

AGENDA - COMMON COUNCIL MEETING – MAY 15, 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 Loretta Slaton Torain for Fire & Police assistance, monetary donation, and picnic tables for their Juneteenth Celebration on June 9th.
  2. Request from Susan P. Chaffee for use of the city pier on June 8th or 9th, or on a Thursday before Music on the Pier with use of the assembled stage for a free Zumba event.
  3. Notices of Claim from:
    - a) Robert W. Curry for a broken window to his vehicle allegedly caused by a weed whacker while parked at the Wastewater Treatment Plant.
    - b) Robert A. Adamczak for damages to his car allegedly caused by a city truck.
  4. Loudspeaker application from Cott Beverage for a DJ at the large pavilion on July 15th.
7. Reports of Standing Committees, Boards and Commissions.
8. Unfinished Business:
9. Pre-filed Resolutions:
  43. Resolution authorizing transfer from Common Council's contribution fund to Juneteenth 2012 Celebration Committee.
  44. Resolution authorizing agreement with Carfax, Inc. Police Crash Assistance Program.
  45. Resolution authorizing the Mayor to execute a lease agreement for postage metering machine.
10. New Business:
11. Adjournment.

Lacy Lawrence  
City Clerk

RECEIVED  
CLERK'S OFFICE  
DUNKIRK, N.Y.

2012 MY -2 PM 2:55

# JUNETEENTH

2012 CELEBRATION COMMITTEE  
415 MULLET STREET  
DUNKIRK, NEW YORK 14048  
(716) 363-1102



April 22, 2012

Mayor A. J. Dolce  
City of Dunkirk Common Council  
Police Chief  
Fire Chief  
City Attorney  
City Hall  
Dunkirk, New York 14048

RE: 2012 Juneteenth Celebration

Dear City Officials:

The Juneteenth 2012 Celebration Committee is in the process of planning the seventeenth annual Juneteenth Celebration in the City of Dunkirk. The Juneteenth Celebration will kick off on Saturday, June 9, 2012, with Opening Ceremonies at 12:00 noon. The Celebration will end following a Gospel Fest on Sunday, June 10, 2012, at 6:00 p.m.

The Celebration will be held at the Chautauqua County Fairgrounds for both days.

We hope that the City will see its way to once again provide assistance from the City Fire Department and Police Department. The demonstrations provided by both organizations in the past have been informational and enjoyed by all.

We also request a monetary donation towards the cost of Juneteenth from the City of Dunkirk. Juneteenth is a family oriented event that promotes and enhances the unity and spiritual strength of African Americans. These two days will be filled with entertainment

and educational performances that everyone in the community can enjoy. Many special events are planned for this seventeenth celebration.

We hope you will see your way to providing a generous donation to the 2012 Juneteenth Celebration.

We are also requesting the use of picnic tables for this celebration. The Fairgrounds will have all of their tables removed from the pavilion.

Please contact me at 363-1102 to discuss this matter further.

I look forward to hearing from you at your earliest convenience.

Very truly yours,

A handwritten signature in cursive script that reads "Loretta Slaton Torain". The signature is written in black ink and is positioned above the typed name and title.

Loretta Slaton Torain  
Chairperson

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CLERK'S OFFICE  
DUNKIRK, N.Y.

May 9, 2012

Dunkirk Common Council  
City of Dunkirk

2012 MY -9 PM 3:15

To Whom It May Concern,

Hello. My name is Susan Chaffee. I am a resident of Dunkirk and a fourth grade teacher at Dunkirk School 7. I am also a licensed Zumba instructor and would like to hold a free Zumba Event at the Dunkirk Pier.

Zumba is a dance fitness program that infuses international music and dance to form a unique way of working out. This event would be a Zumba Demonstration, but people may also join in and exercise with us. I have done a few of these demonstrations, the Relay for Life at SUNY @ Fredonia being one of them.

