

Monday – May 15, 2017 Council Meeting

**PRESENTATIONS:**

1. Healthcare Coverage for Residents  
Jennifer Lyons, Director of Marketing for Fidelis Care
  2. Benefits of Disc Golf at Hyde Park Red Golf Course  
Sam Castiglione and Jeremy Hoeltke, Co-Founders of WNY Disc Golf Club
  3. Uniland Development, Wonder Falls Resort Project Update
  4. Niagara Falls Community Development: Zombie Fight Project Update  
Seth Picirillo, Director of Community Development
- 

**ADMINISTRATIVE UPDATE:**

1. Preparation for the Upcoming Tourist Season –  
(traffic control, parking meters, etc.)

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2017 MAY 10 AM 10:55

MAY 15 2017



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

**DATE:** May 1, 2017  
**TO:** Council Members  
**FROM:** Lisa A. Vitello, City Clerk

The following claims have been filed in the Office of the City Clerk during the month of April 2017. The claims were subsequently referred to the Office of the Corporation Counsel.

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2017 MAY -2 PM 3:37

## NOTICE OF CLAIM

USAA  
P.O. Box 33490  
San Antonio, TX 78265

In reference to vehicle damage caused by City snowplow.  
USAA Claim # 011007471-003

Torres Cummings, Alejandrina  
c/o Bergen & Schiffmacher, LLP

In reference to property damage and personal injury resulting from an accident with Niagara Falls Police Department vehicle.

Whitehead, Patricia  
358 72<sup>nd</sup> Street

In reference to property damage caused by a city tree during wind storm.

Moir, Sally Ann  
811 Lincoln Pl.

In reference to personal injuries that occurred at the Niagara Falls Public Library.

Welch, Elbert  
PO Box 1981

In reference to personal issues.

Watson, Altamont  
1536 Willow Avenue  
c/o James M. O'Keefe, Esq.

In reference to personal injuries and property damage.

Hall, Dorothy  
2431 Ontario Avenue

In reference to vehicle damage caused by potholes.

Sanders, Joyce  
2235 Independence Avenue

In reference to vehicle damage caused by potholes.

Yours truly,

Lisa A. Vitello

LAV/cs

MAY 15 2017





# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

TO: The City Council  
FROM: Lisa A. Vitello, City Clerk  
RE: Informational Item: City Clerk's Report  
DATE: May 4, 2017

## Council Members:

The following is a report of the licenses issued and collections made in the Office of the City Clerk during the month of April 2017.

		<u>CONTROLLER</u>	<u>TOTAL</u>
A1255-001 A012	Vital Statistics	\$ 4,682.00	\$ 4,682.00
A1255-004 A013	Copies of Records	\$ 541.25	\$ 541.25
A1255-004 A013	Certificates of Marriage	\$ 380.00	\$ 380.00
A2501-006 A042	Tour Agency	\$ 700.00	\$ 700.00
A2501-006 A042	Tour Attendant	\$ 100.00	\$ 100.00
A2501-006 A042	Tour Driver/Guide	\$ 1,100.00	\$ 1,100.00
A2501-011 A044	Peddler	\$ 810.00	\$ 810.00
A2501-016 A047	Stationary Engineers	\$ 240.00	\$ 240.00
A2501-016 A047	BOILERS	\$ 400.00	\$ 400.00
A2501-016 A047	Stationary Engineers Test Fee	\$ 40.00	\$ 40.00
A2542-000 A053	Dogs/NYS Agr. & Mkts \$ 216.00	\$ -	\$ 216.00
A2542-000 A053	Additional Dogs	\$ 2,416.00	\$ 2,416.00
A2545-001 A054	Marriage License/NYSHD \$ 855.00	\$ 285.00	\$ 1,140.00
A1255-002 A123	Commissioners of Deeds	\$ 25.00	\$ 25.00
A2545-021 A316	Vending	\$ 120.00	\$ 120.00
A2545-023 A318	Hunters/NYS DEC RAU \$ 850.28	\$ -	\$ 850.28
A2545-023 A318	Hunters Fees	\$ 49.72	\$ 49.72
A1255-005 A528	Dog Release	\$ 350.00	\$ 350.00
TA63008 A597	Marriage Performance	\$ 1,000.00	\$ 1,000.00
<b>TOTAL:</b>	<b>\$ 1,921.28</b>	<b>\$ 13,238.97</b>	<b>\$ 15,160.25</b>

Check # 24437  
Check # 24419  
Check # ET

NYS Dept. of Arg. & Mkts \$ 216.00  
NYS Health Department \$ 855.00  
NYS DEC RAU \$ 850.28

Lisa A. Vitello

LAV/lgl

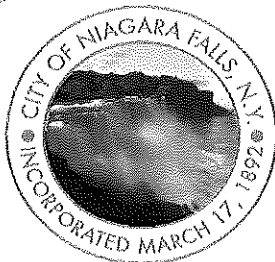
MAY 15 2017

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# CITY OF NIAGARA FALLS

PO BOX 69, NIAGARA FALLS, NY 14302-0069

PURCHASING DEPARTMENT

(716) 286-4370

RECEIVED  
CITY OF  
NIAGARA FALLS  
CITY CLERK'S OFFICE  
2017 MAY 10 AM 9:57

**TO:** The Council  
**FROM:** Mayor Paul A. Dyster  
**DATE:** May 8, 2017  
**SUBJECT:** Bid #2017-17 Removal of Abandoned Vehicles

We respectfully request you award the above referenced bid as follows:

**TO:** Satarian Auto and Towing  
4250 Witmer Road  
Niagara Falls, NY 14305  
**FOR:** Removal of abandoned vehicles within the City of Niagara Falls, New York  
\$126.00 per vehicle to be paid to the City

The City Purchasing Division certifies that all bids were solicited in accordance with Section 103 of the General Municipal Law.

Notice that bids were to be received was advertised in the Niagara Gazette and bids were sent to fourteen (14) vendors. Three (3) bids were received; however one bid was withdrawn. Please reference the attached tally sheet for bid submission details.

Will the Council so approve?

Respectfully submitted,

Mayor Paul A. Dyster

  
Nicholas A. Melson  
City Administrator  
Douglas A. Janese, Jr.  
Purchasing Agent

DAJ: lkh  
enc.

