

THE MEETING TIMES FOR THIS MEETING, JUNE 8, 2015, WILL BE 5:00 PM FOR THE COMMITTEE OF THE WHOLE AND 6:00 PM FOR THE COUNCIL MEETING.

PURSUANT TO COUNCIL RESOLUTION #2015-16, THE TRIAL PERIOD FOR THE TIMES OF THE COUNCIL MEETINGS HAS ENDED.

Monday – June 8, 2015 Council Meeting

PRESENTATIONS:

2014 City's Audited Financials – Presented by Randall Shepard from the Bonadio CPA Firm

ADMINISTRATIVE UPDATE:

None

Agenda Item #1

The following claims have been filed in the Office of the City Clerk during the month of MAY 2015 the claims were subsequently referred to the Office of the Corporation Counsel.

NOTICE OF CLAIM

Podsiadlo, Frances
8972 Champlain Ave

In reference to vehicle damage

Dritschel, Thomas &
Mazur, Peter
c/o Waters & Kraus LLP

In reference to personal injury

Owczarzak, Kenneth E.
37 North Mason St
N. Tonawanda, NY 14120

Auto damage caused by pot hole.

Barth, Michael E.
60 Westcliffe Dr.
Amherst, NY 14228

In reference to vehicle damage.

Friend, Deborah F.
616 73rd Street

In reference to personal issues.

Hunt, Carol L.
1102 Main Street

In reference to personal issues.

Hunt, Carol L.
1102 Main Street

In reference to personal issues.

Ramirez, Yamal
1349 Caravelle Drive

In reference to vehicle damage.

Rich, Glen
4738 Miller Rd.

In reference to vehicle damage.

Polk, Markita
631 29th Street

In reference to vehicle damage.

Licata, Lisa & Thomas
603 Vanderbilt Avenue

In reference to frozen pipes.

Hendricks, Robert A.
c/o State Farm Insurance

In reference to vehicle damage.

Hunt, Carol L.
1102 Main Street

In reference to personal issues.

Smith III, Robert L.
1764 Cudaback Avenue

In reference to vehicle damage.

Michelle & Ian Milburn
c/o Lipsitz, Green, Scime, Cambria LLP

In reference to personal injuries.

Hunt, Carol L.
1102 Main Street

In reference to city sidewalks.

Glendenning, Robert
c/o 600 Howard Rd.
Rochester, NY 14624

In reference to vehicle damage.

Clark, Boyd E.
3364 D Street

In reference to property damage.

Eugeni, Frank
4309 Lewiston Rd.

In reference to frozen pipes.

Davis, Laurie
1316 24th Street

In reference to vehicle damage.

Kline, Terri
537 81st Street

In reference to sewer pipe replacement.

Baxter, Jeanne
402 95th Street

In reference to vehicle damage.

Baxter, Jeanne
402 95th Street

In reference to vehicle damage.

Winters, Harry B.
752 Ridge Rd.
Lewiston, NY 14092

In reference to vehicle damage.

NOTICE REGARDING AVAILABILITY OF ELECTRONIC FILING

Robins, Ann

Index No. E155849/2015

Niagara Falls Water Board

Index No. E156011/2015

NOTICE OF DISCONTINUANCE

Niagara Falls Water Board
c/o Rupp Baase Pfalzgraf Cunningham LLC

Index No. E155641/2015

SUMMONS

NOTICE OF COMMENCEMENT OF ACTION SUBJECT TO MANDATORY ELECTRONIC FILING

Verizon, New York

Index# E155648/2015

Agenda Item #2

**SUBJECT: Consultant Services Agreement for
 John B. Daly Extension - Niagara Street to Pine Avenue
 CHANGE ORDER #2**

A contract for the above referenced project was awarded to Stantec Consulting Group Inc., of Rochester, NY on June 7, 2004 for professional consultant services and design related tasks in the amount of \$430,449.00.

This Change Order involves additional funding to complete the required Design Report for submission to the N.Y.S.D.O.T. and for previous engineering tasks already completed. The completion of said Design Report enables us to apply for future State and Federal road construction monies estimated at \$4.5 million. It also relieves us from the potential repayment of these expended Federal Funds to date on this project.

Therefore, it is the recommendation of the undersigned that Change Order #2 in an amount not to exceed \$42,000.00 be approved. Funding is available under code H0303.2003.0303.0453.000 for Architects and Engineers.

