

Presentations

PRESENTATIONS:

Owen Steed and Pastor Craig Pridgen – “Pastors and Politicians on Patrol”

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Agenda Item #2

**SUBJECT:** Bid#2014-33 Concrete

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

TO: United Materials LLC

3949 Forest Parkway, Suite 400

North Tonawanda, NY 14120

FOR: Concrete as described on the attached tally sheet.

The City Purchasing Division 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 two (2) companies. Two (2) bids were received. After reviewing each bid, it was determined that United Materials LLC was the lowest overall bid as shown on the attached tally sheet.

Funds for this expenditure are included in the DPW Construction and Repair account code A.5110.0200.0419.006.

Will the Council so approve?

<b>BID #2014-33 CONCRETE</b>	<b>UNIT</b>	<b>LaFarge North America 75 Pineview Drive, Suite 100 Amherst, NY 14228</b>	<b>United Materials LLC 3949 Forest Parkway, Suite 40 North Tonawanda, NY 14120</b>
4,000 PSI Concrete with Air, ASTM Size 69, Coarse Aggregate	Cu. yd.	\$ 110.50	\$ 107.69
Hot Water (10/15 – 10/31 and 4/15-4/30)	Cu. yd.	5.00	5.00
Winter Concrete (11/1 – 4/14)	Cu. yd.	10.00	9.00
Retarder Agent	Cu. yd.	4.30	2.69
Calcium 1%	Cu. yd.	3.30	8.80
Calcium 2%	Cu. yd.	6.60	No Bid
Waiting Time	Minute	1.50 <sup>1</sup>	1.25 <sup>2</sup>
Fuel Surcharge	Load	10.00	10.00
Short Load Charges		See Attached Sheet (Minimum Load Levels [LaFarge])	75.00 <sup>3</sup>

<sup>1</sup> After the first sixty (60) minutes.

<sup>2</sup> After the first fifteen (15) minutes.

<sup>3</sup> Per load, six (6) yards and under.

Minimum Load Levels	
<i>YARDS</i>	<i>RATE</i>
1.00	168.00
1.25	161.00
1.50	154.00
1.75	147.00
2.00	140.00
2.25	133.00
2.50	126.00
2.75	119.00
3.00	112.00
3.25	105.00
3.50	98.00
3.75	91.00
4.00	84.00
4.25	77.00
4.50	70.00
4.75	63.00
5.00	56.00
5.25	49.00
5.50	42.00
5.75	35.00
6.00	28.00
6.25	21.00
6.50	14.00
6.75	7.00

(LAFARGE)

Agenda Item #3

*RE: New Year's Eve – Hard Rock Guitar Drop Event*

Council Members:

The City has been asked once again to co-sponsor with the Hard Rock Café the New Year's Eve Guitar Drop Event to occur on December 31, 2014, in downtown Niagara Falls on Old Falls Street, adjacent to the Hard Rock Café. The City has been asked to contribute the sum of \$27,000.00 to the cost of this event, all pursuant to the terms and conditions of an Agreement which will be in form and substance acceptable to the Corporation Counsel. Funding is available through Tourism Funds.

Will the Council so approve?

#### Agenda Item #4

*RE: Accepting Payments of Real Property Tax Bills and Water Bills using a Credit Card*

Council Members:

I am advised by the City Controller that there have been numerous requests from taxpayers coming to the Billing & Collection Department to have the opportunity to pay their real property tax bills and water bills with a credit card. The City Controller looked into this method of payment as an option to offer to taxpayers and found that it is possible to offer this option to taxpayers at no cost to the City. However, the taxpayer, as a customer, will be charged a “convenience fee” which is estimated to be approximately 2.45 percent of the amount of the transaction.

In order to implement this option for taxpayers, the City Controller put out a Request for Proposals, reviewed materials submitted, and found that Value Payment Systems, headquartered in Nashville, Tennessee offered the program and experience to implement this option for the City to offer to its taxpayers. This will begin as a point of service type of payment option and hopefully evolve into an enhanced option which will allow taxpayers to pay these bills online. The City Controller advises that she has notified the Niagara County Treasurer, the School District of the City of Niagara Falls and the Niagara Falls Water Board of the City’s intent to offer this option to taxpayers.

