

Item #1

The following is a report of the licenses issued and collections made in the Office of the City Clerk during the month of February, 2008

		<u>CONTROLLER</u>	<u>TOTAL</u>
A1255-001 A012	Vital Statistics	\$ 8,936.00	\$ 8,936.00
A1255-004 A013	Certificates of Marriage	\$ 470.00	\$ 470.00
A1255-004 A013	Copies of Records	\$ 539.00	\$ 539.00
A2501-014 A046	Electrician- Active	\$ 125.00	\$ 125.00
A2501-014 A046	Electrician- Exam Fee	\$ 125.00	\$ 125.00
A2501-016 A047	Stationary Engineers	\$ 180.00	\$ 180.00
A2542-000 A053	Dogs/N County Treasurer \$ 199.40	\$ -	\$ 199.40
A2542-000 A053	Dogs/NYS Agr. & Mkts \$ 72.00	\$ -	\$ 72.00
A2542-000 A053	Additional Dogs	\$ 1,282.60	\$ 1,282.60
A2545-001 A054	Marriage License/NYSHD \$ 1,057.50	\$ 352.50	\$ 1,410.00
A1255-002 A123	Commissioners of Deeds	\$ 30.00	\$ 30.00
A2545-010 A128	Petroleum- Retail	\$ 280.00	\$ 280.00
A2545-010 A128	Petroleum- Storage	\$ 780.00	\$ 780.00
A2545-010 A128	Petroleum- Wholesale	\$ 400.00	\$ 400.00
A2501-015 A266	Home Improvement	\$ 375.00	\$ 375.00
A2545-023 A318	Hunters/NYS DEC RAU \$ 130.37	\$ -	\$ 130.37
A2545-023 A318	Hunters Fees	\$ 7.63	\$ 7.63
A1255-003 A499	Notary Fee	\$ 6.00	\$ 6.00
A1255-005 A528	Dog Release	\$ 400.00	\$ 400.00
A2501-027 A597	Marriage Performance	\$ 675.00	\$ 675.00
A2501-027 A696	Photos / Passport - License	\$ 72.00	\$ 72.00

<b>TOTAL:</b>	<u>\$ 1,459.27</u>	<u>\$ 15,035.73</u>	<u>\$ 16,495.00</u>
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Check #	<u>35122</u>	Niagara County Treasurer	\$ 199.40
Check #	<u>35141</u>	NYS Dept.of Arg. & Mkts	\$ 72.00
Check #	<u>35121</u>	NYS Health Department	\$ 1,057.50
Check #	<u>ET</u>	NYS DEC RAU	\$ 130.37

Item #2

**SUBJECT:** Bid #4-08 Meals for Prisoners

We respectfully request you award the above referenced bid as follows:

TO: PSNF, Inc.  
McDonalds – City Market  
1726 Pine Avenue  
Niagara Falls, NY 14301

FOR: Meals for prisoners at the Public Safety Building:	Breakfast (est. 4,900)	\$ .89
	Lunch (est. 5,800)	.98
	Supper (est. 1,900):	.98

The City Purchasing Agent certifies that all bids were solicited in accordance with Section 103 of the General Municipal Law.

Notice that bids were to be received was advertised in the Niagara Gazette and bids were sent to 5 (five) vendors. The above referenced company submitted the lowest bid. One other bid was received from Burger King (breakfast \$1.05, Lunch \$2.00 and Supper \$2.00).

Funds for this expenditure are available in A3120.0001.0449.599.

Item #3

**SUBJECT:** Bid # 14-07 Wheel Loader

We respectfully request you award the above referenced bid as follows:

TO: Five Star Equipment, Inc.  
284 Ellicott Road  
Orchard Park, NY 14127

FOR: One New John Deere Model 624J Wheel Loader:	\$163,807.00
Less Trade-in of 1988 Caterpillar Model 936 Wheel Loader	<u>- 16,000.00</u>
	\$147,807.00

The City Purchasing Agent certifies that all bids were solicited in accordance with Section 103 of the General Municipal Law.

Notice that bids were to be received was advertised in the Niagara Gazette and bids were sent to nine (9) vendors. Four (4) bids were received. The above referenced company submitted the only bid that met our specifications.

Funds for this expenditure are available in the 2008 Capital Budget code:  
H0822.2008.0822.0240.000.

Item #4

RE: *Leaves of Absence*

Council Members:

The employees on the attached list are requesting continuations of leaves of absence for the period shown.

Will the Council so approve?

The following employees are requesting leaves of absence from their permanent competitive class positions to accept other positions in government service as follows:

1. Brown, Maria C.

Requests leave of absence from the position of Sr. Auditor to the position of City Controller, effective April 1, 2008, to June 30, 2008, inclusive.

