

OFFICE OF THE MAYOR
Telephone: (716) 286-4310

June 18, 2021

The City Council
Niagara Falls, New York

*RE: Agreement with BusPatrol America, LLC
(Installation/Maintenance/Operation of Outward Facing School Bus Photo
Violation Monitoring System)*

Council Members:

On October 29, 2019, the Niagara Falls City Council unanimously adopted Chapter 747 of the Codified Ordinances, entitled “*Owner Liability For Failure Of Vehicle Operator To Stop For A School Bus Displaying A Red Visual Signal And Stop-Arm,*” imposing owner liability for failure of a vehicle operator to stop for a school bus displaying a red visual signal and stop-arm. The Ordinance establishes fines for each violation as authorized by Section 1174-a of the VTL, and further authorizes the City to cause to be installed and operated an outward facing school bus photo violation monitoring systems on school buses operated by the City School District of the City of Niagara Falls (hereinafter referred to as “School District”).

On November 20, 2019, as the project is beneficial to the public interest and enhanced safety and security for the children and community at large, the City issued a Request for Proposals for School Bus Arm Camera Services, and on December 18, 2019, BusPatrol America, LLC, submitted a proposal to the City to perform the solicited services.

BusPatrol’s proposal was the highest scoring proposal received by the City and, accordingly, the City seeks to enter into a Memorandum of Understanding with BusPatrol to undertake this project and perform the required services. In conjunction with the School District and Niagara Falls Coach Lines (owners of the school buses), BusPatrol will install, maintain and operate outward facing school bus photo violation monitoring systems on school buses operated by the School District. BusPatrol will provide a turn-key, web-based school bus photo violation monitoring system that can be used to capture images of vehicles operated in violation of Section 1174, issue citations to the owner of such vehicle when approved by an authorized City Technician, and collect fines from the owner of such vehicle as authorized by Section 1174-a.

The proposed Agreement shall run through December 1, 2024. In the event that the Stop Arm Law is extended beyond December 1, 2024, this Agreement may be extended upon mutual agreement of the parties for an additional five (5) year term. Forty percent (40%) of the gross revenue from the collection of civil penalties pursuant to VTL Section 1174-a (not including credit card processing fees) will be disbursed to the City on a monthly basis with BusPatrol retaining the balance of the funds to defray the cost of the system and its operation.

Kennedy_____ Spanbauer_____ Tompkins_____ Touma_____ Voccio_____

Will the Council so approve and authorize the Mayor to execute the attached proposed agreement provided that the same is satisfactory to the Corporation Counsel in both form and content?

Respectfully submitted,

ROBERT M. RESTAINO
Mayor