

November 1, 2016

PRESENTATIONS:

1. Niagara Organizing Alliance for Hope (NOAH)
Community Benefits Agreement Initiative
Brian Zralek, NOAH - Community Organizer

ADMINISTRATIVE UPDATE:

None

Agenda Item #1

**RE: City Council Agenda Item:
Amendment to 2015 NFMMC CDBG Grant**

Council Members:

The 2015 CDBG budget includes a \$50,000 grant to Niagara Falls Memorial Medical Center. The budget line describes the grant as being for "Construction of the Center for Community Health within the Niagara Falls Memorial Medical Center Medical Campus on 10th Street." The Community Health Center is now known as the Golisano Center for Community Health.

The budget provides that the grant is to be used to pay a portion of the construction costs of the Project. However, since the grant will only be used for a small portion of the overall project, it is more efficient to use the CDBG funds to purchase equipment for the Golisano Center for Community Health. If the CDBG funds are used for construction, the Community Development Department would have to review weekly payroll records for the entire project.

Therefore, it is recommended that the 2015 CDBG grant to NFMMC be used to pay a portion of the equipment costs for the Community Health Center project. Specifically, the grant will be used to offset equipment costs in the Center's Community Education Room..

Will the Council vote to approve the amendment to the 2015 CDBG grant to NFMMC as presented herein and to authorize the Mayor to execute any documents necessary to effectuate the same?

Agenda Item #2

**SUBJECT: Niagara Falls Skate Park Construction
CHANGE ORDER #1**

A contract for the above referenced project was awarded to Pinto Construction Services Incorporated, 1 Babcock Street, Buffalo, NY, on May 16, 2016 in an amount of \$494,000.00.

Before construction started the Skate Park was relocated further south to a different Hyde Park site directly across from Gaskill Preparatory School.

This site had greater variations in the surrounding grade that required additional stone fill and grading necessary for the construction of the Skate Park. The cost for the additional labor, materials and equipment to perform the additional work was \$24,140.00.

The total cost of all the additional work is \$24,140.00 which brings the contract total to \$518,140.00.

Therefore, it is the recommendation of the undersigned that **Change Order #1** in the amount of \$24,140.00 be approved. Sufficient funding for this change order comes from the City's Community Development Department through a United States Department of Housing and Urban Development Block Grant fund and from the Tony Hawk Foundation grant.

Will the Council vote to so approve?

Agenda Item #3

**SUBJECT: LOCKPORT STREET RESURFACING PROJECT
MAIN STREET TO NORTH AVENUE- PIN 5757.09**

The following was the result of bids received on September 28, 2016, for the above referenced project:

<u>CONTRACTOR</u>	<u>BASE BID</u>
Accadia Site Contracting, Inc. 5636 Transit Road Depew NY 14043	\$1,328,529.28
Nova Site Company LLC	\$1,393,300.00
Mark Cerrone Inc.	\$1,433,000.00
CATCO	\$1,515,340.54
Yarussi Construction Inc.	\$1,572,900.00
Keleman-Bauer Construction Inc.	\$1,632,265.50

It is the recommendation of the undersigned that this project be awarded to Accadia Site Contracting, Inc. at its Base Bid of \$1,328,529.28. Funding is available under Code H0633.2006.0633.0449.599.

Our design consultant Urban Engineers of New York, P.C. has reviewed the bid package and recommended award of this project to the above-referenced contractor. Similarly, the New York State Department of Transportation has reviewed the proposal package and has also found the bid award package acceptable. Please note that this award is 80% Federally reimbursable and 15% State (Marchiselli) reimbursable, costing the City only 5% of the total contract cost.

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 #4

*RE: Amendment to Agreement with Buffalo Niagara Riverkeeper
for Habitat Restoration Projects*

Council Members:

At your April 4, 2016 meeting you approved the above referenced agreement with Buffalo Niagara Riverkeeper to perform habitat restoration projects in Hyde Park and along Gill Creek. This was to be done at no cost to the City.

As the work was progressing it was determined that it was appropriate to reinstall an elevated pedestrian walkway as part of the project.

Riverkeeper can have its contractors perform this work for the amount of \$9,900.00.

The City previously had approved a Greenway Project for Hyde Park shoreline and upland improvements and this change order can be funded from the Greenway funds approved under that project.

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

Agenda Item #5

RE: Resolution 2016-103

Please be advised that, Mayor Paul A. Dyster, on October 19, 2016, duly approved the following:
Resolution 2016-103, relative to Adopting Chapter 343 of the Codified Ordinances
Entitled "Mobile Food Vending"

Agenda Item #6

SUBJECT: AGENDA ITEM:

At the Traffic Advisory Commission meeting held on October 24, 2016 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' AREA OF "NO STANDING ANYTIME" AROUND
THE LEAD IN SIDEWALKS AT 741 PARK PLACE (AMBASSADOR
HOUSE) & 751 PARK PLACE (BUTLER HOUSE BED &
BREAKFAST)**

This will provide their guests, some of which are handicapped,
access for loading/unloading of luggage, etc.