MAY 15 2017

GRANDINETTI \_\_\_\_\_ SCOTT \_\_\_\_\_ TOMPKINS \_\_\_\_\_ TOUMA \_\_\_\_\_ WALKER \_\_\_\_\_

3 cont

ITEMS (1)	*John's Towing and Service 1121 Sheridan Drive Buffalo, NY 14150 (716) 877-1988	Satarian Auto and Towing 4250 Witmer Road Niagara Falls, NY 14305 (716) 285-0611	Pages's Automotive and Towing, Inc. 2961 Lockport Road Niagara Falls, NY 14305 (716) 284-9498
Removal of abandoned vehicles within the City of Niagara Falls, NY:			
1. Amount per vehicle to be paid to the City of Niagara Falls, NY:	Charge to City \$850.00 Remit to City \$225.00	\$126.00	\$125.59
CERTIFICATIONS (X3)	RCVD	RCVD	RCVD
MOTOR VEHICLE JUNKYARD LICENSE NUMBER	NOT PROVIDED	#7031846	PROVIDED LICENSE COPY #20170002
A. VEHICLE DISMANTLER NUMBER	N/A	#7031846	N/A
OR			
B. ITINERENT VEHICLE COLLECTOR NUMBER	#7007460	N/A	PROVIDED CERTIFICATE COPY #21238

**NOTES:**

\* John's Towing & Service Representative Chuck Grunzweig contacted CNF Purchasing Agent Douglas Janese, Jr. via telephone at approximately 11:30am on 5/4/17 (post bid opening), and withdrew the company bid from consideration (misunderstood terms of bid).



# CITY OF NIAGARA FALLS

P.O. BOX 69, NIAGARA FALLS, NY 14302-0069

PURCHASING DEPARTMENT

(716) 286-4370

RECEIVED  
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2017 MAY 10 AM 9:57

**TO:** The Council  
**FROM:** Mayor Paul A. Dyster  
**DATE:** May 8, 2017  
**SUBJECT:** Bid #2017-15 Tree Removal & Stumping Services

We respectfully request you award the above referenced bid as follows:

**TO:** Bentley Tree Care, LLC  
P.O. Box 841  
Ripley, NY 14775  
**FOR:** Tree Removal Services at forty-three locations throughout the city: \$ 80,408.00


The City Purchasing Division certifies that all bids were solicited in accordance with Section 103 of the General Municipal Law.

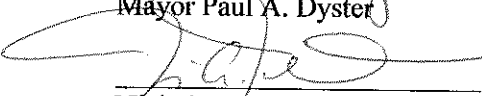
Notice that bids were to be received was advertised in the Niagara Gazette and bids were sent to ten (10) vendors. Two (2) bids were received. The other bid, from AJ's Tree Service, was rejected for failure to comply with the bid specifications.

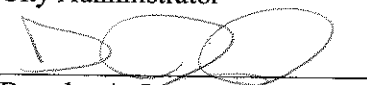
Funds for this expenditure are available in: H1515 (\$ 57,276.00) and H1316 (\$ 23,132.00).

Will the Council so approve?


Respectfully submitted,

  
Mayor Paul A. Dyster

  
Nicholas A. Melson  
City Administrator

  
Douglas A. Janese, Jr.  
Purchasing Agent

Funding Approval:

  
Daniel Morello  
City Controller

MAY 15 2017

GRANDINETTI \_\_\_\_\_ SCOTT \_\_\_\_\_ TOMPKINS \_\_\_\_\_ TOUMA \_\_\_\_\_ WALKER \_\_\_\_\_

ITEMS(43)		Bentley Tree Care P. O. Box 841 Ripley, NY 14775 716-736-3963	AJ's Tree Service 6 Whispering Court Amherst, NY 14051 716-489-4188	XXXXXXXXXXXXXXXXXXXX
ITEM # / LOCATION / TREE				
1. 150 – 71 <sup>st</sup> ST: 38" S Maple		432.00	2058.00	
2. 150 – 71 <sup>st</sup> ST: 22" S Maple		504.00	1191.00	
3. 256 – 71 <sup>st</sup> ST: 32" B Locust		684.00	1733.00	
4. 256 – 71 <sup>st</sup> ST: 31" B Locust		1012.00	1679.00	
5. 256 – 71 <sup>st</sup> ST: 29" B Locust		1012.00	1570.00	
6. 144 – 74 <sup>th</sup> ST: 32" S Maple		1150.00	1733.00	
7. 258 – 83 <sup>rd</sup> ST: 36" S Maple		1150.00	1950.00	
8. 1226 – 87 <sup>th</sup> ST: 30" N Maple		1288.00	1625.00	
9. 1230 – 87 <sup>th</sup> ST: 36" S Maple		1334.00	1950.00	
10. 1230 – 87 <sup>th</sup> ST: 12" N Maple		1334.00	650.00	
11. 1230 – 87 <sup>th</sup> ST: 25" S Maple		1680.00	1354.00	
12. 1234 – 87 <sup>th</sup> ST: 36" S Maple		1680.00	1950.00	

CONTINUED ON PAGE 2

NOTES:

Bid submission from AJ's Tree Service was regrettably rejected due to non-compliance with the criteria set forth in the specific terms, conditions and specifications found on page 3 of the bid package.

4 cont

ITEMS (43)	Bentley Tree Care P. O. Box 841 Ripley, NY 14775 716-736-3963	AJ's Tree Service 6 Whispering Court Amherst, NY 14051 716-489-4188	XXXXXXXXXXXXXXXXXXXX
13. 1260 – 87 <sup>th</sup> ST: 30" N Maple	1680.00	1625.00	
14. 1268 – 87 <sup>th</sup> ST: 30" S Maple	1680.00	1625.00	
15. 1268 – 87 <sup>th</sup> ST: 30" N Maple	1680.00	1625.00	
16. 1278 – 87 <sup>th</sup> ST: 37" S Maple	1736.00	2004.00	
17. 1278 – 87 <sup>th</sup> ST: 35" S Maple	1736.00	1895.00	
18. 621 – 88 <sup>th</sup> ST: 40" S Maple	1792.00	2166.00	
19. 822 Armory: 38" S Maple	1792.00	2058.00	
20. 1122 Buffalo: 38" S Maple	1960.00	2058.00	
21. 9918 Cayuga: 37" S Maple	2016.00	2004.00	
22. 6502 Edison: 42" Ash	2016.00	2275.00	
23. 8657 Hennepin: 36" Ash	2016.00	1950.00	
24. 9115 Hennepin (Alley): 38" S Maple	2016.00	2058.00	

CONTINUED ON PAGE 3

NOTES:  
 Bid submission from AJ's Tree Service was regrettably rejected due to non-compliance with the criteria set forth in the specific terms, conditions and specifications found on page 3 of the bid package.



