



Walker, Emily  
Cummings & Linday LLP

In reference to personal injuries sustained c/o Viola,  
by a City vehicle.

Hartman, Anna  
c/o Viola, Cummings & Linday LLP

In reference to personal injuries sustained  
by a City vehicle.

Hartman, William and Anna  
c/o NY Central Mutual Fire Ins. Co.

In reference to vehicle damages sustained  
by a City vehicle.

Water Kraus LLC  
See names attached

In reference to Personal injury and/or damage  
to property or loss of property for the individuals  
Included on the attached list

Habalou, Michael  
1507 8<sup>th</sup> St.

In reference to a complaint

Habalou, Michael  
1507 8<sup>th</sup> S.t

In reference to a complaint.

Hunt, Carol  
1102 Main St.

In reference to personal issues

Habalou, Michael  
1102 Main St.

In reference to a complaint

**NOTICE OF SETTLEMENT**

State Farm Fire & Casualty Company  
a/s/o James Norton  
c/o Stuart D. Markowitz, Esq.  
Attorneys for Plaintiff

Index#152197/14

Agenda Item #2

**SUBJECT:** Auctioneer Services for the Sale of City Surplus Items

We respectfully request you authorize the Mayor to execute the attached agreement (on file in the City Clerk's Office) for auctioneer services for the sale of city surplus items with Auctions International, 11167 Big Tree Road, East Aurora, NY 14052. The current agreement has expired and the City wishes to renew their services for two (2) more years.

Will the Council so approve?

Agenda Item #3

**SUBJECT:** Vending Services City Hall

As we have received no response to the RFP for operation of the snack stand, we respectfully request your approval to allow AVI Food Systems, 80 French Road, Cheektowaga, NY 14227 to place vending machines on the ground floor of 745 Main Street as a convenience to the employees and building visitors and at no cost and no commitment to the City.

Will the Council so approve?

Agenda Item #4

**SUBJECT: LETTER OF AWARD FOR JOHN DUKE CENTER/SAL MAGLIE STADIUM PARKING LOT RESURFACING PROJECT**

The following were the result of bids received on August 20, 2014 for the above referenced project:

<b><u>CONTRACTOR</u></b>	<b><u>BASE BID</u></b>
Louis DelPrince & Sons, Inc. 580 Cayuga Drive Cheektowaga NY 14225	\$240,805.00
Yarussi Construction, Inc.	\$254,530.00

It is the recommendation of the undersigned that this project be awarded to the low bidder Louis DelPrince & Sons, Inc. at their total bid of \$240,805.00. Funding will be made from available by a combination of a Community Capital Assistance Program Grant in the amount of \$150,000.00 and code H1312.2013.1312.0449.599 in the amount of \$90,805.00.

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

Agenda Item #5

*RE: Recording System for 911 calls*

Council Members:

The Superintendent of Police is requesting that the sum of \$13,456 be made available for the purpose of acquiring and installing equipment necessary for the recording of e911 phone calls for Police and Fire. Attached is the price quotation from FM Communications, Inc.

Funding is available from casino revenues.

Will the Council so approve?



1914 Colvin Blvd.  
 Tonawanda, New York 14150  
 Toll Free: (800) 963-7370  
 Phone: (716) 832-2026  
 Fax: (716) 832-7930

Prepared By: **Jamie Olson**  
*Vice President*  
 Cell: (716) 983-5700  
 Fax: (716) 832-7930  
 E-mail: sales@fmccommunications.com

**Price Quotation for:**

**Niagara Falls Police Department**  
 Attn: Capt. Munn  
 1925 Main Street  
 Niagara Falls, NY 14305  
 Eventide NexLog 740 Quote

