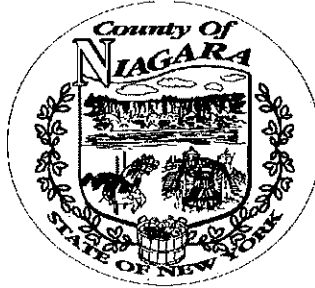


Public Hearing:

5:50 PM – Local Law Increasing the Salary of Niagara County Board of Elections Commissioners



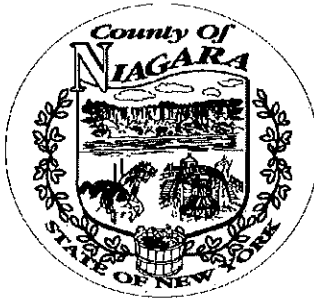
**AGENDA
NIAGARA COUNTY LEGISLATURE
JANUARY 23, 2024 – 6:00 P.M.**

1. CALL TO ORDER
2. CLERK CALLS THE ROLL
3. PRAYER & PLEDGE
4. PRESENTATIONS:
5. PUBLIC SPEAKERS: Clerk will read the names on the sheet for Public Speakers on Agenda items.
6. RECESS
7. RESOLUTIONS
8. COUNTY MANAGER
9. APPOINTMENTS:
10. EXECUTIVE SESSION
11. ADJOURNMENT
12. PUBLIC SPEAKERS: Clerk will read names on the sheet for Public Speakers for the General Welfare of the County

Alysa T. Tomasino

Alysa T. Tomasino, Clerk
Niagara County Legislature

The next meeting of the Legislature will be held on February 20, 2024



AGENDA
NIAGARA COUNTY LEGISLATURE
January 23, 2024 – 6:00 P.M.

Regular Meeting – January 23, 2024

- *AD-001-24 Administration, re Authorization for Real Property Tax Refunds/Corrections-2024
- *AD-002-24 Administration, re Niagara County Real Property Tax Services Eagleview Sole Source for Aerial Imagery, Geospatial Data and Analytics
- *AD-003-24 Administration, re Resolution of Niagara County Authorizing the Retention of Napoli Shkolnik, PLLC
- *AD-004-24 Administration, re Authorize the Exception to the Residency Requirement for John S. Sansone Assistant Niagara County Attorney
- *CS-001-24 Community Services and Administration, re Niagara County Department of Mental Health & Substance Abuse Svcs.- Abolish Full Time Licensed Clinical Position/Create and Fill Full Time Community Mental Health Aide Position – Budget Modification
- *CS-002-24 Community Services and Administration, re Niagara County Department of Mental Health & Substance Abuse Svcs. – Create and Fill Full Time Licensed Professional Nurse Position – Budget Modification
- *CSS-001-24 Community Safety & Security and Administration, re Niagara County Sheriff’s Office Budget Modification – Stop DWI Foundation Grant
- *CSS-002-24 Community Safety & Security and Administration, re Niagara County Sheriff’s Office Accept Forensic Laboratory Coverdell Grant
- *CSS-003-24 Community Safety & Security and Administration, re Niagara County Sheriff’s Office Budget Modification - Accept Police Traffic Services Grant
- *CSS-004-24 Community Safety & Security and Administration, re Niagara County Sheriff’s Office Budget Modification – Stop DWI Funds for District Attorney Office
- *CSS-005-24 Community Safety & Security and Administration, re Niagara County Sheriff’s Office Federal Equitable Sharing Annual Recertification

- ***CSS-006-24** Community Safety & Security and Administration, re Niagara County Sheriff's Office Budget Modification - BJA FY23 Paul Coverdell Forensic Science Improvement Grant
- ***CSS-007-24** Community Safety & Security and Administration, re Niagara County Sheriff's Office Budget Modification Asset Forfeiture Funds Drug Task Force Vehicle and K9
- ***CSS-008-24** Community Safety & Security and Administration, re Aid to Defense Program Renewal 2023-2024 Public Defender
- ***CSS-009-24** Community Safety & Security and Administration, re Waiver of Residency Request Assistant Public Defender Position
- ***CSS-010-24** Community Safety & Security and Administration, re Waiver of Residency Request Director of Social Work Position – PD
- ***CSS-011-24** Community Safety & Security and Administration, re Probation Budget Modification – NYS Pretrial Services Award
- ***CSS-012-24** Community Safety & Security and Administration, re Appointment of Deputy Fire Coordinator for Technical Rescue Team (TRT)
- CW-002-24** Committee of the Whole, re Adoption of A Local Law Increasing the Salary of Niagara County Board of Elections Commissioners
- ***ED-001-24** Economic Development and Administration, re Department of Economic Development Creation of the Niagara County Production Program
- ***ED-002-24** Economic Development and Administration, re Authorization to Convey Certain Tax Liens to the Niagara Orleans Land Improvement Corporation
- ***IF-001-24** Infrastructure & Facilities and Administration, re Niagara County Refuse and Disposal District: Acceptance of Memorandum of Understanding
- ***IF-002-24** Infrastructure & Facilities and Administration, re Approval of an Extension of Agreement Between Niagara County Refuse Disposal District and GHD Services Inc.
- ***IF-003-24** Infrastructure & Facilities and Administration, re Award of Contract - Niagara County Court House Rooftop Unit Replacement
- ***IF-004-24** Infrastructure & Facilities and Administration, re Drainage for Niagara County Golf Course Driving Range Project - Change Order No. 2-Final
- ***IF-005-24** Infrastructure & Facilities and Administration, re Oppenheim Park Entrance Revision - NYSDOT Offer of Settlement
- ***IF-006-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6595 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- ***IF-007-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6597 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project

- *IF-008-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6599 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-009-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6658 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-010-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6659 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-011-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6592 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-012-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6598 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-013-24** Infrastructure & Facilities and Administration, re Purchase of Property at 6638 Rapids Road, Lockport, New York for the Rapids Road Rehabilitation Project
- *IF-014-24** Infrastructure & Facilities and Administration, re Krull Park Shoreline Wall and Bank Reconstruction Project Change Order No.1
- *IF-015-24** Infrastructure & Facilities and Administration, re Angelo Delsignore Civic Building Roof Replacement Change Order No. 1
- *IF-016-24** Infrastructure & Facilities and Administration, re Royalton Center Road Bridge Over Mud Creek Bridge Replacement Consultant Amendment No.1
- *IF-017-24** Infrastructure & Facilities and Administration, re Willow Road Bridge Over the East Branch of Twelve Mile Creek Consultant Amendment No.1
- *IF-018-24** Infrastructure & Facilities and Administration, re Hunt Street Bridge Over Bergholz Creek Consultant Amendment No. 1
- *IF-019-24** Infrastructure & Facilities and Administration, re Facade Assessment/Design Services - 111 Main Street Amendment No. 1 – Final
- *IF-020-24** Infrastructure & Facilities and Administration, re Krull Park Paving Project Change Order No. 1 – Final
- *IF-021-24** Infrastructure & Facilities and Administration, re Slayton Settlement Road Rehabilitation Change Order No. 1 – Final
- *IF-022-24** Infrastructure & Facilities and Administration, re Preventative Maintenance of Two Bridges Change Order No. 2 – Final
- *IF-023-24** Infrastructure & Facilities and Administration, re Culvert Linings 2023 Change Order No. 2 – Final
- *IF-024-24** Infrastructure & Facilities and Administration, re Shared Services Agreement for Stormwater Management Consultant Amendment No. 1 – Final

- *IF-025-24 Infrastructure & Facilities and Administration, re Uncompleted Work Agreement - Slayton Settlement Road Rehabilitation Project - EPN 2206
- *IF-026-24 Infrastructure & Facilities and Administration, re Johnson Creek Road Over Golden Hill Creek Bridge Replacement Consultant Amendment No. 1
- *IF-027-24 Infrastructure & Facilities and Administration, re Shared Services Agreement for Stormwater Management Coordinator
- *IF-028-24 Infrastructure & Facilities and Administration, re Create and Fill One Sr. Engineering Aide Position
- *IF-029-24 Infrastructure & Facilities and Administration, re Award Consultant Contract - Design of Amphitheater at Royalton Ravine Park
- *IF-030-24 Infrastructure & Facilities and Administration, re Award of Contract - Royalton Ravine Front Buildout
- *IF-031-24 Infrastructure & Facilities and Administration, re DPW - Highway Expenditure of County Road Fund Monies
- *IF-032-24 Infrastructure & Facilities and Administration, re Capital Project Budget Modification, Close Out and Reallocation of Project Funds
- *IF-033-24 Infrastructure & Facilities and Administration, re Capital Projects Budget Modification
- *IL-001-24 Legislators Richard L. Andres, Randy R. Bradt, Jesse P. Gooch and Economic Development, re Resolution in Support of the North Tonawanda Stephen Sikora Post 1322 American Legion Through the Use of Community Partnership Funding
- *IL-002-24 Legislator Irene M. Myers and Economic Development, re Resolution in Support of the Friends of Youngstown Through the Use of Community Partnership Funding
- *IL-003-24 Legislator Irene M. Myers and Economic Development, re Resolution in Support of Old Fort Niagara Through the Use of Community Partnership Funding
- IL-004-24 Legislators Rebecca J. Wydysz, Anthony J. Nemi, Irene M. Myers, et al., re A Resolution Requesting State Legislation to Allow the Use of Rifles for Big Game Hunting in Niagara County

Alysa T. Tomasino

Alysa T. Tomasino, Clerk
Niagara County Legislature

* Indicates Preferred Agenda items

Attachments for resolutions may be obtained in the office of the Clerk of the Legislature upon request.