front

OFFICIAL TALLY SHEET

BID # 2017-15 TREE REMOVAL AND STUMPING  
BID OPENING: APRIL 19, 2017 11AM

ITEMS (43)	Bentley Tree Care P. O. Box 841 Ripley, NY 14775 716-736-3963	AJ's Tree Service 6 Whispering Court Amherst, NY 14051 716-489-4188	XXXXXXXXXXXXXXXXXXXX
25. 9115 Hennepin (Alley): 25" Ash	2016.00	1354.00	
26. 9115 Hennepin (Alley): 19" Ash	2016.00	1029.00	
27. 9115 Hennepin (Alley): 14" Ash	2072.00	758.00	
28. 2913 Independence: 30" Oak	2072.00	1625.00	
29. 940 Lafayette: 37" S Maple	2072.00	2004.00	
30. 8283 Laughlin: 22" S Maple	2072.00	1191.00	
31. 8283 Laughlin: 39" S Maple	2128.00	2112.00	
32. 1635 Linwood: 38" S Maple	2128.00	2058.00	
33. 1218 Maple: 36" S Maple	2128.00	1950.00	
34. 1218 Maple: 38" S Maple	2128.00	2058.00	
35. 2252 Michigan: 38" S Maple	2128.00	2058.00	
36. 1821 Ontario: 31" S Maple	2128.00	1679.00	

CONTINUED ON PAGE 4

NOTES:  
Bid submission from AJ's Tree Service was regrettably rejected due to non-compliance with the criteria set forth in the specific terms, conditions and specifications found on page 3 of the bid package.

4 Cont

OFFICIAL TALLY SHEET

BID # 2017-15 TREE REMOVAL AND STUMPING  
 BID OPENING: APRIL 19, 2017 11AM

ITEMS (43)		Bentley Tree Care P. O. Box 841 Ripley, NY 14775 716-736-3963	AJ's Tree Service 6 Whispering Court Amherst, NY 14051 716-489-4188	XXXXXXXXXXXXXXXXXXXX
37. 2204 Pierce: 37" S Maple		2128.00	2004.00	
38. 8914 Rivershore: 38" S Maple		2184.00	2058.00	
39. 8922 Rivershore: 58" Poplar		2640.00	3141.00	
40. 8966 Rivershore: 48" Ash		2640.00	2600.00	
41. 8000 Stephenson: 36" S Maple		2772.00	1950.00	
42. 1940 Welch: 29" S Maple		3168.00	1570.00	
43. 1961 Welch: 40" Ash		4408.00	2166.00	
NET TOTAL		\$80,408.00	\$78,151.00	

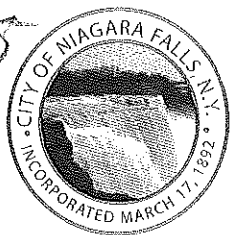
NOTES:  
 Bid submission from AJ's Tree Service was regrettably rejected due to non-compliance with the criteria set forth in the specific terms, conditions and specifications found on page 3 of the bid package.

## 2017 Proposed Contractor Tree Removal List

	Address	Tree	Removal Date	Cost
1	150 71	38" S Maple	Immediately	\$432
2	150 71	22" S Maple	Immediately	\$504
3	256 71	32" B Locust	Immediately	\$684
4	256 71	31" B Locust	Immediately	\$1,012
5	256 71	29" B Locust	Immediately	\$1,012
6	144 74	32" S Maple	Immediately	\$1,150
7	258 83	36" S Maple	Immediately	\$1,150
8	1226 87	30" N Maple	Immediately	\$1,288
9	1230 87	36" S Maple	Immediately	\$1,334
10	1230 87	12" N Maple	Immediately	\$1,334
11	1230 87	25" S Maple	Immediately	\$1,680
12	1234 87	36" S Maple	Immediately	\$1,680
13	1260 87	30" N Maple	Immediately	\$1,680
14	1268 87	30" S Maple	Immediately	\$1,680
15	1268 87	30" N Maple	Immediately	\$1,680
16	1278 87	37" S Maple	Immediately	\$1,736
17	1278 87	35" S Maple	Immediately	\$1,736
18	621 88	40" S Maple	Immediately	\$1,792
19	822 Armory	38" S Maple	Immediately	\$1,792
20	1122 Buffalo	38" S Maple	Immediately	\$1,960
21	9918 Cayuga	37" S Maple	Immediately	\$2,016
22	6502 Edison	42" Ash	Immediately	\$2,016
23	8657 Hennepin	36" Ash	Immediately	\$2,016
24	9115 Hennepin (Alley)	38" S Maple	Immediately	\$2,016
25	9115 Hennepin (Alley)	25" Ash	Immediately	\$2,016
26	9115 Hennepin (Alley)	19" Ash	Immediately	\$2,016
27	9115 Hennepin (Alley)	14" Ash	Immediately	\$2,072
28	2913 Independence	30" Oak	Immediately	\$2,072
29	940 Lafayette	37" S Maple	Immediately	\$2,072
30	8283 Laughlin	22" S Maple	Immediately	\$2,072
31	8283 Laughlin	39" S Maple	Immediately	\$2,128
32	1635 Linwood	38" S Maple	Immediately	\$2,128
33	1218 Maple	36" S Maple	Immediately	\$2,128
34	1218 Maple	38" S Maple	Immediately	\$2,128
35	2252 Michigan	38" S Maple	Immediately	\$2,128
36	1821 Ontario	31" S Maple	Immediately	\$2,128
37	2204 Pierce	37" S Maple	Immediately	\$2,128
38	8914 Rivershore	38" S Maple	Immediately	\$2,184
39	8922 Rivershore	58" Poplar	Immediately	\$2,640
40	8966 Rivershore	48" Ash	Immediately	\$2,640
41	8000 Stephenson	36" S Maple	Immediately	\$2,772
42	1940 Welch	29" S Maple	Immediately	\$3,168
43	1961 Welch	40" Ash	Immediately	\$4,408

Eighty-thousand four hundred and eight dollars

Total: \$80,408



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

OFFICE OF THE MAYOR

Telephone: (716) 286-4310

May 9, 2017

The City Council  
Niagara Falls, New York

*RE: The 2014-2024 Memorandum of Agreement between the City of Niagara Falls and the Niagara Falls Police Captains and Lieutenants Association*

Council Members:

Attached, please find the proposed 2014 Memorandum of Agreement between the City of Niagara Falls and the Niagara Falls Police Captains and Lieutenants Association. This proposed agreement is an extension of the party's collective bargaining agreement.

Will the Council so approve and authorize the Mayor to execute the same?