Will the Council so approve and authorize the Mayor to execute an agreement with Value Payment Systems that is in form and substance satisfactory to Corporation Counsel?

Agenda Item #5

**RE:     *Site Access Agreement – 3265 Highland Avenue, Niagara Falls, NY***

Council Members:

The City is exploring the economic development opportunities that may be available by acquiring 3265 Highland Avenue. As part the City's due diligence in this regard, the City must perform various inspections of the subject premises. The physical testing on the premises will be minimal and the premises will be restored to the condition it was in prior to any testing.

Will the Council so approve and authorize the Mayor to execute a Site Access Agreement in form satisfactory to the Corporation Counsel?

Agenda Item #6

*RE: Further Extension of Agreement with Niagara County Society for the Prevention of Cruelty to Animals ("SPCA")*

Council Members:

The City's Agreement with the SPCA expires on December 31, 2014. It is requested that this Agreement be extended for an additional one (1) year period of time which will be from January 1, 2015 to December 31, 2015. The extension will be on the same terms and conditions as the existing Agreement which, among other things, calls for the City to pay the SPCA the sum of \$198,000.00 for calendar year 2015, to be paid by the City in equal monthly installments of \$16,500.00.

As Council Members are aware, the City has provided training for one police officer to provide animal control services. In addition, the City has taken delivery of a vehicle to be utilized for the purpose of animal control and is in the process now of having this vehicle outfitted for this purpose. The City has taken these steps because the SPCA has advised that it is phasing out of the animal control function. In addition, the SPCA will eventually be moving away from the sheltering component. Therefore, the City is continuing to explore its options for sheltering needs. An extension of the existing Agreement with the SPCA will give the City time to continue its efforts in this regard.

Will the Council so approve the extension of the existing Agreement with the SPCA and authorize the Mayor to execute an Agreement in form satisfactory to Corporation Counsel?

Agenda Item #7

*RE: Financial Restructuring Board*

Council Members:

In correspondence to the City Administrator dated October 9, 2013 the State of New York Financial Restructuring Board for local governments notified the City that the City of Niagara Falls is a municipality that is fiscally eligible to participate in this new program. Attached is a copy of that correspondence and an explanation of the program. Upon request by the City, the Board may undertake a comprehensive review of the City's finances and operations and recommend ways to improve its fiscal stability and the delivery of public services.

The Board also has the ability to offer grants and/or loans of up to \$5 million dollars in this regard. If the City, with Council approval at that time, agrees to undertake the Board's recommendations, it would be contractually bound to fulfill those terms in order to receive the aforementioned aid.

Will the Council so approve and authorize the Mayor to execute any pertinent agreements in order to obtain the review and recommendations of the Board?

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## Financial Restructuring Board

*for Local Governments*

The Financial Restructuring Board for Local Governments is a ten-member panel available year round to offer assistance to eligible municipalities. The Board is chaired by the Budget Director and includes the State Comptroller, the Attorney General, the Secretary of State, and six other members appointed by the Governor. Of these six appointees, one is recommended by the Temporary President of the Senate, and one is recommended by the Speaker of the Assembly. At least one of the Governor's appointees is required to have significant municipal financial and restructuring experience.

Any county, city (except New York City), town, or village deemed a Fiscally Eligible Municipality by the Board may request, by resolution of its governing board with the concurrence of its chief executive, a Comprehensive Review from the Board. If the Board decides to undertake a Comprehensive Review of a municipality, it can request any information necessary to understand the municipality's finances and operations. Based on this information, the Board would make recommendations to that municipality on improving its fiscal stability, management, and the delivery of public services. In addition, the Board could offer grants and/or loans of up to \$5 million through the Local Government Performance and Efficiency Program for undertaking certain recommendations. If the municipality agrees to undertake the Board's recommendations, it would be contractually bound to fulfill those terms in order to receive the aid.

The Board also serves as an alternative arbitration panel for binding arbitration. If a municipality is a Fiscally Eligible Municipality and eligible for binding arbitration with a municipal union (e.g. police, fire, or deputy sheriff unions), the municipality, by resolution of its governing board with the concurrence of its chief executive, and the municipal union may jointly agree to have the Board serve as its binding arbitration panel. The Board would make a just and reasonable determination of the matters in dispute by majority vote. The determination would be final and binding on the municipality and municipal union.