The next meeting of the Legislature will be held on February 20, 2024

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee DATE: 01/23/24 RESOLUTION # AD-003-24

APPROVED CO. ATTORNEY [Signature] REVIEWED CO. MANAGER COMMITTEE ACTION AD - 1/16/24 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

RESOLUTION OF NIAGARA COUNTY AUTHORIZING THE RETENTION OF NAPOLI SHKOLNIK, PLLC

WHEREAS, Napoli Shkolnik PLLC, attorneys at law, are uniquely familiar with the players in the pharmaceutical industry that engineered massive price increases for insulin products via a conspiratorial kickback scheme, and have the ability to recover damages in the event the County has been damaged by such unlawful practices, and

WHEREAS, the anticipated defendants are all major players in the pharmaceutical industry and engineered massive price increase for insulin products via conspiratorial kickback scheme, which has exponentially increased their profits at the expense of payors and their plan members, and

WHEREAS, it is well known that the price range for insulin today can range from \$330 to \$700 despite costing manufacturers as little as \$2 to produce; the expenses associated with diabetes medications have surged tenfold in the last two decades, and

WHEREAS, Napoli Shkolnik PLLC, made a proposal to Niagara County to represent its interests to recover damages that have resulted and will result from such improper insulin pricing practices, and

WHEREAS, law firm has agreed to do such litigation for Niagara County on a contingent fee basis and will not charge Niagara County for its services unless a recovery occurs for Niagara County, now, therefore, be it

RESOLVED, that Niagara County hereby authorizes the retention of the services of Napoli Shkolnik PLLC, pursuant to the terms of the fee proposal offered to Niagara County, as more fully set forth in the retainer agreement, and be it further

RESOLVED, that the County hereby authorize Claude Joerg, as Niagara County Attorney to execute the Napoli Shkolnik PLLC retainer agreement, and be it further

RESOLVED, that the County hereby authorize Claude Joerg, to cause same to be delivered to Napoli Shkolnik PLLC.

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee DATE: 01/23/24 RESOLUTION # AD-004-24

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION AD - 1/16/24 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

AUTHORIZE AN EXCEPTION TO THE RESIDENCY REQUIREMENT FOR JOHN S. SANSONE ASSISTANT NIAGARA COUNTY ATTORNEY

WHEREAS, it is the strong desire of the Niagara County community to install Niagara County residents in the position of Assistant Niagara County Attorney; it is a strong belief of Niagara County that Niagara County residents are knowledgeable about and concerned with the affairs of Niagara County and Niagara County also recognizes that it is important to retain employees with exceptional qualifications when they locate to an adjoining County; John Sansone a current Assistant County Attorney, and a lifelong resident of Niagara County brings such skills and qualifications to the position he currently holds; He has been on Staff of the Niagara County Attorney's Office for 22 years, and

WHEREAS, John Sansone has been a prosecutor in the Niagara County Attorney's Office for over 22 years and handles all felony and misdemeanor level crimes involving juveniles and juvenile offender cases transferred from Youth Court in the Eastern portion of the County, and

WHEREAS, the current caseload in family court has felony and misdemeanor cases pending and some matters have trial dates scheduled, and

WHEREAS, in addition to his prosecution duties, John Sansone has participated in handling all FOIL (Freedom of Information Law) requests to Niagara County since 2001, and

WHEREAS, John Sansone possesses certain unique skills, knowledge and experience, and has built lasting relationships with law enforcement agencies in Niagara County, that will be significantly difficult, if not impossible, to immediately replace and that Niagara County confirms the commitment to retain individuals who have the necessary qualifications and skills to meet the requirements of the position of Assistant County Attorney, and

WHEREAS, it is the purpose of this Resolution to confirm the commitment of Niagara County to hire residents who have the necessary qualifications and skills to meet the requirements of the position of Assistant Niagara County Attorney; this resolution will permit Niagara County to make an exception to the residency requirement for Assistant Niagara County Attorney John Sansone in order to retain his experience in the Office of the Niagara County Attorney, and

WHEREAS, the County Attorney is hereby authorized to make an exception to the residency requirement to retain John Sansone in Niagara County as an Assistant Niagara County Attorney, now, therefore, be it

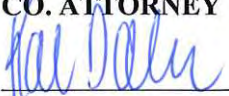
RESOLVED, that an exception to the Niagara County residency requirement is justified under these circumstances and shall be made, and be it further

RESOLVED, that a Residency Wavier shall be granted to John Sansone in order to retain his knowledge and experience in Niagara County.

ADMINISTATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee **DATE:** 01/23/24 **RESOLUTION #** CS-001-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CS - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SVCS. -
ABOLISH FULL TIME LICENSED CLINICIAN POSITION/ CREATE AND FILL FULL TIME
COMMUNITY MENTAL HEALTH AIDE POSITION – BUDGET MODIFICATION**

WHEREAS, the Niagara County Department of Mental Health & Substance Abuse Services (NCDMH) is committed to providing exceptional treatment and integrated care services to Niagara County residents in need, and

WHEREAS, position changes within the Department is necessary to address departmental and client needs, and

WHEREAS, NCDMH has had difficulty in recruiting full time Licensed Clinicians for the Assisted Outpatient Treatment (AOT) program, and creating a Community Mental Health Aide position would allow us to fulfill care management responsibilities, monitor the stability of clients in the community, and assist clients in successfully reaching their treatment goals, and

WHEREAS, NCDMH is committed to and has demonstrated operating in a fiscally responsible manner, and

WHEREAS, abolishing the Licensed Clinician position and creating the Community Mental Health Aide position will reduce the departmental budget, is supported 100% through State Aid, and is at no cost to the County, now, therefore, be it

RESOLVED, that one Licensed Clinician (vacant as of September 23, 2023), Grade 11, Step 4, position number MHD300100.13274, salary \$62,557.74 - \$68,023.06, be abolished, effective January 23, 2024, and be it further

RESOLVED, that one full time Community Mental Health Aide, Grade 8, Step 1, position number, MHD300100.XXXXX, salary \$46,748.66 - \$54,066.32, be created within the Niagara County Department of Mental Health, and filled effective January 23, 2024, and be it further

RESOLVED, the following 2024 budget modification be effectuated:

INCREASE REVENUE:

A.21.4310.000.43490.05	Reinvestment Programs	\$ 75,573
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DECREASE REVENUE:

A.21.4310.000.41620.00	Mental Health Fees	\$ 97,067
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INCREASE APPROPRIATIONS:

A.21.4310.000.71010.XXXXX	Positions (Community Mental Health Aide)	\$ 46,749
A.21.4310.000.71050.00	Overtime Expense	\$ 892
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.78100.00	Retirement Expense	\$ 5,253
A.21.4310.000.78200.00	FICA	\$ 3,704
A.21.4310.000.78300.00	Worker's Comp	\$ 1,046
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

DECREASE APPROPRIATIONS:

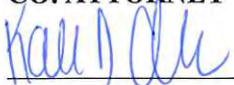
A.21.4310.000.71010.00.13274	Positions (Licensed Clinician)	\$ 64,447
A.21.4310.000.71050.00	Overtime Expense	\$ 949
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.71070.00	Shift Differential Expense	\$ 41
A.21.4310.000.78100.00	Retirement Expense	\$ 7,206
A.21.4310.000.78200.00	FICA	\$ 5,065
A.21.4310.000.78300.00	Worker's Comp	\$ 1,430
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee **DATE:** 01/23/24 **RESOLUTION #** CS-002-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>CS - 1/16/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 1/16/24</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SVCS. - CREATE AND FILL FULL TIME LICENSED PROFESSIONAL NURSE POSITION – BUDGET MODIFICATION

WHEREAS, the Niagara County Department of Mental Health & Substance Abuse Services (NCDMH) is committed to providing exceptional treatment and integrated care services to Niagara County residents in need, and

WHEREAS, position changes within the Department is necessary to address departmental and client needs, and

WHEREAS, there is an increased number of individuals with seriously persistent mental illness (SPMI) who require our outpatient clinic services. This has expanded the number of clients within Niagara County Department of Mental Health and Substance Abuse services who require injectable medication and health monitoring services, and

WHEREAS, due to a professional workforce shortage, we are unable to recruit and retain qualified registered nursing staff, thus requiring Licensed Practical Nursing (LPN) staff to provide these basic services, and

WHEREAS, NCDMH is committed to and has demonstrated operating in a fiscally responsible manner, and

WHEREAS, the Licensed Professional Nurse is reimbursed through third party revenue at no current additional cost to the County (Legacy costs may be applicable), now, therefore, be it

RESOLVED, that one full time Licensed Professional Nurse, Grade 8, Step 1, position number, MHD300100.XXXXX, salary \$46,748.66 - \$54,066.32, be created within the Niagara County Department of Mental Health, and filled effective January 23, 2024, and be it further

RESOLVED, the following 2024 budget modification be effectuated:

INCREASE REVENUE:

A.21.4310.000.41620.00	Mental Health Fees	\$ 75,419
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INCREASE APPROPRIATIONS:


A.21.4310.000.71010.XXXXX	Positions (Licensed Professional Nurse)	\$ 46,749
A.21.4310.000.71050.00	Overtime Expense	\$ 765
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.78100.00	Retirement Expense	\$ 5,239
A.21.4310.000.78200.00	FICA	\$ 3,694
A.21.4310.000.78300.00	Worker's Comp	\$ 1,043
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-001-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>CSS - 1/16/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
	_____	<u>AD - 1/16/24</u>	Rejected: Ayes _____ Abs. _____ Noes _____
		_____	Referred: _____