Will the council vote to so approve?

Agenda Item #3

SUBJECT: Change Order #1 – Luther Jayne Park Improvements

A contract for the above referenced project was awarded to Scott Lawn Yard, Inc. on October 7, 2014, in the amount of \$269,115.00.

While this project was under construction, additional work was completed to install geotextile fabric underneath the base layer of the new asphalt pathway and playground surfacing for greater longevity and drainage. Additionally, changes were required to raise the elevation of the waterfront overlook to prevent ice damage. Finally, an identification sign was installed in compliance with the project funding sources. The total cost of this additional work is \$17,932.05. However, various quantity under-runs totaling \$13,430.00 will result in a net addition to the contract of only \$4,502.05. This change order to the contract will bring the total revised contract sum to \$273,617.05. Funding is available in code H0612.2006.0612.0449.599.

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

Agenda Item #4

SUBJECT: Change Order #1 – Griffon Park Cartop Boat Launch

A contract for the above referenced project was awarded to Scott Lawn Yard, Inc. on July 24, 2014, in the amount of \$102,950.00.

While this project was under construction, the contractor completed cutting and removal of a number of trees and brush, per the City's direction, to clear portions of the shoreline and removes safety hazards. In addition, the contractor removed the floating dock and gangway prior to the onset of winter and reinstalled both following the thawing of ice in the river this spring. The total cost of this additional work is \$26,672.22. This change order to the contract will bring the total revised contract sum to \$129,622.22. Funding is available in code H1213.2012.1213.0449.599.

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

Agenda Item #5

*RE: Accept a grant from NYS Division of Criminal Justice Services (“DCJS”) for the
Gun Involved Violence Elimination Program (“GIVE”).*

Council Members:

The Superintendent of Police advises that the DCJS has awarded Niagara County a GIVE Grant in the amount of \$696,367.00. The City’s portion of this grant is \$349,115.00 which is an increase of \$15,400.00 over last year’s grant amount. This will be for the contract period of July 1, 2015 – June 30, 2016. The purpose of this is to support targeted firearm and violent crime reduction efforts.

Attached is correspondence from the DCJS which explains this program in some detail.

Will the Council so vote to accept this Grant and authorize the Mayor to execute any agreements or documents required in order to implement the program?



Division of Criminal
Justice Services

ANDREW M. CUOMO
Governor

MICHAEL C. GREEN
Executive Deputy Commissioner

May 20, 2015

The Honorable Michael Violante
Niagara County District Attorney
175 Hawley Street
Lockport, NY 14094

Bryan DellPorto
Superintendent
Niagara Falls City Police Department
1925 Main Street
Niagara Falls, NY 14305

RE: Gun Involved Violence Elimination

Dear District Attorney Violante and Superintendent DellPorto:

I am pleased to advise you that the NYS Division of Criminal Justice Services (DCJS) has awarded your jurisdiction a Gun Involved Violence Elimination (GIVE) award of \$696,367 for the contract period 7/01/15 to 6/30/16. These funds are to be used by your partnership to support targeted firearm and violent crime reduction efforts.

The attached spreadsheet represents your county's entire budget request for GIVE and the amount of funding approved by DCJS for each individual request. The process DCJS utilizes to make GIVE award decisions is deliberate and focuses on awarding funds to positions and items deemed critical to the successful implementation of the proposed strategies. Participating agencies are expected to use the approved budget in the "Awarded Budget" column, on the attached, when developing this year's GIVE contract.

Please note and complete the following information within 30 days of receiving this notice to further facilitate the development of your contract:

- Ensure that all prior year contracts are in compliance with contract conditions (up-to-date progress reports, vouchers, fiscal cost reports and detailed itemization forms).
- Contracts will be awarded for a one year period and are subject to one year additional renewal at the discretion of DCJS.
- Grantees receiving in excess of \$25,000 must submit:
 - Local Assistance MWBE Subcontractor/Supplier Utilization Proposal Form (DCJS-3301)
 - Local Assistance MWBE NPS Discretionary Budget Determination Worksheet (DCJS-3309)

- o Minority and Women-Owned Business Enterprises Equal Employment Opportunity Policy Statement (DCJS-3316).

