

Agenda Item #1

***RE: Niagara Community Action Program Inc.***

Council Members:

The 2014 Budget contains an appropriation in the amount of \$27,500.00 for the Niagara Community Action Program Inc. so that it may continue to provide assistance to qualified City residents during fiscal year 2014. This will require that the City enter into a Funding Agreement with this entity.

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

Agenda Item #2

***RE: Niagara Military Affairs Council (“NIMAC”)***

Council Members:

The 2014 Budget contains an appropriation in the amount of \$2,500.00 for the non-profit agency listed above. In order to effectuate this, an appropriation agreement with NIMAC is required.

Will the Council so approve and authorize the Mayor to execute an agreement in form acceptable to the Corporation Counsel for NIMAC?

Agenda Item #3

***RE: Niagara Falls Beautification Commission (“NBC”)***

Council Members:

The 2014 Budget contains an appropriation in the amount of \$10,000.00 for the non-profit agency listed above. In order to effectuate this, an appropriation agreement with NBC is required. Funding is available from Tourism Fund Balance

Will the Council so approve and authorize the Mayor to execute an agreement in form acceptable to the Corporation Counsel for the NBC?

Agenda Item #4

***RE: Niagara Falls Block Club Council (“COUNCIL”)***

Council Members:

The 2014 Budget contains an appropriation in the amount of \$10,000.00 for the non-profit agency listed above. In order to effectuate this, an appropriation agreement with the Council is required.

Will the Council so approve and authorize the Mayor to execute an agreement in form acceptable to the Corporation Counsel for the Council?

Agenda Item #5

*RE: Reorganization at Department of Public Works ("DPW")*

Council Members:

The DPW Director advises that a Welder position in the Central Garage (A.1640.0000.0110.000) included in the DPW 2014 budget is not needed. The designated salary for this position is \$30,566.00. The position that is needed, however, is a Junior Account Clerk in the DPW Administration division (A.1490.0001.0110.000). The salary designated for this position is \$22,559.38. Benefits budgeted for each position are the same and are separately budgeted. Abolishing the Welder position and creating the Junior Account Clerk position will result in a savings of \$8,006.62.

Will the Council so approve?

Agenda Item #6

*RE: Municipal Cooperation Agreement with Niagara Falls Water Board for Safety Specialist*

Council Members:

In 2008 the City and Water Board entered into a Municipal Cooperation Agreement to share a Safety Specialist.

The current Agreement expires on December 31, 2013 and has been a benefit to both the City and the Water Board.

It is recommended that the City enter into an Amendment with the Water Board to provide for an additional four (4) year term commencing on January 1, 2014 and ending on December 31, 2017 with the other terms remaining the same.

Will the Council so approve and authorize the Mayor to execute an Amendment in a form acceptable to the Corporation Counsel?

Agenda Item #7

*RE: Signage for Park on 19<sup>th</sup> Street*

Council Members:

During the City Council meeting on December 23, 2013, the Council unanimously approved naming the City Park on 19<sup>th</sup> Street in memory of Louis S. Serianni. Attached hereto is a copy of the City Council resolution, together with a copy of an artist rendering of the sign proposed to be created, along with a quote from Cooper Sign in the amount of \$1,296.00 to create the sign. Installation will be accomplished by DPW crews.

Funding is available from the 2013 Tourism Signage line.

Will the Council so approve?

RELATIVE

**DEDICATING 19<sup>th</sup> STREET CITY PARK IN MEMORY OF LOUIS S. SERIANNI**

BY:

Council Chair Glenn Choolokian

**WHEREAS**, Mr. Louis S. Serianni - who passed away on Saturday, August 31, 2013 - was an exemplary City resident, a caring neighbor, and a beloved fixture of the greater 19<sup>th</sup> Street neighborhood, and

**WHEREAS**, “Big Lou” was known for offering a helping hand to friend and stranger alike, always with a genuine heart and no hesitation, and

**WHEREAS**, the humble life of Mr. Serianni demonstrate that everyday deeds performed sincerely with a loving heart are what truly makes a person worthy of respect, and their life worth remembering, "Each man's Life touches so many other Lives".