**NIAGARA COUNTY SHERIFF’S OFFICE
BUDGET MODIFICATION – STOP DWI FOUNDATION GRANT**

WHEREAS, the New York State STOP-DWI Foundation, Inc. has notified the Niagara County Sheriff’s Office of an award of \$35,000 in grant funds available to use for High Visibility Engagement Campaigns this year, and

WHEREAS, the grant funds are utilized for enforcement efforts by multiple law enforcement agencies during peak holidays with the goal of reducing the number of crashes, injuries and deaths on Niagara County roads, and

WHEREAS, the 2024 budget was created with \$28,000 in STOP DWI Foundaton funds as was originally communicated, and

WHEREAS, it is necessary to modify the 2024 budget to utilize the additional \$7,000, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3315.000 44389.09	Other Public Safety Traffic	\$7,000
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INCREASE APPROPRIATIONS:


A.17.3315.000 74400.09	Miscellaneous Expenses Payments Other Agencies	\$7,000
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COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-002-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT FORENSIC LABORATORY COVERDELL GRANT**

WHEREAS, the Niagara County Sheriff's Office received a renewal grant from the New York State Department of Criminal Justice Services for the Forensic Laboratory in the amount of \$57,433 for the period of October 1, 2023 through September 30, 2024 under the Paul Coverdell Forensic Sciences Improvement Grant Program, and

WHEREAS, this grant funds clerical support, lab overtime expenses, opioid testing laboratory equipment and supplies, and

WHEREAS, the grant funds are in the 2024 budget, now, therefore, be it

RESOLVED, that prior to the execution of the grant, the County Attorney will review the grant for approval to legal form, language and compliance, and, be it further

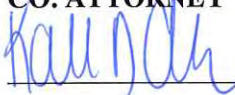
RESOLVED, that following the County Attorney's review, the Paul Coverdell Forensic Sciences Improvement Grant Program Agreement may be executed pursuant to the Niagara County Contract Policy

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-003-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - ACCEPT POLICE TRAFFIC SERVICES GRANT

WHEREAS, the Niagara County Sheriff's Office has been awarded a Police Traffic Services Grant from the Governor's Traffic Safety Committee for the period October 1, 2023 through September 30, 2024 in the amount of \$24,750, and

WHEREAS, this grant is a continuation of an existing program and is full funded by the New York State Governor's Traffic Safety Committee, and

WHEREAS, the funds are used for traffic enforcement overtime with the goal of increasing seat belt usage and reducing dangerous driving behaviors in an effort to reduce serious injuries and deaths from traffic crashes in Niagara County, and

WHEREAS, the 2024 Budget needs to be modified in order to utilize these funds, now, therefore, be it

RESOLVED, that following the County Attorney review, the New York State Governor's Traffic Safety Committee Police Traffic Services Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44389.09	Other Public Safety Traffic	\$24,750
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INCREASE APPROPRIATIONS:

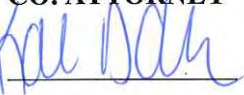
A.17.3110.000 71050.00	Overtime Expense	\$24,750
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COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-004-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – STOP DWI FUNDS FOR DISTRICT ATTORNEY OFFICE

WHEREAS, the Niagara County Sheriff's Office manages the STOP DWI program for Niagara County which includes partnerships throughout Niagara County including law enforcement agencies, Northpointe Council, Niagara County Probation and the Niagara County District Attorney's Office in an effort to reduce the number of incidents of drivers in Niagara County under the influence of alcohol or drugs, and

WHEREAS, one component of the STOP DWI Plan is to hold impact panels which has speakers whose lives have been affected by the actions of DWI drivers speaking to those who have been arrested for DWI offenses, and

WHEREAS, the Niagara County District Attorney's Office manages the impact panels and would like to be able to show appreciation for the impact panel speakers as they take the time to share their stories in an effort to promote change, and

WHEREAS, the 2024 budget needs to be amended to use \$1,000 of the dedicated STOP DWI rollover funds for this purpose, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3315.000 40599.02	Appropriated Fund Balance	\$1,000
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INCREASE APPROPRIATIONS:

A.17.3315.000 74450.04	Special Activities D.A.Contract	\$1,000
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COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-005-24
and Administration Committee

APPROVED
CO. ATTORNEY



REVIEWED
CO. MANAGER

COMMITTEE ACTION
CSS - 1/16/24
AD - 1/16/24

LEGISLATIVE ACTION
Approved: Ayes _____ Abs. _____ Noes _____
Rejected: Ayes _____ Abs. _____ Noes _____
Referred: _____

NIAGARA COUNTY SHERIFF'S OFFICE
FEDERAL EQUITABLE SHARING ANNUAL RECERTIFICATION

WHEREAS, the United States Department of Justice requires that the Niagara County Sheriff's Office file an annual Federal Equitable Sharing Program Agreement and Certification Report in order to remain eligible to submit requests for federal forfeited property or proceeds, and

WHEREAS, the Agreement is entered into by the United States Department of Justice, the County of Niagara and the Niagara County Sheriff's Office, now, therefore, be it

RESOLVED, that the Niagara County Sheriff's Office be authorized to continue to participate in the Federal Equitable Sharing Program, and be it further


RESOLVED, that following the County Attorney's review, the United States Department of Justice Federal Equitable Sharing Agreement may be executed pursuant to the Niagara County Contract Policy

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-006-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - BJA FY23 PAUL COVERDELL FORENSIC SCIENCE
IMPROVEMENT GRANT

WHEREAS, on October 17, 2023 the Niagara County Legislature passed Resolution #CSS-100-23 to accept a grant to the Niagara County Sheriff's Office Forensic Laboratory from the United States Department of Justice in the amount of \$500,000 under the Bureau of Justice Assistance FY23 Paul Coverdell Forensic Science Improvement Grant for the performance period October 1, 2023 through September 30, 2026, and

WHEREAS, this grant provides federal funding to crime laboratories to improve the quality and timeliness of forensic science services, and

WHEREAS, this grant will be used to upgrade the Forensic Laboratory Information Management System (LIMS) and add Barcoding Technology to streamline the workflow processes in the lab, and

WHEREAS, the 2024 budget needs to be amended to make the grant funds available in the current year, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44389.07	Other Public Safety Forensic Lab	\$500,000
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INCREASE APPROPRIATIONS:

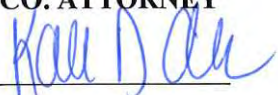
A.17.3110.000 72100.04	Hospital, Medical, Lab Equipment	\$481,380
A.17.3110.000 74600.03	Training / Education	\$ 18,620

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-007-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>CSS - 1/16/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
	_____	<u>AD - 1/16/24</u>	Rejected: Ayes _____ Abs. _____ Noes _____
		_____	Referred: _____

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION ASSET FORFEITURE FUNDS DRUG TASK FORCE VEHICLE AND K9**

WHEREAS, the Niagara County Sheriff's Office has Federal Asset Forfeiture Funds which are in a Committed Fund and federally regulated on qualifying expenditures, and

WHEREAS, the Niagara County Sheriff's Office has identified needs within the Sheriff's Office which are qualifying expenditures under the Federal Equitable Sharing guidelines, and

WHEREAS, the Sheriff's Office would like to use asset forfeiture funds to purchase a new K9 and fund its training after the retirement of Chief, and

WHEREAS, the Drug Task Force is in need of an undercover vehicle due to very high mileage of current vehicles, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44389.12	Other Public Safety Asset Forfeiture Dept Treasury	\$81,000
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INCREASE APPROPRIATIONS:


A.17.3110.000 72100.32	Mach & Equip Asset Forfeiture Dept Treasury	\$61,000
A.17.3110.000 74500.06	Contractual Exp Asset Forfeiture Dept Treasury	\$20,000

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-008-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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AID TO DEFENSE PROGRAM RENEWAL 2023-2024 PUBLIC DEFENDER

WHEREAS, the Niagara County Public Defender’s Office has been awarded renewed funding from the New York State Division of Criminal Justice Services under the Aid to Defense Program for the purpose of continuing aid in the defense of repeat violent and serious felony offenders in Niagara County, and

WHEREAS, funding has been awarded in the amount of \$15,980 for the period April 1, 2023 through March 31, 2024 with no matching funds requirement, and

WHEREAS, the funds have been appropriated in the Niagara County Public Defender’s 2024 budget, now, therefore, be it

RESOLVED, that the County of Niagara does hereby accept the renewal of this grant, and be it further

RESOLVED, that prior to the execution of the grant award contract, the County Attorney will review the grant award contract for approval as to legal form, language, and compliance, and be it further


RESOLVED, that following the County Attorney’s review, the Chairman of the Niagara County Legislature be, and hereby is, authorized to execute the grant award documents.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-009-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**WAIVER OF RESIDENCY REQUEST
ASSISTANT PUBLIC DEFENDER POSITION**

WHEREAS, the Niagara County Public Defender Office has permission to fill a vacant Assistant Public Defender position, this is a critical and important position that is required to satisfy operational requirements of the department and to provide effective legal representation to indigent defendants charged of crimes, and

WHEREAS, due to challenges with the recruitment for qualified candidates despite posting efforts and activities to source candidates for this important position has not resulted in a sufficient applicant pool of Niagara County resident candidates applying for this vacant position, and