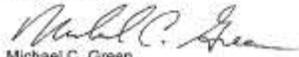
All of these forms can be located at:
<http://www.criminaljustice.ny.gov/cfpa/mwbe/mwbe-forms.htm>

- Grantees receiving in excess of \$250,000 must also submit the Local Assistance MWBE Equal Employment Opportunity Staffing Plan (DCJS-3300).

This form can be located at: <http://www.criminaljustice.ny.gov/cfpa/mwbe/mwbe-forms.htm>.

Should you have any questions, please contact Charles Tyree in the DCJS Office of Public Safety at (518) 485-7623 or e-mail Charles.Tyree@dcjs.ny.gov or Joann Tierney-Daniels in the DCJS Office of Program Development and Funding at (518) 457-8404 or e-mail at Joann.TierneyDaniels@dcjs.ny.gov. The GIVE Initiative is a critical component of New York's shooting and homicide reduction strategy. We look forward to continuing our strong partnerships to make New York the safest large state in the nation.

Very truly yours,



Michael C. Green
Executive Deputy Commissioner

MCG:JTD:kaf
Attachment (1)

cc: John Cicchetti, Niagara County Probation
Joann Tierney-Daniels, DCJS
Charles Tyree, DCJS
James Voutour, Niagara County Sheriff's Office

Niagara

POLICE DEPARTMENT BUDGET

PERSONNEL	Requested Budget	Awarded Budget
Job Title / Position		
Crime Analyst	\$42,500	\$42,500
Field Intelligence Officer	\$37,500	\$37,500
Research Partner - PT (17 hours per week)	\$15,500	\$15,500
Call-In Coordinator - PT (17 hours per week)	\$15,500	\$15,500
Fringe Benefits for Positions		
Crime Analyst	\$13,720	\$13,720
Field Intelligence Officer	\$11,045	\$11,045
Research Partner - PT (17 hours per week)	\$1,850	\$1,850
Call-In Coordinator - PT (17 hours per week)	\$1,250	\$1,250
Overtime to Support Initiatives/Strategies		
Police Officer Overtime to implement GIVE II Strategies	\$175,500	\$150,000
TOTAL PERSONNEL	\$356,005	\$338,565
EQUIPMENT / SOFTWARE		
ACCURINTLE PLUS SOFTWARE LICENSES	\$2,700	\$2,700
Intel Analytics Desktop Software Maintenance Renewal	\$2,100	\$2,100
TOTAL EQUIPMENT		
	\$4,800	\$4,800
OTHER EXPENSES / SUPPLIES		
Harvard / Buy money	\$20,000	\$10,000
Reimbursement for GIVE Community Meetings and Call-In Meetings	\$750	\$750
TOTAL SUPPLIES	\$20,750	\$10,750
TRAVEL & TRAINING		
Travel expenses to attend OCIS sponsored meetings, trainings and conferences	\$2,000	\$2,000
TOTAL TRAVEL & TRAINING	\$2,000	\$2,000
POLICE DEPARTMENT TOTAL	\$385,615	\$349,115

DISTRICT ATTORNEY'S OFFICE BUDGET

PERSONNEL	Requested Budget	Awarded Budget
Job Title / Position		
Assistant District Attorney - 100% of Salary	\$92,463	\$78,200
Assistant District Attorney - 100% of Salary	\$31,944	\$20,230
Fringe Benefits for Positions		
Assistant District Attorney - 100% of Salary	\$32,218	\$31,280
Assistant District Attorney - 100% of Salary	\$20,778	\$12,892
Overtime to Support Initiatives/Strategies		
TOTAL PERSONNEL	\$280,407	\$144,602
CONSULTANT SERVICES		
Niagara University - Crime Analyst	\$56,518	\$0
Niagara University - Research Partner	\$39,178	\$39,178
TOTAL SUPPLIES	\$95,696	\$39,178
TRAVEL & TRAINING		
Travel expenses to attend OCIS sponsored meetings, trainings and conferences	\$4,200	\$1,350
Monthly Mileage for One Full Time ADA as per Section 82.5 of County Law	\$1,200	\$0
Monthly Mileage for One Part Time ADA as per Section 82.5 of County Law	\$1,200	\$0

