

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities
Committee

DATE: 10/17/17

RESOLUTION# IF-132-17

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
IF - 10/11/17

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

LANDFILL 2 LEACHATE COLLECTION SYSTEM UPGRADES
FINAL PAYMENT

WHEREAS, Resolution No. CW-012-16, dated May 3, 2016, awarded the contract for Landfill 2 Leachate Collection System Upgrades to NRC Environmental Services, 6392 Deere Rd. Syracuse, NY 13206, for a contract amount of \$205,609.29, and

WHEREAS, Resolution No. IF-097-16, dated September 22, 2016, authorized Change Order No. 1 to the contract, extending substantial completion to October 31, 2016, at no additional cost to the County, and

WHEREAS, the contract has been completed to specifications for the contract amount of \$204,722.19, 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 final payment is authorized to be processed to NRC Environmental Services, 6392 Deere Rd. Syracuse, NY 13206, for a final contract amount of \$204,722.19, 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 required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION # IF-133-17
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
IF - 10/11/17
AD - 10/11/17

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

NIAGARA COUNTY REFUSE DISPOSAL DISTRICT CONSTRUCTION AND DEMOLITION
DEBRIS LANDFILL CLOSURE AND SITE UPGRADES PROJECT
CHANGE ORDER NO. 11-FINAL PAYMENT

WHEREAS, Resolution No. CW-011-16, dated May 3, 2016, awarded the contract for Niagara County Refuse Disposal District Construction and Demolition Debris Landfill Closure and Site Upgrades to Mark Cerrone, Inc. 2368 Maryland Ave. Niagara Falls, New York 14305, for a contract amount of \$1,997,000, and

WHEREAS, Resolution No. IF-116-16, dated December 6, 2016, authorized Change Order No. 1 for pipe substitutions, and

WHEREAS, Resolution No. IF-117-16, dated December 6, 2016, authorized Change Order No. 2 for modifications to the leachate storage tank, and

WHEREAS, Resolution No. IF-118-16, dated December 6, 2016, authorized Change Order No. 4 for debris fence removal, and

WHEREAS, Resolution No. IF-119-16, dated December 6, 2016, authorized Change Order No. 6 for the installation of utility pole guy wires, and

WHEREAS, Resolution No. IF-120-16, dated December 6, 2016, authorized Change Order No. 7 for the installation of an air vacuum release valve, and

WHEREAS, Resolution No. IF-121-16, dated December 6, 2016, authorized Change Order No. 8 for the installation of a flow meter junction box, and

WHEREAS, Resolution No. IF-122-16, dated December 6, 2016, authorized Change Order No. 9 for a no cost time extension of substantial completion, and

WHEREAS, Change Order requests No. 3, No.5 and No. 10 were denied, and

WHEREAS, it is necessary to reduce the contract in the amount of \$66,852.69, for a revised contract amount of \$1,930,147.31, 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 final payment is authorized to be processed to Mark Cerrone, Inc. 2368 Maryland Ave. Niagara Falls, New York 14305, for a final contract amount of \$1,930,147.31, 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 required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 10/17/17 RESOLUTION # IF-134-17
and Administration Committee

| | | | |
|-----------------------------|----------------------------|--|---|
| APPROVED BY CO. ATTORNEY | REVIEWED BY CO. MANAGER | COMMITTEE ACTION <u>IF - 10/11/17</u> <u>AD - 10/11/17</u> | LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____ |
|-----------------------------|----------------------------|--|---|

**HIGHWAY EXCAVATORS
CAPITAL PROJECT BUDGET MODIFICATION**

WHEREAS, the County applied for funds from the State and Municipal Facilities Program for various types of highway heavy equipment, which require a thirty-percent match, and

WHEREAS, the County has successfully secured funds from the State and Municipal Facilities Program, Project ID #9215, in the amount of \$224,000, requiring a match of \$96,000, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

| | | |
|------------|---------------------------|----------|
| A 40599.00 | Appropriated Fund Balance | \$96,000 |
|------------|---------------------------|----------|