Submitted By: Merle & Halina Smouse, owners, Ambassador Bed & Breakfast, 741
Park Place and Butler House Bed & Breakfast, 751 Park Place

It is requested that City Council approve this recommendation.

Agenda Item #7

SUBJECT: AGENDA ITEM:

At the Traffic Advisory Commission meeting held on October 24, 2016 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE
IN FRONT OF 2914 MICHIGAN AVENUE**

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

Submitted By: Vincent Reisch, 2914 Michigan Avenue

It is requested that City Council approve this recommendation.

Agenda Item #8

SUBJECT: AGENDA ITEM:

At the Traffic Advisory Commission meeting held on October 24, 2016 the Commission recommended **APPROVAL** of the following item:

**INSTALL A 5' HANDICAPPED ACCESS SPACE
IN FRONT OF 714 BUFFALO AVENUE**

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

Submitted By: Edward Connolly, 714 Buffalo Avenue, Apt.2

It is requested that City Council approve this recommendation.

Agenda Item #9

SUBJECT: **AGENDA ITEM:**

At a Traffic Advisory Commission meeting held on October 24, 2016 the Commission recommended **APPROVAL** of the following item:

**INSTALL ALTERNATE OVERNIGHT PARKING ON GIRARD AVENUE
BETWEEN 78TH STREET & 79TH STREET**

A Petition from the residents of this block was received with 100% signatures.

Submitted By: Wendy Thompson, 585 78th Street and Petition/Residents of
Block

It is requested that City Council approve this recommendation.

Agenda Item #10

SUBJECT: INFORMATIONAL ITEM

At the Traffic Advisory Commission meeting held on October 24, 2016, the Commission

DENIED:

- 1) Request submitted by Caroline Boback, 3227 Dudley Avenue, to **INSTALL ALL WAY STOP SIGNS AT THE INTERSECTION OF DUDLEY AVENUE AND 36TH STREET.** The intersection was studied with the following results: Accidents (right angle and turning collision) 2012/0, 2013/0, 2014/0, 2015/0, and 2016/0 to present. Traffic volume per hour: 36th Street = 24 vehicles + 1 pedestrians, Dudley Avenue = 25 vehicles + 1 pedestrians (total = 49 vehicles per hour & 2 pedestrians). This intersection falls far short of the MUTCD Minimum Warrants for the placement of "ALL WAY" stop signs. Since speeding in this two block section of Dudley Avenue from Packard Rd. to Hyde Park Blvd. was the main complaint, speed limit signs were placed at both ends of this stretch of roadway and Police Traffic Captain Angela Munn will place radar, including the radar speed board here to monitor the situation.

Agenda Item #11

RE: Request for Approval to Settle and Pay Claim of Latanya Allen, as Parent and Natural Guardian of Heaven Estell

Council Members:

Date Claim Filed:	June 23, 2011
Date Action Commenced:	August 19, 2011
Date(s) of Occurrence:	May 28, 2011
Location:	Nor-Lock Park
Nature of Claim:	Injuries sustained on playground equipment
City Driver:	N/A
Status of Action:	Pre-Trial
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$20,000.00
Make Checks Payable to:	\$12,988.17 to LaTanya Allen, as PNG of Heaven Estell \$7,011.83 to Dolce Panepinto, P.C., as attorneys
Conditions:	General Release and Stipulation of Discontinuance approved by Corporation Counsel, Approved Infant Settlement.

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 Adam Farinas
9152 Griffon Avenue, Niagara Falls, New York 14304

Council Members:

Date Claim Filed:	August 31, 2106
Date Action Commenced:	N/A
Date of Occurrence:	August 22, 2016
Location:	9152 Griffon Avenue
Nature of Claim:	Automobile damage sustained from fallen tree limb
City Driver:	N/A
Status of Action:	Claim Stage
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$335.88
Make Check Payable to:	Adam Farinas
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 Matteo Anello

Council Members:

Date Claim Filed:	N/A
Date Action Commenced:	August 19, 2009
Date(s) of Occurrence:	October 8, 2007 and October 22, 2007
Location:	N/A
Nature of Claim:	Damages and attorneys' fees resulting from removal from City Council meeting and arrest
City Driver:	N/A
Status of Action:	Post-Trial
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$156,414.25
Make Checks Payable to:	See attached Schedule A
Conditions:	General Release and Settlement Agreement 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?