WHEREAS, Public Defender Office has made diligent and sincere efforts to recruit highly qualified candidates for the position from within Niagara County, now, therefore, be it


RESOLVED, that a one-time permanent Waiver of Residency from the policy to hire only Niagara County residents be approved to fill the currently vacant Assistant Public Defender position when the most highly qualified applicant is a non-Niagara County resident or when only qualified candidates reside outside Niagara County.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-010-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**WAIVER OF RESIDENCY REQUEST
DIRECTOR OF SOCIAL WORK POSITION**

WHEREAS, the Niagara County Public Defender Office has permission to fill a vacant Director of Social Work position, this is a critical and important position that is required to satisfy operational requirements of the department and to provide effective legal representation to indigent defendants charged of crimes, and

WHEREAS, due to challenges with the recruitment for qualified candidates despite posting efforts and activities to source candidates for this important position has not resulted in a sufficient applicant pool of Niagara County resident candidates applying for this vacant position, and

WHEREAS, Public Defender Office has made diligent and sincere efforts to recruit highly qualified candidates for the position from within Niagara County, now, therefore, be it

RESOLVED, that a one-time permanent Waiver of Residency from the policy to hire only Niagara County residents be approved to fill the currently vacant Director of Social Work position when the most highly qualified applicant is a non-Niagara County resident or when only qualified candidates reside outside Niagara County.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 01/23/24 RESOLUTION # CSS-011-24

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CSS - 1/16/24 AD - 1/16/24 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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PROBATION BUDGET MODIFICATION – NYS PRETRIAL SERVICES AWARD

WHEREAS, New York State enacted legislation aimed at creating criminal justice reform which, among other things, required Niagara County to provide pretrial release services to individuals released under supervision as part of "Bail Reform", and

WHEREAS, the Probation Department is the agency certified to provide these services including but not limited to screening, assessments, supervision, and reporting in Niagara County, and

WHEREAS, on December 20, 2023 New York State notified Niagara County Probation that they have been awarded funding in the amount of \$514,071 to offset the costs associated with the provision of certified pretrial services and reporting as provided in the enacted New York State Budget for the State Fiscal Year 2023-2024, and

WHEREAS, the Probation Department wishes to accept the funding, now, therefore, be it

RESOLVED, that the County of Niagara does hereby accept these funds to offset the costs of pretrial services, and be it further

RESOLVED, that the following budget modification be effectuated to the Probation Department 2024 budget:

INCREASE REVENUE:

Table with 3 columns: Code, Description, Amount. Includes Probation Services General (\$93,665) and Probation Services Alternatives to Incarceration (\$70,720).

INCREASE EXPENSE:

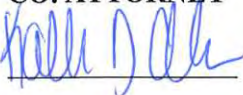
Table with 3 columns: Code, Description, Amount. Lists various expense categories such as Overtime Expense, Machinery and Equip., Rents/Leases Copier Rental, Office Expenses, Reimbursements, Special Activities, Prof. Development, Services, Supplies, and Overtime Expense.

COMMUNITY SAFETY & SECURITY COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 01/23/24 **RESOLUTION #** CSS-012-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>CSS - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**APPOINTMENT OF DEPUTY FIRE COORDINATOR
FOR TECHNICAL RESCUE TEAM (TRT)**

WHEREAS, pursuant to Section 401 of the County Law, the Fire Coordinator may appoint or remove the Deputy Fire Coordinator with the approval of the Niagara County Legislature, and

WHEREAS, a vacancy exists in the Deputy Fire Coordinator for Technical Rescue Team (TRT) position, and

WHEREAS, the Fire Coordinator desires to appoint Scott Seib of Gasport as Deputy Fire Coordinator for Technical Rescue Team (TRT), and

WHEREAS, the Fire Advisory Board has approved the appointment of Scott Seib as Deputy Fire Coordinator for Technical Rescue Team (TRT), now, therefore, be it


RESOLVED, that Scott Seib be appointed Deputy Fire Coordinator for Technical Rescue Team (TRT), pursuant to Section 401 of the County Law and subject to the approval of the Niagara County Legislature.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Economic Development Committee **DATE:** 01/23/24 **RESOLUTION #** ED-001-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>ED - 1/10/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**DEPARTMENT OF ECONOMIC DEVELOPMENT
CREATION OF THE NIAGARA COUNTY PRODUCTION PROGRAM**

WHEREAS, Niagara County has received funds from the Coronavirus State and Local Fiscal Recovery Fund (CSLFRF), a part of the American Rescue Plan Act, and

WHEREAS, the Coronavirus State and Local Fiscal Recovery Fund (CSLFRF), American Rescue Plan Act, Small Business Economic Assistance, provides aid for small businesses to respond to the negative economic impacts of the COVID-19 public health crisis, and

WHEREAS, the Niagara County Legislature recognizes the importance of supporting the manufacturing industry, and

WHEREAS, the Niagara County Legislature understands there is a shortage of labor that is making it increasingly difficult for manufacturers to produce their products and compete in a global marketplace, and

WHEREAS, the Niagara County Legislature wishes to address this issue with assistance to ensure the stabilization and future growth of or local manufacturers, and

WHEREAS, the Niagara County Legislature seeks to allocate funding for the creation of the Niagara County Production Program, which will stimulate the advancement of small to medium sized manufacturers, by aiding with the purchase of new equipment, that will enable efficiencies, and

WHEREAS, manufacturers that are able to purchase machines that provide automation and reduce production costs will be better positioned to compete, and

WHEREAS, local manufacturers that find stability as a result of this assistance will remain in our community and provide livable wage jobs for our residents, and

WHEREAS, the Department of Economic Development will develop the Niagara County Production Program to facilitate said investment, within the parameters of the American Rescue Plan, and

WHEREAS, the Department of Economic Development hereby requests that the Niagara County Legislature allocate \$1,000,000 towards the creation of the Niagara County Production Program, now, therefore, be it

RESOLVED, that the Legislature of the County of Niagara hereby creates the Niagara County Production Program, and be it further

RESOLVED, that the Department of Economic Development is to create the program within the parameters of the American Rescue Plan guidelines and requirements, conditions and documents necessary to be complied with by the applicant, and be it further

RESOLVED, that upon the Department of Economic Development creating the documents requirement and conditions that the same should be reviewed by the County Manager and approved by the Niagara County Attorney's Office, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.28.8020.817 44089.07	ARPA State/Local Rec Fund	\$1,000,000
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INCREASE APPROPRIATIONS:

A.28.8020.817 74500.01	Contractual	\$1,000,000
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ECONOMIC DEVELOPMENT COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Economic Development Committee **DATE:** 01/23/24 **RESOLUTION #** ED-002-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>ED - 1/10/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 1/16/24</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

AUTHORIZATION TO CONVEY CERTAIN TAX LIENS TO NIAGARA ORLEANS LAND IMPROVEMENT CORPORATION

WHEREAS, pursuant to Section 902 of the Real Property Tax Law of the State of New York the Niagara County Treasurer, acting in his capacity as Tax Enforcing Officer, acquired a tax lien on the following properties commonly known as

130.19-2-1 3425 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara

and

WHEREAS, the Property is a tax delinquent commercial parcel that requires environmental remediation, and

WHEREAS, Section 1616 of the Not-for-Profit Law of the State of New York authorizes a municipality to enter into a contract to sell some or all of the delinquent tax liens held by it to a land bank, and

WHEREAS, the Niagara County Legislature transferred the tax liens for similar Properties listed below pursuant to ED-024-22

- 130.15-3-2.1 4225 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
- 130.15-5-10 4401 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
- 130.15-5-11 4425 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
- 130.15-5-14 Delaware Ave., Niagara Falls, New York in the Town of Niagara
- 130.15-5-15 Delaware Ave., Niagara Falls, New York in the Town of Niagara
- 130.15-5-19 4311 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
- 130.15-5-20 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
- 130.15-5-21 James Ave., Niagara Falls, New York in the Town of Niagara
- 130.15-5-8 Pennsylvania Ave., Niagara Falls, New York in the Town of Niagara
- 130.15-5-9 Pennsylvania Ave., Niagara Falls, New York in the Town of Niagara
- 131.09-2-28.2 4287 Witmer Rd., Niagara Falls, New York in the Town of Niagara

and

WHEREAS, the Niagara County Treasurer is seeking legislative approval to request the transfer of the tax lien for SBL #130.19-2-1, to the Niagara Orleans Land Improvement Corporation ("NORLIC") with the understanding that NORLIC will be pursuing tax foreclosure and/or seeking a qualified developer who will seek tax foreclosure on the property pursuant to Resolution ED-024-22 and this resolution, and

WHEREAS, the above Property is not needed for municipal purposes, and

WHEREAS, the lien transferred will result in the Property being put back on the tax rolls in productive use, and

WHEREAS, the benefits accruing the County of Niagara (avoidance of the costs of environmental remediation, demolition and other expenses) will become the obligation of the land bank, now, therefore, be it

RESOLVED, pursuant to County Law Section 215 and Real Property Tax Law Section 902, Niagara County is hereby authorized to enter into a contract with NORLIC to sell the tax lien on 130.19-2-1 for one and no more dollars, and be it further


RESOLVED, that following the County Attorney's review, a contract, and all other reasonable and necessary title transfer documents shall be executed pursuant to the Niagara County Contract Policy.

