

NIAGARA FALLS CITY COUNCIL  
AGENDA FOR MARCH 23, 2009

4:06 p.m. - 4:40 p.m.  
~~4:00 P.M.~~

COUNCIL CHAMBERS

COUNCIL CHAMBERS

ROLL CALL - COUNCIL MEMBERS

ANDERSON X FOURNIER X FRUSCIONE X WALKER X ROBINS X

Approval of minutes from the City Council Meeting of March 9, 2009

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

PRESENTATIONS

1. Tour of the Courthouse - following the 4:00 p.m. session

ADMINISTRATIVE UPDATE

1. Courthouse Update

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2. Hyde Park Ice Rink

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3. Streets-Pothole Update

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REVIEW OF AGENDA ITEMS

LEGISLATIVE MEETING

COUNCIL CHAMBERS

7:05 P.M.

ROLL CALL - COUNCIL MEMBERS

ANDERSON X FOURNIER X FRUSCIONE X WALKER X ROBINS X

PRAYER - ANDERSON

PLEDGE OF ALLEGIANCE

PUBLIC SPEAKERS (SEE NOTE ON LAST PAGE)

1. AGENDA ITEMS

- Lisa Vitello-Agenda Item #10

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- Barbara Marchelos-Agenda Item #4

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- Ron Anderluh-Agenda Item #3

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- Joan Broderick-Agenda Item #4

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- Michelle Vanstrom-Agenda Item #10

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- Edward Neal Jr.-Agenda Item #2

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2. FOR THE GOOD OF THE COMMUNITY

- Candace Corsaro-Park at Marine Memorial & Caravelle Drives

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- Michael Corcoran-Park at Marine Memorial & Caravelle Drives

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- Cyndi Stonebraker-N.F. Memorial Day Association Parade

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- Marjorie Gillies-Park at Marine Memorial & Caravelle Drives

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- Manuela Miller-Spallino Tower issues

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INFORMATIONAL ITEMS

FROM THE CITY CLERK

1. City Clerk's Report, February 2009

R&F

ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

2. Approval to supply N.F. Rebels Baseball Team with 1000 souvenir pins for distribution in Cooperstown, NY at a cost of \$1,600.00

VOTE

|                          | yea | nay | yea | nay |  |
|--------------------------|-----|-----|-----|-----|--|
| Council Member Anderson  | X   |     |     |     | Chairman Robins explained that this will help to promote Niagara Falls |
| Council Member Fournier  | X   |     |     |     |  |
| Council Member Fruscione | X   |     |     |     |  |
| Council Member Walker    | X   |     |     |     |  |
| Council Chairman Robins  | X   |     |     |     |  |
| Total:                   | 5   | 0   |     |     |  |

3. Approval to pay closing costs up to \$3,000.00 and landscaping and expenses of \$75,000.00 from casino revenue relative to purchase of 448 Third Street

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

4. Approval of various actions relative to sale of Wintergarden to USA Niagara

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

5. Approval to reallocate unused funds from 2008 Casino Capital Funds for Police Department purchases

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

6. Approval of Bid #09-09 for lease of golf and utility carts from Golf Car Supply, Inc. for a cost of \$343,639.80

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

7. Approval of Bid #05-09 for a wheel loader from Milton-Cat for a cost of \$142,785.00

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

FROM THE CORPORATION COUNSEL

8. Approval to settle and pay claim of Artasker M. Walker in the amount of \$2,095.20

VOTE

|                          | yea | nay | yea | nay |
|--------------------------|-----|-----|-----|-----|
| Council Member Anderson  | X   |     |     |     |
| Council Member Fournier  | X   |     |     |     |
| Council Member Fruscione | X   |     |     |     |
| Council Member Walker    | X   |     |     |     |
| Council Chairman Robins  | X   |     |     |     |
| Total:                   | 5   | 0   |     |     |

RESOLUTIONS

9. Relative to use of polling place for the Annual School Election  
BY: All Council Members

VOTE

|                                 | yea | nay | yea | nay |
|---------------------------------|-----|-----|-----|-----|
| 2009-23 Council Member Anderson | X   |     |     |     |
| Council Member Fournier         | X   |     |     |     |
| Council Member Fruscione        | X   |     |     |     |
| Council Member Walker           | X   |     |     |     |
| Council Chairman Robins         | X   |     |     |     |
| Total:                          | 5   | 0   |     |     |