INCREASE APPROPRIATION:

| | | |
|------------------------|-----------------------------|----------|
| A.07.9901.000.79010.10 | Transfer to Capital Reserve | \$96,000 |
|------------------------|-----------------------------|----------|

INCREASE APPROPRIATED FUND BALANCE:

| | | |
|-------------|------------------------------|----------|
| AH 40511.00 | Appropriated Capital Reserve | \$96,000 |
|-------------|------------------------------|----------|

INCREASE APPROPRIATION:

| | | |
|-------------------------|------------------------------|----------|
| AH.07.9950.000.79010.00 | Transfer to Capital Projects | \$96,000 |
|-------------------------|------------------------------|----------|

INCREASE ANTICIPATED REVENUE:

| | | |
|---------------------------|--|-----------|
| HXXX.15.5110.000.43097.01 | SAMS Grant | \$224,000 |
| HXXX.15.5110.000.45031.10 | Interfund Transfers – From Capital Reserve | \$ 96,000 |

INCREASE ANTICIPATED EXPENSES:

| | | |
|---------------------------|-----------------|-----------|
| HXXX.15.5110.000.72100.10 | Heavy Equipment | \$320,000 |
|---------------------------|-----------------|-----------|

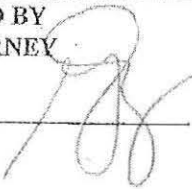
INFRASTRUCTURES & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION # IF-135-17
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY



REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
IF - 10/11/17
AD - 10/11/17

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

**BRIDGE ASPHALT CONCRETE DECK OVERLAYS & JOINT REPAIRS
SUPPLEMENTAL AGREEMENT NO. 1**

WHEREAS, the Bridge Asphalt Concrete Deck Overlays & Joint Repairs Project, Towns of Hartland, Newfane, Niagara, Pendleton, Royalton, Somerset, Wheatfield, and Wilson, Niagara County, PIN 5761.36 (the "Project"), is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, the County of Niagara desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Construction/Construction Inspection phases of the project, 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 Legislature of the County of Niagara hereby approves the above-subject project, and be it further

RESOLVED, that the Legislature of the County of Niagara hereby authorizes the County of Niagara to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Construction/Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the following budget modification be effectuated to reflect the funding levels set forth by Schedule A in the attached agreement:

INCREASE REVENUE:

D.15.5120.000 44597.01 Federal Aid Capital Construction \$ 54,937
D.15.5120.000 43591.00 State Aid Capital Construction \$ 42,000

INCREASE APPROPRIATIONS:

D.15.5120.000 74800.06 Repairs and Maintenance-Bridges \$ 96,937

and be it further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the project's Construction/Inspection phases exceeds the amount appropriated above, the County of Niagara shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation, and be it further

RESOLVED, that the Chair of the Legislature of the County of Niagara be, and hereby is, authorized to execute all necessary Agreements, certifications, or reimbursement requests for Federal Aid on behalf of the

County of Niagara with the New York State Department of Transportation, in connection with the advancement or approval of the Project providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal Aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, 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 required documents, and be it further

RESOLVED, that this Resolution shall take effect immediately.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION# IF-136-17
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
IF - 10/11/17
AD - 10/11/17

LEGISLATIVE ACTION

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

**NIAGARA ROAD BRIDGE OVER BERGHOLZ CREEK
FEDERAL AID LOCAL PROJECT AGREEMENT
SUPPLEMENTAL AGREEMENT NO. 1**

WHEREAS, the Niagara Road Bridge over Bergholz Creek Project, Town of Wheatfield, Niagara County, PIN 5762.19 (the "Project"), is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% federal funds and 5% non-federal funds, and

WHEREAS, the County of Niagara desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Construction/Construction Inspection phases of the project, 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 Legislature of the County of Niagara hereby approves the above-subject project, and be it further

RESOLVED, that the Legislature of the County of Niagara hereby authorizes the County of Niagara to pay in the first instance 100% of the federal and non-federal shares of the cost of the Construction/Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the following budget modification be effectuated to reflect the funding levels set forth by Schedule A in the attached agreement:

DECREASE REVENUE:

H604.15.5197.000 43501.00 Consol Highway Aid Revenue \$ 920,779.65

INCREASE REVENUE:

H604.15.5197.000 44597.01 Federal Aid Capital Const Hwy \$1,433,550.00

INCREASE APPROPRIATIONS:

H604.15.5107.000 72600.02 Infrastructure Bridges \$ 512,770.35

and be it further

RESOLVED, that the Legislature of the County of Niagara hereby agrees that the County of Niagara shall be responsible for all costs of the project which exceed the amount of the NY Bridge Funding awarded to the County, and be it further

RESOLVED, that the sum of \$1,559,000 is hereby appropriated in account H604.15.5197.000 72600.02 and made available to cover the cost of participation in the above phases of the project, and be it further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the project's Construction/Construction Inspection phases exceeds the amount appropriated above, the County of Niagara shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation, and be it further

RESOLVED, that the County of Niagara hereby agrees that construction of the project shall begin no later than eighteen (18) months after award and that the project shall be completed within three (3) years of commencing construction, and be it further

RESOLVED, that the Chairman of the Legislature of the County of Niagara be, and hereby is, authorized to execute all necessary agreements, certifications, or reimbursement requests for federal aid on behalf of the County of Niagara with the New York State Department of Transportation, in connection with the advancement or approval of the Project providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of federal aid eligible Project costs and all Project costs within appropriations therefore, that are not so eligible, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, 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 required documents, and be it further

RESOLVED, that this Resolution shall take effect immediately.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION # IF-137-17
Committee and Administration Committee

| | | | |
|-----------------------------|----------------------------|--|---|
| APPROVED BY CO. ATTORNEY | REVIEWED BY CO. MANAGER | COMMITTEE ACTION IF - 10/11/17 AD - 10/11/17 | LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____ |
|-----------------------------|----------------------------|--|---|

**CONSULTANT SERVICES FOR NIAGARA COUNTY JAIL BUILDING NO. 1
FRONT FACADE REPAIRS AND ROOF SAFETY RAILS FINAL PAYMENT**

WHEREAS, by Resolution No. IF-072-15, dated May 5, 2015, the Legislature awarded the contract for consulting services for the Niagara County Jail Building No. 1 Front Facade Repairs and Roof Safety Rails Project to Watts Architecture and Engineering, 95 Perry Street, Suite 300, Buffalo, NY 14203, in the amount of \$43,314, and

WHEREAS, the contract has been completed for the original contract amount of \$43,314, 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 final payment is authorized to be processed to Watts Architecture and Engineering, 95 Perry Street, Suite 300, Buffalo, NY 14203, 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 required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION # IF-138-17
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

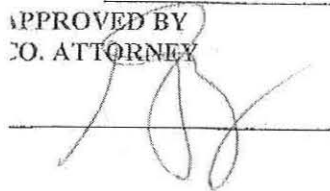
COMMITTEE ACTION
IF - 10/11/17

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____



**LOCKPORT ROAD REPAVING PROJECT
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-080-16, dated August 2, 2016, authorized the contract for consultant services for Lockport Road Repaving project to complete design and perform construction administration and construction inspection to Erdman, Anthony & Associates Inc., 8608 Main Street, Buffalo, NY 14221, for a fee not to exceed \$112,818, and

WHEREAS, it is necessary to amend the contract to allow for additional construction inspection and construction administration in the amount of \$23,461, for a revised contract amount of \$136,279, 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 consulting services be amended by \$23,461 for additional construction administration and construction inspection to Erdman, Anthony & Associates Inc., 8608 Main Street, Buffalo, NY 14221, for a fee not to exceed \$136,279, 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 required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION # IF-139-17
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
IF - 10/11/17
AD - 10/11/17

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

DEPARTMENT OF PUBLIC WORKS – NC POWER BUDGET MODIFICATION

WHEREAS, Niagara County receives low cost power from the New York Power Authority (NYPA),
and

WHEREAS, additional funds are required to cover the remainder of expenses for 2017 in the line item
for electric transportation charges, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE ESTIMATED REVENUE:

A.25.1620.108.42655.03 Sale of Excess Power \$105,000.00

INCREASE ESTIMATED APPROPRIATION:

A.25.1620.108.74850.02 Electric \$105,000.00

INFRASTRUCTURES & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 10/17/17 RESOLUTION # IF-140-17

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|-----------------------------|----------------------------|--|---|
| APPROVED BY CO. ATTORNEY | REVIEWED BY CO. MANAGER | COMMITTEE ACTION <u>IF - 10/11/17</u> | LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____ |
|-----------------------------|----------------------------|--|---|

**WEST CANAL MARINA PARK IMPROVEMENTS
CAPITAL PROJECT BUDGET MODIFICATION**

WHEREAS, the County applied for funds from the State and Municipal Facilities Program for various improvements at the West Canal Marina Park, which require a thirty-percent match, and

WHEREAS, the County has successfully secured funds from the State and Municipal Facilities Program, Project ID #9216, in the amount of \$245,000, requiring a match of \$105,000, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

| | | |
|------------|---------------------------|-----------|
| A 40599.00 | Appropriated Fund Balance | \$105,000 |
|------------|---------------------------|-----------|

INCREASE APPROPRIATION:

| | | |
|------------------------|-----------------------------|-----------|
| A.07.9901.000.79010.10 | Transfer to Capital Reserve | \$105,000 |
|------------------------|-----------------------------|-----------|

INCREASE APPROPRIATED FUND BALANCE:

| | | |
|-------------|------------------------------|-----------|
| AH 40511.00 | Appropriated Capital Reserve | \$105,000 |
|-------------|------------------------------|-----------|

INCREASE APPROPRIATION:

| | | |
|-------------------------|------------------------------|-----------|
| AH.07.9950.000.79010.00 | Transfer to Capital Projects | \$105,000 |
|-------------------------|------------------------------|-----------|

INCREASE ANTICIPATED REVENUE:

| | | |
|---------------------------|--|-----------|
| HXXX.15.7110.000.43097.01 | SAMS Grant | \$245,000 |
| HXXX.15.7110.000.45031.10 | Interfund Transfers – From Capital Reserve | \$105,000 |

INCREASE ANTICIPATED EXPENSES:


| | | |
|---------------------------|-------------------|-----------|
| HXXX.15.7110.000.72400.00 | Land Improvements | \$350,000 |
|---------------------------|-------------------|-----------|

INFRASTRUCTURES & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities DATE: 10/17/17 RESOLUTION# IF-141-17
Committee and Administration Committee

| | | | |
|---|----------------------------|--|---|
| APPROVED BY CO. ATTORNEY  | REVIEWED BY CO. MANAGER | COMMITTEE ACTION <u>IF - 10/11/17</u> <u>AD - 10/11/17</u> | LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____ |
|---|----------------------------|--|---|

**A RESOLUTION APPROVING AND CONFIRMING AN INCREASE TO THE
WATER RATE SCHEDULE OF THE NIAGARA COUNTY WATER DISTRICT
IN THE COUNTY OF NIAGARA, NEW YORK**

WHEREAS, the Administrative Board of the Niagara County Water District duly adopted a Resolution on April 20, 2017 which calls for increases in the Water Rate Schedule of said Water District, and,

WHEREAS, pursuant to the provisions of Section 266 of the County Law, a Public Hearing on such proposed increase was called, notice thereof was duly published in accordance with law and the same held in the Chambers of the County Legislature, Lockport, New York, on October 17, 2017 at 6:45 p.m., and all persons appearing thereat were heard and allowed to offer evidence on such proposed increase, now, therefore, be it

RESOLVED, by the Niagara County Legislature of the County of Niagara, New York, as follows:

Section 1. The amendment to the Niagara County Water District Rules and Regulations establishing rates are hereby approved as follows, effective January 1, 2018.

Section XII – Water Service Classifications and Rates

Classification No. 1 – Rates are hereby established as follows:

Rates for water used by Corporations located within the District with properties subject to Water District Taxes:

Rates for water used by Corporations located outside the District and contributing to District deficits by annual payment in lieu of taxes as set forth by contract between the District and said Corporations.