SHERIFF'S OFFICE BUDGET		
PERSONNEL	Requested Budget	Awarded Budget
Job Title / Position		
Correction Intelligence Officer	\$60,761	\$60,761
Fringe Benefits for Positions		
Correction Intelligence Officer	\$31,389	\$31,389
Overhead to Support Initiatives/Strategies		
Violence Crime/ Detective Funds	\$20,000	\$15,000
Chain-of-custody		
Witness/Child Abuse Units		
Major Crime/ Gang Taskforce		
Forensic Lab. Analyzing/Processing Gun evidence to include DNA		
TOTAL PERSONNEL	\$121,630	\$108,088
OTHER EXPENSES / SUPPLIES		
		\$0
		\$0
TOTAL SUPPLIES	\$0	\$0
TRAVEL & TRAINING		
DCIS Events, Training, Meetings, and Travel	\$3,000	\$1,000
		\$0
TOTAL TRAVEL & TRAINING	\$3,000	\$1,000
SHERIFF'S OFFICE TOTAL	\$124,930	\$101,065

COUNTY PROBATION BUDGET		
PERSONNEL	Requested Budget	Awarded Budget
Job Title / Position		
Probation PIO (1 FTE)	\$20,693	\$20,693
Fringe Benefits for Position		
Probation PIO (1 FTE)	\$11,299	\$11,299
Overhead to Support Initiatives/Strategies		
OT for Probation Supervisor on call during GIVE home compliance checks	\$3,000	\$1,500
OT for Probation Officers for GIVE home compliance checks/alternate support	\$33,000	\$11,500
TOTAL PERSONNEL	\$68,992	\$56,907
OTHER EXPENSES / SUPPLIES		
		\$0
TOTAL SUPPLIES	\$0	\$0
TRAVEL & TRAINING		
Travel Expenses for travel to required DCIS meetings, conferences, and training	\$3,000	\$1,000
TOTAL TRAVEL & TRAINING	\$3,000	\$1,000
COUNTY PROBATION TOTAL	\$71,992	\$56,907

COUNTY GRAND TOTAL - \$897,543 \$696,367

TOTAL TRAVEL & TRAINING	35,000	31,500
DISTRICT ATTORNEY'S OFFICE TOTAL	\$315,091	\$189,280

Agenda Item #6

RE: Termination of License Regarding 310 Rainbow Boulevard (the "Premises")

Council Members:

On or about December 20, 2010, the City acquired title to the Premises. The City acquired title subject to a certain License Agreement between Rainbow Square Two Limited Partnership and J D Gifts, LLC. On December 16, 2010, just prior to the City acquiring title to the Premises, the License Agreement was amended by the parties by a "First Amendment to License Agreement" which, among other things, included a provision allowing the owner of the Premises to terminate the license. That provision reads as follows in pertinent part:

"22. Notwithstanding anything to the contrary herein contained, in the event the Owner has been issued a building permit for a permanent building on the Premises, Owner may, at Owner's sole discretion, elect to terminate this License Agreement upon thirty (30) days advance written notice to User if Owner intends to build the structure for which it received a building permit for and needs access to Premises to do so."

It is anticipated that a building permit will be issued to the City, as Owner of the Premises, and the Developer at some point in the very near future.

It is requested that upon the issuance of the building permit described herein, the City, as Owner of the Premises, acting through the Mayor, be authorized to terminate the License Agreement by giving thirty (30) days advance written notice of termination to J D Gifts, Inc. and be authorized to take whatever other steps are necessary in order to accomplish termination of the License Agreement and recover possession of the Premises.

Will the Council so approve?

Agenda Item #7

RE: Amendment to Land Disposition and Development Agreement 310 Rainbow Boulevard

Council Members:

By agreement dated November 15, 2013, the City, USA Niagara Development Corporation ("USAN") and HH 310, LLC (the "Developer") entered into a certain Land Disposition and Development Agreement ("the Agreement") wherein the Developer agreed to develop premises owned by the City and commonly known as 310 Rainbow Boulevard premises (the "Premises") into "an upscale hotel (as hereinafter defined) containing at least 100 rooms and twenty-four market rate rental apartment units, from 5,000 square feet to 8,000 square feet of street-level retail space, and an approximately 5,000 square foot multipurpose space to host meetings and other events ...". The Agreement also called for the City to sell the Premises to the Developer and called for USAN to provide a grant to assist in the development of the project in the amount of \$2,750,000. At that time the project was anticipated to cost approximately \$25,000,000 to build.

