

NIAGARA FALLS CITY COUNCIL
AGENDA FOR DECEMBER 14, 2022

LEGISLATIVE MEETING COUNCIL CHAMBERS 6:00 P.M.

ROLL CALL - COUNCIL MEMBERS

BAX ___ MYLES ___ TOMPKINS ___ ZAJAC ___ SPANBAUER _____

PRAYER - COUNCIL MEMBER TOMPKINS

PLEDGE OF ALLEGIANCE

PUBLIC SPEAKERS

1. AGENDA ITEMS

John Szczepczenski	Agenda Item #28
Jockline Pryor	Agenda Items #8, #9, #11, #12
Ezra Scott, Jr.	Agenda Item #30
Frank Handley	Agenda Item #6
Todd Salansky	Agenda Items #1, #3, #4, #6, #7, #8, #9, #10, #11, #12

ADMINISTRATIVE UPDATE:

CONTROLLERS REPORT

COMMUNITY HAPPENINGS

REVIEW OF AGENDA ITEMS

LEGISLATIVE MEETING

INFORMATIONAL ITEMS

FROM THE CITY CLERK

- | | |
|--|-------|
| 1. City Clerk Claims for the Month of October 2022 | R & F |
| 2. City Clerk Claims for the Month of November 2022 | R & F |
| 3. City Clerk's Report for the Month of October 2022 | R & F |
| 4. Approval of Second Hand Dealers | VOTE |

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

5. Approval of Change Order #3 in the Contract to AMD Environmental Consultants for asbestos monitoring for Demolition Contract VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

6. Approval of Change Order #1 in the Contract to Louis Del Prince & Sons for Sal Maglie Athletic Field Improvements VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

7. Approval of DCJS Motor Vehicle Theft & Insurance Fraud Prevention Grant Award (NFPD) VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

8. Approval of proposed addendum to Agreement for Property Management-City Market (J.R. Militello Realty, Inc./Altair Real Estate Services.) VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	x			
Total:	5	0		

9. Approval of Reappointment of City Marshals

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

10. Approval of reorganization in Police Dept. (CID)

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

11. Approval of the Contract with VIA related to implementation of 3-1-1 System (VIA)

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

12. Approval of the Contract to BJA1675 L.L. dba Genesee Valley Ford for Fleet Vehicles for the City of NF

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

13. Approval of the Contract to Preferred Material, LLC for the purchase of Concrete VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

14. Approval of the Contract to Kenworth of Buffalo for the purchase of Dump Truck & Plow for Department of Parks VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

15. Approval of the Contract to Axon Enterprise, Inc. for Axon Camera & License Plate Reader System for NFPD VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

16. Approval of the Contract to Empire Emergency Apparatus for fire apparatus, GPM Pumper Trucks for the NFFD VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

17. Approval of the Contract with Niagara County for Information & Assistance Program (Office of the Aging)

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

18. Approval of the Contract with Niagara County-Senior Nutrition Program (Office of the Aging)

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

19. Approval of the Contract to NBC for the right of entry & access to City Properties for Maintenance/Preservation

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

20. Approval of the contract to Niagara Lawn & Garden Equipment for Lawn Care & Snow Removal equipment for the NFFD

VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

ADDITIONAL ITEMS

FROM THE TRAFFIC ADVISORY COMMISSION

21. Approval to install an "Autistic Child Area" sign (for Northbound Traffic) in advance of 422 12th Street VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

22. Approval to install Alternate Overnight Parking on Deveaux Street between College & Vanderbilt Avenues VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

FROM THE CITY ASSESSOR

23. Approval of Locally Adjusted Homestead & Non-Homestead Proportions VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

FROM THE CORPORATION COUNSEL

24. Approval to Settle & Pay Personal Injury Lawsuit of Alejandrina Torres-Cummings in the amount of \$1,300,000.00 VOTE

	yea	nay	yea	nay
Council Member Bax	X			
Council Member Myles	X			
Council Member Tompkins	X			
Council Member Zajac	X			
Council Chairman Spanbauer	X			
Total:	5	0		

RESOLUTIONS

25. Relative to the Reappointment to the Water Board
 BY: All Council Members

VOTE

		yea	nay	yea	nay
	Council Member Bax	X			
2022-	Council Member Myles	X			
75	Council Member Tompkins	X			
	Council Member Zajac	X			
	Council Chairman Spanbauer	X			
	Total:	5	0		