ECONOMIC DEVELOPMENT COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-001-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**NIAGARA COUNTY REFUSE AND DISPOSAL DISTRICT: ACCEPTANCE OF
MEMORANDUM OF UNDERSTANDING**

WHEREAS, the County of Niagara, by and through the Niagara County Refuse and Disposal District, has been requested by New York State Energy Research and Development Authority (hereinafter referred to as "NYSERDA") to enter into a Memorandum of Understanding (hereinafter referred to as "MOU") to conduct a feasibility assessment for the development of a utility-scale solar photovoltaic renewable energy project with the potential for energy storage (hereinafter referred to as "Project") on select parcels of real property owned by County of Niagara and Town of Wheatfield, and

WHEREAS, the New York State Climate Leadership and Community Protection Act (hereinafter referred to as "CLCPA") requires the establishment of programs requiring that a minimum of 70% of statewide electric generation be produced by renewable energy systems by 2030, and

WHEREAS, in furtherance of CLCPA targets, the Accelerated Renewable Energy Growth and Community Benefit Act (hereinafter referred to as "Act") seeks to ensure that new renewable energy facilities can be sited in a timely and cost-effective manner while considering interests of local , communities and minimizing adverse environmental impacts, and

WHEREAS, the MOU would allow for County of Niagara, by and through the Niagara County Refuse and Disposal District, and NYSERDA to work collaboratively on the above-referenced Project to strive to obtain the programs detailed in CLCPA and objectives of the Act, and

WHEREAS, the MOU will provide NYSERDA the exclusive ability to conduct a Project feasibility assessment on those above-referenced select parcels of the property owned by County of Niagara and Town of Wheatfield, and to facilitate further cooperation and assessment of said select parcels of property for potential use as a Build-Ready site, and

WHEREAS, prior to the execution of the MOU between the County of Niagara and the NYSERDA, the County Attorney will review the MOU for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the County is authorized to enter into the MOU as described above, and be it further


RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the Memorandum of Understanding.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-002-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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APPROVAL OF AN EXTENSION OF AGREEMENT BETWEEN NIAGARA COUNTY REFUSE DISPOSAL DISTRICT AND GHD SERVICES INC.

WHEREAS, Niagara County Refuse Disposal District (hereinafter referred to as "NCRDD") is a member of the Wheatfield Landfill Trust (hereinafter referred to as "Trust") with said Trust managed by a Steering Committee of Potentially Responsible Parties (PRPs) that entered into a Consent Decree (Case: United States vs. Booth Oil et. Al.) to remediate the site, and

WHEREAS, the Trust was formed to implement a remedial alternative based upon a Record of Decision (ROD) that also includes post-closure monitoring, and

WHEREAS, NCRDD was allocated 23.72% of financial responsibility for the expenses related to the Wheatfield Landfill Trust,

WHEREAS, for approximately the last twenty four (24) years, the Trust has employed a professional services contractor to conduct routine Operations, Maintenance and Monitoring (hereinafter referred to as "OM&M") services, which include, but are not limited to, water level testing, various samplings, and inspections at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, GHD Services Inc. (hereinafter referred to as "GHD"), is the current professional services contractor providing the above-referenced routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, the current agreement by and between Trust and GHD which provided for GHD to perform the routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York expired, and

WHEREAS, GHD has submitted a cost proposal to provide OM&M services for the year 2024 in the amount of \$41,100.00 for their professional services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, all of the members of the Trust have agreed to such one (1) year extension of the agreement with GHD as the professional services contractor providing the above-referenced routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, with the proposed cost increase submitted by GHD, and

WHEREAS, NCRDD's obligation as a member of said Trust is to cover approximately twenty-four percent (23.72%) of the expenses related to managing the site located on Witmer Road in the Town of Wheatfield, New York, which includes the cost of the professional services performed by GHD for the above-referenced routine OM&M services, and

WHEREAS, GHD and Trust will work together to implement the extension agreement to accomplish site inspection , groundwater control system operation, and other routine activities listed in the scope of work in the extension agreement, and

WHEREAS, that the Niagara County Refuse District agrees to pay 23.72% of the increased costs in an established budget that shall be included in the extension agreement, and

WHEREAS, prior to the execution of the extension agreement, the County Attorney will review the agreement for approval as to the legal form, language and compliance, now, therefore, be it


RESOLVED, that following the County Attorney's review, the extension Agreement retaining GHD as the professional services contractor to perform the routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York for the Trust during the period of January 1, 2024 up to and including December 31, 2024, may be executed pursuant to the Niagara County Contract Policy

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-003-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24 _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**AWARD OF CONTRACT – NIAGARA COUNTY COURTHOUSE
ROOFTOP UNIT REPLACEMENT**

WHEREAS, the Niagara County Purchasing Department has joined the purchasing partners called OMNIA, for purchasing solutions for government equipment, products and solutions, and

WHEREAS, OMNIA has awarded HVAC Products, Installation, and related products and services to Trane US, Inc., for the period of September 1, 2022 through August 31, 2027, and

WHEREAS, the Niagara County Courthouse Rooftop Unit has outlasted its useful life and is in need of replacement, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the contract for the replacement of the Courthouse Rooftop Unit be awarded to Trane US, Inc., 45 Earhart Drive, Suite 103, Buffalo, NY 14221-7809, for an amount not to exceed \$344,000, and be it further


RESOLVED, that following the County Attorney’s review, the Contract may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-004-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**DRAINAGE FOR NIAGARA COUNTY GOLF COURSE
DRIVING RANGE PROJECT - CHANGE ORDER NO. 2-FINAL**

WHEREAS, Resolution No. IF-127-23, dated August 1, 2023, awarded the contract for the Drainage for the Niagara County Golf Course Driving Range Project to Palladino Excavating & Concrete, 5653 Wendy Circle, Lockport, NY 14094, for a contract amount not to exceed \$135,000, and

WHEREAS, Resolution No. IF-136-23, dated September 19, 2023, authorized Change Order No. 1 to increase the contract in the amount of \$41,000, for a revised contract amount of \$176,000, and

WHEREAS, the project has been completed on time and on budget, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 2- Final be approved for a final contract amount of \$176,000 for the Golf Course Drainage Project, and be it further


RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-005-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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OPPENHEIM PARK ENTRANCE REVISION-NYSDOT OFFER OF SETTLEMENT

WHEREAS, the New York State Department of Transportation (NYSDOT) is progressing the Oppenheim Park Entrance Revision project, and

WHEREAS, NYSDOT requires permanent easements from Niagara County-owned parcel nos. 53, 54, and 55 on Map No. 49, Map Ref. No. 175.00-1-10.12, as shown on the Acquisition Map, for the project to proceed, and

WHEREAS, NYSDOT has made an offer of just compensation for said County property in the amount of sixty-seven thousand dollars (\$67,000), and

WHEREAS, the County Attorney has approved said offer of compensation, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the offer of sixty-seven thousand dollars (\$67,000) for permanent easements on parcel nos. 53, 54, and 55 on Map No. 49, Map Ref. No. 175.00-1-10.12, as shown on the attached Acquisition Map, and be it further


RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-006-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 1/16/24	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 1/16/24	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**PURCHASE OF PROPERTY AT 6595 RAPIDS ROAD, LOCKPORT, NEW YORK
FOR THE RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, the Community Church of Raymond is the owner of property located at 6595 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of two thousand one hundred dollars (\$2,100.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 2, Parcel No. 2 of the Acquisition Map, in the amount of two thousand one hundred dollars (\$2,100.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further


RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee _____ **DATE:** 01/23/24 **RESOLUTION #** IF-007-24
and Administration Committee _____

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**PURCHASE OF PROPERTY AT 6597 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, the Community Church of Raymond is the owner of property located at 6597 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of eight thousand six hundred fifty dollars (\$8,650.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 3, Parcel No. 3 of the Acquisition Map, in the amount of eight thousand six hundred fifty dollars (\$8,650.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further


RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-008-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**PURCHASE OF PROPERTY AT 6599 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, the Community Church of Raymond is the owner of property located at 6599 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of nine hundred dollars (\$900.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property shown and described in Map No. 5, Parcel No. 5 of the Acquisition Map, in the amount of nine hundred dollars (\$900.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further

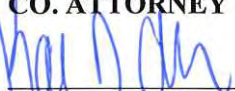
RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-009-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**PURCHASE OF PROPERTY AT 6658 RAPIDS ROAD, LOCKPORT, NEW YORK FOR
THE RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, James M. Jurewicz and Susan D. Jurewicz are the owners of property located at 6658 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owners, James M. Jurewicz and Susan D. Jurewicz, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and James M. Jurewicz and Susan D. Jurewicz have agreed to the sum of six hundred fifty dollars (\$650.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 9, Parcel No. 10 of the Acquisition Map, in the amount of six hundred fifty dollars (\$650.00), payable to James M. Jurewicz and Susan D. Jurewicz, 6658 Rapids Road, Lockport, NY 14094, and be it further

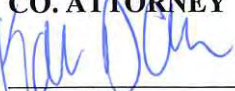
RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-010-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**PURCHASE OF PROPERTY AT 6659 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, Lisa K. Smith, f/k/a Lisa K. Glosser, is the owner of property located at 6659 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, Lisa K. Smith, f/k/a Lisa K. Glosser, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Lisa K. Smith, f/k/a Lisa K. Glosser have agreed to the sum of twelve thousand dollars (\$12,000.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language, and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 8, Parcel No. 9 of the Acquisition Map, in the amount of twelve thousand dollars (\$12,000.00), payable to Lisa K. Smith, f/k/a Lisa K. Glosser, 6659 Rapids Road, Lockport, NY 14094, and be it further

