

NIAGARA FALLS CITY COUNCIL  
AGENDA FOR September 10, 2007

4:15 P.M. - 4:35

P.M.

COUNCIL CHAMBERS

COUNCIL CHAMBERS

~~4:00 P.M.~~

ROLL CALL - COUNCIL MEMBERS

FRUSCIONE X    ROBINS X    ROTELLA X    WALKER X    ANDERSON X

Approval of minutes from the City Council Meeting of July 23, 2007.

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

PRESENTATIONS

- Keith Pitman, CEO of NYS Wind Energy - Wind Power and the benefits to the City of Niagara Falls CANCELLED

ADMINISTRATIVE UPDATE

REVIEW OF AGENDA ITEMS

7:02 P.M.

LEGISLATIVE MEETING

COUNCIL CHAMBERS

~~7:00 P.M.~~

ROLL CALL - COUNCIL MEMBERS

FRUSCIONE X    ROBINS X    ROTELLA X    WALKER X    ANDERSON X

PRAYER - Walker

PLEDGE OF ALLEGIANCE

PUBLIC SPEAKERS (SEE NOTE ON LAST PAGE)

1. AGENDA ITEMS

- Bill MacKay-Agenda Item #13
- Ken Hamilton-Agenda Items #4-10-23-31
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2. FOR THE GOOD OF THE COMMUNITY

- Mickey Rimmens-Committee formed to establish NF Memorial Veterans Park
- Ken Hamilton-NF Memorial Veterans Park
- Robert Miller-Echota West Block Club formation
- Molly Bradshaw-Street name change for A. Bass
- Jodi Bass-Street name change for A. Bass
- 

INFORMATIONAL ITEMS

FROM THE CITY CLERK

- |                                      |     |
|--------------------------------------|-----|
| 1. City Clerk's Report for July 2007 | R&F |
| 2. Claims report for July 2007       | R&F |
| 3. Claims report for August 2007     | R&F |

ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

- |  |      |
|--|------|
| 4. Approval of Change Order #1 with contract to Pro Putt of WNY, Inc. for Lawn Bowling Courts. | VOTE |
|--|------|

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

- |  |      |
|--|------|
| 5. Approval to pay Invoice #16 in the amount of \$284,839.58 for Court House Project for a total to date of \$1,706,381.36 | VOTE |
|--|------|

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

6. Approval of Bid #21-07 for oils and lubricants to various companies

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

7. Approval of BOA consulting contract to Urban Strategies, Inc. for grant for the Highland Community Area

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

8. Approval of agreement with Prism Health Networks for Chiropractic Massage Therapy and Acupuncture Benefit service fees and handling Claims

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

9. Approval of Renewal Contract for Court Cleaning and Minor repairs

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

10. Approval of contract with Joseph A. Sanders & Sons, Inc. for the replacement of City Hall roof

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

11. Approval of Agreement with GHI for administrative services to provide dental coverage for City Retirees

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

12. Approval to cover two additional expenses relating to the Summer Concert Series

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

13. Approval to transfer \$235,000 from Fund Balance to fund Fire Department overtime

VOTE

	TO AMEND		TO APPROVE	
	yea	nay	yea	nay
Council Member Fruscione	X		X	
Council Member Robins	X		X	
Council Member Rotella	X		X	
Council Member Walker	X		X	
Council Chairman Anderson	X		X	
Total:	5	0	5	0

14. Approval to transfer \$2,000 from Fund Balance to cover Trades Overtime

VOTE

	TO AMEND		TO APPROVE	
	yea	nay	yea	nay
Council Member Fruscione	X		X	
Council Member Robins	X		X	
Council Member Rotella	X		X	
Council Member Walker	X		X	
Council Chairman Anderson	X		X	
Total:	5	0	5	0

15. Approval to pay \$2,500 to Jessica Thorpe of Outside the Box Marketing and \$2,700 to Ron Corsara for expenses relating to the Ontario House Jazz Reunion

VOTE

	yea	nay	yea	nay
	Council Member Fruscione	X		
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

16. Approval to accept Grant for "Entrepreneurial Training School" in the amount of \$25,000 with no matching funds

VOTE

	yea	nay	yea	nay
	Council Member Fruscione	X		
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

17. Approval of Parking agreement with Anwal Properties, Inc.

VOTE

	yea	nay	yea	nay
	Council Member Fruscione		X	
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	4	1		

FROM THE CORPORATION COUNSEL

18. Approval of settlement of claim of Minta Rawleigh in the amount of \$8,750.00

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

19. Approval of settlement of claim of Kimberlee A. Carter in the amount of \$500.00

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

20. Approval of settlement of claim of Francis J. Pecoraro in the amount of \$1,000.00

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

21. Approval of settlement of claim of Deborah DiRamio in the amount of \$200.02

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

22. Approval of settlement of claim of Daniel T. Gregory in the amount of \$42,500.00

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

23. Approval of settlement of claim of Craig Gonzalez in the amount of \$1,250.00

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

ADDITIONAL ITEMS

FROM THE CITY CLERK

24. Approval to issue "Secondhand Dealer" license to Louis Muzzillo-Niagara Coins and Collectibles

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

25. Approval of Commissioner of Deeds Appointments for a term from October 1, 2007 to September 30, 2009.

VOTE

	yea	nay	yea	nay
Council Member Fruscione	X			
Council Member Robins	X			
Council Member Rotella	X			
Council Member Walker	X			
Council Chairman Anderson	X			
Total:	5	0		

