

NIAGARA FALLS CITY COUNCIL
DRAFT MINUTES FOR FEBRUARY 7TH, 2024

REGULAR MEETING

COUNCIL CHAMBERS

6:00 P.M.

I. MEETING CALLED TO ORDER

A. CALL TO ORDER.

The Meeting was called to order at 6:02 P.M. by Chairperson Perry.

ARCHIE X BAX X PERRY X MYLES X ZAJAC X

Also present: Elizabeth Eaton, City Clerk, Dan Morello, Controller, and Thomas DeBoy, Corporation Counsel.

II. OPENING CEREMONIES

A. INVOCATION - Prayer by Council Member Myles.

B. PLEDGE OF ALLEGIANCE – Led by Council Member Myles

III. PRESENTATIONS AND PUBLIC SPEAKERS

A. Presentation: by Chamus Hawk, President of Team Radio Records, LLC, re: Revitalizing Legends Park at Portage Road and 11th Street.

B. Public Speakers: None

C. Administrative Update: None

D. Community Happenings: On, February 10th, 2024, at 1:00 pm. Professor Michael Boston presents the “Historical Testimonies of Black Niagarans” Event will be held at Earl Bridges Building, 1425 Main Street, Niagara Falls, NY 14305.

IV. REVIEW AND ADOPTION OF THE AGENDA

Motion by Council Member Archie to amend the proposed Agenda by adding a new item #3 for Council action.

Council Member Myles seconded the motion.

The Chair asked if there would be a motion to conduct a roll call vote to adopt the agenda, as amended.

No debate on the motion.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
ZAJAC	X	
PERRY	X	
Totals:	5	

The Clerk announced that the motion was adopted and that the proposed Agenda was amended to add Legislative Agenda item 3.

Council Member Zajac then moved to adopt the agenda as amended by a roll call vote.

Council Member Myles seconded the motion.

No debate on the motion.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
PERRY	X	
ZAJAC	X	
Totals:	5	

The Clerk announced the vote tally and the Chair announced the Agenda was adopted as amended.

LEGISLATIVE AGENDA

V. REVIEW AND APPROVAL OF MINUTES

Motion by Council Chairman Perry to correct two (2) items in the draft minutes from the Council's last regular meeting on January 10th, 2024.

Council Member Myles seconded the motion.

Unanimous in favor of correcting.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
ZAJAC	X	
PERRY	X	
Totals:	5	

The Clerk announced the vote tally.

The Chair failed to announce that the motion to correct the agenda has been adopted and the corrections will be incorporated in the official minutes.

The motion is to amend the vote tally from 4 to 5 and to change a council member's vote.

VI. INFORMATIONAL ITEMS FROM THE CITY CLERK.

1. The Council received and filed the Mayor's Approval of Resolution 2024-3 relative to the referral of proposed amendments to the Zoning Ordinance to the Planning Boards for the City and the County, regarding student housing in single-family homes in R1 and R2 zoning districts.

VII. ITEMS FOR COUNCIL ACTION

FROM THE MAYOR

- 1. APPROVAL OF CABINET AND COUNTERTOP REPLACEMENT FOR FIREHOUSE #3 ON ONTARIO AVENUE USING \$18,349.86 OF ARPA FUNDS AND AUTHORIZE THE MAYOR TO EXECUTE AN AGREEMENT WITH HOME DEPOT, ALL AS MORE FULLY OUTLINED IN THE MAYOR’S RECOMMENDATION MEMO DATED JANUARY 31, 2024.**

Motion by Council Member Bax to approve and authorize the Mayor to replace cabinet and countertops for Firehouse #3 on Ontario Ave using \$18,349.86 of ARPA funds and authorize the Mayor to execute an agreement with Home Depot, all as more fully outlined in the Mayor’s recommendation memo dated January 31st, 2024.

Council Member Myles seconded the motion.

No debate on the motion.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
ZAJAC	X	
PERRY	X	
Totals:	5	

The Clerk announced the vote tally.

The Chair announced that the motion was adopted.

FROM THE CORPORATION COUNSEL

- 2. APPROVAL TO SETTLE AND PAY THE PROPERTY DAMAGE CLAIM OF ANITA SERIANNI IN THE THE AMOUNT OF \$1,223.20, ALL AS MORE FULLY OUTLINED IN THE RECOMMENDATION MEMO OF THE CORPORATION COUNSEL, DATED FEBRUARY 1, 2024.**

Motion by Council Member Bax to settle and pay the property damage claim of Anita Serianni for \$1,223.20, all as fully outlined in the recommendation memo of the corporation counsel, dated February 1st, 2024.

Council Member Zajac seconded the motion.

No Debate on the motion.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
PERRY	X	

ZAJAC	X	
Totals:	5	

The Clerk announced the vote tally.

The Chair announced the motion was adopted.

RESOLUTIONS

3. RESOLUTION RELATIVE TO RECOGNIZING AND HONORING BLACK HISTORY MONTH.

BY: Mayor Robert M. Restaino, Council Chairman James Perry, Council Member Brian Archie, Council Member Traci Bax, Council Member Donta Myles, Council Member David Zajac.

Motion by Council Member Archie to adopt the Resolution to recognize and honor Black History Month.

Council Member Bax seconded the motion.

No debate on the motion.

Roll Call Vote:

Council Member	yeas	nays
ARCHIE	X	
BAX	X	
MYLES	X	
ZAJAC	X	
PERRY	X	
Totals:	5	

The Clerk announced the vote tally. The Chair announced the resolution has been adopted.

PUBLIC SPEAKERS FOR THE GOOD OF THE COMMUNITY

- A. Lawrence Blaber Jr of 625 38th Street, Niagara Falls, New York, spoke regarding contractor Residency Laws and City-sponsored building demolitions.
- B. Janine Gallo of 245 Irving Terrace, Town of Tonawanda, New York, criticized the City’s dog shelter.
- C. Vincent Cauley of Niagara Falls, New York, criticized the City’s dog shelter.
- D. Tanya Barone of Niagara Falls, New York, criticized the City’s dog shelter.
- E. Ken Hamilton of 100th Street, Niagara Falls, New York 14304, re: In support of revitalizing Legends Park at Portage Road and 11th Street.

VIII. MEETING ADJOURNMENT

With no further business remaining, Chairman Perry adjourned the meeting at 7:20 P.M. without a motion or second, as permitted by RONR (12th ed.) 21:15.