QTY	ITEM #	DESCRIPTION	UNIT PRICE	TOTAL
1	NexLog 740	NexLog 740 base system: 3U rack-mount, Intel Core2 Quad CPU, Dual NIC, Embedded Linux, NexLog base software, web-based configuration manager, and 1st year warranty.	\$ 6,396.00 ea	\$ 6,396.00
1	103301	Integrated 7" Color LCD Touch Screen Display	\$ 1,036.00	\$ 1,036.00
1	103244	16 Channel Analog Card	\$ 3,200.00 ea	\$ 3,200.00
1	109033	Cabling	\$ 240.00 ea	\$ 240.00
1	324430	4 Post Rack Rolling Mounting System	\$ 288.00 ea	\$ 288.00
1	271083	QTY of 8 concurrent MediaWorks Express (web) licenses	\$ 796.00 ea	\$ 796.00
<b>Total NexLog 740 System Including Training</b>				<b>\$ 11,956.00</b>
1	Installation	Installation of above recorder	\$ 1,500.00 ea	\$ 1,500.00
<b>Total NexLog 740 System Including Training and Installation</b>				<b>\$ 13,456.00</b>
<b>Add On Options</b>				
1	208029	NENA ANI/ALI CAD Spill Integration	\$ 2,796.00 ea	<del>\$ 2,796.00</del>
<b>Total NexLog 740 System Including Training, Add on Option and Installation</b>				<b><del>\$ 16,252.00</del></b>

Agenda Item #6

*RE: Temporary Help for Department of Public Works ("DPW") for Parking Lots/Ramp  
for the remainder of 2014*

Council Members:

The Director of DPW is requesting that the sum of \$36,600 (inclusive of FICA) be made available to the department for temporary help to staff the City's parking lots and the parking ramp for the remainder of calendar year 2014. This amount is allocated as \$34,000 for wages and \$2,600 for FICA.

Funding is available from Tourism Fund Balance.

Will the Council so approve?

Agenda Item #7

*RE: Building Repairs and Upgrades for Firehouse #8 located at Hyde Park Boulevard and Royal Avenue*

Council Members:

The Fire Chief is recommending that certain building repairs and renovations be made to Firehouse #8. In order to accomplish these repairs and renovations, he is requesting that the sum of \$26,400 be made available for this purpose. Attached hereto is a detail regarding this request.

Funding is available from Casino revenues.

Will the Council so approve?

**Building Repairs for Fire House 8  
(Hyde Park and Royal Ave.)**

1) **Garage** Doors and Openers replacement

- a) 2 - **Garage** Doors - Insulated - 4 lights  
(Low head room hardware needed)  
Cost: \$6,400
- b) 4 - Lift Master Garage Door Openers  
(Heavy Duty with Firefighter Safety Package)  
Cost: \$8,000
- c) Electrical Supplies (city electricians wiring supplies  
For garage door openers extra safety features,  
Conduit, wire etc.) Cost: \$500

Total Cost: \$14,900

2) Maintenance Equipment that needs replacement or don't have:

- a) 1- Snow Blower Cost: \$1500
- b) 1- Lawn Mower with bagger Cost: \$300
- c) 1- Floor Buffer / Scrubber Cost: \$850
- d) 1 - Floor Vacuum Cost: \$250
- e) 1- Weed Wacker Cost: \$200
- f) 1 - Leaf Blower Cost: \$200

Total Cost: \$3,300

3) Replace old Furniture:

- a) 1 - New couch Cost: \$950
- b) 3 - New Recliner Chairs Cost: \$850
- c) 8 - New Kitchen Table Chairs Cost: \$450
- d) 1 - Office Chairs Cost: \$200
- e) 7 - New Mattress Cost: \$1500

Total Cost: \$3,950

4) New Blinds

- a) 1- large vertical blind lounge area  
Cost: \$150
- b) 6 - Regular size vertical blinds  
Cost: \$300

Total Cost: \$450

5) Replace damaged ceiling tiles throughout Fire House

Total Cost: \$100.00

6) Signs for Building

- A) 1- Front of Building
- B) 1- Packard road side of building: Memorial Park

Total Cost: \$2,200

7) Wireless video security system

Total Cost: \$1,000

8) Landscaping needs: Replace dead bushes etc.

