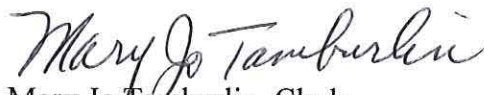




**AGENDA**  
**NIAGARA COUNTY LEGISLATURE**  
**November 19, 2019 – 7:00 P.M.**

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

  
Mary Jo Tamburlin, Clerk  
Niagara County Legislature

**The next meeting of the Legislature will be held on December 3, 2019**



**AGENDA**  
**NIAGARA COUNTY LEGISLATURE**  
**November 19, 2019 – 7:00 P.M.**

**Resolutions not on previous agenda:**

- IL-073-19** Legislators Wm. Keith McNall, William J. Collins and Anthony J. Nemi, re 911 Consolidation between the City of Lockport and the County of Niagara Sheriff's Department Dispatch
- IL-074-19** Legislators Randy R. Bradt, Richard L. Andres and Jesse P. Gooch, re Resolution to Amend the Intermunicipal Agreement of August 1<sup>st</sup>, 2017 Between the County of Niagara Sheriff's Office and the City of North Tonawanda

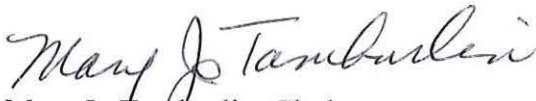
**Regular Meeting – November 19, 2019**

- \*AD-023-19** Administration, re Distribution of Mortgage Tax – Treasurer
- \*AD-024-19** Administration, re Authorizing Niagara County to Opt Out of the Negotiation Class in Re National Prescription Opiate Litigation – County Attorney
- AD-025-19** Administration, re Set Public Hearing for the Tentative Budget for the Year 2020
- AD-026-19** Administration, re Set Public Hearing for Assessment Tax Roll for the Niagara County Water District
- AD-027-19** Administration, re Set Public Hearing for Assessment Tax Roll for the Niagara County Sewer District
- AD-028-19** Administration, re Set Public Hearing for Assessment Tax Roll for the Niagara County Refuse District
- CS-053-19** Community Services and Administration, re 2020 Contracts – Mental Health Department
- CS-054-19** Community Services and Administration, re Budget Modification – Utilize NYS Office of Mental Health One-Time Federal Funding – Adult Integrated Care Clinics

- CS-055-19** Community Services and Administration, re 2019 Contract Agency COLA – Mental Health Department
- CS-056-19** Community Services and Administration, re Award for OFA Home Delivered Meals (RFP 2019 – 57)
- \*CSS-086-19** Community Safety & Security, re District Attorney Crimes against Revenue Program Grant Acceptance
- \*CSS-087-19** Community Safety & Security and Administration, re Resolution Authorizing the Public Safety Radio Network Enhancement Project in the Towns of Niagara and Lewiston - Sheriff
- \*CSS-088-19** Community Safety & Security and Administration, re Niagara Sheriff's Office Budget Modification – Assets Forfeiture Expenses
- \*CSS-089-19** Community Safety & Security and Administration, re Niagara County Sheriff's Office Budget Modification –Transport Vehicles
- \*CSS-090-19** Community Safety & Security and Administration, re Niagara County Sheriff's Office Accept STOP VAWA Formula Award
- \*CSS-091-19** Community Safety & Security and Administration, re Niagara County Sheriff's Office Budget Modification –Expenditure of Cellular E-911 Revenue
- \*CSS-092-19** Community Safety & Security and Administration, re Niagara County Sheriff's Office Budget Modification –Expenditure of Cellular E-911 Revenue (GPS)
- \*CSS-093-19** Community Safety & Security and Administration, re Niagara County Sheriff's Office Accept Forensic Laboratory Coverdell Grant - Sheriff
- \*CSS-094-19** Community Safety & Security and Administration, re 2020 Probation Software Maintenance Agreement for Caseload Explorer – Probation
- \*CSS-095-19** Community Safety & Security and Administration, re Acceptance of 2019 Hazardous Materials Emergency Preparedness (HMEP) Grant – Homeland Security Grants - Fire Coordinator
- ED-025-19** Economic Development and Administration, re Resolution Authorizing Niagara County to Entering Into an Agreement with NYSDEC, the Oil Spill Fund and NORLIC Regarding In Rem Properties
- \*IF-121-19** Infrastructure & Facilities and Administration, re Budget Modification for Water Treatment Plant Generator Upgrades – Water District
- \*IF-122-19** Infrastructure & Facilities and Administration, re Approval of Contract Addendum for Additional Services to be performed by CHA Consulting, Inc for the Niagara County Refuse Disposal District
- \*IF-123-19** Infrastructure & Facilities and Administration, re DPW - Parks Budget Modification