Water Rate.....\$0.90/1,000 gallons

Classification No. 1A – Rates are hereby established as follows:

Rates for water used by Corporations or other entities located outside the District (out of District rate)

Water Rate.....\$1.80/1,000 gallons or
such other rate that shall be determined by contract between the Niagara County Water District and Corporations or other entities.

Section 2. This Resolution shall take effect as hereinbefore set forth.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Mark J. Grozio,
Owen T. Steed, Jason A. Zona and
Dennis F. Virtuoso

DATE: 10/17/17 RESOLUTION # IL-091-17

APPROVED BY
SOLICITOR AT LAW

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

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

**RESOLUTION IN SUPPORT FOR THE SOMERSET SOLAR PROJECT
IN THE TOWN OF SOMERSET**

WHEREAS, Somerset Operating Company has announced plans to construct one of New York's largest solar farms in its existing 1,800- acre site on Lake Road in the Town of Somerset becoming the fourth coal generation plant in the country that has a large solar farm co-located on it, and

WHEREAS, the proposed large-scale clean energy project, called Somerset Solar is a very unique, balanced energy generation model that will generate 18 megawatts of solar electricity, which is enough to power the equivalent of an estimated 3,100 homes, and

WHEREAS, the construction cost is estimated to be \$25 million and the project would create up to 150 union jobs during construction resulting in a significant positive economic impact on Niagara County, and

WHEREAS, Somerset Operating company formally bid into a request for proposals for large-scale renewable energy purchase by the New York Power Authority that will allow for the construction of Somerset Solar and provide new revenue opportunities for the Somerset Power Plant, and

WHEREAS, the Niagara County Legislature fully supports Somerset Operating Company's pursuit of the Somerset Solar project, now, therefore, be it

RESOLVED, that the Niagara County Legislature endorses Somerset Operating Company's application to the New York Power Authority for construction of the Somerset Solar project, be it further

RESOLVED, copies of this resolution are sent to New York Power Authority Chairman John R. Koelmel, New York State Governor Andrew Cuomo, President and CEO of Empire State Development Howard Zensky and Town of Somerset Supervisor Dan Engert.

LEGISLATOR MARK J. GROZIO

LEGISLATOR OWEN T. STEED

LEGISLATOR JASON A. ZONA

LEGISLATOR DENNIS F. VIRTUOSO

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Kathryn L. Lance, Anthony J. Nemi, David E. Godfrey, Wm. Keith McNall and Rebecca J. Wydysh DATE: 10/17/17 RESOLUTION# IL-092-17

APPROVED BY CO. ATTORNEY REVIEWED BY CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

A LOCAL LAW TO AMEND LOCAL LAW NO. 8 OF 2007 TO ELIMINATE THE TEN-YEAR LIMITATION ON ALTERNATIVE TAX EXEMPTION FOR COLD WAR VETERANS

WHEREAS, on November 20, 2007, the Niagara County Legislature adopted Local Law No. 8 entitling veterans that served their country during the Cold War but not during actual, declared war, to a veterans exemption from real property taxation under § 458-b of the Real Property Tax Law of the State of New York, and

WHEREAS, on September 12, 2017, the Governor signed into law Senate Bill 5659-A (same as A-6510-A) amending section 485-b of the Real Property Tax Law to afford local governments the option to continue to provide a real property tax exemption to cold war veterans without regard to the ten-year limitation.

WHEREAS, Legislator Kathryn L. Lance, et al. presents in writing the following Local Law:

A Local Law to amend Local Law No. 8 of 2007 to continue to provide a real property tax exemption to cold war veterans without regard to the ten-year limitation.

Be it enacted by the County Legislature of the County of Niagara as follows:

Section 1. Pursuant to subsection 2(c) (iii) of § 458-b of the Real Property Tax Law of the State of New York the County of Niagara hereby amends Local Law No. 8 of 2007, to provide that the exemption adopted in Local Law No. 8 of 2007 shall continue to apply to qualifying owners of qualifying real property for as so long as they remain qualifying owners, without regard to the ten-year limitation.