Total Cost: \$500

**Grand Total All Repairs: \$26,400**

Agenda Item #8

*RE: Cleaning of Cooling Tower System at Earl W. Brydges Library*

Council Members:

The Director of the Department of Public Works and the Executive Director of the Niagara Falls Public Library advise that the chiller at the Earl W. Brydges Library is in need of cleaning and this is not a task that can be accomplished in house. It is requested that M.I.S. of America, Inc. be hired to accomplish this cleaning pursuant to the attached quote which totals \$2,950.00. Funding is available from Casino revenue interest.

Will the Council so approve?

**M.I.S.** of America, Inc.  
*The Boiler Room Company*

---

4391 Walden Avenue  
Lancaster, New York 14086  
www.misofamerica.com

Phone 716-681-3758  
FAX 716-681-3979  
1-800-688-3758

August 19, 2014

Earl Brydges Library  
1425 Main Street  
Niagara Falls, NY

Attn: Vince Rychel

Proposal to clean fouled cooling tower system of scale and organic growth.

Circulation of 3600 dry acid descaler along with bio-dispersants will dissolve the heavy build-up of scale throughout the system and allow for proper water flow which will result in dramatic efficiency increase.

Pricing is as follows:

7 50lb pails 3600 DAD - \$2450.00  
1 gallon coorshield - \$150.00  
2 gallons DTEA II bio-dispersant - \$150.00  
On-site service - \$200.00

Total = \$2950.00

Regards,

Brian Blackley  
Niagara Region Service Representative  
MIS of America

## Agenda Item #9

**RE: City Council Agenda Item: Allocation of funding for 3721 Highland Avenue Fire House Reconstruction**

### **Council Members:**

The Niagara Falls Community Development Department (CD) requests official allocation of \$500,000 casino revenue (2012 funds) already budgeted for the implementation of the 3721 Highland Avenue Fire House Renovation Project (Five Year Capital Plan). This allocation was presented as part of the 2014 city budget process.

CD was also awarded a \$132,000 reimbursable grant for this project from the Western New York Regional Economic Development Council in 2013. The Niagara Falls City Council unanimously approved grant acceptance in 2014. The Niagara Falls City Council unanimously approved a project labor agreement in April 2014. The Niagara Falls City Council also unanimously approved the project's asbestos abatement contract bid in August 2014.

The completed fire house will be home to the Isaiah 61 Project (I61) headquarters and reuse store. This site will host free O/N BOCES certified trades training classes for unemployed and underemployed city residents. This is the classroom component of the I61 Project's ongoing effort to renovate once city owned properties to code compliance return houses to the municipal tax roll and train people an important life/work skill in the process.

To date, the I61 has graduated 100 students, with 70 percent already finding job placement. For the first time in recent memory, a Niagara Falls based trades training program is connecting residents to real living wage jobs. The I61 currently owns three houses that were formerly owned by the City of Niagara Falls, and two that were donated to I61 by private owners. The Niagara Falls Planning Board has recommended sale of three additional houses. Absent the I61, city's maintenance (including tax) and demolition costs for these eight houses would exceed \$240,000. Instead, these properties are being renovated, maintained and generating new tax revenue.

As stated in ongoing conversations with the council and the public, the total budgeted amount of \$632,000 does not necessitate that total amount being spent. This is a "not to exceed" figure. The city is responsible for matching 10 percent of the \$132,000 grant from New York State. The state's portion will be exhausted during the remediation phase. The additional \$500,000 in casino funds will be dedicated to interior demolition and roof reconstruction/building systems replacement components of the project. The building will then be sold to I61 for a negotiated price and I61 will pay the full city, county and school district taxes on the fire house, as it does with all of its other properties. Currently, the property generates zero tax and the city is responsible for paying county and school district taxes. Demolition of this building would exceed \$100,000, including the same level of asbestos abatement that is included in this renovation. CD presents that renovation of this building is more cost effective than continued vacancy and demolition.

Will the City Council approve the requested funding?