**LATEST NEWS**

- [The Financial Restructuring Board will hold its second Board meeting on Tuesday, November 10, 2013 at 11:30 a.m. in Room 250 of the State Capitol](#)
- [The Financial Restructuring Board held its first Board meeting on Monday Sept 23, 2013 at 1:00 p.m. in Room 250 of the State Capitol](#)
- [September 12, 2013: Governor Cuomo Announces Appointments to Financial Restructuring Board and Launch of FRB NY GOV.](#)
- [June 2013: Agreement reached to create Financial](#)



Robert L. Magna  
Chair

STATE OF NEW YORK  
FINANCIAL RESTRUCTURING BOARD  
for LOCAL GOVERNMENTS  
STATE CAPITOL, ROOM 135  
ALBANY, NEW YORK 12224

October 9, 2013

Ms. Donna Owens  
City Administrator  
PO Box 68  
Niagara Falls, NY 14302

Dear City Administrator Owens:

As you may know, the Financial Restructuring Board for Local Governments was recently established and held its first meeting on September 23rd. The Board is a ten-member panel available year round to offer assistance to eligible municipalities.

Upon request, the Board may undertake a comprehensive review of the municipality's finances and operations and recommend ways to improve its fiscal stability and the delivery of public services. If recommendations made by the Board are accepted, up to \$5 million per municipality may also be made available. The Board may also serve, upon joint request of an eligible local government and municipal union, as an alternative binding arbitration panel.

Based upon information previously submitted to the Office of the State Comptroller and the criteria set forth in the Board's governing statute, your local government has been determined to be a fiscally eligible municipality. If you would like to request assistance from the Board, please visit its website at <https://frb.ny.gov/>. There you will find detailed information about the Board, including an online application. In addition, please feel free to e-mail the Board at [info@frb.ny.gov](mailto:info@frb.ny.gov), or contact my office at (518) 474-2900.

Sincerely,

Robert L. Magna  
Chair, Financial Restructuring Board

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## Financial Restructuring Board

*for Local Governments*

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### Fiscally Eligible Municipalities

A "fiscally eligible municipality" shall mean any county, city, excluding a city with a population greater than one million, town, or village that the board, on a case by case basis, determines would benefit from the services and assistance which the board has legal authority to offer. In evaluating whether a municipality is a fiscally eligible municipality, the board shall consider the average full value property tax rate of such public employer and the average fund balance percentage of such public employer and such other criteria as the board deems relevant.

*Local Finance Law §160.05 (2)*

A Fiscally Eligible Municipality is any county, city (except New York City), town, or village that the Board determines would benefit from its services and assistance. In evaluating whether a municipality is a Fiscally Eligible Municipality, the Board is to consider the average full value property tax rate, the average fund balance percentage, and any other criteria that the Board deems relevant.

If a municipality has an average full value property tax rate greater than the average full value property tax rate of 75 percent of the other municipalities or if a municipality has an average fund balance percentage below five percent, it is automatically considered a Fiscally Eligible Municipality. A [list of all municipalities \(PDF\)](#), their average full value property tax rate, their average fund balance percentage, and whether they are automatically considered a Fiscally Eligible Municipality is available.

If a municipality has not reported to the State Comptroller the information necessary to calculate its average full value property tax rate or its average fund balance percentage, the municipality cannot be deemed a Fiscally Eligible Municipality. A [list of municipalities that have not reported this information \(PDF\)](#) is available. These municipalities cannot be deemed a Fiscally Eligible Municipality.

#### Average Full Value Property Tax Rate

The average full value property tax rate measures how high property taxes are in a given municipality relative to the municipality's taxable property value. This is an indicator of the property tax burden facing a municipality's taxpayers – the higher the rate, the higher the burden.

It is calculated for each municipality by dividing the amount of property taxes levied by the full value of taxable real estate for each of the last five years. These five full value property tax rates are then averaged to determine the average full value property tax rate.