26. Relative to recognizing Robert "Rob" Bennett
 BY: Mayor Restaino, All Council Members

VOTE

		AMEND TO MOVE		APPROVE	
		yea	nay	yea	nay
	Council Member Bax	X		X	
2022-	Council Member Myles	X		X	
76	Council Member Tompkins	X		X	
	Council Member Zajac	X		X	
	Council Chairman Spanbauer	X		X	
	Total:	5	0	5	0

27. Relative to the 2023 City Council Meeting Schedule
 BY: All Council Members

VOTE

		yea	nay	yea	nay
	Council Member Bax	X			
2022-	Council Member Myles	X			
77	Council Member Tompkins	X			
	Council Member Zajac	X			
	Council Chairman Spanbauer	X			
	Total:	5	0		

28. Relative to updating City's List of Boards, Committees and Commissions
 BY: Council Member Tompkins, Chairman Spanbauer

VOTE

		yea	nay	yea	nay
	Council Member Bax	X			
2022-	Council Member Myles	X			
78	Council Member Tompkins	X			
	Council Member Zajac	X			
	Council Chairman Spanbauer	X			
	Total:	5	0		

29. Relative to Amending City Council Resolution No. 2011-50, entitled
 "Reconstruction of Roads, Issuance of Bonds:

BY: Council Member Tompkins, Chairman Spanbauer

VOTE

		yea	nay	yea	nay
	Council Member Bax	X			
2022-	Council Member Myles	X			
79	Council Member Tompkins	X			
	Council Member Zajac	X			
	Council Chairman Spanbauer	X			
	Total:	5	0		

30. Relative to support of the City of Niagara Falls Centennial Park Events Center Project

BY: Council Member Tompkins

VOTE

		yea	nay	yea	nay
	Council Member Bax	X			
2022-	Council Member Myles		X		
80	Council Member Tompkins	X			
	Council Member Zajac	X			
	Council Chairman Spanbauer	X			
	Total:	4	1		

31. Relative to enacting of Chapter 378 of Niagara falls Codified Ordinances entitled Adult-Use Cannabis Business-Location, Hours of Operation

BY: Council Member Tompkins, Chairman Spanbauer

VOTE

		ADD TO AGENDA		APPROVE	
		yea	nay	yea	nay
	Council Member Bax	X		X	
2022-	Council Member Myles	X		X	
81	Council Member Tompkins	X		X	
	Council Member Zajac	X		X	
	Council Chairman Spanbauer	X		X	
	Total:	5	0	5	0

32. Relative to referral of the Proposed Amendment to the City of NF Zoning Ordinance entitled "Zoning Regulations related to the use, cultivation, .

Production and sale of Recreational Cannabis" to the City of NF & Niagara County
 Planning Boards

BY: Council Member Tompkins, Chairman Spanbauer

VOTE

		ADD TO AGENDA		APPROVE	
		yea	nay	yea	nay
	Council Member Bax	X		X	
2022-	Council Member Myles	X		X	
82	Council Member Tompkins	X		X	
	Council Member Zajac	X		X	
	Council Chairman Spanbauer	X		X	
Total:		5	0	5	0

33. Relative to rescheduling Public Hearings on the Proposed Abandonments of a 330 Foot Portion of Delaware Ave., a portion of 17th St. between Pennsylvania Ave & Delaware Ave, the Alley situated South of James Ave. & Parallel to Highland Ave. & a portion of 2nd St (Whirlpool St.) North of Walnut Ave, respectively

BY: Council Member Tompkins, Chairman Spanbauer

VOTE

		ADD TO AGENDA		APPROVE	
		yea	nay	yea	nay
	Council Member Bax	X		X	
2022-	Council Member Myles	X		X	
83	Council Member Tompkins	X		X	
	Council Member Zajac	X		X	
	Council Chairman Spanbauer	X		X	
Total:		5	0	5	0

PUBLIC SPEAKERS

2. FOR THE GOOD OF THE COMMUNITY

John Cooper	Feed the Falls
Ralph Jeremy	Code Enforcement, treated him badly
Frank Handley	Youth & Young Adults
Jockline Pryor	Eminent Domain
Todd Salansky	Listen to the people; keep promises

ADJOURNMENT OF MEETING

8:11 PM