Respectfully submitted,

PAUL A. DYSTER  
Mayor

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NIAGARA FALLS  
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2017 MAY 10 AM 10:13

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



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# CITY OF NIAGARA FALLS, NEW YORK

## LABOR RELATIONS COMMITTEE

### NIAGARA FALLS POLICECAPTAINS AND LIEUTENANTS ASSOCIATION

### 2014-24 MEMORANDUM OF AGREEMENT

1. **Term (\$12.07):** 1/1/14 through 12/31/24.

2. **Base Pay (\$6.01):** Increase pay accordingly - 2014 – 1%; 2015 - 0%; 2016 - 0%; 2017 – 2%, 2018 – 2%; 2019 – 2%; 2020 – 2%; 2021 – 2%; 2022 – 2%; 2023 - 2%, and; 2024 – 2%.

All wage increases are effective on January 1 of the aforementioned years, unless listed otherwise. However, with the exception of 2014 and the current year, wage increases are NOT retroactive for time period prior to ratification of agreement.

3. **Shift Differential:** Shift differential will be rolled into the base pay of all members effective January 1, 2014 along with a \$.50 increase to the hourly rate.

4. **Incident Command Pay (New):** Effective January 1, 2015, IC pay shall be calculated at a rate equal to 2% of an employee's base pay; effective January 1, 2016, IC pay shall be increased at a rate equal to 2% of the employee's base pay.

IC pay shall is NOT retroactive for time period prior to ratification of agreement. Upon ratification of this agreement, IC Pay shall be rolled into the employee's base wage.

5. **Longevity: (\$6.03):** – Effective January 1, 2014, as a signing bonus, longevity shall be increased by \$1000.00 at each of the 10, 15, 17, 20, 25 and 30 year increments. Effective January 1, 2015 and 2016, longevity shall be increased by \$1,000.00 at each of the 10, 15, 17, 20, 25 and 30 year increments.

However, with the exception of 2014 and the current year, longevity increases are NOT retroactive for time period prior to ratification of agreement.

6. **Vacation:** After 25 years of service members will earn a sixth week of vacation.

7. **Uniform Allowance:** Effective January 1, 2018, increase uniform allowance by \$500.00; thereafter, the uniform allowance shall be rolled into the employee's base wage.

- 5 cont
8. **Patrol Shift Supervision: (§5.16):** Effective July 1, 2017, the number of lieutenant positions currently assigned to the bargaining unit will be reduced by one (1) lieutenant, through attrition. In other words, when the next vacancy exists in a captain's position, a current lieutenant will be promoted to fill the vacancy; afterward, the City will not fill the vacancy in the corresponding lieutenant's position, thereby reducing the number of lieutenants from 19 to 18. Following the reduction of this position, the Union and the Police Superintendent shall meet to discuss deployment of existing supervisory personnel.
  9. **Life Insurance: (§10.04):** Delete language regarding life insurance coverage for **current** employees; employees will be permitted to recoup sick days paid into the Sick Bank to defray the cost of life insurance pursuant to Section 9.09 of the CBA. The City will continue the Life Insurance policy for members who have retired while it was offered.

10. **Health Insurance: (Active Employees)**

**Prescription Drug:** Adjust member co-pay from \$1/\$5/\$5 to \$1/\$15/\$30.

**Primary/Specialist Office Visit:** Adjust member co-pay from \$10 to \$15.

**Emergency Room Visit:** Adjust member co-pay from \$35 to \$75.

**Out-of-Pocket Maximum:** Adjust from Unlimited to \$2,500/\$5,000 (s/f).

**Medical Opt-out Payment:** Medical Opt-out Payment: For all active employees, cap payment at \$5,000 single/\$10,000 family. All employees are eligible for Opt-Out payments post-retirement until the retired employee reaches age 65 or the retired employee begins receiving Medicare benefits (when, according to the CBA, the City health insurance becomes supplemental to Medicare), whichever comes first, at which time opt-out payments shall terminate.

All amendments to health insurance will be reflected in the collective bargaining agreement.

11. **New Employees:** (whose date of entry into this Bargaining Unit follows execution of this agreement): Any employee who enters the bargaining unit with different or additional requirements, obligations and/or responsibilities in relation to the City Health Insurance Plan through another Collective Bargaining Unit (including, but not limited to, a requirement to contribute toward the premium of their health insurance, higher co-payments, etc.), said employee will be required to continue those requirements, obligations and/or responsibilities while said employee is a member of this bargaining unit.

5 cont

12. **Continuity**: All other terms and conditions not specifically mentioned herein that are contained in the parties collective bargaining agreement shall remain unchanged and in full force and effect.

Dated: May 15, 2017

City of Niagara Falls, NY

Niagara Falls Police Captains and  
Lieutenants Association

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Paul A. Dyster  
Mayor

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Michael Drake  
President



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

OFFICE OF THE MAYOR

Telephone: (716) 286-4310

May 5, 2017

The City Council  
Niagara Falls, New York

RE: *Acceptance of Grant from New York State Division of Criminal Justice Services*  
("DCJS")

Council Members:

The Superintendent of Police advises that the Niagara County law enforcement agencies, including the City of Niagara Falls Police Department ("NFPD"), have been awarded a Gun Involved Violence Elimination ("GIVE") grant in the amount of \$696,871.00 to support targeted firearm and violent crime reduction efforts. Attached hereto is a communication from the DCJS outlining the details of this GIVE grant. The NFPD's share of this grant is \$371,994.00 and will be spent as per the attached budget.

Will the Council accept this grant and authorize the Mayor to execute any required documentation and/or agreements in order to accept the grant provided the same are in form and content acceptable to the Corporation Counsel?

Respectfully submitted,

PAUL A. DYSTER  
Mayor

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NIAGARA FALLS  
CITY CLERK'S OFFICE  
2017 MAY 10 AM 10:13

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



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Division of Criminal  
Justice Services

ANDREW M. CUOMO  
Governor

MICHAEL C. GREEN  
Executive Deputy Commissioner

April 17, 2017

The Honorable Caroline A. Wojtaszek  
Niagara County District Attorney  
County Courthouse  
175 Hawley Street  
Lockport, NY 14094-2740

Mr. Bryan DalPorto  
Superintendent  
Niagara Falls City Police Department  
1925 Main Street  
Niagara Falls, NY 14305

**RE: Gun Involved Violence Elimination (GIVE) Project No. GV17-1005-E00**

Dear District Attorney Wojtaszek and Superintendent DalPorto:

I am pleased to advise you that the NYS Division of Criminal Justice Services (DCJS) has awarded your jurisdiction a Gun Involved Violence Elimination (GIVE) award of \$696,871 for the contract period July 1, 2017 to June 30, 2018. These funds are to be used by your partnership to support targeted firearm and violent crime reduction efforts.