Since the Agreement was executed, the Developer encountered several unanticipated problems which caused delay in finalizing its project plans so as to enable it to apply for a building permit. The most significant delay was encountered when the Developer was required to discontinue discussions with the Hilton Garden Inn franchisor and commence and complete discussions and obtain a commitment from an alternate franchisor. The franchisor now under contract with the developer is a Hyatt Place Hotel, an upscale brand. This required much revision to construction drawings that had been developed. The Developer is now in the process of finalizing its construction documents, has made application to the City's Department of Code Enforcement for a building permit and is in the process of submitting documents that are required in the building permit application process which will likely result in the issuance of a building permit later this month.

The Developer obtained site plan approval for the project from the City of Niagara Falls Planning Board on November 18, 2014 and obtained Planning Board approval and City Council approval for certain encroachments at meetings held on May 13, 2015 and May 26, 2015, respectively.

In order to reflect the current status of the project, it is requested that there be an amendment to the Agreement. The Amendment to the Agreement will reflect the following:

1. The description of the project will be amended to describe the project as follows: "A mixed-use project that would include, among other things, an "upscale" grade 128 room Hyatt Place Hotel, street-level retail/food and beverage establishments totaling 6,810 square feet of space and a 16,797 square foot ballroom/meeting facility on the upper floors of the building."
It should be noted that the original project proposed 114 rooms, 10,000 square feet of ballroom/meeting space and 5,000 square feet of street level retail/food and beverage establishments. It should also be noted that the twenty-four market rate apartment units originally included in the project have been deleted from the project description.
2. A number of contingencies specified in the Agreement such as the Developer's right to make objections to the status of the City's title to the premises, and the Developer's ability to obtain an agreement for an up-scale hotel franchise have been satisfied by the Developer and will be deleted.
3. An increase in the USAN project grant from \$2,750,000.00 to \$3,850,000.00 will be included. The reason for this increase is because the cost of the project has increased from the initial estimate of \$25,000,000.00 to \$35,000,000.00.
4. The commencement of construction of the project will begin on or before July 31, 2015.

Will the Council so approve and authorize the Mayor to execute an amendment to the Land Disposition and Development agreement that is in form and substance satisfactory to the Corporation Counsel?

Agenda Item #8

RE: Municipal Cooperation Agreement – Town of Niagara

Council Members:

Officials from the City and the Town of Niagara have been discussing various opportunities for sharing services. One such opportunity that presents itself at this time involves the use of the City's bandstand by the Town of Niagara at a reduced rate (\$550 per utilization, reduced from \$750 per utilization) in exchange for the City being able to utilize a hot patch machine owned by the Town of Niagara. The City does not own such a piece of equipment. The utilization of this machine by the City will be subject to the machine's availability at times to be determined by the Town of Niagara Highway Superintendent and the Acting Director of the City Department of Public Works.

This shared service will be memorialized in writing and an agreement will be prepared by the Corporation Counsel.

Will the Council so approve and authorize the Mayor to sign a Municipal Cooperation Agreement in form and substance satisfactory to the Corporation Counsel?

Agenda Item #9

RE: Contribution to Main Street Business & Professional Association

Flag Day Ceremony

Council Members:

The Main Street Business and Professional Association is sponsoring a Flag Day Ceremony which will take place on June 14, 2015 at Park Place Market. The City is being asked to contribute the sum of \$2,500.00 toward the cost of this ceremony. Attached is a copy of a letter of request.

Funding is available through the Tourism fund balance.

Will the Council so approve and authorize the Mayor to execute a funding agreement satisfactory to the Corporation Counsel?



Main Street Business and Professional Association
PO Box 442 - Niagara Falls, New York 14302
716.285.1318 (phone) - 716.282.9607 (fax)
www.mainstreetniagara.com
info@mainstreetniagara.com

June 1, 2015

Mr. Andrew Touma, Council Chairman
Niagara Falls City Council
745 Main Street
Niagara Falls, New York 14302

Dear Mr. Touma:

As the treasurer of the Main Street Business & Professional Association I am requesting funding to support our Annual Flag Day Ceremony to be held on Sunday, June 14, 2015. This event is sponsored by the Main Street Business & Professional Association and the Niagara Falls Block Club Council. We have hosted this event annually for the last several years.

Participants include honor guards from the area police agencies and fire departments, local elected officials and the emcee, as in the past, will be Niagara County Sheriff, James Voutsour.

In an effort to increase attendance at this event we are partnering with the Park Place Market to provide day long events and activities. The day will include a car show, a flea market, food vendors and artisans and crafters. There will be music provided throughout the day by local bands.

