

NIAGARA FALLS CITY COUNCIL
AGENDA FOR July 27, 2009

4:05 P.M. to 5:30 P.M.

COUNCIL CHAMBERS

COUNCIL CHAMBERS

~~4:00~~ P.M.

EXECUTIVE SESSION 5:05 P.M. TO 5:30 P.M.

ROLL CALL - COUNCIL MEMBERS

ANDERSON X FOURNIER X FRUSCIONE absent WALKER X ROBINS X

Approval of minutes from the City Council Meeting of June 29, 2009

VOTE

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

PRESENTATIONS

Ali Marzban, City Engineer with Wendel Duchscherer, Consultants
Re: Lewiston Road Update

ADMINISTRATIVE UPDATE

1. Tennis Courts

2. Abate Basketball Courts

3. Parking Ramp Update (repairs needed)

4. City Hall Exterior Restoration & Staircase Repair-City Engineer

5. Status of Inspections Department

REVIEW OF AGENDA ITEMS

LEGISLATIVE MEETING

COUNCIL CHAMBERS

7:02 P.M.

ROLL CALL - COUNCIL MEMBERS

ANDERSON X FOURNIER X FRUSCIONE absent WALKER X ROBINS X

PRAYER - Robins

PLEDGE OF ALLEGIANCE

PUBLIC SPEAKERS (SEE NOTE ON LAST PAGE)

1. AGENDA ITEMS

- RON ANDERLUH- FESTIVAL'S FUNDING

- NICHOLAS D'AGOSTINO-AGENDA ITEM # 3, 12, 15, 16

- NORMA HIGGS-AGENDA ITEM #3, 9, 16

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2. FOR THE GOOD OF THE COMMUNITY

- PAUL GROMOSIAK- OLD STONE CHIMNEY

- RON ANDERLUH-GILL CREEK PARK LIGHTING AND FLAG POLES, ROAD REPAIRS, BLIGHT CONDITIONS AT 1942 WELCH AVE.

- NICHOLAS D'AGOSTINO-BOYS & GIRLS CLUB FUNDING, SIDEWALK REPAIR IN NIAGARA ST AREA, GILL CREEK PARK

- ELLIOTT WHITE-NTCC ISSUES

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INFORMATIONAL ITEMS

FROM THE CITY CLERK

1. City Clerk's Report, June 2009

R&F

ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

2. Approval of Stipend for Senior Building/Housing Inspector

VOTE

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

3. Approval of Bid #19-09 to Empire Emergency Apparatus, Inc for a 1500 GPM pumper truck in the amount of ~~\$298,495~~ \$302,338

VOTE

	AMEND		APPROVE		AMENDMENT WAS TO CHANGE AMOUNT
	yea	nay	yea	nay	
Council Member Anderson	X		X		
Council Member Fournier	X		X		
Council Member Fruscione	--		--		
Council Member Walker	X		X		
Council Chairman Robins	X		X		
Total:	4	0	4	0	

4. Approval of Bid #32-09 to Snowfighting Equipment & Consultants of Buffalo, Inc. for leaf collector/brush chipper body in the amount of \$42,430

VOTE

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

5. Approval of Bid #33-09 to LaFarge North America for concrete

VOTE

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

6. Approval of Bid #34-09 to ODB for Street Sweeper Parts

VOTE

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

7. Approval for funding for LaSalle Blues Festival 2009 in the amount \$4,000

VOTE

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

8. Approval of the purchase of lightweight tables and chairs in the amount of \$6,000

VOTE

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

9. Approval of Appropriation of Casino Funds in the amount of \$3,100 for replacement furniture at the Royal Avenue Fire Hall

VOTE

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

10. Approval of acceptance of offers of advance payments for properties in the Fourth and Fifth Street area

VOTE

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

11. Approval of funding in the amount of up to \$15,000 for the Ontario House Jazz Reunion

VOTE

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

12. Approval of funding in the amount of \$5,000 to Niagara Falls Business Association to promote Downtown Niagara Falls

VOTE

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

13. Approval of funding in the amount of \$40,000 for the Hard Rock Café Concert Series

VOTE

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

14. Approval of Extension to December 11, 2009 for issuance of building Permits for 5815 Buffalo Avenue

VOTE

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

15. Approval of Youth Board Contracts with Salvation Army, Niagara Falls Boys and Girls Club, Reporting Center for Boys and the Francis Center

VOTE

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

16. Approval of Appropriation of Casino Funds for Fire Department Pumper Truck in the amount of ~~\$298,495~~ \$302,338

VOTE

	AMEND		APPROVE		AMENDMENT WAS TO CHANGE AMOUNT
	yea	nay	yea	nay	
Council Member Anderson	X		X		
Council Member Fournier	X		X		
Council Member Fruscione	--		--		
Council Member Walker	X		X		
Council Chairman Robins	X		X		
Total:	4	0	4	0	

17. Approval of Change Order No.2 in the amount of \$13,478 plus Associated Administrative fees for the Highland Area Site A and Site B Brownfield Testing

VOTE

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

REMOVE FROM TABLE

18. Approval of \$16,000 contribution for the Niagara Festival and Entertainment Group to be funded from Tourism Fund and 2007 Casino Funds