The attached spreadsheet represents your county's entire budget request for GIVE and the amount of funding approved by DCJS for each individual request. The process DCJS utilizes to make GIVE award decisions is deliberate and focuses on awarding funds to positions and items deemed critical to the successful implementation of the proposed strategies. Participating agencies are expected to use the approved budget in the "Awarded Budget" column, on the attached, when developing this year's GIVE contract. Please also see the attached *Contract Instruction Sheet* for contract information and note that items are required within 30 days of receiving this letter. A DCJS program representative will contact your office to assist in the completion of these items.

Should you have any questions, please contact Charles Tyree in the DCJS Office of Public Safety at (518) 485-7623 or e-mail [Charles.Tyree@dcjs.ny.gov](mailto:Charles.Tyree@dcjs.ny.gov) or Joann Tierney-Daniels in the DCJS Office of Program Development and Funding at (518) 457-8404 or e-mail at [Joann.TierneyDaniels@dcjs.ny.gov](mailto:Joann.TierneyDaniels@dcjs.ny.gov). The GIVE initiative is a critical component of New York's shooting and homicide reduction strategy. We look forward to continuing our strong partnerships to make New York the safest large state in the nation.

Very truly yours,

Michael C. Green  
Executive Deputy Commissioner

MCG:JTD:kaf  
Attachments (2)

1. *Budget Worksheet*
2. *2017-2018 Contract Instruction Sheet*

cc: James Voutour, Niagara County Sheriff's Office  
John Cicchetti, Niagara County Probation  
Joann Tierney-Daniels, DCJS  
Charles Tyree, DCJS

# Niagara

## POLICE DEPARTMENT BUDGET

PERSONNEL		Requested Budget	Awarded Budget
Job Title / Position			
	Crime Analyst	\$50,000	\$50,000
	Field Intelligence Officer	\$57,500	\$57,500
	Call-In Coordinator/Group Violence Coordinator	\$45,000	\$45,000
Fringe Benefits for Positions			
	Crime Analyst	\$31,987	\$31,987
	Field Intelligence Officer	\$31,945	\$31,945
	Call-In Coordinator/Group Violence Coordinator	\$29,562	\$29,562
Overtime to Support Initiatives/Strategies			
	Police Officer Overtime to Implement Give Strategies	\$154,200	\$125,000
TOTAL PERSONNEL		\$400,194	\$370,994
EQUIPMENT / SOFTWARE			
TOTAL EQUIPMENT		\$0	\$0
OTHER EXPENSES / SUPPLIES			
	Reward/Buy Money	\$10,000	\$0
	Refreshments for GIVE Community Meetings & Call-In Meetings	\$1,500	\$0
TOTAL SUPPLIES		\$11,500	\$0
TRAVEL & TRAINING			
	Travel expenses attend DCJS sponsored meetings, trainings and conference	\$1,000	\$1,000
TOTAL TRAVEL & TRAINING		\$1,000	\$1,000
POLICE DEPARTMENT TOTAL		\$412,694	\$371,994

## DISTRICT ATTORNEY'S OFFICE BUDGET

PERSONNEL		Requested Budget	Awarded Budget
Job Title / Position			
	Assistance District Attorney - 80% Salary	\$80,000	\$80,000
	Assistance District Attorney - 50% Salary	\$32,695	\$32,695
Fringe Benefits for Positions			
	Assistance District Attorney - 80% Salary	\$30,292	\$30,292
	Assistance District Attorney - 50% Salary	\$13,594	\$13,594
Overtime to Support Initiatives/Strategies			
TOTAL PERSONNEL		\$156,581	\$156,581
CONSULTANT SERVICES			
TOTAL SUPPLIES		\$0	\$0
TRAVEL & TRAINING			
	Travel expenses to attend DCJS sponsored trainings and conferences	\$1,000	\$1,000



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

OFFICE OF THE MAYOR

Telephone: (716) 286-4310

May 10, 2017

The City Council  
Niagara Falls, New York

*RE: Changes to City Utilization of Credit Cards*

Council Members:

The City presently has credit card agreements in place with American Express, Home Depot and Sam's Club. The City is in the process of discontinuing the utilization of those credit cards for various reasons. It is therefore recommended by the City Controller that the City have only one credit card arrangement in place for a Visa card issued through M&T Bank. There is no annual fee associated with the utilization of this credit card and no upfront costs either. The City customarily pays the balance due each month on its credit card arrangements so as to eliminate the accumulation of interest.

Will the Council so approve and authorize the Mayor and/or City Controller to execute any documents required by M&T Bank in order to effectuate this transaction?

Respectfully submitted,

PAUL A. DYSTER

Mayor

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2017 MAY 10 AM 10:42

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



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# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

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

May 10, 2017

The City Council  
Niagara Falls, New York

RE: *Creation of interim transit hub*

Council Members:

The City and representatives from State Parks have had several meetings regarding efforts that may be made in order to ease the traffic congestion in the downtown area during the high volume tourist season. Interim plans have been discussed pending the development of a more permanent solution.

For the short term, it is desirable to utilize the east side of Old Main Street as a motor coach bus pick up and drop off area and provide other places in the downtown area for the parking of motor coach buses. Utilizing the east side of Old Main Street for a motor coach bus pick up and drop off area will necessitate the elimination of a Taxi Stand at that location. It is also possible that the west side of Old Main Street be utilized for this purpose as well.

An additional ingredient in this interim plan is to prohibit motor coach buses from entering or using Prospect Street as well as the western ends of Old Falls Street and Mayor O'Laughlin Drive. It is predicted that this will do much to eliminate congestion. New signage will be installed, as appropriate, as well as pavement, striping and other minor pavement repairs including curb cuts, as needed.

State Parks and NFPD will cooperate to control traffic. State Parks and the City will work jointly to secure third party funding to pay for the services of a professional consultant in order to develop a long term plan to solve the vehicle congestion in the downtown area during tourist season in the future.

A Memorandum of Understanding is in development which will address the details of this cooperative effort.

Will the Council so approve and authorize the Mayor to execute a Memorandum of Understanding in form and substance acceptable to the Corporation Counsel?