Claim of Matteo Anello

Schedule A - Amounts to be Paid

<u>Amount to be Paid</u>	<u>Check Payable to</u>
\$40,469.00	Matteo Anello
\$101,200.25	Vinal & Vinal, P.C., as attorneys
\$9,120.00	Matthew P. Pynn, Esq., as attorney
\$5,625.00	Louis Siegel, Esq., as attorney

Total Amount to be Paid: \$156,414.25

Agenda Item #14

RE: Approval of the sale of 1640 Falls Street to Kathryn Bunyan McClendon for the sum of \$500.00

Council Members:

The City has received a request from the adjoining property owner to purchase the above referenced City-owned property for the sum of \$500.00. This property was approved for sale by the Planning Board. Attached hereto is a copy the Planning Board's approval.

Will the Council approve the sale of this premises for this price in an "as is" condition and with the requirement to combine the properties, with the closing to be performed within 30 days, and with the standard pre-condition that the purchaser is not delinquent with any tax or water bill.

Will the Council further authorize the Mayor to execute any deeds or other documents necessary to effectuate this transaction?



City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

September 14, 2016

NIAGARA FALLS PLANNING BOARD

APPROVAL OF RECOMMENDATION TO CITY COUNCIL
Disposition of Property – Real Property Sale

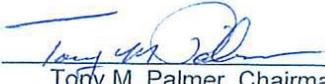
Pursuant to action taken by the Niagara Falls Planning Board on the 14th day of September, 2016 your request is hereby granted.

NAME OF OWNER: City of Niagara Falls
ADDRESS OF ACTION: 1640 Falls Street (SBL# 159.40-4-36)
PURPOSE: Sell property adjacent to Kathryn McClendon to use for expanding property

A real property disposition recommendation is made with the following condition(s):

- Parcels shall be amalgamated.

DATE: September 14, 2016



Tony M. Palmer, Chairman
Niagara Falls Planning Board

16 SEP 15 AM 11:09

NIAGARA FALLS
PLANNING BOARD





Welch Ave

SBL#159-40-4-6,
1747 Welch Ave,
Yellow Dots Properties Inc

SBL#159-40-4-10,
1753 Welch Ave,
Niagara Comfort Vacation

SBL#159-40-4-11,
1757 Welch Ave,
Amangda Boat Holdings LLC,
c/o/Drsn Property Management

SBL#159-40-4-12,
1761 Welch Ave,
Fall Circle 49 LLC

SBL#159-40-4-13,
1765 Welch Ave,
Niagara Comfort Vacation

SBL#159-40-4-14,
1771 Welch Ave,
Carley Bobly & Greenwalk

SBL#159-40-4-15,
1777 Welch Ave,
Fall Circle 49 LLC

SBL#159-40-4-16,
1779 Welch Ave,
Schmidt Sherry J

SBL#159-40-4-17,
1781 Welch Ave,
Kowalski William Jr

SBL#159-40-4-18,
1783 Welch Ave,
Curtis Timmy B

SBL#159-40-4-19,
1787 Welch Ave,
Long Dennis D & Judith A

Requested Property
(House Demolished)

SBL#159-40-4-41,
1623 Falls St,
Schmidt Margaret S

SBL#159-40-4-40,
1632 Falls St,
Horizon Trust Company

SBL#159-40-4-39,
1634 Falls St,
Marin L Mireghh

SBL#159-40-4-38,
1630 Falls St,
Vainy Aleksandrinn

SBL#159-40-4-37,
1638 Falls St,
Makni Marou & Suboobh

SBL#159-40-4-36,
1640 Falls St,
City of Niagara Falls NY

SBL#159-40-4-35,
1646 Falls St,
Bunyan-McClendon Kathryn

SBL#159-40-4-34,
1702 Falls St,
Bunyan-McClendon Kathryn

SBL#159-40-4-33,
1766 Falls St,
Bunyan-McClendon Kathryn

SBL#159-40-4-32,
1770 Falls St,
Samuel Kiran S

SBL#159-40-4-31,
1774 Falls St,
Fitzpatrick James A &

Falls St

SBL#159-48-3-6,
1629 Falls St,
Urban Michael

SBL#159-48-3-7,
1631 Falls St,
Zajac Henry E &

SBL#159-48-3-8,
1633 Falls St,
Fitzpatrick James P

SBL#159-48-3-9,
1635 Falls St,
Beaudry Joseph L, Raymond &

SBL#159-48-3-10,
1637 Falls St,
Gadawski Jerome F

SBL#159-48-3-11,
1639 Falls St,
Chison &

9-48-3-12,
Falls St,
Company Cust

9-48-3-13,
Falls St,
Company Cust

9-48-3-14,
Falls St,
Gerald Jr

9-48-3-15,
Falls St,
Gerald Jr

9-48-3-16,
Falls St,
Anthony J
de Chno

**Project Area: Purchase Request
for 1640 Falls St by
Kathryn McClendon of 1646 Falls St**

0 25 50 75
Feet 1 inch = 50 feet

ver. 16.10.26

Disclaimer: Digital files are based on data from various sources. The City of Niagara Falls, N.Y. assumes no responsibility or legal liability for the accuracy, completeness, reliability, timeliness, or usefulness of any information presented. For interpretation, refer to the City's GIS Coordinator.