My fellow instructors and I would like to get together to put on this event to show people that working out can be fun, and that the Zumba Program is an excellent way to achieve fitness goals. 1/3 of our population is overweight and in need of a fitness program that they can participate in that is assessable, affordable, gives results, and is fun.

We wanted to do this event before the festivities get under way for the Wreck and Roll, Friday June 8th or Sat June 9<sup>th</sup> (not sure what time things get under way). We would like to use the stage that is assembled for the festival as well. If this is not possible, could we do this on a Thursday night before the Music on the Pier at 5:00pm (day/time to be determined)?

All of the Zumba instructors involved have personal insurance up to \$1 million each. We can have copies verifying this for you at your request. I plan on attending the meeting May 15th at 5:30 pm.

Thank you so much for your time and consideration.

Sincerely,



Susan P. Chaffee  
59 North Martin St.  
Dunkirk, NY 14048

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CLERK'S OFFICE  
DUNKIRK, N.Y.

2012 MY -2 AM 10:54

### 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: ROBERT W CURRY  
Claimant Address: 68 GRACO LN  
DUNKIRK NY  
Claimant Telephone Number: (716) 410-6196

This claim is for (injuries/damages alleged): MY FRONT PASSENGER SEDE  
WINDOW WAS BROKEN WHEN AN ATTENDANT AT THE  
WCWTP WAS USED WACKING

This claim is alleged to have arisen on the 26 day of APRIL, 2012 at approximately 1 a.m. (p.m.) on that date at THE WCWTP.

The injuries and/or damages sustained by the Claimant arose in the following manner:  
PASSENGER SEDE WINDOW ON MY DODGE RAM

The amount and type of injuries and/or damages sustained by the Claimant consist of the following: \$ 297. 79

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

Respectfully yours,  
Rob W Curry 5/2/12  
Claimant (date)

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

Rob Curry, 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  
2 day of May, 2012.

Katie Reilly  
Claimant  
KATIE REILLY  
Notary Public, State of New York  
No. 01RE6209026  
Qualified in Chautauqua County  
Comm. Expires July 13, 2013

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: ROBERT A. ADAMCZAK  
Claimant Address: 33 AKA APILLO ST  
DUNKIRK, NY 14048  
Claimant Telephone Number: (716) 366-6041

2012 NY -3 AM 11:42

RECEIVED  
CLERK'S OFFICE  
DUNKIRK, N.Y.

This claim is for (injuries/damages alleged): \$ 991.91

This claim is alleged to have arisen on the 3<sup>rd</sup> day of MAY, 2012 at approximately 8:30 a.m./p.m. on that date at MARK'S NEWS.

The injuries and/or damages sustained by the Claimant arose in the following manner:  
CITY TRUCK BARRIED INTO MY CAR.

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

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

Respectfully yours,  
Robert A. Adamczak 5/3/12  
Claimant (date)

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

Kristina Skellie 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.

Robert A. Adamczak  
Claimant

Sworn to before me this  
2 day of May, 2012

KRISTINA SKELLIE  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 015K6199555  
Qualified in Chautauqua County  
My Commission Expires 11/20/2013 Rev. April 2012

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

DATE OF APPLICATION (must be 30 days Prior to event):		May 8 <sup>th</sup> , 2012
* No more than 3 days TOTAL per Individual or Group - per year		* EXCLUDES HARBORFRONT AREA
<b>EVENT SPECIFICS</b>		
DATE: July 15 <sup>th</sup>	TIME: 1 <sup>00</sup> PM - 5 <sup>00</sup> PM	LOCATION OF EVENT: Point Quaiot Park
SPONSOR: Cott Beverages Inc. USA		
NAME: Same as Above	PHONE NO. (716) 366-6100	
ADDRESS: 1 Cliffstar Ave. Dunkirk New York		
<input type="checkbox"/> INDIVIDUAL <input checked="" type="checkbox"/> CORPORATE <input type="checkbox"/> CHARITABLE <input type="checkbox"/> COMMUNITY		
RESPONSIBLE INDIVIDUAL:		
NAME: MARY TARNOWSKA (DJ BEAN)		PHONE: (716) 934-4083
ADDRESS: 11810 Center Rd. Silver Creek New York		
REASON: SOUND System for Cott Beverage Family Picnic 2012		
AUDIO DEVICE TO BE USED: DJ Sound System		
<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><i>Mary Tarnowska</i></u> "DJ Bean" M.T.		
DEPARTMENTAL REVIEW	DATE SENT	REPORT BACK
POLICE DEPT OK 5/9/12 <i>RQ</i>		
DEPT OF PUBLIC WORKS <i>RAS</i> 5/10/12		
DEPT OF LAW RAS 5/9/12		
OTHER		
<b>COMMON COUNCIL ACTION</b>		
RECEIPT OF REVIEW		
APPROVAL		
CONDITIONS:		
DISAPPROVED		