26. Notification of New York State Department of State filing of Local Laws #4 & #5 for 2007 and also Mayoral Approval of Resolutions 2007-48, 2007-54 and 2007-55

R&F

RESOLUTIONS

27. Relative to authorizing the issuance of \$275,000 Bonds of the City of Niagara Falls, Niagara County, New York, to pay the cost of the reconstruction of the roof at City Hall, in and for said City.  
BY: All Council Members

VOTE

		yea	nay	yea	nay
2007-62	Council Member Fruscione	X			
	Council Member Robins	X			
	Council Member Rotella	X			
	Council Member Walker	X			
	Council Chairman Anderson	X			
Total:		5	0		

28. Relative to calling for a Public Hearing on September 24, 2007 relative to Restore NY Grant Application  
BY: All Council Members

VOTE

		yea	nay	yea	nay
2007-63	Council Member Fruscione	X			
	Council Member Robins	X			
	Council Member Rotella	X			
	Council Member Walker	X			
	Council Chairman Anderson	X			
Total:		5	0		

29. Relative to the Memorial Park Assisted Living Project  
BY: All Council Members

VOTE

		yea	nay	yea	nay
2007-64	Council Member Fruscione	X			
	Council Member Robins	X			
	Council Member Rotella	X			
	Council Member Walker	X			
	Council Chairman Anderson	X			
Total:		5	0		

30. Relative to Permit Fees for Courthouse Project  
BY: Council Chairman Robert Anderson, Jr.

VOTE

		yea	nay	yea	nay
2007-65	Council Member Fruscione	X			
	Council Member Robins	X			
	Council Member Rotella	X			
	Council Member Walker	X			
	Council Chairman Anderson	X			
Total:		5	0		

31. Relative to calling for a Public Hearing to Amend the City Charter relative to adding Section 201-D entitled "Residential/Commercial Urban Exemption" to Article VIII entitled "Taxation and Assessment"

BY: All Council Members

VOTE

		yea	nay	yea	nay
2007-66	Council Member Fruscione	X			
	Council Member Robins	X			
	Council Member Rotella	X			
	Council Member Walker	X			
	Council Chairman Anderson	X			
Total:		5	0		

32. Approval of acceptance of New York State grant in the amount of \$638,711 for operation IMPACT.

		ADD TO AGENDA		APPROVE			
		yea	nay	yea	nay	yea	nay
	Council Member Fruscione	X		X			
	Council Member Robins	X		X			
	Council Member Rotella	X		X			
	Council Member Walker	X		X			
	Council Chairman Anderson	X		X			
	Total:	5	0	5	0		

33. Approval to appropriate \$12,558.26 of Fund Balance to settle arbitration award related to Health Insurance Opt Out.

		ADD TO AGENDA		APPROVE			
		yea	nay	yea	nay	yea	nay
	Council Member Fruscione	X		X			
	Council Member Robins	X		X			
	Council Member Rotella	X		X			
	Council Member Walker	X		X			
	Council Chairman Anderson	X		X			
	Total:	5	0	5	0		

34. Resolution relative to rescinding Resolution 2007-56

BY: Council Member Chris Robins

		ADD TO AGENDA		APPROVE			
		yea	nay	yea	nay	yea	nay
2007- 67	Council Member Fruscione	X		X			
	Council Member Robins	X		X			
	Council Member Rotella		X		X		
	Council Member Walker	X		X			
	Council Chairman Anderson	X		X			
Total:		4	1	4	1		

\* Council Member Fruscione said that the Water Authority is a burden on the taxpayers. Council Member Rotella said that Resolution 2007-56 replaced the Council's appointment to the Water Board which the Council cannot do at this time.

		yea	nay	yea	nay	yea	nay
Council Member Fruscione							
Council Member Robins							
Council Member Rotella							
Council Member Walker							
Council Chairman Anderson							
Total:							

		yea	nay	yea	nay	yea	nay
Council Member Fruscione							
Council Member Robins							
Council Member Rotella							
Council Member Walker							
Council Chairman Anderson							
Total:							

	yea	nay	yea	nay	yea	nay
Council Member Fruscione						
Council Member Robins						
Council Member Rotella						
Council Member Walker						
Council Chairman Anderson						
Total:						

	yea	nay	yea	nay
Council Member Fruscione				
Council Member Robins				
Council Member Rotella				
Council Member Walker				
Council Chairman Anderson				
Total:				

	yea	nay	yea	nay
Council Member Fruscione				
Council Member Robins				
Council Member Rotella				
Council Member Walker				
Council Chairman Anderson				
Total:				

	yea	nay	yea	nay
Council Member Fruscione				
Council Member Robins				
Council Member Rotella				
Council Member Walker				
Council Chairman Anderson				
Total:				

	yea	nay	yea	nay
Council Member Fruscione				
Council Member Robins				
Council Member Rotella				
Council Member Walker				
Council Chairman Anderson				
Total:				

ADJOURNMENT OF MEETING 7:45 P.M.