2. Chella, John R.

Requests leave of absence from the position of Police Captain to the position of Superintendent of Police, effective April 1, 2008, to June 30, 2008, inclusive.

3. Mardon-Serianni, Joyce

Requests leave of absence from the position of Personnel Technician to the position of Director of Human Resources, effective April 1, 2008, to June 30, 2008, inclusive.

4. Mazur, Christopher M.

Requests leave of absence from the position of Deputy Corporation Counsel to the position of 1st Deputy Corporation Counsel, effective April 1, 2008, to June 30, 2008, inclusive.

5. O'Donnell, Thomas M.

Requests leave of absence from the position of 1st Deputy Corporation Counsel to the position of Acting Corporation Counsel, effective April 1, 2008, to June 30, 2008, inclusive.

6. Winstanley, Donna L.

Requests leave of absence from the position of Account Clerk in the Department of the Corporation Counsel to the position of Secretary to the Mayor, effective April 3, 2008, to July 2, 2008, inclusive.

Item #5

*RE: Acceptance of Police Department Grant for the New York State Motor Vehicle Theft and Insurance Fraud Prevention.*

The City has been awarded \$44,798.00 to participate in the above program.

No City match is required.

Will the Council accept acceptance of this grant and authorize the Mayor to execute any agreements or other documents necessary to effectuate same?

Item #6

*RE: Environmental Protection Fund Grant for the Niagara Falls City Hall Exterior Restoration Project*

The City has been awarded a matching grant of \$274,899.00 from the New York State Environmental Protection Fund for the City Hall exterior restoration project. Funding for the City's required match has been previously designated and is available.

Will the Council approve the acceptance of the grant and authorize the Mayor to execute any agreements or other documents necessary to effectuate the receipt of the grant?

Item #7

*RE: Agreement to Provide Administrative Services for the Retiree Drug Subsidy*

In order to continue receiving funds pursuant to the Medicare Part D prescription drug coverage, the City has previously entered into an agreement with HealthNow to provide administrative services in relation to the drug subsidy for the City's retirees.

Will the Council approve the continuation of this agreement for the period starting January 1, 2008 and authorize the Mayor to execute an agreement in a form acceptable to the Corporation Counsel?

Item #8

*RE: Boom Days Festival:*

The Tourism Advisory Board has requested that the City provide the \$1,000 sponsorship for the Boom Days Festival, which would provide for fireworks and music at the LaSalle Yacht Club as part of the Festival on April 5, 2008.

Funding will come from the fireworks line in the Tourism budget and the check should be made payable to "Friends of the Cotter c/o The Community Foundation for Greater Buffalo".

Will the Council so approve?

Item #9

*RE: Funding for Our Schools Channel*

The 2008 budget contains appropriations in the Cable TV Commission for the purchase of equipment and purchase of computer equipment in lines A3610.3140.0250.000 in the amount of \$5,000 and A3610.3140.0250.007 which also contains \$5,000.

It was the Council's intention in making these amendments that these funds would be available to allow the Board of Education to purchase equipment for the Our Schools Channel.

Will the Council vote to amend the budget by transferring the \$10,000 referenced above to account A3610.3140.0449.599 with the funds to be used for the purchase of equipment for the Our Schools Channel by the Niagara Falls School District and will be reimbursed on the submission of appropriate invoices by the School District?

Item #10

**RE: Approval of Home Improvement Registration Board Appointments**

I hereby appoint to the Home Improvement Registration Board as follows:

RE-APPOINTMENT

TERM EXPIRES

Joseph Paonessa  
1064 - 96<sup>th</sup> Street  
Niagara Falls, NY 14304

12/31/12

John Jackson  
3518 Seneca Avenue  
Niagara Falls, NY

12/31/12

Will the Council so approve?

Item #11

*Appointment to Library Board*

I hereby appoint Don King of 672 Chilton Avenue, Niagara Falls, New York to the Niagara Falls Library Board to fill a vacancy.

Will the Council so approve?

Item #12

**RE: Kim Roberts vs. City of Niagara Falls**  
**Date of Accident: June 11, 2007**

Council Members:

The above claimant has incurred medical expenses for personal injuries suffered by her when, while a pedestrian, she was struck by a police vehicle owned by the City of Niagara Falls, New York. The driver of the police vehicle was Officer Charles Fink.

Under the New York State No-Fault Law, the City of Niagara Falls, as a self-insured entity, is obligated to pay the claimant's medical expenses arising out of this incident. If the same meets with your approval, please vote to direct the City Clerk to draw a warrant on the City Controller directing her to issue the following check:

<u>Provider</u>	<u>Date of Service</u>	<u>Amount</u>
Niagara Orthopaedic	February 26, 2008	\$ 29.66
<b>Total</b>		<b>\$ 29.66</b>

Please be advised that there may be further medical bills which will have to be paid pursuant to the New York State No-Fault Law.