Average Full Value Property Tax Rate Calculation Example

2012 Full Value Property Tax Rate	= 2012 Property Taxes Levied ÷ 2012 Full Value of Taxable Real Estate
	= \$1,061,308 ÷ \$112,550,881
	= .0094287 or \$9.4287 per \$1,000

2011 Full Value Property Tax Rate	= 2011 Property Taxes Levied ÷ 2011 Full Value of Taxable Real Estate = \$1,040,400 ÷ \$109,272,700 = .0095211 or \$9.5211 per \$1,000
2010 Full Value Property Tax Rate	= 2010 Property Taxes Levied ÷ 2010 Full Value of Taxable Real Estate = \$1,040,400 ÷ \$108,060,000 = .0096068 or \$9.6068 per \$1,000
2009 Full Value Property Tax Rate	= 2009 Property Taxes Levied ÷ 2009 Full Value of Taxable Real Estate = \$1,020,000 ÷ \$103,000,000 = .0099029 or \$9.9029 per \$1,000
2008 Full Value Property Tax Rate	= 2008 Property Taxes Levied ÷ 2008 Full Value of Taxable Real Estate = \$1,000,000 ÷ \$100,000,000 = .0100000 or \$10.0000 per \$1,000
Average Full Value Property Tax Rate	= (2011 Full Value Property Tax Rate + 2010 Full Value Property Tax Rate + 2009 Full Value Property Tax Rate + 2008 Full Value Property Tax Rate) ÷ 4 = (.0094287 + .0095211 + .0098068 + .0099029 + .0100000) ÷ 4 = .0097319 or \$9.7319 per \$1,000

If the average full value property tax rate is greater than the average full value property tax rate of 75 percent of the other municipalities, the Board must find that the municipality is a Fiscally Eligible Municipality.

If a municipality has not reported to the State Comptroller the information necessary to calculate the average full value property tax rate, the municipality cannot be deemed a Fiscally Eligible Municipality.

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#### Average Fund Balance Percentage

The average fund balance percentage measures how much a municipality has remaining in its General Fund relative to how much it spends from its General Fund over the past five years. This is an indicator of a municipality's ability to pay for unexpected costs or pay for increased costs without raising taxes.

It is calculated for each municipality by dividing the total fund balance in the General Fund by the total expenditures from the General Fund for each of the last five years. These five fund balance percentages are then averaged to determine the average fund balance percentage.

Average Fund Balance Percentage Calculation Example:

2012 Fund Balance Percentage	$= \frac{2012 \text{ General Fund Fund Balance}}{2012 \text{ General Fund Expenditures}}$ $= \frac{\$665,000}{\$22,510,176}$ $= 3.84\%$
2011 Fund Balance Percentage	$= \frac{2011 \text{ General Fund Fund Balance}}{2011 \text{ General Fund Expenditures}}$ $= \frac{\$800,000}{\$21,854,540}$ $= 3.66\%$
2010 Fund Balance Percentage	$= \frac{2010 \text{ General Fund Fund Balance}}{2010 \text{ General Fund Expenditures}}$ $= \frac{\$850,000}{\$21,218,000}$ $= 4.01\%$
2009 Fund Balance Percentage	$= \frac{2009 \text{ General Fund Fund Balance}}{2009 \text{ General Fund Expenditures}}$ $= \frac{\$800,000}{\$20,600,000}$ $= 3.88\%$
2008 Fund Balance Percentage	$= \frac{2008 \text{ General Fund Fund Balance}}{2008 \text{ General Fund Expenditures}}$ $= \frac{\$1,000,000}{\$20,000,000}$ $= 5.00\%$
Average Fund Balance Percentage	$= \frac{(2012 \text{ Fund Balance Percentage} + 2011 \text{ Fund Balance Percentage} + 2010 \text{ Fund Balance Percentage} + 2009 \text{ Fund Balance Percentage} + 2008 \text{ Fund Balance Percentage})}{5}$ $= \frac{(3.84\% + 3.66\% + 4.01\% + 3.88\% + 5.00\%)}{5}$ $= 4.08\%$

If the average fund balance percentage is less than five percent, the Board must find that the municipality is a Fiscally Eligible Municipality.

If a municipality has not reported to the State Comptroller the information necessary to calculate the average fund balance percentage, the municipality cannot be deemed a Fiscally Eligible Municipality.

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#### Municipalities Not Automatically Fiscally Eligible

In addition to municipalities that are automatically Fiscally Eligible because of their average full value property tax rate or their average fund balance percentage, the Board may find additional municipalities to be Fiscally Eligible if it determines that they would benefit from its services and assistance. This determination will be on a case by case basis using available information.