RECEIVED  
 2012 MAY -8 PM 3:57  
 CLERK'S OFFICE  
 DUNKIRK, N.Y.

**RESOLUTION #43-2012**

**May 15, 2012**

**BY: COUNCILWOMAN SZUKALA:**

**TRANSFER FROM THE COMMON COUNCIL'S CONTRIBUTION FUND  
TO JUNETEENTH 2012 CELEBRATION COMMITTEE**

**WHEREAS**, the Juneteenth 2012 Celebration Committee provides a family-oriented event that promotes and enhances the unity and spiritual strength of the African-American community and is seeking donations for its annual Juneteenth Celebration; and

**WHEREAS**, the Common Council would like to give a donation of \$50 to the Juneteenth 2012 Celebration Committee; now, therefore, be it

**RESOLVED**, that the Common Council will donate \$50 to the Juneteenth 2012 Celebration Committee, 415 Mullet Street, Dunkirk, NY 14048 for its 2012 Juneteenth Celebration; and, be it further

**RESOLVED**, that this donation will be taken from account #001-1010-4109-0000 Legislative Board Contributions.

**RESOLUTION #44-2012**  
**MAY 15, 2012**

**BY: COUNCILWOMAN SZUKALA**

**AUTHORIZING AGREEMENT  
CARFAX POLICE CRASH ASSISTANCE PROGRAM**

**WHEREAS,** the City, through its Police Department, from time-to-time is required to provide data entry detailing motor vehicle accidents and, subsequently provides such information to eligible recipients; and

**WHEREAS,** CARFAX, Inc. operates a program that provides a free eCommerce site to distribute such accident reports, enabling the savings of supplies and staff time; and

**WHEREAS,** CARFAX, Inc. is offering the City participation in such program whereby the City will still obtain the customary per form fee for any such reports accessed through the CARFAX eCommerce site; now, therefore, be it

**RESOLVED,** that the Mayor and/or Chief of Police is hereby authorized and directed to execute an Enrollment Form and/or other appropriate documentation with CARFAX Inc, 5860 Trinity Pkwy Ste 600, Centreville, VA 20120, to participate in the CARFAX Police Crash Assistance program.

**RESOLUTION #45-2012**  
**MAY 15, 2012**

**BY: COUNCILMAN GONZALEZ**

**AUTHORIZING MAYOR TO EXECUTE  
LEASE AGREEMENT – POSTAGE METERING MACHINE**

**WHEREAS,** in order to more properly account for and allocate postage usage by the City and various Departments, it is in the best interests of the City to lease a new postage metering machine; and,

**WHEREAS,** Pitney Bowes, Inc. is ready, willing and able to provide such machine to the City; now, therefore, be it

**RESOLVED,** that the Mayor is hereby authorized and directed to execute a lease agreement with Pitney Bowes, Inc., 3939 West Ridge Road, Suite 105A, Erie, PA 16506-1880, for a Pitney Bowes postage metering machine, for the sixty (60) months, from June 2012 through May 2017; and, be it finally

**RESOLVED,** that funds for this lease be allocated from budget account #001-1670-4150, Central Copying & Mailing.