

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

May 12, 2023

The City Council
Niagara Falls, New York

RE: Approval of Street Lighting Facilities Purchase and Sale Agreement and Pole Attachment Licensing Agreement – National Grid (Public Street Lighting Infrastructure Upgrade)

Council Members:

The City of Niagara Falls is interested in upgrading public street lighting infrastructure to improve energy efficiency and lighting quality, and reduce current energy, operational and maintenance costs. In accordance with New York State Public Service Law, Section 70-A (Municipal Acquisition of Street Lights) the City has the opportunity to purchase street lighting assets and implement an energy and operational savings project.

As a part of the street lighting acquisition process, in accordance with the New York State Public Service Commission, the City has requested and is reviewing a Street Lighting Facilities Purchase and Sale Agreement and Pole Attachment Licensing Agreement provided by National Grid (Niagara Mohawk Power Corporation). Signing the National Grid purchase agreement does not commit the City to follow through to closing but is necessary to keep the process with National Grid moving.

Therefore, it is hereby requested that the City Council authorize the execution of the Street Lighting Facilities Purchase and Sale Agreement and Pole Attachment Licensing Agreement with National Grid, at a cost of up to \$4,000,000.00. Funding is available from American Rescue Plan Funds utilizing the Treasury Guidance Expenditure Category 6.1, which is the “Revenue Loss for the Provision of Government Services” category.

Will the Council so approve and authorize the Mayor to execute any documents necessary to effectuate the same, provided that they are acceptable to the office of the Corporation Counsel?

Respectfully submitted,

Robert M. Restaino
Mayor

Bax _____ Cauley _____ Myles _____ Tompkins _____ Zajac _____