If a municipality is not automatically Fiscally Eligible but would like to be considered one for a Comprehensive Review or a Binding Arbitration Determination by the Board, the municipality should make a [request for a Comprehensive Review](#) or [Binding Arbitration Determination](#) and include documentation on why it should be considered Fiscally Eligible.

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[Governor Andrew M. Cuomo](#)

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Agenda Item #8

**SUBJECT: Niagara Falls International Railway Station &  
Transportation Center Project  
CHANGE ORDER #2**

A contract for the above referenced project was awarded to Scrufari Construction Company Inc., 4800 Hyde Park Blvd. 3925 Hyde Park Blvd. Niagara Falls, NY, on April 14, 2014 in an amount of \$22,691,000.00.

The City Council under the provisions of the contract with Amtrak, approved Change Order #1, for Railroad Force Account work in the amount of \$250,000.00 bringing the total contract amount to \$22,941,000.00.

During the first (4) four months of work, conditions within the project area required various (Change Request) revisions for unanticipated and necessary work beyond the original scope. These Change Request's have been reviewed by the City's consultant Wendel and the Engineering Department. All additional work required to date, beyond the original scope and credit to the City is shown below:

- 001 Drainage revisions Credit
- 004 Salt storage facility existing manhole rehabilitation
- 005 Salt storage area additional fill materials
- 006 Underground obstruction at railroad storm piping
- 009 Additional Whirlpool Street cleaning and painting
- 010 Increase size of generator and tank pad
- 014 Remove unstable customhouse concrete floor topping

The funding for Change Order #2 is a transfer of funds from the "Owners" additional construction contingency budget (within the existing project budget) to the Contractor's budget. The Owner's contingency fund includes matching Federal, State and City's local-share funding (20% matching funds) already approved and available in a Capital Project Fund HO402, for the Railway Station.

Therefore, it is the recommendation of the undersigned that Change Order #2 in the amount of \$198,379.15 be approved; bringing the new contract total to \$23,139,379.00. Sufficient funds presently exist in Code H0402.2002.0449.599.

Will the Council vote to so approve?



Agenda Item #10

SUBJ: AGENDA ITEM: Locally-Adjusted Homestead & Non-Homestead Proportions

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In accordance with Resolution 1998-140 relative to the two-tier property tax system that was adopted November 24, 1998 and Section 1903-4c of the Real Property Tax Law, I have calculated the locally adjusted proportions for the City of Niagara Falls 2015 tax levy.

**City of Niagara Falls**

Homestead	55.53305
Non-Homestead	44.46695

This calculation represents a 20% shift to the homestead class.

Will the Council so approve?

Agenda Item #11

SUBJECT: Commissioner of Deeds

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The following have requested City Council approval for Commissioner of Deeds for a term from January 1, 2015 to December 31, 2016.

This is in accordance with provision of the Niagara Falls City Charter, Article II, Section 7, Subdivision 5.

Thomas Ewing	NFPD
Shawn Larrabee	NFPD
Cynthia McClennan-Smith	City Clerk's Office
Frank Yamonaco	NFPD
Gary Bevilacqua	4290 Riverwalk Dr. S., Youngstown, NY 14174
Denise Garlitz	2247 Grand Ave., NF NY 14301
Lynda B. Grozio	640 73 <sup>rd</sup> St., NF NY 14304
Ida P. Seright	2936 21 <sup>ST</sup> St., NF NY 14305
Paige Treat	6870 Sy Rd., NF NY 14304
Diane M. Ward	1416 13 <sup>th</sup> St., NF NY 14305
Jennifer Weigel	355 37 <sup>th</sup> St., NF NY 14303

Agenda Item #12

*RE: June 10, 2014 In Rem Auction*

*Properties at 1421 and 1423 18<sup>th</sup> Street*

*Property at 2220 Cudaback Avenue*

Council Members:

The bids on the properties at 1421 and 1423 18<sup>th</sup> Street were previously approved by Council but the successful bidder did not close on them. The properties were then offered to the back bidder at his bid price of \$500 and he has agreed and has paid the appropriate sums to purchase the above-referenced properties.

The Council previously rejected the bid on 2220 Cudaback due to the bidder owing back taxes. These delinquencies have now been cleared and it is recommended that the Council approve the sale of this property to Carol Mocniak for her bid of \$450.