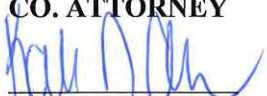
RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-011-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 1/16/24	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 1/16/24	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

PURCHASE OF PROPERTY AT 6592 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE RAPIDS ROAD REHABILITATION PROJECT

WIHEREAS, Susan M. Pelloth is the owner of property located at 6592 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, Susan M. Pelloth, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Susan M. Pelloth have agreed to the sum of three thousand seven hundred dollars (\$3,700.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. I, Parcel No. 1 of the Acquisition Map, in the amount of three thousand seven hundred dollars (\$3,700.00), payable to Susan M. Pelloth, 6592 Rapids Road, Lockport, NY 14094, and be it further

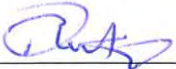
RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-012-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 1/16/24	Approved: Ayes ___ Abs. ___ Noes ___
		AD - 1/16/24	Rejected: Ayes ___ Abs. ___ Noes ___
			Referred: _____

PURCHASE OF PROPERTY AT 6598 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE RAPIDS ROAD REHABILITATION PROJECT

WHEREAS, Susan M. Pelloth is the owner of property located at 6598 Rapids Road, Town of Lockport,
and

WHEREAS, Niagara County has negotiated with the property owner, Susan M. Pelloth, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Susan M. Pelloth have agreed to the sum of one thousand seven hundred fifty dollars (\$1,750.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 4, Parcel No. 4 of the Acquisition Map, in the amount of one thousand seven hundred fifty dollars (\$1,750.00), payable to Susan M. Pelloth, 6592 Rapids Road, Lockport, NY 14094, and be it further


RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-013-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 1/16/24	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 1/16/24	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

PURCHASE OF PROPERTY AT 6638 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE RAPIDS ROAD REHABILITATION PROJECT

WHEREAS, Toni Wollaber and Justin Goeke are the owners of property located at 6638 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owners, Toni Wollaber and Justin Goeke, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Toni Wollaber and Justin Goeke have agreed to the sum of twelve thousand seven hundred fifty dollars (\$12,750.00), and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 7, Parcel Nos. 7 and 8 of the Acquisition Map, in the amount of twelve thousand seven hundred fifty dollars (\$12,750.00), payable to Toni Wollaber and Justin Goeke, 6638 Rapids Road, Lockport, NY 14094, and be it further

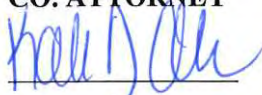
RESOLVED, that, following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-014-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**KRULL PARK SHORELINE WALL AND BANK RECONSTRUCTION PROJECT
CHANGE ORDER NO. 1**

WHEREAS, Resolution No. IF-145-22, dated November 15, 2022, awarded the contract for the Krull Park Shoreline Wall and Bank Reconstruction Project to 4th Generation Construction, 5650 Simmons Avenue, Niagara Falls, NY 14304, for a contract amount not to exceed \$3,518,698.00, and

WHEREAS, it is necessary to increase the contract in the amount of \$65,217.41 for work to provide additional pavement resurfacing at Franklin Street, additional handrail at the rear of the band stage, and additional fencing at the pier gates, for a revised contract amount of \$3,583,915.41, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 1 to increase the contract by \$65,217.41 for the Krull Park Shoreline Wall and Bank Reconstruction Project, for a revised contract amount of \$3,583,915.41, be approved, and be it further


RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-015-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 1/16/24	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 1/16/24	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**ANGELO DELSIGNORE CIVIC BUILDING ROOF REPLACEMENT
CHANGE ORDER NO. 1**

WHEREAS, Resolution No. IF-146-22, dated November 15, 2022, awarded the contract for the Angelo DelSignore Civic Building Roof Replacement Project to Jameson Roofing Company, 3649 Lake Shore Drive East, Dunkirk, NY 14048, for a contract amount not to exceed \$607,695, and

WHEREAS, it is necessary to extend the contract completion date to February 29, 2024 and increase the contract in the amount of \$3,911 for additional work to extend the third floor exhaust fans through the roof, for a revised contract amount of \$611,606, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 1 to extend the contract completion date to February 29, 2024 and increase the contract by \$3,911 for the Angelo DelSignore Civic Building Roof Replacement Project, for a revised contract amount of \$611,606, be approved, and be it further

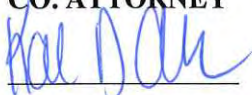
RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-016-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**ROYALTON CENTER ROAD BRIDGE OVER MUD CREEK BRIDGE REPLACEMENT
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-100-23, dated June 20, 2023, authorized the contract for consultant services for the Royalton Center Road Bridge over Mud Creek Bridge Replacement Project to Greenman-Pedersen Inc., 4950 Genesee Street, Suite 100, Cheektowaga, NY 14225, for a contract amount not to exceed \$135,362, and

WHEREAS, it is necessary to increase the contract in the amount of \$1,000 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$136,362, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Amendment No. 1 to increase the contract in the amount of \$1,000 for the Royalton Center Road Bridge over Mud Creek Bridge Replacement Project, for the revised contract amount of \$136,362, to Greenman-Pedersen Inc., 4950 Genesee Street, Suite 100, Cheektowaga, NY 14225, be approved, and be it further

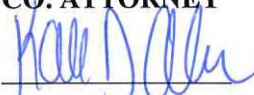
RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee _____ **DATE:** 01/23/24 **RESOLUTION #** IF-017-24
and Administration Committee _____

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**WILLOW ROAD BRIDGE OVER THE EAST BRANCH OF TWELVE MILE CREEK
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-103-23, dated June 20, 2023, authorized the contract for consultant services for the Willow Road over the East Branch of Twelve Mile Creek Bridge Replacement Project to Mott MacDonald NY Inc., 438 Main Street, Suite 300, Buffalo, NY 14202, for a contract amount not to exceed \$199,524, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,280 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$202,804, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Amendment No. 1 to increase the contract in the amount of \$3,280 for the Willow Road over the East Branch of Twelve Mile Creek Bridge Replacement Project, for the revised contract amount of \$202,804, be approved, and be it further

RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 01/23/24 RESOLUTION # IF-018-24

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

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HUNT STREET BRIDGE OVER BERGHOLZ CREEK CONSULTANT AMENDMENT NO. 1

WHEREAS, Resolution No. IF-119-21, dated December 14, 2021, authorized the contract for consultant services for the Hunt Street Bridge over Bergholz Creek Project to Watts Engineering and Architecture, 95 Perry Street, Suite 300, Buffalo, NY 14203, for a contract amount not to exceed \$199,963, and

WHEREAS, it is necessary to increase the contract in the amount of \$5,900 to perform an assessment for salamander mussels in the creek, for a revised contract amount of \$205,863, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Amendment No. 1 to increase the contract in the amount of \$5,900 for the Hunt Street Bridge over Bergholz Creek Project, for the revised contract amount of \$205,863, be approved, and be it further


RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-019-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24 _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**FAÇADE ASSESSMENT/DESIGN SERVICES – 111 MAIN STREET
AMENDMENT NO. 1-FINAL**

WHEREAS, Resolution No. IF-098-21, dated September 21, 2021, authorized the contract for Assessment and Design Services for the Façade Structure at 111 Main Street, Lockport, NY, Project to Nussbaumer & Clarke, Inc., 3556 Lake Shore Road, Suite 500, Buffalo, NY 14219, for a contract amount not to exceed \$31,700.00, and

WHEREAS, it is necessary to decrease the contract in the amount of \$8,684, as the project is now complete, for a revised contract amount of \$23,016, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Amendment No. 1-Final to decrease the contract by \$8,684 for the Assessment and Design Services for the Façade Structure at 111 Main Street, Lockport, NY, Project, for a revised contract amount of \$23,016, be approved, and be it further


RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-021-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**SLAYTON SETTLEMENT ROAD REHABILITATION
CHANGE ORDER NO. 1 - FINAL**

WHEREAS, Resolution No. CW-018-23, dated May 16, 2023, awarded the contract for the Slayton Settlement Road Rehabilitation Project to Concrete Applied Technologies Corp., d/b/a CATCO, 1266 Townline Road, Alden, NY 14004, for a contract amount not to exceed \$2,560,370.77, and

WHEREAS, it is necessary to increase the contract in the amount of \$217,315.55 for additional work to rebuild Slayton Settlement Road from Harrington Road to Dale Road, for a revised contract amount of \$2,777,686.32, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 1-Final to increase the contract by \$217,315.55 for the Slayton Settlement Road Rehabilitation Project, for a revised contract amount of \$2,777,686.32, be approved, and be it further

RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 01/23/24 RESOLUTION # IF-022-24

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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PREVENTIVE MAINTENANCE OF TWO BRIDGES CHANGE ORDER NO. 2-FINAL

WHEREAS, Resolution No. IF-104-23, dated June 20, 2023, awarded the contract for the Preventive Maintenance of Two Bridges Project, BINs 3329220 and 3362330, to Edbauer Construction, 2790 Clinton Street, West Seneca, NY 14224, for a contract amount not to exceed \$982,177, and

WHEREAS, Resolution No. IF-156-23, dated October 17, 2023, extended the contract completion date to October 31, 2023, at no additional cost to the County, and