Agenda Item #15

RE: Approval of the sale of 458 – 23rd Street to David and Patricia Snyder for the sum of \$500.00

Council Members:

The City has received a request from the adjoining property owner to purchase the above referenced City-owned property for the sum of \$500.00. This property was approved for sale by the Planning Board. Attached hereto is a copy the Planning Board's approval.

Will the Council approve the sale of this premises for this price in an "as is" condition and with the requirement to combine the properties, with the closing to be performed within 30 days, and with the standard pre-condition that the purchaser is not delinquent with any tax or water bill.

Will the Council further authorize the Mayor to execute any deeds or other documents necessary to effectuate this transaction?



City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

September 14, 2016

NIAGARA FALLS PLANNING BOARD

APPROVAL OF RECOMMENDATION TO CITY COUNCIL
Disposition of Property – Real Property Sale

Pursuant to action taken by the Niagara Falls Planning Board on the 14th day of September, 2016 your request is hereby granted.

NAME OF OWNER: City of Niagara Falls
ADDRESS OF ACTION: 458 23rd Street (SBL# 159.33-3-23)
PURPOSE: Sell property adjacent to David Snyder to use for expanding property

A real property disposition recommendation is made with the following condition(s):

- Parcels shall be amalgamated.

DATE: September 14, 2016



Tony M. Palmer, Chairman
Niagara Falls Planning Board

16 SEP 15 AM 11:10





SBL#159.33-3-70
445 22nd St,
Azzala Danna M

SBL#159.33-3-69
468 22nd St,
Luenden Ronald M &

SBL#159.33-3-68,
461 22nd St,
Maced Theresa M

SBL#159.33-3-67,
455 22nd St,
Hayes Chr M
& Klabovy A

SBL#159.33-3-66,
453 22nd St,
Hayes Chr M
& Klabovy A

SBL#159.33-3-65,
447 22nd St,
Glover Dale P

SBL#159.33-3-64,
443 22nd St,
Osearoff
Gerard M &

SBL#159.33-3-20,
470 23rd St,
Brenville New
March 2012

SBL#159.33-3-20,
466 23rd St,
Munphy Sharon A

SBL#159.33-3-21,
482 23rd St,
Mancucci
Rosanne

SBL#159.33-3-22,
440 23rd St,
Snyder David L
& Patricia

SBL#159.33-3-23,
438 23rd St,
City of Niagara
Falls NY

SBL#159.33-3-24,
454 23rd St,
Meadis Andrew K &

SBL#159.33-3-25,
452 23rd St,
Bradley Janette,
Atter Raymond Bradley

SBL#159.33-3-26,
450 23rd St,
Thompson
Sharon A &

SBL#159.33-3-27,
444 23rd St,
Zardun Rebecca Patricia

Project Area:
Purchase Request Parcels

0 15 30 45
Feet 1 inch = 30 feet

Ver 18.09.08
City of Niagara Falls, NY
Geographic Information System

Disclaimer: Digital files are based on data from various sources. The City of Niagara Falls, NY, assumes no responsibility or legal liability for the accuracy, completeness, reliability, timeliness or usefulness of any information presented. For interpretation, refer to the City's GIS Coordinator.

23rd St

Orleans Ave

SBL#159.07-1-30,
451 23rd St,
Ramirez David G

SBL#159.33-3-30
2301 Orleans Ave,
City Limits
Property

SBL#159.33-3-31
2305 Orleans Ave,
Dickey Adam C

Agenda Item #16

RE: Approval of the sale of 356 – 72nd Street to Dennis and Delores Malaney for the sum of \$500.00

Council Members:

The City has received a request from the adjoining property owner to purchase the above referenced City-owned property for the sum of \$500.00. This property was approved for sale by the Planning Board. Attached hereto is a copy the Planning Board's approval.

Will the Council approve the sale of this premises for this price in an "as is" condition and with the requirement to combine the properties, with the closing to be performed within 30 days, and with the standard pre-condition that the purchaser is not delinquent with any tax or water bill.

Will the Council further authorize the Mayor to execute any deeds or other documents necessary to effectuate this transaction?



City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

September 14, 2016

NIAGARA FALLS PLANNING BOARD

APPROVAL OF RECOMMENDATION TO CITY COUNCIL
Disposition of Property – Real Property Sale

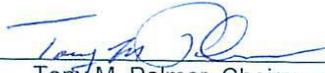
Pursuant to action taken by the Niagara Falls Planning Board on the 14th day of September, 2016 your request is hereby granted.

NAME OF OWNER: City of Niagara Falls
ADDRESS OF ACTION: 356 72nd Street (SBL# 160.75-1-13)
PURPOSE: Sell property adjacent to Delores Malaney to use for expanding property

A real property disposition recommendation is made with the following condition(s):

- Parcels shall be amalgamated.

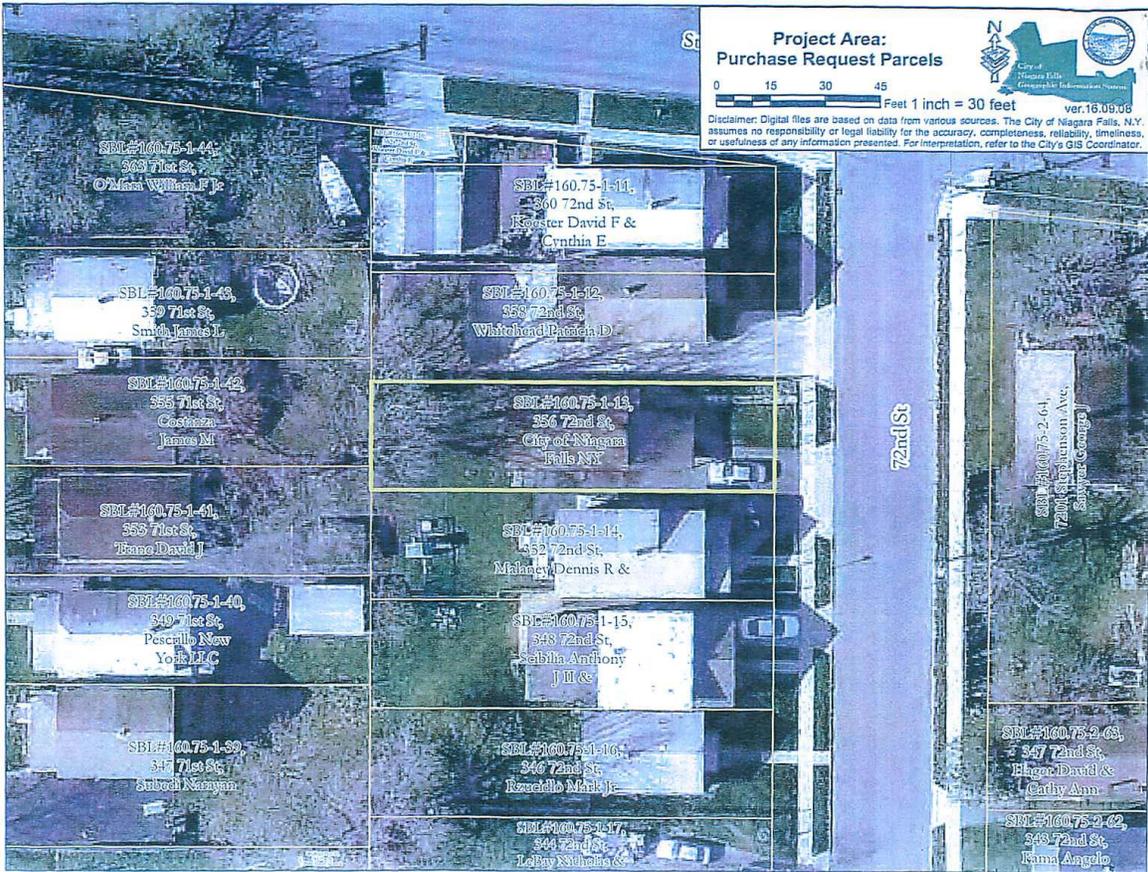
DATE: September 14, 2016



Tony M. Palmer, Chairman
Niagara Falls Planning Board

16 SEP 15 2016 10





Agenda Item #17

RE: Approval of the sale of 1115 North Avenue to Jeffrey and April Wynn for the sum of \$500.00

Council Members:

The City has received a request from the adjoining property owner to purchase the above referenced City-owned property for the sum of \$500.00. This property was approved for sale by the Planning Board. Attached hereto is a copy the Planning Board's approval.

Will the Council approve the sale of this premises for this price in an "as is" condition and with the requirement to combine the properties, with the closing to be performed within 30 days, and with the standard pre-condition that the purchaser is not delinquent with any tax or water bill.

Will the Council further authorize the Mayor to execute any deeds or other documents necessary to effectuate this transaction?



