

NIAGARA FALLS CITY COUNCIL
AGENDA FOR JULY 28, 2008

4:07 p.m.-5:00 p.m.
~~4:00 P.M.~~

COUNCIL CHAMBERS

COUNCIL CHAMBERS

ROLL CALL - COUNCIL MEMBERS

ANDERSON absent FOURNIER X ROBINS X WALKER X FRUSCIONE absent

Approval of minutes from the City Council Meeting of July 14, 2008

VOTE

	yea	nay	yea	nay
Council Member Anderson	-			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	3	0		

PRESENTATIONS

1. LiRo Engineers & Belleview Personnel RE: Courthouse Construction Update

ADMINISTRATIVE UPDATE

REVIEW OF AGENDA ITEMS

LEGISLATIVE MEETING

COUNCIL CHAMBERS

7:05 P.M.

ROLL CALL - COUNCIL MEMBERS

ANDERSON X FOURNIER X ROBINS X WALKER X FRUSCIONE absent

PRAYER - Robins

PLEDGE OF ALLEGIANCE

PUBLIC SPEAKERS (SEE NOTE ON LAST PAGE)

1. AGENDA ITEMS

- Lisa Vitello-Agenda item #17
- Ken Welsh-Agenda Item #17
- Dan Vecchies-Agenda Item #17
- Ken Hamilton-Agenda item #1 & #18

2. FOR THE GOOD OF THE COMMUNITY

- Norma Higgs-Crime Night Out
- Ken Hamilton-Hotel Niagara Project

INFORMATIONAL ITEMS

FROM THE CITY CLERK

ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

1. Approval of contract with FRA Engineering for a structural assessment of 3123 Highland Ave at a maximum of \$12,000 VOTE

	yea	nay	yea	nay
Council Member Anderson		X		
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	3	1		

2. Approval of Bid #22-08 with Altec Industries, Inc. for 70' over center aerial truck in the amount of \$137,463.00 VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

3. Approval of Bid #25-08 with Hunter Buffalo Peterbilt for 2 single axle dump trucks with plows in the amount of \$254,303.00 VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

4. Approval of Bid #26-08 with STS Trailer & Truck Equipment for 2 16' Dump bodies in the amount of \$34,400.00 VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

5. Approval of Bid #24-08 with United Materials, LLC for concrete

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

6. Approval of Bid #23-08 with various companies for street sweeper parts

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

7. Approval of Bid #27-08 with Snowfighting Equipment & Consultants of Buffalo, Inc. for a leaf collector/brush chipper at a cost of \$39,943.00

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

8. Approval of agreement with Niagara University for the N.F. Entrepreneurial School

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

9. Approval to accept State Aide to Localities grant for \$25,000 for Entrepreneurial Training program

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

10. Approval to fund an additional \$7,580.00 from Tourism Fund for the Ontario House Jazz Reunion

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

11. Approval to appropriate \$123,181.00 from Fund Balance to cover shortfall in Fire Department budget due to contractual obligations not finalized in time for 2008 Budget

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

12. Approval to appropriate \$21,564.00 from Fund Balance to cover Police Department Vacation Cash Conversion not covered in 2008 Budget

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

13. Approval of \$500,000 grant of casino funds for capital renovations to the Hotel Niagara to the Amidee Capital Group, LLC

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

COUNCIL MEMBER WALKER SAID THAT THIS IS WHAT CASINO DOLLARS WERE MEANT TO DO

14. Approval of Memorandum of Understanding with CSX relative to new train station and Lewiston Road reconstruction project

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

15. Approval to repeal the current language contained in Chapter 171 of the Codified Ordinances and adopt a new chapter 171 entitled "Benefits of Employees not covered by Collective bargaining Agreements"

VOTE

	yea	nay	yea	nay
Council Member Anderson		X		
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	3	1		

16. Approval to amend the 2008 budget to create funding for Director of Economic Development at a salary of \$100,000 with \$60,000 from City funds and the balance from the Community Foundation for Greater Buffalo's Build a Better Niagara Fund

VOTE

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

PULLED-NO ACTION TAKEN

17. Approval of agreements relative to the 2008 N.F. Blues Festival for a total of \$15,300 from the Tourism line

VOTE

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

COUNCIL MEMBER ROBINS CONGRATULATED THOSE WHO PUT THIS TOGETHER

18. Approval of contract with Mark Cerrone, Inc. for new basketball court at City playground at Lockport St. & North Ave.

VOTE

	yea	nay	yea	nay
Council Member Anderson		X		
Council Member Fournier		X		
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	2	2		

NOT APPROVED- COUNCIL MEMBERS ANDERSON & FOURNIER SAID THAT THERE ARE TOO MANY SMALL CHILDREN THAT USE THE PARK: COUNCIL MEMBERS ROBINS & WALKER SAID THAT THE COURTS BELONG IN THE PARK

ADDITIONAL ITEMS

RESOLUTIONS

19. Relative to honoring the memory of Gerald J. "Jerry" D'Amico
BY: All Council Members

VOTE

2008-73

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

20. Relative to the nomination of the International Joint Commission for a Stockholm Water Prize

BY: Council Chair Sam Fruscione

VOTE

2008-74

	yea	nay	yea	nay
Council Member Anderson	X			
Council Member Fournier	X			
Council Member Robins	X			
Council Member Walker	X			
Council Chairman Fruscione	-			
Total:	4	0		

21. Relative to declaring August 13th Carolyn Van Schaik Day
 By: All Council Members

VOTE

		yea	nay	yea	nay
2008-75	Council Member Anderson	X			
	Council Member Fournier	X			
	Council Member Robins	X			
	Council Member Walker	X			
	Council Chairman Fruscione	-			
Total:		4	0		

22. Approval of budget amendment for DPW in the amount of \$28,000 from Casino funds for materials to continue street patching program

VOTE

		ADD TO AGENDA		APPROVE			
		yea	nay	yea	nay	yea	nay
	Council Member Anderson	X		X			
	Council Member Fournier	X		X			
	Council Member Robins	X		X			
	Council Member Walker	X		X			
	Council Chair Fruscione	-		-			
	Total:	4	0	4	0		

23. Resolution relative to changing September 15th meeting to September 8, 2008
 BY: Chairman Sam Fruscione

VOTE

		TO ADD TO AGENDA		TO APPROVE			
		yea	nay	yea	nay	yea	nay
2008-76	Council Member Anderson	X		X			
	Council Member Fournier	X		X			
	Council Member Robins	X		X			
	Council Member Walker	X		X			
	Council Chair Fruscione	-		-			
Total:		4	0	4	0		

24. Resolution relative to amending Chapter 1308 of the Codified Ordinances entitled "District Exceptions, Modifications & Amendments"
 BY: Council Member Chris Robins

VOTE

		ADD TO AGENDA		TO APPROVE			
		yea	nay	yea	nay	yea	nay
	Council Member Anderson		X				
	Council Member Fournier	X					
	Council Member Robins	X					
	Council Member Walker	X					
	Council Chair Fruscione	-					
	Total:	3	0				

MOTION DEFEATED-NEEDS 4 AFFIRMATIVE VOTES TO ADD TO AGENDA