

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

April 6, 2018

The City Council
Niagara Falls, New York

RE: Amended Order on Consent with the New York State Department of Environmental Conservation (“DEC”)

Council Members:

Recall that on or about September 7, 2016, the City entered into an Order on Consent with the DEC which, among other things, called for the City to clean up a City owned parcel of property off Porter Road which had operated as a solid waste management facility without approval from the DEC and had also been the site of illegal dumping operations by unauthorized persons. It was originally anticipated that the City’s Department of Public Works (“DPW”) could accomplish this task in-house but it soon became apparent that because of other pressing tasks this was not possible. After an extensive Request for Proposals process, the City selected a contractor to perform the necessary work and the City Council approved that selection and appropriated funds to accomplish it.

With the contractor selected and funding in place, the contractor has now mobilized and is on site performing its work. The City has been in discussions with the DEC to finalize this matter and it is now requested that an amended Order on Consent be entered into with the DEC. Attached hereto is an amended “Schedule A” which details the various tasks to be accomplished and the dates for completion.

Will the Council so approve and authorize the Mayor to execute the amended “Schedule A” to the Order on Consent revised as of March 23, 2018?

Respectfully submitted,

PAUL A. DYSTER
Mayor

Kennedy _____ Scott _____ Tompkins _____ Voccio _____ Touma _____