Section 2. This Local Law shall take effect immediately upon its filing with the Secretary of State and shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 2018.

RESOLVED, that the Niagara County Legislature shall conduct a public hearing upon said proposed Local Law at the Legislative Chambers, Niagara County Courthouse, Lockport, New York, on the 21st day of November, 2017 at 6:30 p.m., and be it further

RESOLVED, that the Clerk of the Niagara County Legislature, at least six days in advance of such hearing, shall post a notice upon the bulletin boards in the Courthouse at Lockport, the Civic Building at Niagara Falls and shall publish such notice in the Lockport Union Sun & Journal and the Niagara Gazette; such notice shall contain the title of the Local Law and an abstract of the text to be prepared by the Clerk of the Legislature, with the assistance of the County Attorney's Office.

LEGISLATOR KATHRYN L. LANCE

LEGISLATOR ANTHONY J. NEMI

LEGISLATOR DAVID E. GODFREY

LEGISLATOR WM. KEITH MCNALL

LEGISLATOR REBECCA J. WYDYSH

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Michael A. Hill and
Economic Development Committee

DATE: 10/17/17

RESOLUTION # IL-093-17

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
ED - 10/11/17

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

**RESOLUTION IN SUPPORT OF THE MIDDLEPORT COMMUNITY CHOIRS, INC. THROUGH
THE USE OF CASINO FUNDING**

WHEREAS, the Middleport Community Choirs is made up of two different choirs, the vocal choir (The Middleport Community Choir) and the hand bell choir (The Middleport Bell Tones), and

WHEREAS, the Middleport Community Choirs is a voluntary organization which is made up of approximately 40 active members from Middleport, Medina, Gasport, Lockport, Akron and Lyndonville, and

WHEREAS, the Middleport Community Choirs performs at many local functions throughout the year and present an annual Cantata to the community, and

WHEREAS, the Middleport Community Choirs are in need of new choral and hand bell music, hand bell supplies and advertising and printing of concert programs, and

WHEREAS, the Niagara County Legislature Casino Fund contributions will support the Middleport Community Choir, now, therefore, be it

RESOLVED, that the Niagara County Legislature support the Middleport Community Choirs as follows:

Middleport Community Choirs \$1,500.00

and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2017 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01 Appropriated Fund Balance - Committed Funds \$1,500.00

INCREASE APPROPRIATIONS:

A.28.8020.812 74400.15 Seneca Niagara Community Development Fund \$1,500.00

LEGISLATOR MICHAEL A. HILL

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Wm. Keith McNall, DATE: 10/17/17 RESOLUTION# IL-095-17

Anthony J. Nemi, William J. Collins
and Economic Development Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

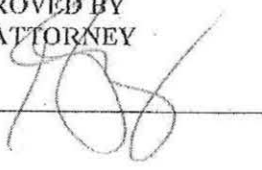
COMMITTEE ACTION
ED - 10/11/17

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____



RESOLUTION IN SUPPORT OF LOCKPORT BLUE THROUGH THE USE OF CASINO FUNDING

WHEREAS, "Lockport Blue" is a month long community-wide campaign to support and show appreciation to the men and women in Law Enforcement, and

WHEREAS, there will be weekly events scheduled throughout the month including Coffee with a Cop and an exhibit of uniforms from the three different branches on display in the windows of the Union Sun and Journal, and

WHEREAS, the creativity and enthusiasm of the kids, teachers, staff from local schools and the residents from the community come together to show their appreciation for all that the officers do, now, therefore, be it

RESOLVED, that the Niagara County Legislature supports Lockport Blue campaign as follows:

Lockport Blue \$3,000.00

and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2017 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01 Appropriated Fund Balance - Committed Funds \$3,000.00.

INCREASE APPROPRIATIONS:

A.28.8020.812 74400.15 Seneca Niagara Community Development Fund \$3,000.00

LEGISLATOR WM. KEITH MCNALL

LEGISLATOR ANTHONY J. NEMI

LEGISLATOR WILLIAM J. COLLINS

ECONOMIC DEVELOPMENT COMMITTEE