated for youth use in a reserve account; now, therefore, be it

**RESOLVED**, that a transfer not exceeding Five Hundred Dollars (\$500.00) be withdrawn in accordance with the terms of the reserve fund to contribute toward the Senior Sweep Program; and, be it finally

**RESOLVED**, that the Fiscal Affairs Officer and the Treasurer's office make the following entries on the ledger of this City, to accommodate the City's share of this project:

<u>ACCOUNT NO.</u>	<u>LINE</u>	<u>INCREASE</u>	<u>DECREASE</u>
001-7140-4162	Senior Sweep Program	\$ 500.00	
001-0001-5031	Interfund Transfer	500.00	

070-0070-2403	Reserve/Youth Programs	500.00	
070-0070-9901-9000	Transfer to General Fund	500.00	
070-0070-0201-2010	Recreation Cert of Deposit		\$ 500.00
070-0070-9999	Suspense – Recreation	500.00	
070-0070-0200-2000	Cash		500.00
070-0070-9901-9000	Transfer to General Fund	500.00	
001-0001-0200-2016	Cash	500.00	
001-0001-5031	Interfund Transfer		500.00

Carried, all voting aye.

Loudspeaker application from Dunkirk Elk's Club requesting to use microphones and amplifiers at the Dunkirk Lighthouse on June 14, 2012 from 6:00 PM until 8:00 PM.

Councilwoman-at-large Kiyak advised a motion to approve was needed contingent on future requests adhering to city policy (30 day prior notice).

Councilman Michalski motioned to approve. Seconded by Councilwoman Szukala.

Carried, all voting aye.

**ADJOURNMENT:**

Councilwoman Szukala moved to adjourn. Seconded by Councilman Michalski.

Carried, all voting aye.

**Adjourned at 6:59 PM**

**Lacy L. Lawrence, City Clerk**

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