Respectfully submitted,

  
PAUL A. DYSTER  
Mayor

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2017 MAY 10 AM 10:52

MAY 15 2017

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9

CITY OF NIAGARA FALLS  
NEW YORK

May 9, 2017

RECEIVED  
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2017 MAY 10 AM 10:59

TO: City Council

FROM: Mayor Paul A. Dyster

SUBJECT: **CHANGE ORDER #1 & FINAL - \$7,320.50**  
**CENTENNIAL CIRCLE WATERMAIN RELOCATION W.C. 888**

A contract for the above referenced project was awarded to Yarussi Construction Inc., 5650 Simmons Avenue, Niagara Falls, New York on January 31, 2017 in the amount of \$184,560.00

Shortly after the start of the project, issues related to field locations of the multiple mains in the immediate vicinity of the intersection and adjacent, pre-existing sewer failures forced the contractor to perform tasks and incur delays that were not included nor anticipated in the initial scope of the project. Additionally, City-requested alterations of the vehicular detour and the installation of a small valve assembly to facilitate future hydrant operations were also performed by the Contractor as a portion of this project. The cost of the additional tasks, lost time and materials in conjunction with actual bid item overruns/underruns totals only \$7,320.50 - or 3.97% of the original total - bringing the new contract total to \$191,880.50. Funding is available in the Centennial Circle Project code.

Will the Council vote to so approve and authorize the Mayor to execute a change order in a form acceptable to the Corporation Counsel?

Respectfully submitted,

*Kristen M. Grandinetti*  
Mayor Paul A. Dyster

Nicholas Melson, City Administrator

*John Gerlach*  
John Gerlach, P.E. City Engineer

Funding approval:

*D. Morello*

Daniel Morello, City Controller  
Council Meeting: May 15, 2017

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_

16

**CITY OF NIAGARA FALLS  
NEW YORK**

May 10, 2017

**TO:** City Council

**FROM:** Mayor Paul A. Dyster

**SUBJECT:** LETTER OF AWARD - 2017 SIDEWALK REPLACEMENTS AT VARIOUS LOCATIONS

The following is the result of bids received on April 18, 2017 for the above referenced project:

**CONTRACTOR**

Valeri Concrete Construction, Inc.  
6655 Errick Road  
North Tonawanda NY 14120

**BASE BID**

\$398,850.00

It is the recommendation of the undersigned that this contract be awarded to the sole bidder, Valeri Concrete Construction, Inc. at the base bid amount referenced above at \$398,850.00.

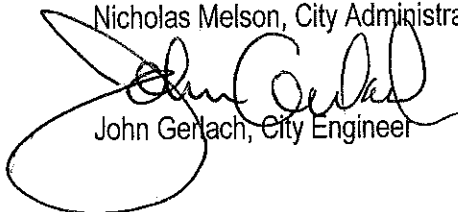
Presently, the funding for the 2017 Sidewalk Replacement Project is obtained from two distinct sources: \$200,000.00 from the funds provided by the NYS CHIPS reimbursement program, and the remaining \$198,850.00 is available from Account Code H0621.2006.0449.599. This will allow for an award of \$398,850.00 at this time.

Will the Council vote to so approve and authorize the Mayor to execute a contract for the City Of Niagara Falls portion of this work, in a form acceptable to the Corporation Counsel?


Respectfully submitted,

  
Mayor Paul A. Dyster

Nicholas Melson, City Administrator

  
John Gerlach, City Engineer

Funding Approval:

  
Daniel Morello, City Controller  
Council Meeting: May 15, 2017

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2017 MAY 10 AM 10:59

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_

11

CITY OF NIAGARA FALLS  
NEW YORK

May 10, 2017

RECEIVED  
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NIAGARA FALLS  
CITY CLERK'S OFFICE  
2017 MAY 10 AM 10:52

TO: City Council  
FROM: Mayor Paul A. Dyster

SUBJECT: LETTER OF AWARD FOR 2017 DRAINAGE STRUCTURE REPLACEMENT AND REPAIR  
PROJECT (VARIOUS LOCATIONS)

The following was the result of bids received on April 12, 2017, for the above referenced project:

<u>CONTRACTOR</u>	<u>BASE BID</u>
Yarussi Construction Inc. 5650 Simmons Ave. Niagara Falls NY 14304	\$330,496.50
Mark Cerrone Inc.	\$372,000.00
Scott Lawn Yard	\$558,540.00

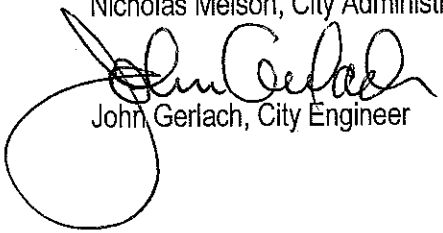
It is the recommendation of the undersigned that this project be awarded to the low bidder Yarussi Construction, Inc. at their Base Bid of \$330,496.50. Please note that this amount is funded by a combination of both CHIPS (\$226,478.00) and Casino Revenue (\$104,018.50) sources. The funding codes will be H0317 and H0621, which represents CHIPS funding to be received for 2017 projects and funds previously reserved for drainage structure projects.

Will the Council vote to so approve and authorize the Mayor to execute a contract in a form acceptable to the Corporation Counsel?

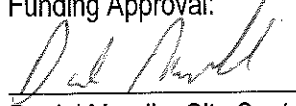
Respectfully submitted,

  
Mayor Paul A. Dyster

Nicholas Melson, City Administrator

  
John Gerlach, City Engineer

Funding Approval:

  
Daniel Moreello, City Controller  
Council Meeting: May 15, 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

May 3, 2017

The City Council  
Niagara Falls, New York

RE: Request for Approval to Settle and Pay Claim of Liberty Mutual Insurance Company  
a/s/o Paul & Patricia Birmingham c/o Wilber & Associates P.C. 210 Landmark  
Drive, Normal, IL 61761

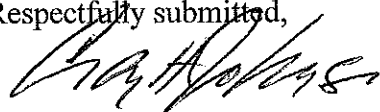
## Council Members:

Date Claim Filed:	December 5, 2016
Date Action Commenced:	
Date of Occurrence:	November 10, 2016
Location:	206 61 <sup>st</sup> Street
Nature of Claim:	City owned tree fell on residence.
City Driver:	N/A
Status of Action:	Claim Stage
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$1995.97
Make Check Payable to:	Liberty Mutual Insurance Company
Conditions:	General Release to City approved by Corporation Counsel.

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NIAGARA FALLS  
CITY CLERK'S OFFICE  
2017 MAY 10 AM 10:13

It is the recommendation of this Department that the above claim be paid under the terms set forth above. Will the Council so approve?

