

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

October 27, 2023

The City Council
Niagara Falls, New York

***RE: Right of Entry and Access Agreement – Scott Lawn Care, Inc.
(8420 Buffalo Avenue – Wendt’s Parking Lot)***

Council Members:

In furtherance of the road construction project on Cayuga Drive/North Military Road/Tuscarora Road, the City Council approved Scott Lawn Care, Inc. (“Scott”) to undertake the required road construction. Scott is in need of a location to stage materials and equipment for the project and is seeking permission to utilize the parking lot of the former Wendt’s Dairy building at 8420 Buffalo Avenue.

Under the proposed agreement, Scott will have permission to enter the property through July 31, 2024. Scott will be required to use the property only for purposes related to the road construction project and will be required to return and restore the property to its prior condition upon completion of the project. Also, Scott will be providing the City with indemnification and a certificate of insurance pursuant to our usual requirements.

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

Submitted By:

ROBERT M. RESTAINO
Mayor

Bax_____ **Cauley**_____ **Myles**_____ **Tompkins** _____ **Zajac** _____