Will the Council approve the sale of 1421 and 1423 18<sup>th</sup> Street to Dwain Ladell Baldon, 537 Memorial Parkway, Niagara Falls, New York, and the sale of 2220 Cudaback Avenue to Carol Mocniak, 2223 Falls Street, Niagara Falls, New York, and authorize the Mayor to execute deeds acceptable to the Corporation Counsel?

Agenda Item #13

**SUBJECT:**            **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE  
IN FRONT OF 3065 ORLEANS AVENUE**

**[Physician verification of wheelchair dependency and/or severe  
restriction of movement, has been received]**

Submitted By:        Carroll Casamento, 3065 Orleans Avenue

It is requested that City Council approve this recommendation.

Agenda Item #14

**SUBJECT:**            **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE  
IN FRONT OF 902 WALNUT AVENUE**

**[Physician verification of wheelchair dependency and/or severe  
restriction of movement, has been received]**

Submitted By:        James Barbato, 902 Walnut Avenue

It is requested that City Council approve this recommendation.

Agenda Item #15

**SUBJECT:**            **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE  
IN FRONT OF 1962 FALLS STREET**

**[Physician verification of wheelchair dependency and/or severe  
restriction of movement, has been received]**

Submitted By:        Kimberly Jones, on behalf of her daughter, Kaylee, 1962 Falls  
Street

It is requested that City Council approve this recommendation.

Agenda Item #16

**SUBJECT:**            **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE  
IN FRONT OF 621 23<sup>rd</sup> STREET**

**[Physician verification of wheelchair dependency and/or severe  
restriction of movement, has been received]**

Submitted By:        Albert Muscatello, 621 23<sup>rd</sup> Street

It is requested that City Council approve this recommendation.

Agenda Item #17

**SUBJECT:**                **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL “NO ENGINE BRAKE AREA” SIGNS  
ON 56<sup>TH</sup> STREET (both directions) BETWEEN STEPHENSON  
AVENUE AND BUFFALO AVENUE**

**Request was made to prohibit use of “Engine Braking” by the numerous trucks that traverse 56<sup>th</sup> St which will help reduce the resulting noise in this residential area.**

Submitted By:        Dennis Virtuoso, Niagara County Legislator, 6<sup>th</sup> District, on behalf  
of area residents

It is requested that City Council approve this recommendation.

Agenda Item #18

**SUBJECT:**            **AGENDA ITEM:**

At a Traffic Advisory Commission meeting held on November 25, 2014, the Commission recommended **APPROVAL** of the following item:

**INSTALL “AUTISTIC CHILD AREA” SIGNS (BOTH DIRECTIONS) IN  
ADVANCE OF 950 NIAGARA AVENUE**

Request was made to provide warning to approaching motorists to drive with caution due children with severe autism living in the area.

Submitted By: LaShawn Johnson, on behalf of her daughters, Damaris and D’Mitra,  
950 Niagara Avenue

It is requested that City Council approve this recommendation.

Agenda Item #19

**SUBJECT:            AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE  
IN FRONT OF 3302 HYDE PARK BOULEVARD (VIRGINIA  
AVENUE SIDE)**

**[Physician verification of wheelchair dependency and/or severe  
restriction of movement, has been received]**

Submitted By:        Renae Kimble, on behalf of her mother, Lillie, 3302 Hyde Park  
Boulevard

It is requested that City Council approve this recommendation.

Agenda Item #20

**SUBJECT:**            **AGENDA ITEM:**

At the Traffic Advisory Commission meeting held on November 25, 2014 the Commission recommended **APPROVAL** of the following item:

**INSTALL “ALL WAY STOP SIGNS” AT THE INTERSECTION OF  
73<sup>RD</sup> STREET & GIRARD AVENUE**

Submitted By:        Mark Grozio, Niagara County Legislator, 3<sup>rd</sup> District, 640 73<sup>rd</sup>  
Street

It is requested that City Council approve this recommendation.