Agenda Item #10

*RE: Request for Approval to Settle and Pay Claim of Christopher D. Bodenstein  
9304 Cayuga Drive, Niagara Falls, NY 14304*

Council Members:

Date Claim Filed:	May 14, 2014
Date Action Commenced:	N/A
Date of Occurrence:	April 14, 2014
Location:	Parking lot of Firehouse 4, 740 Tenth Street
Nature of Claim:	Damage to vehicle at Firehouse 4 while claimant was on duty with Niagara Falls Fire Department.
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City, contractual obligation with Uniformed Firefighters Association, Local 714
Amount to be Paid:	\$500.00
Make Check Payable to:	Christopher D. Bodenstein
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?

Agenda Item #11

*RE: Request for Approval to Settle and Pay Claim of Horseshoe Lane Properties LLC  
1455 Ferry Avenue, Niagara Falls, NY 14301*

Council Members:

Date Claim Filed:	February 13, 2014
Date Action Commenced:	N/A
Date of Occurrence:	January 28, 2014
Location:	1871 North Avenue, Niagara Falls, NY
Nature of Claim:	Damage to real property due to falling tree limb.
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay.
Amount to be Paid:	\$150.00
Make Check Payable to:	Horseshoe Lane Properties LLC
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?

Agenda Item #12

*RE: Request for Approval to Settle and Pay Claim of Nancy V. Sisney  
2224 Woodlawn Avenue, Niagara Falls, NY 14301*

Council Members:

Date Claim Filed:	July 25, 2013
Date Action Commenced:	N/A
Date of Occurrence:	July 19, 2013
Location:	2224 Woodlawn Avenue, Niagara Falls, NY
Nature of Claim:	Damage to fence due to falling tree limb.
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay.
Amount to be Paid:	\$518.40
Make Check Payable to:	Nancy V. Sisney
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?

Agenda Item #13

*RE: Request for Approval to Settle and Pay Claim of Robert Longboat  
and Janice Longboat  
1125 Haeberle Avenue, Niagara Falls, NY 14301*

Council Members:

Date Claim Filed:	May 22, 2014
Date Action Commenced:	N/A
Date of Occurrence:	May 8, 2014
Location:	1125 Haeberle Avenue, Niagara Falls, NY
Nature of Claim:	Damage to fence by NFPD while pursuing suspect.
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay.
Amount to be Paid:	\$390.00
Make Check Payable to:	Robert Longboat and Janice Longboat
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?

Agenda Item #14

RELATIVE TO HONORING PASTOR JESSE J. SCOTT  
ON THE OCCASION OF HIS ORDINATION TO THE OFFICE OF BISHOP

BY:

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

*September 15, 2014*

*WHEREAS*, Pastor Jesse J. Scott, Sr. will be celebrating his ordination to the office of bishop on September 20, 2014, and

*WHEREAS*, Pastor Scott's position as a pillar of the Niagara Falls community has been cemented by his founding and leadership of Word of Life Ministries, currently housed on the corner of Hyde Park Boulevard and Porter Road, and

*WHEREAS*, Pastor Scott has long overseen a ministry that provides outreach and support services to those who are often otherwise marginalized, including those with addictions and those in prison, and

*WHEREAS*, Pastor Scott's ordination as a bishop follows an illustrious career in ministry, during which he served as a deacon, minister, and in various other leadership positions for twenty-two years before his ordination as pastor in 1983, and

*WHEREAS*, his ordination to the office of bishop is a milestone worthy of celebration and acknowledgement by city leaders and our community, now

*THEREFORE, BE IT RESOLVED*, that the City Council of Niagara Falls, New York hereby honors Pastor Scott on the occasion of his ordination to the office of bishop on September 20, 2014, and

*BE IT FURTHER RESOLVED*, that the City Council of Niagara Falls, New York thanks Pastor Scott and Word of Life Ministries for all of the good work that they have done in the city of Niagara Falls, and wishes them a bright future and much success in their efforts to improve the lives of people in our community.

Monday, September 15, 2014 Council Meeting

PRESENTATIONS:

Seth Piccirillo -- Highland Avenue Fire Hall Project

---

ADMINISTRATIVE UPDATE: