

RESOLUTION No. 2019-

***REMOVAL OF THE NIAGARA SCENIC (ROBERT MOSES) PARKWAY AND IMPROVEMENTS TO THE PARKLAND AND ADJACENT AREA, RECONSTRUCTION OF DISCOVERY WAY, RECONSTRUCTION OF THE TROLLEY PATH, AND CONSTRUCTION OF NEW BICYCLE/PEDESTRIAN PATHS  
CITY OF NIAGARA FALLS  
PINS 5761.9B AND 5761.90***

BY:

Council Chairman Andrew Touma  
Council Member William Kennedy

**WHEREAS**, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Removal of the Niagara Scenic (Robert Moses) Parkway and Improvements to the Parkland and Adjacent Area, Reconstruction of Discovery Way, Reconstruction of the Trolley Path, and Construction of New Bicycle, Pedestrian Paths in the City of Niagara Falls, located in Niagara county, PIN 5761.9B and 5761.90; and

**WHEREAS**, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the work to be done pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner; and

**WHEREAS**, the service life of the relocated and or replaced utilities has not been extended; and

**WHEREAS**, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project PIN 5761.9B; and

Kennedy \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Voccio \_\_\_\_\_ Touma \_\_\_\_\_

**WHEREAS**, the City of Niagara Falls or its contractors will adjust facilities pursuant to contract plans related to PIN 5761.90.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Niagara Falls approves of the work to be done and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the City of Niagara Falls will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

**BE IT FURTHER RESOLVED** that the City of Niagara Falls or its contractors will adjust their facilities per contract documents.

**BE IT FURTHER RESOLVED** that Mayor Paul A. Dyster has the authority to sign any and all documentation that may become necessary as a result of this project as it relates to the City of Niagara Falls; and

**BE IT FURTHER RESOLVED** that the clerk of the City of Niagara Falls is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.