Agenda Item #21

**SUBJECT: INFORMATIONAL ITEM**

At the Traffic Advisory Commission meeting held on November 25, 2014, the Commission:

**DENIED:**

1) Request submitted by Tracy Green, 2327 14<sup>th</sup> Street to:

**A.) INSTALL A TRAFFIC SIGNAL OR "ALL WAY" STOP SIGNS AT THE INTERSECTION OF LOCKPORT STREET AND NORTH AVENUE.** This intersection was studied with the following results: Accidents (Right Angle & Turning Collision):2010/1, 2011/0, 2012/0, 2013/0, 2014 (thru November 17)/1. Traffic volume per hour: Lockport Street = 155 vehicles + 2 pedestrians; North Avenue = 28 vehicles + 4 pedestrians. This intersection falls far short of the MUTCD Minimum Warrants for the placement of "ALL WAY" Stop Signs or for the installation of a traffic signal. In addition, the use of a Stop sign to control 2 lanes of traffic/4 lane road on Lockport Street (southwest bound) would be difficult and possibly unsafe, leading to additional accidents from vehicles running the stop sign.

**B.) ALLOW PARKING ON BOTH SIDES OF LOCKPORT STREET AT AREA OF NORLOCK PARK (LOCKPORT ST, NORTHWEST SIDE, JUST NORTHEAST OF NORTH AVENUE).** Lockport Street in this area has two driving lanes in each direction. Allowing parking in a driving lane of the bridge, especially on the down slope where parked vehicles would not be visible until after motorists reach the crest of the bridge, would be hazardous & could lead to rear end accidents, even if striping to merge into one lane in each direction was used here. This City's Engineering department was consulted concerning this item and agreed with this assessment. In addition, parking adjacent to the park area would also increase the chances of a child being hit due to running into the intersection from between parked cars and not being visible to motorists. It was suggested that park visitors utilize North Avenue for parking and the residents approach the City's Administration to designate funds to either purchase an empty lot in the area to construct a parking lot or provide a "cut out" area in front of the park for parking.

**C.) REDUCE THE SPEED LIMIT FROM 30MPH ON LOCKPORT STREET.** Per the City Ordinances, the speed limit on City streets is 30mph, and is typically not reduced at individual spots (except for school zones). Instead of starting to spot reduce the speed limit in individual blocks/neighborhoods, the Commission felt that enforcement was a better idea. Traffic Captain/NFPD Angela Munn has agreed to place radar at this location, especially during the summer months. In addition, since the time of this request, City crews have added 30mph speed limit signs plus advance Playground warning signs in each direction.

Agenda Item #22

**RELATIVE TO YOUTH BOARD APPOINTMENT**

BY: Council Chairman Charles A. Walker

**BE IT RESOLVED**, that the following individual is hereby appointed to the City of Niagara Falls Youth Bureau for the term expiring on the date which appears opposite their name:

APPOINTMENT \_\_\_\_\_ TERM EXPIRES:

John Murphy (youth member)

12/31/2016

Agenda Item #23

BE IT RESOLVED, that the following individuals are hereby reappointed to the

City of Niagara Falls Planning Board effective January 1, 2015.

**APPOINTMENT**

**TERM EXPIRES:**

Mr. Robert Kazeangin

12/31/17

3009 Macklem Avenue

Niagara Falls, NY 14305

Mr. Anthony Palmer

12/31/17

1612 South Avenue

Niagara Falls, NY 14305

Mr. Timothy Polka

12/31/17

4020 Barton Avenue

Niagara Falls, NY 14305

Agenda Item #24

RELATIVE TO THE 2015 CITY COUNCIL MEETING SCHEDULE

BY:

Council Chairman Charles A. Walker  
Council Member Robert A. Anderson Jr.  
Council Member Kristen Grandinetti  
Council Member Glen Choolokian  
Council Member Andrew Touma

BE IT RESOLVED, by the City Council of the City of Niagara Falls, New York, that it hereby adopts the schedule of dates below as the official schedule of meeting dates for the Niagara Falls City Council for 2015, and be it further

RESOLVED, that the City Council of the City of Niagara Falls will hold its work sessions at 5:00 PM, and its legislative sessions at 6:00 PM on the dates listed below.

January 5
January 20 (Tuesday)
February 2
February 17 (Tuesday)
March 2
March 16
March 30
April 13
April 27
May 11
May 26 (Tuesday)
June 8
June 22
July 6
July 20
September 7
September 21
October 5
October 19
November 2
November 16
November 30
December 14
December 28