WHEREAS, it is necessary to decrease the contract in the amount of \$51,891.81, as the project is now complete, for a revised contract amount of \$930,285.19, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 2-Final to decrease the contract by \$51,891.81 for the Preventive Maintenance of Two Bridges Project, BINs 3329220 and 3362330, for a revised contract amount of \$930,285.19, be approved, and be it further

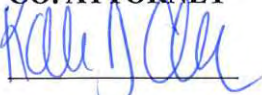
RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-023-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**CULVERT LININGS 2023
CHANGE ORDER NO. 2 - FINAL**

WHEREAS, Resolution No. IF-052-23, dated March 21, 2023, authorized the contract for the Culvert Linings 2023 Project to Precision Trenchless LLC, 1710 Erie Blvd., Schenectady, NY 12308, for a contract amount not to exceed \$265,000, and

WHEREAS, Resolution No. IF-157-23, dated October 17, 2023, extended the contract completion date to October 31, 2023, at no additional cost to the County, and

WHEREAS, it is necessary to decrease the contract in the amount of \$8,772.86 as the project is now complete, for a revised contract amount of \$256,227.14, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Change Order No. 2-Final to decrease the contract by \$8,772.86 for the Culvert Linings 2023 Project, for a revised contract amount of \$256,227.14, be approved, and be it further

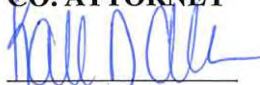
RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-024-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**SHARED SERVICES AGREEMENT FOR STORMWATER MANAGEMENT
CONSULTANT AMENDMENT NO. 1-FINAL**

WHEREAS, Resolution No. IF-007-22, dated January 18, 2022, authorized the contract for the shared services agreement with the City of Tonawanda to assist the County with the compliance of Phase II Stormwater Regulations for the period March 1, 2022 – February 28, 2023, in the amount of \$47,100, and

WHEREAS, it is necessary to decrease the contract in the amount of \$433.36, as the contract is complete, for a revised contract amount of \$46,666.64, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that Amendment No. 1-Final to decrease the contract in the amount of \$433.36 for the shared services agreement with the City of Tonawanda for the period March 1, 2022 – February 28, 2023, for the revised contract amount of \$46,666.64, be approved, and be it further

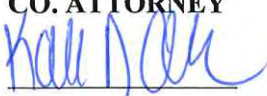
RESOLVED, that, following the County Attorney’s review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-025-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**UNCOMPLETED WORK AGREEMENT – SLAYTON SETTLEMENT
ROAD REHABILITATION PROJECT – EPN 2206**

WHEREAS, the Department of Public Works recommends executing an Uncompleted Work Agreement with Concrete Applied Technologies Corp., 1266 Townline Road, Alden, NY 14004, for Topsoil, Turf Establishment and Striping, and

WHEREAS, Concrete Applied Technologies Corp, 1266 Townline Road, Alden, NY 14004, has agreed to submit a certified check, payable to Niagara County, in the amount of \$50,509.50, which is double the contract value, as a security deposit, and

WHEREAS, upon completion and approval by the County of any uncompleted work, the check will be returned, and final payment will be issued for the work, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Uncompleted Work Agreement with Concrete Applied Technologies Corp., 1266 Townline Road, Alden, NY 14004, for Topsoil, Turf Establishment and Striping, be approved, and

RESOLVED, that following the County Attorney’s review, the Contract may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-026-24
and Administration Committee

APPROVED REVIEWED COMMITTEE ACTION LEGISLATIVE ACTION
CO. ATTORNEY CO. MANAGER IF - 1/16/24 Approved: Ayes Abs. Noes
AD - 1/16/24 Rejected: Ayes Abs. Noes
Referred:



JOHNSON CREEK ROAD OVER GOLDEN HILL CREEK BRIDGE REPLACEMENT
CONSULTANT AMENDMENT NO. 1

WHEREAS, Resolution No. IF-102-23, dated June 20, 2023, authorized the contract for consultant services for the Johnson Creek Road over Golden Hill Creek Bridge Replacement Project to Mott MacDonald NY Inc., 438 Main Street, Suite 300, Buffalo, NY 14202, for a contract amount not to exceed \$197,787, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,280 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$201,067, and

WHEREAS, additional funds are required to allow for this increase to the contract and to provide funds for any other incidental cost that may arise in the near future, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

AH 40511.00 Appropriated Capital Reserve \$10,000

INCREASE APPROPRIATIONS:

AH.07.9950.000 79010.00 Transfer to Capital Construction \$10,000

INCREASE ANTICIPATED REVENUE:

H778.15.5197.000 45031.10 Transfer from Capital Reserves \$10,000

INCREASE APPROPRIATIONS:

H778.15.5197.000 72600.02 Infrastructure Bridges \$10,000

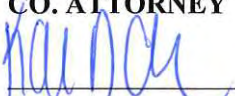
and be it further

RESOLVED, that Amendment No. 1 to increase the contract in the amount of \$3,280 for the Johnson Creek Road over Golden Hill Creek Bridge Replacement Project, for the revised contract amount of \$201,067, be approved, and be it further

RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-027-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**SHARED SERVICES AGREEMENT FOR
STORMWATER MANAGEMENT COORDINATOR**

WHEREAS, the Department of Public Works desires to continue the shared services agreement with the City of Tonawanda to assist the County with the compliance of Phase II Stormwater Regulations, and

WHEREAS, the continuation of the shared services agreement with the City of Tonawanda would be beneficial to both municipalities for a one-year period with the option to renew for two (2) additional one (1) year terms, and

WHEREAS, funds are available in account D.15.5140.000 74650.08, Consultant Services for 2024, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the shared services agreement for the implementation of the Phase II Stormwater Regulations be executed with the City of Tonawanda, 200 Niagara Street, Tonawanda, NY 14150, for a contract amount not to exceed \$49,950 for the initial period of March 1, 2024 through February 28, 2025, and be it further


RESOLVED, that, following the County Attorney’s review, the Agreement may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-028-24
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>IF - 1/16/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 1/16/24</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**CREATE AND FILL
ONE SR. ENGINEERING AIDE POSITION**

WHEREAS, due to vacancies within the Engineering Division of the Public Works Department, the department has reviewed its operational needs, and

WHEREAS, after studying the services we provide and evaluating all options it has been determined that it would be in the best interest of the department, as well as the taxpayers, to fund one (1) Sr. Engineering Aide position from the currently vacant Jr. Civil Engineer position #13720, now, therefore be it

RESOLVED, that the position of Sr. Engineering Aide, CSEA Grade 8, Step 3, at an annual salary of \$48,084, be created and filled, effective February 5, 2024, and be it further

RESOLVED, that the following budget modification be made:

FROM:

A.15.1440.000.71010.00 Positions (Jr. Civil Engineer – Pos. #13720) \$48,084.00

TO:

A.15.1440.000.71010 .00 Positions - Sr. Engineering Aide, Pos #XXXXX) \$48,084.00

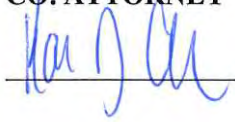
INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-029-24
and Administration Committee

APPROVED CO. ATTORNEY	REVIEWED CO. MANAGER	COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24	LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:
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AWARD CONSULTANT CONTRACT – DESIGN OF AMPHITHEATER AT ROYALTON RAVINE PARK

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Design of an Amphitheater at Royalton Ravine Park, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the following budget modification be effectuated to allow the project to proceed:

INCREASE REVENUE:

H749.15.7110.000 42089.01	Other Culture/Recreation Income Greenway	\$189,352
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INCREASE APPROPRIATIONS:

H749.15.7110.000 72400.00	Land Improvements Expense	\$189,352
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and be it further

RESOLVED, that the consultant services contract for the Design of an Amphitheater at Royalton Ravine Park be awarded to Wendel WD Architecture, Engineering, Surveying and Landscape Architecture P.C., 375 Essjay Road, Suite 200, Williamsville, NY 14221, for a contract amount not to exceed \$10,644, and be it further


RESOLVED, that following the County Attorney’s review, the Contract may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-030-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>TF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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AWARD OF CONTRACT – ROYALTON RAVINE FRONT BUILDOUT

WHEREAS, the Department of Public Works has prepared specifications and the Niagara County Purchasing Department has advertised for bids for the Royalton Ravine Front Buildout Project, and

WHEREAS, funds are available in account number H749.15.7110.000 72400.00, Land Improvements, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on January 4, 2024 as tabulated below:

- | | | |
|----|---|--------------|
| 1. | LDC Construction, Inc.
1920 Baseline Road
Grand Island, NY 14072 | \$ 88,690.00 |
| 2. | Anastasi Trucking & Paving Co.
4430 Walden Avenue
Lancaster, NY 14086 | \$124,550.00 |
| 3. | Palladino Excavating
5653 Wendy Circle
Lockport, NY 14094 | \$148,875.00 |
| 4. | Durable Transport
P.O. Box 71
Lockport, NY 14095 | \$165,575.00 |
| 5. | J & D's Sealtech Corp.
138 Chandler Street
Buffalo, NY 14207 | \$173,525.00 |
| 6. | Sutton Excavating
P.O. Box 253
East Amherst, NY 14051 | \$203,600.00 |
| 7. | Occhino Corp.
2650 Seneca Street
West Seneca, NY 14224 | \$219,850.00 |
| 8. | Louis Del Prince and Sons
580 Cayuga Road
Cheektowaga, NY 14225 | \$241,841.00 |

