

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

July 24, 2023

The City Council
Niagara Falls, New York

RE: Approval of proposed retainer agreement for Jeff Palumbo, Esq., of the Law Firm of Block, Longo, LaMarca & Brzezinski, P.C. to advise the City Council relative to the eminent domain proceeding that the Council authorized when it adopted Resolution No. 2022-74 held on November 22, 2022.

Council Members:

At your Regular Meeting held on July 28, 2023, the City Council passed a Resolution *“Relative to Commencing the Process to Retain a Legal Consultant to Advise the City Council Relative to the City’s Pending Eminent Domain Proceeding, involving Property Owned by Niagara Falls Redevelopment, LLC, and Blue Apple Properties, Inc., and any Associated Proposals to Resolve such Proceeding.”*

In particular, the resolution identified attorney Jeff Palumbo, of the law firm of Block, Longo, LaMarca & Brzezinski, P.C., as the Council’s choice to provide its Members with legal advice relative to the pending eminent domain proceeding and associated settlement proposals that may resolve and/or allow for the discontinuance of the pending proceeding.

Pursuant to City Charter Section 4.3 (6), I therefore embarked upon and completed negotiations on behalf of the City with attorney Palumbo relative to his retainer agreement. Attached hereto for your consideration is a copy of the agreement, which I am not authorized to sign until the Council ratifies the terms therein.

Will the Council so approve and authorize the Mayor to execute an agreement satisfactory to the office of the Corporation Counsel in both form and content?

Submitted by:

ROBERT M. RESTAINO
Mayor

Bax _____ Cauley _____ Myles _____ Tompkins _____ Zajac _____