Will the Council so approve?

Item #13

RE: Request for Approval to Settle and Pay Claim of:  
Germaine West, 1513 ½ Ashland Avenue, Niagara Falls, New York

Council Members:

Date of Occurrence:	January 23, 2008
Location:	Highland Avenue Bridge
Nature of Claim:	Tire damage caused by bridge expansion joint.
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$271.06
Make Check Payable to:	Germaine West
Conditions:	General Release to City, approved by Corporation Counsel.

It is the recommendation of this Department that the above claim be paid under the terms set forth above. Will the Council so approve?

RESOLUTION No. 2008-

RELATIVE TO APPOINTMENTS TO THE NIAGARA FALLS SENIOR COUNCIL

BY:

Council Chair Sam Fruscione  
Council Member Robert A. Anderson, Jr.  
Council Member Steve Fournier  
Council Member Chris Robins  
Council Member Charles Walker

BE IT RESOLVED, that the following individuals are hereby appointed to the City of Niagara Falls Senior Council effective immediately for the expiration date, which appears opposite their names:

<u>APPOINTMENT</u>	<u>TERM EXPIRES:</u>
Carmen Mastro 3643 Chapin Avenue Niagara Falls, NY 14301 - 284-6541	12/31/10
Margaret Manzare 2437 Whitney Avenue Niagara Falls, NY 14301 - 298-0942	12/31/10
Lucy Hamera 3019 Welch Avenue Niagara Falls, NY 14303 - 284-6638	12/31/09
Anne Hesson 3640 Ferry Avenue Niagara Falls, NY 14301 - 285-5142	12/31/09
Myral Gilmore 2053 Virginia Avenue Niagara Falls, NY 14305 - 285-9276	12/31/09
Cecelia Alati 2728 Woodlawn Avenue Niagara Falls, NY 14301 - 297-5032	12/31/09
Josephine Minervino 473 - 18 <sup>th</sup> Street Niagara Falls, NY 14303 - 285-4234	12/31/10
Angelo D'Aloise 2438 Niagara Avenue Niagara Falls, NY 14305 - 285-5890	12/31/10

RESOLUTION No. 2008-  
RELATIVE TO LOCAL HISTORY MONTH

BY:

Council Chair Sam Fruscione  
Council Member Robert A. Anderson, Jr.  
Council Member Steve Fournier  
Council Member Chris Robins  
Council Member Charles Walker

**Whereas**, it is through the study and interpretation of history - on all levels be it local, national or world - that we gain the necessary knowledge and insight to understand our past while moving forward into our future, and

**Whereas**, the study of the history of the City of Niagara Falls is the prime concern of the dedicated members of the Friends of the Local History Department through the Niagara Falls Public Library, and

**Whereas**, the Friends of the Local History Department are hosting an open house on Saturday April 26th at the Earl Brydges Public Library from 2-4 pm in order to encourage awareness in and spur the participation of our residents in the study of the history of Niagara Falls, and

**Whereas**, the history of the City of Niagara Falls is a long and proud history ranging in nature from the global wonder of our legendary waterfall to the achievements of historic individuals to the industrial and technical accomplishments as highlighted by our City's incredible reputation as a source of hydroelectric power,

**Now therefore be it resolved, that the Niagara Fall City Council, along with Mayor Paul A. Dyster**, hereby proclaim **April 2008 as Local History Month in Niagara Falls, NY** and recognize the efforts of the Friends of the Local History Department in organizing and hosting a local history open house on Saturday April 26th, from 2-4pm at the Early Brydges Library and encourage all Niagara Falls residents to attend this open house in order to celebrate our proud and historic past.

Item # 16

RESOLUTION No. 2008-

RESOLUTION FOR USE OF POLLING PLACE FOR THE  
ANNUAL SCHOOL ELECTION

BY:

Council Chair Sam Fruscione  
Council Member Robert A. Anderson, Jr.  
Council Member Steve Fournier  
Council Member Chris Robins  
Council Member Charles Walker

WHEREAS, the Annual School Election will be held on Tuesday, May 20<sup>th</sup> , 2008.

Attached is a communication from the School District of the City of  
Niagara

Falls, New York requesting approval for the use of polling places in the  
City of

Niagara Falls, New York.

Item #17

RESOLUTION No. 2008-

RELATIVE TO DESIGNATION OF THE  
CENTURY CLUB SITE AS A CITY PARK

BY: Council Chairman Samuel Fruscione

WHEREAS, the City of Niagara Falls now owns the property where the Century Club was located at 6611 Buffalo Avenue; and

WHEREAS, this parcel fronts on the upper Niagara River; and

WHEREAS, the Mayor and this Council have determined that this would be an appropriate site for a City park.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Niagara Falls, New York that the property located at 6611 Buffalo Avenue be designated as City parkland.