Respectfully submitted,

  
CRAIG H. JOHNSON  
Corporation Counsel

MAY 15 2017

Grandinetti\_\_\_\_ Scott\_\_\_\_ Tompkins\_\_\_\_ Touma\_\_\_\_ Walker\_\_\_\_



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13



# City of Niagara Falls, New York

P.O. Box 69, Niagara Falls, NY 14302-0069

May 10, 2017

The City Council  
Niagara Falls, New York

RE: Request for Approval to Settle and Pay Claim of Donna Deters of 8D Packard Court,  
Niagara Falls, NY 14301

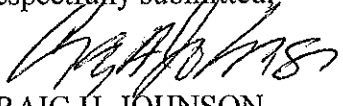
## Council Members:

Date Claim Filed:	July 7, 2014
Date Action Commenced:	October 27, 2014
Date of Occurrence:	May 14, 2014
Location:	Curb at 4321 Crescent Drive
Nature of Claim:	Fell from curb while stepping on it. It was damaged after a tree was removed.
City Driver:	N/A
Status of Action:	Trial Stage
Recommendation/Reason:	Best interests of City to pay claim.
Amount to be Paid:	\$45,000.00
Make Check Payable to:	Donna Deters and Walsh, Roberts & Grace, as Attorneys.
Conditions:	Stipulation of Discontinuance and General Release to City approved by Corporation Counsel.

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NIAGARA FALLS  
CITY CLERK'S OFFICE  
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It is the recommendation of this Department that the above claim be paid under the terms set forth above. Will the Council so approve?

Respectfully submitted,

  
CRAIG H. JOHNSON  
Corporation Counsel

MAY 15 2017

TMO

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



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124

RESOLUTION No. 2017-

**RELATIVE TO RESCINDING CHAPTER 501.15 "BUS ZONES IN THE  
DOWNTOWN AREA AND REPLACING WITH NEW DEFINITIONS AND  
LANGUAGE "DESIGNATED MOTOR COACH BUS ZONES IN THE  
DOWNTOWN AREA"**

BY:

Council Chairman Charles Walker  
Council Member Kristen Grandinetti  
Council Member Ezra P. Scott, Jr.  
Council Member Kenny Tompkins  
Council Member Andrew Touma

**BE IT RESOLVED** by the City Council of Niagara Falls, New York that Chapter 501.15 of the Codified Ordinances entitled Bus Zones in the Downtown Area is hereby amended by repealing Sections 501.15 and 501.15A and adopting the new Sections 501.15 and 501.15A attached hereto.

Bold and underlined indicate Additions

Bold and brackets indicate [Deletions]

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MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_

14 cont

501.15 — DESIGNATED MOTOR COACH BUS ZONES IN THE DOWNTOWN AREA.

A. Definition

Motor Coach Bus. A self-propelled, rubber-tired road transit vehicle, designed to seat 18 persons or more for charter, tour, and/or excursion purposes, and with enough internal headroom to allow passengers to stand upright after entering the vehicle. This definition shall include "school bus" vehicles that seat 18 persons or more being used for charter, tour, and/or excursion purposes, but would not include: 1) public transit vehicles operated by the Niagara Frontier Transportation Authority; or 2) smaller-capacity road transit vehicles (i.e., with capacity of less than 18 persons), often without full headroom and commonly referred to as "shuttle vehicles", "vans", "limousine vans", and/or "executive vans."

B. Description and Purpose

Motor Coach Bus operators provide an important service for tourists and visitors that travel to Niagara Falls. The following is intended to reduce traffic congestion and promote safety, while contributing to a more positive visitor experience for tourists in the City's downtown area.

In order to permit the loading and unloading of passenger Motor Coach Buses, there are hereby established designated curbside locations, which are located in the downtown area, and as shown on the map in Section 501.15F. of this chapter.

Designated curbside locations shall be for general use by Motor Coach Bus Operators, only when such Motor Coach Buses are situated parallel to the curb and at no more than the legal distance therefrom, and only for the purpose of unloading (drop-off or alight) or loading (pick-up or board) passengers, and for no more than ten minutes at a time in either instance.

It shall be a violation for Motor Coach Buses to park, load, or unload passengers in any area other than the designated curbside locations shown on the map in Section 501.15F.

Each year, from May 1 through and including September 30, it shall be unlawful for Motor Coach Buses to utilize any portion of Prospect Street for any purpose, inclusive of Motor Coach Bus operation.

Each year, from May 1 through and including September 30, it shall be unlawful for Motor Coach Buses to utilize any portion of Old Falls Street and/or Mayor Michael C. O'Laughlin Drive for the purpose of accessing Prospect Street.

11/6/04

C. Notwithstanding the foregoing, it shall be permissible for Motor Coach Buses to park only at the following street locations:

- East & West-sides of 2nd Street, between Niagara Street and Ferry Ave.;
- South-side of Niagara Street, between 5<sup>th</sup> Street and 7<sup>th</sup> Street;
- North-side of Rainbow Blvd., between 5<sup>th</sup> Street and John B. Daly Blvd.

Providing all such parking is in accordance with applicable state laws and the other provisions of this chapter. A standing vehicle that is not loading or unloading passengers as defined herein is considered to be "parked" regardless of whether the engine is running or not.

Incidental to motor coach parking, the unloading or loading passengers is also permitted at the street locations designated in this Sub-section.

D. Designated curbside locations shall be in addition to those curbside locations specifically established by the Niagara Falls Planning Board, as part of an approved Hotel Site Plan, which are established to allow the boarding and alighting of vehicles within the public right of way (or any part thereof), including Motor Coach Bus passengers for the exclusive use of the adjacent Hotel, or as otherwise approved.

Approved Hotel vehicle boarding and alighting areas are as indicated on the map in Section 501.15.F.

E. The City Administrator shall cause the necessary signs and markings to be erected to carry out the provisions of this section and may provide further regulations concerning the designated curbside locations described above. No person shall violate the provisions of any such accessory regulations.