VOTE

	Remove from table		Approve		yea	Nay
	yea	nay	yea	nay		
Council Member Anderson	X		X			
Council Member Fournier	X		X			
Council Member Fruscione	--		--			
Council Member Walker	X		X			
Council Chairman Robins	X		X			
Total:	4	0	4	0		

19. Approval of Letter of Award to Armand Cerrone, Inc in the amount of \$564,780 for Pine Avenue Resurfacing and Roadway improvements from Hyde Park Boulevard to Walnut Avenue

VOTE

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

20. Approval of Letter of Award to CIR Electrical Co, Inc at the base bid of \$4,800 for installation of Electric Sub-metering at the Hyde Park Ice Pavilion

VOTE

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

21. Approval of funding for Temporary Help for the Inspections Department

VOTE

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

22. Approval of Letter of Award to J.R. Swanson Plumbing Co. Inc, in the amount of \$17,000 for Water Sub-metering at the Hyde Park Ice Pavilion

VOTE

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

FROM THE CORPORATION COUNSEL

23. Approval to Settle and Pay Claim of Elizabeth A. Sherry in the amount of \$163.24

VOTE

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

ADDITIONAL ITEMS

FROM THE CITY CLERK

24. Notice of Mayor's approval of Resolution 2009-61

R&F

FROM THE TRAFFIC ADVISORY COMMISSION

25. Denial of request for All-Way stop signs at LaSalle Avenue & 22nd St. and request to Install "No Standing Anytime" Restriction between the driveway at 743 Clifton Avenue and the alley

R&F

26. Approval to install a 5' Handicapped Access Space in Front of 2402 Whitney Avenue

VOTE

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

27. Approval to install a 21' Loading Zone in Front of 1818 Main Street

VOTE

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

28. Approval to install a 23' Loading Zone in Front of 7718 Buffalo Avenue

VOTE

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

29. Approval to install "No Standing Anytime" Restriction of Main Street, East Side, Between Cleveland Avenue, South Side, Between Main Street & the Rear Parking Lot Exit

VOTE

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

30. Approval to install an "Autistic Child Area" Sign in Advance of 1706 Willow Avenue

VOTE

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

RESOLUTIONS

31. Relative to Authorization for Project Application for State Aid for Recreation and Youth Services

BY: All Council Members

VOTE

	yea	nay	yea	nay
2009-62 Council Member Anderson	X			
Council Member Fournier	X			
Council Member Fruscione	--			
Council Member Walker	X			
Council Chairman Robins	X			
Total:	4	0		

32. Relative to Authorizing the Issuance of \$3,010,000 Bonds of the City of Niagara Falls, Niagara County, New York to pay the cost of the Reconstruction of Roads

BY: All Council Members

VOTE

	yea	nay	yea	nay
2009-63 Council Member Anderson	X			
Council Member Fournier	X			
Council Member Fruscione	--			
Council Member Walker	X			
Council Chairman Robins	X			
Total:	4	0		

33. Relative to Honoring Pastor Kevin Dobbs
 BY: All Council Members

VOTE

		yea	nay	yea	nay
2009-64	Council Member Anderson	X			
	Council Member Fournier	X			
	Council Member Fruscione	--			
	Council Member Walker	X			
	Council Chairman Robins	X			
Total:		4	0		

34. Approval of Contract CD2009-1 with National Vacuum Corp. for Utility Abandonment, Asbestos Abatement and Demolition of Various Properties at a base bid of \$258,140

VOTE

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

35. Resolution Relative to Honoring the Pine Avenue Business Association's 2009 Special citizens of Pine Avenue
 BY: All Council Members

VOTE

		ADD TO AGENDA		APPROVE			
		yea	nay	yea	nay	yea	nay
2009-65	Council Member Anderson	X		X			
	Council Member Fournier	X		X			
	Council Member Fruscione	--		--			
	Council Member Walker	X		X			
	Council Chairman Robins	X		X			
Total:		4	0	4	0		

36. Approval of Change Order #2 to Mark Cerrone Inc, for the West Mall Project in the amount of \$75,798.09

VOTE

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

37. Approval of Patio Encroachment on Old Falls Street at the Crown Plaza Hotel

VOTE

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

38. Resolution Relative to Amending Chapter 1111 of the Codified Ordinances entitled "Plumbing Code"

BY: Council Chairman Chris Robins

VOTE

	ADD TO AGENDA		APPROVE			
	yea	nay	yea	nay	yea	nay
2009-66 Council Member Anderson	X		X			
Council Member Fournier	X		X			
Council Member Fruscione	--		--			
Council Member Walker	X		X			
Council Chairman Robins	X		X			
Total:	4	0	4	0		

39. Resolution Relative to Amending Chapter 1113 of the Codified Ordinances entitled "Electrician Licensing and Regulations"

BY: Council Chairman Chris Robins

VOTE

	ADD TO AGENDA		APPROVE			
	yea	nay	yea	nay	yea	nay
2009-67 Council Member Anderson	X		X			
Council Member Fournier	X		X			
Council Member Fruscione	--		--			
Council Member Walker	X		X			
Council Chairman Robins	X		X			
Total:	4	0	4	0		