10. Relative to removal of the Robert Moses Gorge Parkway  
BY: Council Member Sam Fruscione

VOTE

|                                 | yea | nay | yea | nay |   |
|---------------------------------|-----|-----|-----|-----|---|
| 2009-24 Council Member Anderson | X   |     |     |     | Council Member Fruscione asked that care be taken to preserve Lewiston Road |
| Council Member Fournier         | X   |     |     |     |   |
| Council Member Fruscione        | X   |     |     |     |   |
| Council Member Walker           | X   |     |     |     |   |
| Council Chairman Robins         | X   |     |     |     |   |
| Total:                          | 5   | 0   |     |     |   |

11. RESOLUTION RELATIVE TO HONORING THE VOLLUNTEERISM OF THE  
REV. Calvin W. Babcock  
BY: All Council Members

VOTE

|                                 | TO ADD TO AGENDA |     | TO APPROVE |     |     |     |
|---------------------------------|------------------|-----|------------|-----|-----|-----|
|                                 | yea              | nay | yea        | nay | yea | nay |
| 2009-25 Council Member Anderson | X                |     | X          |     |     |     |
| Council Member Fournier         | X                |     | X          |     |     |     |
| Council Member Fruscione        | X                |     | X          |     |     |     |
| Council Member Walker           | X                |     | X          |     |     |     |
| Council Chairman Robins         | X                |     | X          |     |     |     |
| Total:                          | 5                | 0   | 5          | 0   |     |     |

Council Members expressed their gratitude to Rev. Babcock.

12. Resolution relative to support of changes in the State Finance law  
 BY: All Council Members

VOTE

|                          | TO ADD TO AGENDA |     | TO APPROVE |     | VOTE |     |
|--------------------------|------------------|-----|------------|-----|------|-----|
|                          | yea              | nay | yea        | nay | yea  | nay |
|                          | 2009-26          |     |            |     |      |     |
| Council Member Anderson  | X                |     | X          |     |      |     |
| Council Member Fournier  | X                |     | X          |     |      |     |
| Council Member Fruscione | X                |     | X          |     |      |     |
| Council Member Walker    | X                |     | X          |     |      |     |
| Council Chairman Robins  | X                |     | X          |     |      |     |
| Total:                   | 5                | 0   | 5          | 0   |      |     |

13. Approval of agreement with Urban Engineers of New York P.C. for scoping and design phase relating to federal stimulus streets projects

VOTE

|                          | TO ADD TO AGENDA |     | TO APPROVE |     | VOTE |     |
|--------------------------|------------------|-----|------------|-----|------|-----|
|                          | yea              | nay | yea        | nay | yea  | nay |
|                          |                  |     |            |     |      |     |
| Council Member Anderson  | X                |     | X          |     |      |     |
| Council Member Fournier  | X                |     | X          |     |      |     |
| Council Member Fruscione | X                |     | X          |     |      |     |
| Council Member Walker    | X                |     | X          |     |      |     |
| Council Chairman Robins  | X                |     | X          |     |      |     |
| Total:                   | 5                | 0   | 5          | 0   |      |     |

14. Approval of contract with preservations Studios, LLC for \$2,800.00 Signage Contract regarding Park Place Historic District

VOTE

|                          | TO ADD TO AGENDA |     | TO REMOVE FROM TABLE |     | TO APPROVE |     |
|--------------------------|------------------|-----|----------------------|-----|------------|-----|
|                          | yea              | nay | yea                  | nay | yea        | nay |
|                          |                  |     |                      |     |            |     |
| Council Member Anderson  | X                |     | X                    |     | X          |     |
| Council Member Fournier  | X                |     | X                    |     | X          |     |
| Council Member Fruscione | X                |     | X                    |     | X          |     |
| Council Member Walker    | X                |     | X                    |     | X          |     |
| Council Chairman Robins  | X                |     | X                    |     | X          |     |
| Total:                   | 5                | 0   | 5                    | 0   | 5          | 0   |

15. Resolution relative to the Lake Ontario ordinance Works restoration Advisory Board

BY: Council Chair Chris Robins

VOTE

|                          | TO ADD TO AGENDA |     | TO APPROVE |     | VOTE |     |
|--------------------------|------------------|-----|------------|-----|------|-----|
|                          | yea              | nay | yea        | nay | yea  | nay |
|                          | 2009-27          |     |            |     |      |     |
| Council Member Anderson  | X                |     | X          |     |      |     |
| Council Member Fournier  | X                |     | X          |     |      |     |
| Council Member Fruscione | X                |     | X          |     |      |     |
| Council Member Walker    | X                |     | X          |     |      |     |
| Council Chairman Robins  | X                |     | X          |     |      |     |
| Total:                   | 5                | 0   | 5          | 0   |      |     |