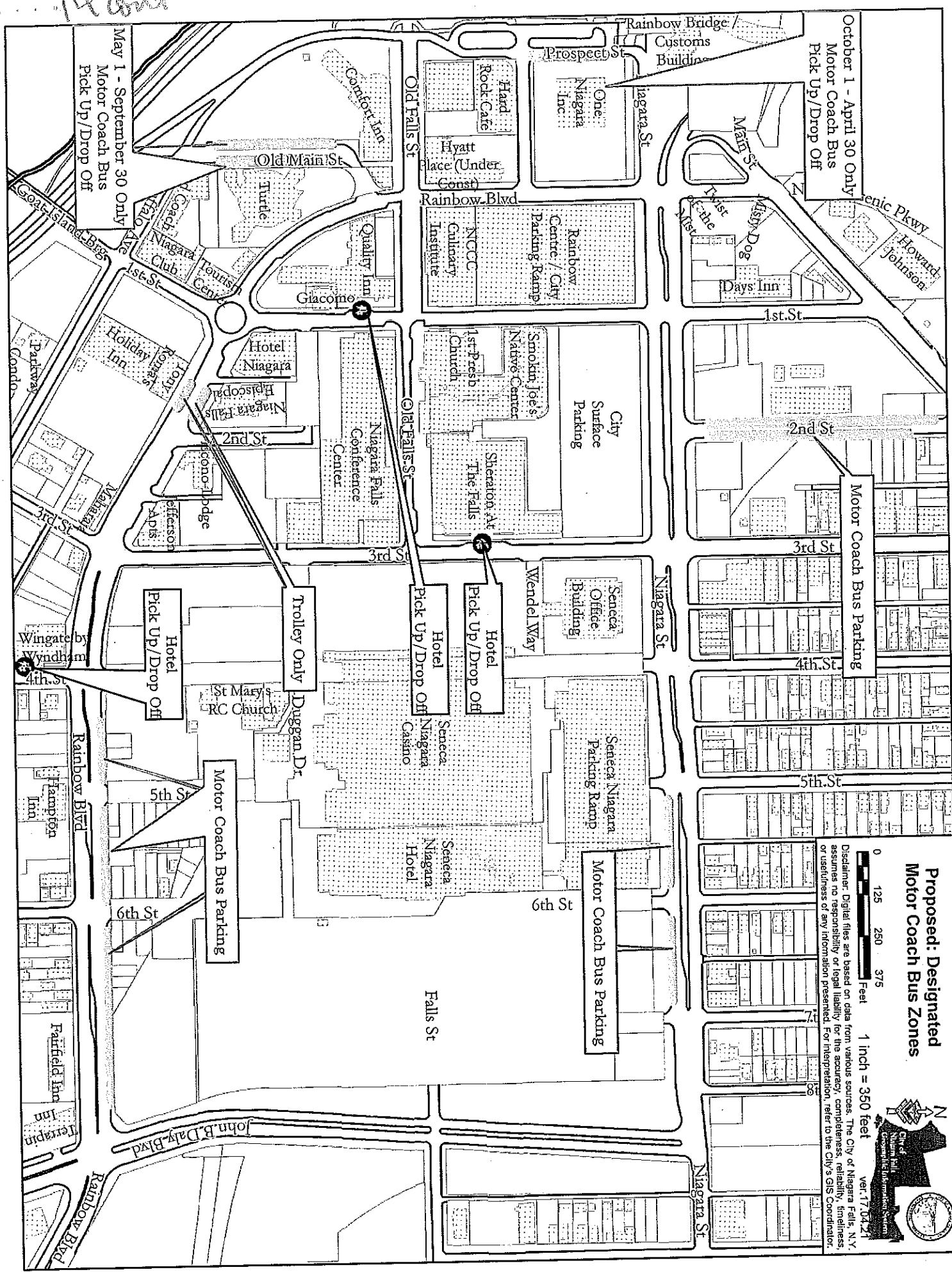
Nothing contained in this section shall be construed to prevent the ordinary and normal lawful loading and unloading of passengers by any Motor Coach Bus owned, funded, chartered, or operated by the City of Niagara Falls, NY, the State of New York or any subsidiary thereof, or the public transportation authority along their respective designated routes.

F. MAP OF MOTOR COACH BUS ZONES IN THE DOWNTOWN AREA

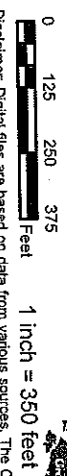
Map attached.

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_

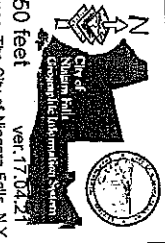
14 cont



**Proposed: Designated  
Motor Coach Bus Zones**



Disclaimer: Digital files are based on data from various sources. The City of Niagara Falls, N.Y. assumes no responsibility or legal liability for the accuracy, completeness, reliability, timeliness, or usefulness of any information presented. For interpretation, refer to the City's GIS Coordinator.



Ver: 17.04.21

15

RESOLUTION No. 2017

**RELATIVE TO WAIVER OF HYDE PARK OASIS RENTAL  
FEE FOR NIAGARA COUNTY SPCA - FIRST ANNUAL NIAGARA SPCA GOLF  
TOURNAMENT FUNDRAISER**

BY:

Council Member Ezra Scott, Jr.  
Council Member Kenny Tompkins  
Council Member Andrew Touma

**WHEREAS**, the Niagara County SPCA wishes to do its part in helping to aid the sick, injured, strayed and unwanted animals in our community; and

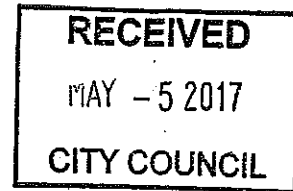
**WHEREAS**, with proper funding, animals brought into the SPCA are able to receive services that will enhance their quality of life.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Niagara Falls, New York that this council does hereby waive rental fees of \$105.00 for the Oasis at Hyde Park, for the Niagara County SPCA – 1<sup>st</sup> Annual Golf Tournament Fundraiser on Saturday, September 2, 2017.

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2017 MAY 10 AM 10:56

MAY 15 2017

Grandinetti \_\_\_\_\_ Scott \_\_\_\_\_ Tompkins \_\_\_\_\_ Touma \_\_\_\_\_ Walker \_\_\_\_\_



April 10, 2017

Dear Friends,

As our shelter continues the journey moving forward, our focus remains on fundraising efforts to help support the shelter's programs and services offered to the public and the animals we serve. In order to enhance the quality of life for our furry friends while they are in our care and to provide the sick and injured with the necessary care, we must bring in the resources that will allow us to reach these goals. As you can imagine, being a homeless animal living in a kennel setting is a stressful and scary situation. With the proper funding, we can provide them with the very best quality of life and help them on their journeys into new homes.

We are writing to you today to ask for your help in making the shelter the best that it can be for not only the animals that we care for, but for the residents of Niagara County. By making a donation you will enable the shelter to bring in the resources necessary to continue to offer life-saving programs and services.

Please consider assisting us in our life-saving mission. Your donation will aid the sick or injured; strayed or unwanted animals in our community. With your help, we can ensure that each and every animal has a second chance and will receive the level of care they deserve.

Please give generously and know that your tax deductible donation will be put to good use. Thank you for your consideration. If you have any questions, please do not hesitate to contact me at 716-731-4368 ext 309. Our tax number for your records is 16-0743092.

With hope,

Amy L. Lewis  
Executive Director  
Niagara County SPCA