Hosting an event such as this has many associated costs such as equipment rentals, advertising and promotion and other miscellaneous costs.

It is our intent to market this event to residents and tourists alike. We plan to distribute informational cards and flyers throughout the downtown area to provide an opportunity for those visiting our city to participate. All events are free and open to the public.

As a not-for-profit, funds needed to sponsor an event of this size are often difficult to provide. As this event is to benefit area residents as well as visitors, we are requesting funding from the Tourism Fund Balance in the amount of \$2,500 to help in support of this event.

You may contact me by leaving a message at the Main Street office at 285-1318.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "Laurie Davis".

Laurie Davis
Treasurer

JUN 02 2015

Agenda Item #10

RE: Funding for Demolitions-Department of Code Enforcement

Council Members:

The Acting Director of Code Enforcement is requesting that the sum of \$500,000 be made available to his department to perform additional demolitions and emergency board ups during the balance of this year. Funding is available from Casino revenues and will be transferred to Demolitions account code H0910.

Will the Council so approve?

Agenda Item #11

SUBJECT: CHANGE ORDER #1 AND FINAL - \$94,880.00

2014 MUNICIPAL RESURFACING PROJECT

A contract for the above referenced project was awarded to Yarussi Construction, Inc. 5650 Simmons Ave. Niagara Falls, NY 14304 on August 13, 2014, in the amount of \$1,568,930.00.

As the contractor progressed, specific roadways presented a seriously graded base and, in some instances, subbase courses which had not reflected through to the pavement surface. The moisture-laden subsurface materials and poor surface runoff led to pavements that required more removal and replacements to attain proper function. The costs associated with the extra excavation and asphalt installation, when paired with cost underruns for catch basin and valve box replacements not performed, totals \$94,880.00 (6.05%) bringing the final contact total amount to \$1,663,810.00.

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 #12

SUBJECT: ADA COMPLIANCE PROJECT – CHANGE ORDER #1 \$170,000.00

CONSTRUCTION INSPECTION AND CONTRACT ADMINISTRATION

A contract for the above referenced Consultant Services Agreement was awarded to Foit Albert Associates in the amount of \$280,000.00 on September 9, 2009.

In keeping with our agreed settlement, the City would like to engage the services of our consultant, Foit Albert Associates, to provide the administration and inspection services needed to complete this project. Additionally, at the request of counsel, we have included design tasks which will allow the City to deal with recently encountered deficiencies, not originally included in this project's scope. The cost of the added design, inspection and administration is \$170,000.00, bringing the new contract total to \$450,000.00. Funding is available in _____.

Will the council vote to approve and authorize the Mayor to execute a change order in a form acceptable to the Corporation Counsel?

Agenda Item #13

RE: Request for Approval to Settle and Pay Claim of Pamela J. Curley
3319 B Street, Niagara Falls, NY 14303

Council Members:

Date Claim Filed:	February 3, 2015
Date Action Commenced:	N/A
Date of Occurrence:	February 2, 2015
Location:	3319 B Street, Niagara Falls, New York
Nature of Claim:	Automobile damage sustained in an accident with City vehicle.
City Driver:	James Morgan
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$907.06
Make Check Payable to:	Pamela J. Curley
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

RE: Request for Approval to Settle and Pay Claim of Gino Lobianco
2913 Weston Avenue, Niagara Falls, NY 14305

Council Members:

Date Claim Filed:	February 3, 2015
Date Action Commenced:	N/A
Date of Occurrence:	February 2, 2015
Location:	2913 Weston Avenue, Niagara Falls, NY
Nature of Claim:	Automobile damage sustained in an accident with City vehicle
City Driver:	James Morgan
Status of Action:	Claim stage.
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$1,629.13
Make Check Payable to:	Gino Lobianco
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 #15

RELATIVE TO MEETING TIME CHANGE

BY:

Council Chairman Andrew Touma
Council Member Kristen Grandinetti

WHEREAS, during its Council meeting held on the 8th day of December, 2014, this City Council established dates for City Council meetings for calendar year 2015 and also scheduled its Committee-of-the-Whole work sessions to take place at 5:00 p.m. and its legislative sessions to take place at 6:00 p.m.; and

WHEREAS, the City Council has received numerous comments from City residents in the form of complaints that the City Council meetings are scheduled too early in the evening which prevents people from attending the meetings if they so desire; and