**THEREFORE**, because Louis was an elemental part of the 19<sup>th</sup> Street neighborhood and also to the whole Niagara Falls Community, the Niagara Falls City Council does hereby name this park as “Louis S. ‘Big Lou’ Serianni Park” in respectful memory of Lou, a fine city resident, a great neighbor and a warmly remembered friend of our City



Quality Sign Makers Since 1927

7330 Porter Road, Box 372, Niagara Falls, NY 14304-0172  
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December 30, 2013

Chairman Glenn Choolokian  
Niagara Falls City Council  
725 Main Street  
Niagara Falls, NY 14302

Dear Councilman Choolokian

I am pleased to quote the following on your sign needs.

Supply one new 2'x4' single sided carved and painted sign with  
posts "Louis Serlanni Park" etc.

\$1,295.00

- Sales tax not included in price (if applicable)
- Sign permit not included in price
- Installation not included in price

Thank you for the opportunity to work with you on this project. Please feel free to contact me with any questions.

Sincerely,  
  
John A. Cooper Sr

Agenda Item #8

***RE: Niagara Arts & Cultural Center (“NACC”)***

Council Members:

The 2014 Budget contains an appropriation in the amount of \$30,000.00 for the non-profit agency listed above. In order to effectuate this, an appropriation agreement with the NACC is required. Funding is available from Tourism Fund Balance.

Will the Council so approve and authorize the Mayor to execute an agreement in form acceptable to the Corporation Counsel for the NACC?

Agenda Item #9

**RELATIVE TO ADOPTION OF INVESTMENT POLICY FOR THE CITY OF NIAGARA  
FALLS**

By

Council Chairman Charles Walker  
Council Member Robert Anderson, Jr.  
Council Member Glenn Choolokian  
Council Member Kristen Grandinetti  
Council Member Andrew Touma

**WHEREAS**, New York law requires the governing board of each municipality to adopt an investment policy; and

**WHEREAS**, the objectives of the investment policy are:

1. to conform with legal requirements
2. to provide for the safety of principal
3. to provide for sufficient liquidity to meet operating requirements
4. to obtain a reasonable rate of return; and

**WHEREAS**, the attached investment policy is designed to satisfy these objectives.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of Niagara Falls, New York, that it hereby adopts the attached investment policy.

INVESTMENT POLICY FOR  
CITY OF NIAGARA FALLS, NEW YORK  
(2014)

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on behalf of the CITY OF NIAGARA FALLS, NEW YORK [hereinafter “CITY”] or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the CITY’s investment activities are, in priority order:

1. To conform with all applicable federal, state and other legal requirements (legal);
2. To adequately safeguard principal (safety);
3. To provide sufficient liquidity to meet all operating requirements (liquidity); and
4. To obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board’s responsibility for administration of the investment program is delegated to the City Controller who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the CITY to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their

own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the CITY to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling.

VI. INTERNAL CONTROLS

It is the policy of the CITY for all moneys collected by any officer or employee of the government to transfer those funds to the City Controller within 10 days of deposit, or within the time period specified in law, whichever is shorter.

The City Controller is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management’s authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of monies up to the maximum amounts are:

<i>Depository Name</i>	<i>Maximum Amount</i>	<i>Officer</i>
First Niagara Bank	\$100 Million	City Controller
Manufacturers and Traders Trust Company	\$100 Million	City Controller
Key Bank of New York	\$100 Million	City Controller

VIII. COLLATERIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, §10, all deposits of CITY, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of “eligible securities” with an aggregate “market value” as provided by GML §10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.

2. By an eligible “irrevocable letter of credit” issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt to obligations are rated in one of the three highest rating categories by at least one categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims – paying ability – is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

#### IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the CITY or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

#### X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, §11, the CITY authorizes the City Controller to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;

- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- Obligation of the State of New York
- Obligations issued pursuant to LFL §24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the CITY;
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorizes such investments;
- Certificates of Participation (COPs) issued pursuant to GML §109-b;
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML §§6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the CITY within such times as the proceeds will be needed to meet expenditures or purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the CITY within two years of the date of purchase.

#### XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The CITY shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the CITY. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The City Controller is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

#### XII. PURCHASE OF INVESTMENTS

The City Controller is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the CITY by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, §10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

### XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions;

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

## APPENDIX A

### Schedule of Eligible Securities

- (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Bank, the Asian Development Bank, and the African Development Bank.
- (iii) Obligations partially insured, or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully insured, or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally statistical rating organization.
- (ix) Any mortgage related securities as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by bank regulatory agencies.
- (x) Commercial paper and bankers' acceptances issued by a bank, other than the Bank, rated in the highest short term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.