City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

September 14, 2016

NIAGARA FALLS PLANNING BOARD

APPROVAL OF RECOMMENDATION TO CITY COUNCIL
Disposition of Property – Real Property Sale

Pursuant to action taken by the Niagara Falls Planning Board on the 14th day of September, 2016 your request is hereby granted.

NAME OF OWNER: City of Niagara Falls
ADDRESS OF ACTION: 1115 North Avenue (SBL# 144.93-139)
PURPOSE: Sell property adjacent to Jeffrey Wynn to use for expanding property

A real property disposition recommendation is made with the following condition(s):

- Parcels shall be amalgamated.

DATE: September 14, 2016

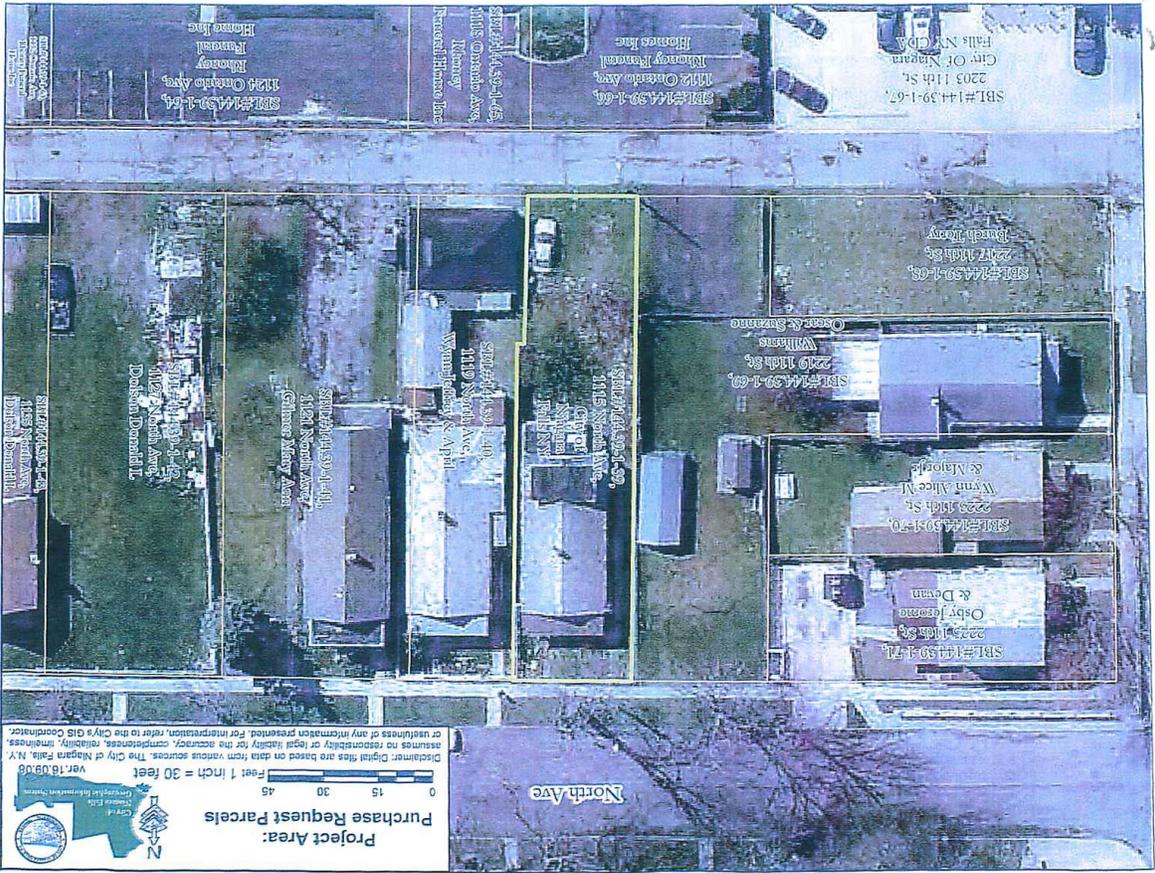


Tony/M. Palmer, Chairman
Niagara Falls Planning Board

16 SEP 15 AM 11:09

CLERK
14074515





**Project Area:
Purchase Request Parcels**

Scale: 1 inch = 30 feet

0 15 30 45 Feet

Disclaimer: Digital files are based on data from various sources. The City of Niagara Falls, N.Y., assumes no responsibility or legal liability for the accuracy, completeness, reliability, timeliness, or usefulness of any information presented. For interpretation, refer to the City's GIS Coordinator.