- | | | |
|-----|--|--------------|
| 9. | Edbauer Construction
2790 Clinton Street
West Seneca, NY 14224 | \$248,461.00 |
| 10. | Laubacker Enterprises
1875 Grand Island Blvd.
Grand Island, NY 14072 | \$407,087.17 |

and

WHEREAS, the Infrastructure & Facilities Committee has examined the bid, and

WHEREAS, prior to the execution of the required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the contract for the Royalton Ravine Front Buildout Project be awarded to the lowest responsible bidder, LDC Construction, Inc., 1920 Baseline Road, Grand Island, NY 14072, in the amount of \$88,690.00, and be it further


RESOLVED, that, following the County Attorney's review, the Agreement for the Royalton Ravine Front Buildout Project may be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 01/23/24 **RESOLUTION #** IF-031-24
and Administration Committee

APPROVED CO. ATTORNEY 	REVIEWED CO. MANAGER _____	COMMITTEE ACTION <u>IF - 1/16/24</u> <u>AD - 1/16/24</u> _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**DPW – HIGHWAY
EXPENDITURE OF COUNTY ROAD FUND MONIES**

WHEREAS, the Commissioner of Public Works recommends the expenditure of County Road Fund monies for maintenance of roads under Section 129 of the Highway Law, as set forth on the attached form, in the sum of 9,098,142, and

WHEREAS, prior to the execution of the necessary documents, the county Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the attached recommendation of the commissioner of Public Works be approved and the sum of \$9,098,142 be appropriated from the County Road Fund for maintenance during the year 2024, and be it further

RESOLVED, that following the County Attorney’s review, the required documents can be executed pursuant to the Niagara County Contract Policy.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 01/23/24 RESOLUTION # IF-032-24

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 1/16/24 AD - 1/16/24 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

[Handwritten signature]

CAPITAL PROJECT BUDGET MODIFICATION, CLOSE OUT AND REALLOCATION OF PROJECT FUNDS

WHEREAS, there are several capital projects that have been completed in 2023, and

WHEREAS, the remaining funds should be returned to the original funding source or to an existing capital project, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

DECREASE ESTIMATED REVENUES:

Table with 4 columns: Account Number, Description, and Amount. Rows include: H735.15.1620.000 41289.02 Other General Gov Income \$ 12,193.30; H735.15.1620.000 43021.00 State Aid Court Facilities \$140,152.70; H737.15.7110.000 45031.00 Transfers from Operating \$ 11,422.50; H746.15.1620.000 44089.07 Other ARPA State/Local Fiscal Rec Fund \$ 10,016.93

DECREASE APPROPRIATIONS:

Table with 4 columns: Account Number, Description, and Amount. Rows include: H735.15.1620.000 72200.01 Building Improvements \$141,013.17; H737.15.7110.000 72100.25 Golf Course Equipment \$ 11,422.50; H746.15.1620.000 72200.01 Building Improvements \$ 10,016.93

INCREASE ESTIMATED REVENUE:

Table with 4 columns: Account Number, Description, and Amount. Row: H735.15.1620.000 45031.00 Transfer from Operating \$11,332.83

and be it further

RESOLVED, that the following capital projects be closed and the remaining account balances be transferred to the original funding source:

- H735 – Court House 3rd Floor Upgrades
H737 – Park Equipment 2022
H746 – Bottle Filling Stations

and be it further

RESOLVED, that the balance for these accounts in the amount of \$89.67 is to be returned to the original funding source as follows:

Operating - \$89.67

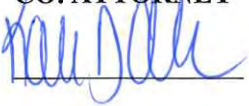
INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 01/23/24 RESOLUTION # IF-033-24
and Administration Committee

APPROVED
CO. ATTORNEY



REVIEWED
CO. MANAGER

COMMITTEE ACTION
IF - 1/16/24
AD - 1/16/24

LEGISLATIVE ACTION
Approved: Ayes Abs. Noes
Rejected: Ayes Abs. Noes
Referred:

CAPITAL PROJECTS BUDGET MODIFICATION

WHEREAS, invoices for two (2) separate capital project accounts are reimbursable by New York State,
and

WHEREAS, the capital project account needs to have these revenue accounts created, and

WHEREAS, it is best to do this accounting modification prior to the capital projects being rolled into
2024, and

WHEREAS, budget modifications for the 2023 fiscal year can continue to be made into the first quarter
of 2024, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated to the 2023 County budget:

INCREASE ESTIMATED REVENUE:

H662.15.1620.000 43021.00	State Aid Court Facilities Revenue	\$2,801.00
H763.15.1620.000 43021.00	State Aid Court Facilities Revenue	\$1,721.00

INCREASE APPROPRIATIONS:

H662.15.1620.000 72200.01	Building Improvements	\$2,801.00
H763.15.1620.000 72200.04	Building Improvements	\$1,721.00

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Richard L. Andres, Randy R. Bradt DATE: 01/23/24 RESOLUTION# IL-001-24

Jesse P. Gooch and Economic Development Committee

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION ED -1/10/24	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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Richard L. Andres

RESOLUTION IN SUPPORT OF THE NORTH TONAWANDA STEPHEN SIKORA POST 1322 AMERICAN LEGION THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, Stephen Sikora Post 1322 of North Tonawanda is comprised of over 300 proud Veterans, who have served in the United States Military during times of conflict, and

WHEREAS, Stephen Sikora Post is the only Veteran’s organization located in North Tonawanda, and

WHEREAS, the North Tonawanda Stephen Sikora Post 1322 American Legion is committed to maintaining the North Tonawanda property as a destination for the community, now therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports the efforts of the North Tonawanda Stephen Sikora Post 1322 American Legion by appropriating monies from said Community Partnership Fund as follows:

Stephen Sikora Post 1322 American Legion	\$6,000.00
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LEGISLATOR RICHARD L. ANDRES


LEGISLATOR RANDY R. BRADT

LEGISLATOR JESSE P. GOOCH

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Irene M. Myers and DATE: 01/23/24 RESOLUTION # IL-002-24
Economic Development Committee

APPROVED BY	REVIEWED BY	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>ED - 1/10/24</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

RESOLUTION IN SUPPORT OF THE FRIENDS OF YOUNGSTOWN THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, The Friends of Youngstown is a newly founded not-for-profit organization focused on supporting the community and enhancing programs in the Village of Youngstown, and

WHEREAS, The Friends of Youngstown have focused on a specific project for 2024 that will provide renovations, maintenance, rejuvenate and enhance the splash pad in Falkner Park including the painting of education materials on the pad itself allowing for education while having fun, and

WHEREAS, enhancing Falkner Park will include "timers" for the splash pad that will turn the water on and off at a set time which will save money to not to have someone assigned for that specific duty, and

WHEREAS, this enhancement will make Falkner Park a place where everyone young and old alike can enjoy a nice hot summer day, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports the Friends of Youngstown by appropriating monies from said Community Partnership as follows:

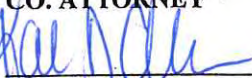
The Friends of Youngstown	\$4,500.00
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LEGISLATOR IRENE M. MYERS

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Irene M. Myers and DATE: 01/23/24 RESOLUTION# IL-003-24
Economic Development Committee

APPROVED BY	REVIEWED BY	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>ED - 1/10/23</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**RESOLUTION IN SUPPORT OF OLD FORT NIAGARA
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Old Fort Niagara is a historical site built in 1726, located in the Town of Porter, at the mouth of the beautiful Niagara River and the shores of Lake Ontario, and

WHEREAS, Old Fort Niagara welcomes over 200,000 visitors a year providing an economic driving force to the Town of Porter, and

WHEREAS, the planned connectivity of the "bike trail" from the escarpment to Lake Ontario would welcome visitors by bicycles to Old Fort Niagara, therefore creating a need for a proper place for bicyclists to park their bicycles, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorize the allocation of funding for the Community Partnership Program Fund through Resolution CW-001-23, and it be further

RESOLVED, that Niagara County supports Old Fort Niagara by appropriating monies from said Community Partnership Fund as follows:

OLD FORT NIAGARA	\$1,250.00
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LEGISLATOR IRENE M. MYERS

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Rebecca J. Wydysh, Anthony J. Nemi, Irene M. Myers, et al. DATE: 01/23/24 RESOLUTION # IL-004-24

APPROVED BY CO. ATTORNEY [Signature] REVIEWED BY CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION Approved: Ayes ___ Abs. ___ Noes ___ Rejected: Ayes ___ Abs. ___ Noes ___ Referred: _____

A RESOLUTION REQUESTING STATE LEGISLATION TO ALLOW THE USE OF RIFLES FOR BIG GAME HUNTING IN NIAGARA COUNTY

WHEREAS, Niagara County has a long, proud tradition of supporting outdoor activities, wildlife conservation and all types of hunting, and

WHEREAS, the Niagara County Gun Owners' Rights Advisory Panel has recommend that to further enhance the hunting experience in Niagara County, the use of rifles for big game hunting should be permissible, and

WHEREAS, allowing such rifle use in Niagara County requires an amendment to state law that adds Niagara County to the list of other counties where this is allowed, and

WHEREAS, the first step in the process is for the Niagara County Legislature to request such legislation, now, therefore, be it

RESOLVED, that the Niagara County Legislature requests the New York State Legislature enact legislation that will allow the use of rifles for big game hunting in all of Niagara County, and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to Senator Robert Ort and Assembly members William Conrad, Angelo Morinello and Michael Norris.

LEGISLATOR REBECCA J. WYDYSH

LEGISLATOR ANTHONY J. NEMI

LEGISLATOR IRENÉ M. MYERS

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