Zero coupon obligations of the United States government marketed as "Treasury st

RELATIVE TO DESIGNATING THE NIAGARA GAZETTE  
AS THE OFFICIAL NEWSPAPER

By

Council Chairman Charles Walker  
Council Member Robert Anderson, Jr.  
Council Member Glenn Choolokian  
Council Member Kristen Grandinetti  
Council Member Andrew Touma

**BE IT RESOLVED**, by the City Council of Niagara Falls, New York, that the designation of the Niagara Gazette as the official newspaper of the City of Niagara Falls, New York for purposes of printing and/or publishing of all legal notices, public hearing notices and any other matters required by law or by the City Council or the Boards of the City to be printed and/or published is hereby continued.

**BE IT FURTHER RESOLVED**, that this designation shall be in effect for the year 2014, but such designation shall not thereafter lapse until superseded.

Agenda Item #11

**TRAFFIC ADVISORY COMMISSION BOARD APPOINTMENT**

BY: Council Chairman Charles Walker  
Council Member Robert Anderson, Jr.  
Council Member Glenn Choolokian  
Council Member Kristen Grandinetti  
Council Member Andrew Touma

**BE IT RESOLVED**, that the following individual is hereby re-appointed to the City of Niagara Falls Traffic Advisory Commission Board for the term expiring on the date which appears opposite their name:

<u>RE-APPOINTMENT</u>	<u>TERM EXPIRES:</u>
Chester Hyla	12/31/2018

**RELATIVE TO PLANNING BOARD APPOINTMENTS**

BY: Council Member Robert Anderson Jr.  
Council Member Glenn Choolokian

**BE IT RESOLVED**, that the following individuals are hereby re-appointed to the City of Niagara Falls Planning Board for the term expiring on the date which appears opposite their names:

RE-APPOINTMENTS TERM EXPIRES:

Laurie Davis	12/31/2016
Willie Dunn	12/31/2016

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

APPOINTMENTS TERM EXPIRES:

Nicholas Stopa	12/31/2016
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**ZONING BOARD OF APPEALS APPOINTMENT**

BY: Council Member Robert Anderson, Jr.  
Council Member Glenn Choolokian

**BE IT RESOLVED**, that the following individuals are hereby reappointed to the City of Niagara Falls Zoning Board of Appeals for the term expiring on the date which appears opposite their names:

<u>APPOINTMENT</u>	<u>TERM EXPIRES:</u>
Samuel Archie	12/31/2016
Robert Ventry	12/31/2016

**WATER BOARD APPOINTMENT**

BY: Council Member Robert Anderson, Jr.  
Council Member Glenn Choolokian

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

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

Harry R. Palladino

12/31/2016

RELATIVE TO  
SECRETARY TO THE COUNCIL

BY:

Council Chairman Charles Walker  
Council Member Kristen Grandinetti  
Council Member Andrew Touma

**WHEREAS**, the current Confidential City Council Secretary has retired effective Monday, December 31, 2013; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Niagara Falls, New York that pursuant to the authority of Section 3.2.e of the City Charter, Ryan Undercoffer is hereby appointed as Confidential Secretary to the City Council effective Tuesday, January 7, 2014.

RELATIVE TO  
APPOINTMENT OF MARRIAGE OFFICER

BY:

Council Chairman Charles Walker  
Council Member Andrew Touma

**WHEREAS**, Niagara Falls has an international reputation as The Honeymoon Capital; and

**WHEREAS**, couples arrive at the City Clerk's Office from all over the world to obtain a marriage license; and

**WHEREAS**, it is advantageous for the City and convenient to the couple to have these marriages solemnized within the municipal boundaries of the City of Niagara Falls; and

**WHEREAS**, the Council finds it appropriate to maintain the existing number of Marriage Officers.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Niagara Falls, New York that in accordance with Section 11-c of the New York Domestic Relations Law, Kristen Grandinetti, a resident of the City of Niagara Falls, New York, be reappointed as a Marriage Officer for the City of Niagara Falls for a term of four years.