

RESOLUTION No. 2021-

***RESOLUTION TO PROVIDE MAINTENANCE OF BICYCLE PATHS  
AND RELATED AMENITIES ASSOCIATED WITH THE NIAGARA  
STREET BETTERMENT PROJECT BETWEEN FIFTH STREET  
AND JOHN B. DALY BOULEVARD, P.I.N. 5813.48***

BY:

Council Chairman Kenny Tompkins  
Council Member Andrew Touma

**WHEREAS**, the New York State Department of Transportation is undertaking a project identified as P.I.N. 5813.48 for the betterment Niagara Street between Fifth Street and John B. Daly Boulevard; and

**WHEREAS**, the Niagara Falls City Council approves this Project and desires to have certain related amenities included as part thereof; and

**WHEREAS**, the State of New York has agreed to provide, as a part of the Project, a bicycle path and related amenities associated with P.I.N. 5813.48 provided that the City of Niagara Falls agrees to provide maintenance for a period of not less than twenty-five (25) years.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the City of Niagara Falls, New York does hereby approve the above Project; and

**BE IT FURTHER RESOLVED** that the City shall maintain, repair and operate such bicycle path and related amenities; and be it further

Kennedy \_\_\_\_\_ Spanbauer \_\_\_\_\_ Touma \_\_\_\_\_ Voccio \_\_\_\_\_ Tompkins \_\_\_\_\_

**RESOLVED** that the Mayor is authorized to enter into agreement with the State of New York and through the Commissioner of Transportation to commit the City to provide, at its own expense, maintenance that shall include landscaping, repair and replacement of street furniture (trash receptacles, benches, and bike racks) and general upkeep along Niagara Street; and be it further

**RESOLVED** that the Clerk of the City of Niagara Falls, New York is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation; and be it further

**RESOLVED**, this Resolution shall take effect immediately.