City of Niagara Falls
Geographic Information System
Ver: 18.03.00

North Ave

Agenda Item #18

**RELATIVE TO WAIVER OF PARKING FEES FOR THE CHILD ADVOCACY CENTER OF
NIAGARA FOR TRAINING ON “TRAFFICKING AND COMMERCIAL SEXUAL
EXPLOITATION OF CHILDREN (CSEC)”**

BY:

COUNCIL CHAIRMAN ANDREW TOUMA

COUNCIL MEMBER KRISTEN GRANDINETTI

COUNCIL MEMBER EZRA SCOTT JR.

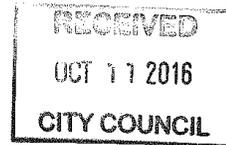
COUNCIL MEMBER KENNY TOMPKINS

WHEREAS, The Child Advocacy Center of Niagara will hold its training on *Trafficking and Commercial Sexual Exploitation of Children (CSEC)*, in partnership with the Niagara County Department of Social Services and the New York State Office of Children and Family Services on Thursday, December 1, 2016 from 8:30am – 4:00pm.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Niagara Falls, New York, that this City Council does hereby waive parking fees in the Third Street city parking lot and downtown parking ramp for persons attending the training, scheduled for Thursday, December 1, 2016 from 8:30am – 4:00pm.



THE
CHILD ADVOCACY CENTER
OF NIAGARA



October 5, 2016

Mr. Nicholas Melson
City Administrator
City of Niagara Falls
PO Box 69
Niagara Falls, New York 14302-0069

Dear Mr. Melson:

I am writing to request waiver of parking fees for attendees of training on *Trafficking and Commercial Sexual Exploitation of Children (CSEC)* to be held Thursday, December 1, 2016 at The Conference and Event Center Niagara Falls from 8:30 a.m. – 4:00 p.m. We anticipate attendance by 75 – 100 professionals in law enforcement, human services, child welfare, health care and other organizations serving children and families.

This training is sponsored by the Child Advocacy Center of Niagara's Safe Harbour Project to help protect children from trafficking and commercial exploitation. The project was established by the Child Advocacy Center in 2015 in partnership with the Niagara County Department of Social Services and through funding from the New York State Office of Children and Family Services. The training is being provided to attendees free of charge. Lunch, however, is not provided, so we anticipate that participants will be utilizing our local restaurants.

Thank you for your consideration of this request. If additional information is needed, please do not hesitate to contact me.

Very truly yours,


Ann Marie Tucker
Executive Director

Cc: Mr. Andrew Touma ✓
Chairman, City Council



NATIONAL
CHILDREN'S
ALLIANCE®
ACCREDITED
MEMBER

533 TENTH STREET • NIAGARA FALLS, NEW YORK 14301
(716) 285-0045 • FAX: (716) 285-8991
www.cacofniagara.org



A SERVICE OF
NIAGARA FALLS MEMORIAL
MEDICAL CENTER

Agenda Item #19

RESOLUTION CALLING FOR A PUBLIC HEARING TO AMEND
THE CITY CHARTER RELATIVE TO ARTICLE VIII
ENTITLED ATAXATION AND ASSESSMENT@

BY: Council Chairman Andrew Touma
Council Member Kristen Grandinetti
Council Member Ezra Scott Jr.
Council Member Kenny Tompkins
Council Member Charles Walker

RESOLVED, that Local Law No. ____ for the year 2016 be introduced, and that a public hearing be held on such Local Law on the 14th day of November, 2016 at 6:00 P.M. Standard Time, in the Council Chambers of the City of Niagara Falls, New York, and that three (3) days notice of said hearing be published in the Niagara Gazette preceding said hearing relative to amending Article VIII, Section 201 of the City Charter, entitled "Taxation and Assessment".

NIAGARA FALLS LOCAL LAW No. _____ FOR THE YEAR 2016

A local law to amend the Niagara Falls City Charter as amended, by amending Section 201 of Article VIII of the Charter, entitled "Taxation and Assessment".

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF NIAGARA FALLS, NEW YORK, as follows:

Section 1. The Niagara Falls City Charter, as amended, is hereby amended by amending Article VIII, Section 201 to read as follows:

201. Pursuant to Section 467 and 467-d of the Real Property Tax Law of the State of New York, real property owned by one or more persons each of whom is sixty-five years of age or over, or real property owned by husband and wife, one of whom is sixty-five years of age or over, shall be exempt from taxation by the City of Niagara Falls, New York to an extent of up to fifty per centum of the assessed valuation thereof, subject to the following conditions:

- a. The exemption shall be based upon the income as described in Section 467 of the Real Property Tax Law of the owner or the combined income of the owners of the property and shall be as follows:

ANNUAL INCOME

% OF ASSESSED VALUATION
EXEMPT FROM TAXATION

<u>[Less than \$18,025]</u>	50%
<u>Less than \$21,000</u>	50%
<u>[From \$18,025.00 to \$19,024.99]</u>	45%
<u>From \$21,000 to 21,999.99</u>	45%
<u>[From \$19,025.00 to \$20,024.99]</u>	40%
<u>From \$22,000 to \$22,999.99</u>	40%
<u>[From \$20,025.00 to \$21,024.99]</u>	35%
<u>From \$23,000 to \$23,999.99</u>	35%
<u>[From \$21,025.00 to \$21,924.99]</u>	30%
<u>From \$24,000 to \$24,899.99</u>	30%
<u>[From \$21,925.00 to \$22,824.99]</u>	25%
<u>From \$24,900 to \$25,799.99</u>	25%
<u>[From \$22,825.00 to \$23,724.99]</u>	20%
<u>From \$25,800 to \$26,699.99</u>	20%
<u>[From \$23,725.00 to \$24,624.99]</u>	15%
<u>From \$26,700 to \$27,599.99</u>	15%
<u>[From \$24,625.00 to \$25,524.99]</u> _____	10%
<u>From \$27,600 to \$28,499.99</u>	10%

Where title is vested in either the husband or the wife, their combined income may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, rental income, salary or earnings, and income from self-employment, but shall not include gifts or inheritances.

Section 2. This local law shall take effect as provided in the Municipal Home Rule Law and shall be applicable to Assessment rolls with a taxable status date on or after January 1, 2017.

Underlining and **Bold** indicate additions.

Bold and **[Brackets]** indicate deletions.

Agenda Item #20

RESOLUTION CALLING FOR A PUBLIC HEARING TO AMEND
THE CITY CHARTER RELATIVE TO ARTICLE VIII
ENTITLED TAXATION AND ASSESSMENT

BY: Council Chairman Andrew Touma
Council Member Kristen Grandinetti
Council Member Ezra Scott Jr.
Council Member Kenny Tompkins
Council Member Charles Walker

RESOLVED, that Local Law No. ____ for the year 2016 be introduced, and that a public hearing be held on such Local Law on the 14th day of November, 2016 at 6:00 P.M. Standard Time, in the Council Chambers of the City of Niagara Falls, New York, and that three (3) days notice of said hearing be published in the Niagara Gazette preceding said hearing relative to amending Article VIII, Section 201-b of the City Charter, entitled "Taxation and Assessment".

NIAGARA FALLS LOCAL LAW No. ____ FOR THE YEAR 2016

A local law to amend the Niagara Falls City Charter as amended, by amending Section 201-b of Article VIII of the Charter, entitled "Taxation and Assessment".

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF NIAGARA FALLS, NEW YORK, as follows: Section 1. The Niagara Falls City Charter, as amended, is hereby amended by amending Article VIII, Section 201-b to read as follows:

Pursuant to Section 459-c of the Real Property Tax Law of the State of New York, real property owned by one or more persons with disabilities, or real property owned by a husband, wife, or both, or by siblings, at least one of whom has such disability, and whose income, as hereafter defined, is limited by reason of such disability, shall be exempt from taxation by the City of Niagara Falls, New York to an extent of up to 50 per centum of the assessed valuation thereof, subject to the following conditions:

1. The exemption shall be based upon the income as described in Section 459-c of the Real Property Tax Law of the owner or the combined income of the owners of the property and shall be as follows:

Valuation	% of Assessed
<u>Annual Income</u>	<u>Exempt from Taxation</u>
[\$15,025 or less] <u>\$17,500 or less</u>	50%
More than [\$15,025] <u>\$17,500</u> but less than [\$16,025] <u>\$18,500</u>	45%
More than [\$16,025] <u>\$18,500</u> but less than [\$17,025] <u>\$19,500</u>	40%
More than [\$17,025] <u>\$19,500</u> but less than [\$18,025] <u>\$20,500</u>	35%
More than [\$18,025] <u>\$20,500</u> but less than [\$18,925] <u>\$21,400</u>	30%
More than [\$18,925] <u>\$21,400</u> but less than [\$19,825] <u>\$22,300</u>	25%
More than [\$19,825] <u>\$22,300</u> but less than [\$20,725] <u>\$23,200</u>	20%
More than [\$20,725] <u>\$23,200</u> but less than [\$21,625] <u>\$24,100</u>	15%
More than [\$21,625] <u>\$24,100</u> but less than [\$22,525] <u>\$25,000</u>	10%
More than [\$22,525] <u>\$25,000</u> but less than [\$23,425] <u>\$25,900</u>	5%

Section 2. This local law shall take effect as provided in the Municipal Home Rule Law and shall be applicable to Assessment rolls with a taxable status date on or after January 1, 2017.

Underlining and **Bold** indicate additions.

Bold and **[Brackets]** indicate deletions.