WHEREAS, in an effort to be responsive to constituent comments, during its meeting on February 17, 2015, this City Council adopted a resolution changing the time of this Council's Committee-of-the-Whole work sessions from 5:00 p.m. to 6:00 p.m. and also changed the time of this Council's legislative meetings from 6:00 p.m. to 7:00 p.m.; and

WHEREAS, this change in time for the Committee-of-the-Whole work sessions and legislative meetings was to be effective on a three (3) month trial basis during the months of March, April and May of 2015.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Niagara Falls, New York that for the balance of calendar year 2015, commencing with its meeting on June 22, 2015, and for each and every scheduled meeting thereafter during calendar year 2015 as established in the City Council resolution dated December 8, 2014, the City Council of the City of Niagara Falls will hold its Committee-of-the-Whole work sessions at 6:00 p.m. rather than 5:00 p.m. and its legislative meetings at 7:00 p.m. rather than 6:00 p.m.

Agenda Item #16

RELATIVE TO

**PLACING THE FIRST AMERICAN WOMEN, HARRIETT TUBMAN ON THE NEW TWENTY DOLLAR
BILL**

BY:

Council Member Kristen Grandinetti

WHEREAS, Harriet Tubman was an African-American abolitionist and humanitarian who led slaves to freedom on the Underground Railroad; and

WHEREAS, Born into slavery, Tubman escaped and subsequently made about thirteen missions to rescue approximately seventy enslaved family and friends, using the network of antislavery activists and safe houses known as the Underground Railroad; and

WHEREAS, the City of Niagara Falls seeks to support placing the first American woman on US Currency; and

WHEREAS, Harriett Tubman bravely led countless Americans to freedom and opportunity, courageously fought for her country, and was an outspoken advocate for women.

NOW, THEREFORE, BE IT RESOLVED, that the Niagara Falls City Council encourages the US Treasury to place Harriett Tubman, a great American woman hero on our paper currency.

Agenda Item #17

**RELATIVE TO CONGRATULATING THE GRADUATES OF NIAGARA FALLS
DRUG COURT AND DECLARING MAY 2015 AS “DRUG COURT MONTH”**

BY:

Councilwoman Kristen Grandinetti

WHEREAS, the City of Niagara Falls implemented it’s Drug Court in 1996 and now proudly recognizes over 1,000 graduates; and

WHEREAS, over the past twenty-five years drug Courts have served over 1.4 million individuals; and

WHEREAS, Drug Courts are now recognized as the most successful criminal justice intervention in our nation’s history; and

WHEREAS, Drug Court save up to \$27 for every \$1 invested and produced \$13,000 for every individual they serve; and

WHEREAS, Seventy-five percent of Drug Court graduates will never be arrested again; and

WHEREAS, Drug Court significantly improve substance-abuse treatment outcomes, substantially reduce drug abuse and crime, and do so at less expense than any other justice strategy; and

WHEREAS, Drug Courts facilitates community-wide partnerships, bringing together public safety and public health professionals in the fight against drug abuse and criminality; and

WHEREAS, Drug Courts are the cornerstone of criminal justice reform sweeping the nation.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Niagara Falls, New York does hereby recognize and congratulate the graduates and declare May 2015 as “Drug Court Month”, in support of National Drug Court Month.

Agenda Item #18

**RELATIVE TO WAIVER OF HYDE PARK OASIS RENTAL
FEES FOR NIAGARA COMMUNITY ACTION PROGRAM, INC. ON AUGUST 7, 2015**

BY:

Council Chairman Andrew Touma

WHEREAS, the Niagara Falls City Council wishes to do its part to foster the community bonds that are strengthened by Niagara Community Action Program, Inc. They provide the following programs/services to qualified City families: emergency food, clothing, budget counseling, in-house weatherization, home repair, child care referral, training, registration, meal reimbursement for children, health and safety start-up items nutrition outreach, education and advocacy, on-the-job training, fair housing, back rent/mortgage/ utility payments, landlord/tenant resolution, and asset management; and

WHEREAS, on August 7, 2015 will have a company gathering at Hyde Park Oasis and would like to request a reduction, or waiver of fees associated with the rental. The money saved will be used to support a needy family in our City.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Niagara Falls, New York that the City of Niagara Falls does hereby waive the fee for rental of the Oasis at Hyde Park for the August 7, 2015 gathering.