- \*IF-124-19** Infrastructure & Facilities, re Award Niagara County Golf Course Restaurant Concession Lease
- \*IF-125-19** Infrastructure & Facilities, re Rescinding the Resolution Entitled Niagara County Highway Department Dresser Roller as Surplus
- \*IF-126-19** Infrastructure & Facilities, re Resolution for an Agreement with the New York State Department of Transportation for the Acceptance of Compensation Relating to Appropriated Land
- \*IF-127-19** Infrastructure & Facilities and Administration, re Award Krull Park Shoreline Rehabilitation Project Consultant Selection
- \*IF-128-19** Infrastructure & Facilities and Administration, re Bond Lake Maintenance Building Change Order No. 1
- \*IF-129-19** Infrastructure & Facilities, re Approval of the Purchase of Property at 6755 North Canal Road, Lockport, New York for the Construction of an End Section
- \*IF-130-19** Infrastructure & Facilities, re Approval of the Purchase of Property at 6683 North Canal Road, Lockport for the Construction of Drainage Structures and Piping
- \*IF-131-19** Infrastructure & Facilities, re Approval of the Permanent Easement Agreement between Niagara County and New Royal Farms aka Newroyal Farms
- \*IF-132-19** Infrastructure & Facilities, re Approval of the Permanent Easement Agreement between Niagara County and John E. Wulf
- \*IF-133-19** Infrastructure & Facilities, re Bridge Deck Overlays Project, Towns of Hartland, Pendleton, and Wilson - Federal Aid Local Project Agreement
- \*IF-134-19** Infrastructure & Facilities and Administration, re Waiver of Residency Requirement Micro Computer Legal Systems - IT
- IL-060-19** Legislator Wm. Keith McNall and Administration, re Incident Report to the Niagara Board of Ethics

  
 Mary Jo Tamburlin, Clerk  
 Niagara County Legislature

**\* Indicates Preferred Agenda items**

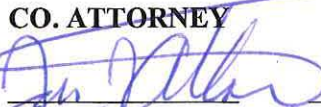
**Attachments for resolutions may be obtained in the office of the Clerk of the Legislature upon request.**

**The next meeting of the Legislature will be held on December 3, 2019**



# NIAGARA COUNTY LEGISLATURE

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-023-19

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> AD - 11/12/19	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## DISTRIBUTION OF MORTGAGE TAX

WHEREAS, Niagara County has received mortgage tax monies for the period April, 2019 through September, 2019 in the amount of \$3,137,424.76, and

WHEREAS, the Recording Officer has previously distributed \$768,457.27 to the Niagara Frontier Transportation Authority, \$694,007.23 to the State Mortgage Tax Agency, and retained \$129,690.33 for approved county administrative expenses, and

WHEREAS, that Recording Officer has remitted the remaining monies collected to the County Treasurer for distribution to various Niagara County towns, villages and cities, now, therefore, be it

RESOLVED, that the sum of \$1,545,269.93 reflects mortgage tax monies for the period April 1, 2019 through September 30, 2019 to be distributed, and the same be and hereby is, apportioned as follows among the various towns, villages and cities of the County of Niagara:

TOWNS	Cambria	\$ 44,310.63
	Hartland	21,672.49
	Lewiston	147,016.90
	Lockport	184,540.52
	Newfane	62,578.03
	Niagara	54,212.42
	Pendleton	86,653.87
	Porter	49,995.17
	Royalton	56,496.27
	Somerset	12,712.92
	Wheatfield	198,946.00
	Wilson	39,661.70

VILLAGES	Middleport (Hartland)	\$ 257.49
	Middleport (Royalton)	4,381.43
	Lewiston	17,813.80
	Youngstown	9,537.42
	Barker	1,051.38
	Wilson	4,288.66

CITIES	Lockport	\$ 127,206.21
	Niagara Falls	188,386.36
	North Tonawanda	<u>233,550.26</u>
	TOTAL:	\$1,545,269.93

and be it further

RESOLVED, that the County Treasurer be, and hereby is, directed to pay the Supervisors of the various towns, village treasurers, and city treasurers the amounts recorded above and that this document shall be sufficient authorization to the County Treasurer to make the payments in accordance with the above direction.

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-024-19

<b>APPROVED</b> <b>CO. ATTORNEY</b>	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>AD - 11/12/19</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Rejected: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Referred: <u>                                </u>
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## AUTHORIZING NIAGARA COUNTY TO OPT OUT OF THE NEGOTIATION CLASS IN IN RE NATIONAL PRESCRIPTION OPIATE LITIGATION

WHEREAS, Judge Polster of the United States District Court, Northern District of Ohio has preliminarily approved a request to certify a negotiating class setting forth the framework to assist the Court and the parties to achieve a national resolution of the opioid litigation, and

WHEREAS, it is advantageous to negotiate in a group and the New York cities and counties are currently coordinated in a state litigation in Suffolk county, and

WHEREAS, the coordinated litigation in Suffolk County will be the next county case to be tried and Niagara is already in a unique situation to negotiate as a group, and

WHEREAS, to opt out of the class, an Exclusion Request Form needs to be signed on behalf of Niagara County and submitted to counsel prior to November 22, 2019, now, therefore, be it



RESOLVED, that the Chairman is authorized to execute an Exclusion Request Form to opt out of the Negotiation class as is advised by our legal counsel in this matter.

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



**NIAGARA COUNTY LEGISLATURE**

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-025-19

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b> 	<b>COMMITTEE ACTION</b> <u>AD - 11/19/19</u> _____ _____	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**SET PUBLIC HEARING FOR THE TENTATIVE BUDGET FOR  
THE YEAR 2020**

WHEREAS, the County Manager of the County of Niagara has submitted a tentative budget to the Niagara County Legislature, and

WHEREAS, pursuant to Section 359 of the County Law, a public hearing must be held, now, therefore, be it

RESOLVED, that a public hearing be held in the Niagara County Courthouse, Lockport, New York at 6:50 p.m. on the 3rd day of December 2019, to review the tentative budget for the year 2020, and, be it further

RESOLVED, that the maximum salaries that may be fixed and payable during said fiscal year 2020 to members of the Legislature and the Chairman thereof, respectively, remain at the 2019 salary level and are specified as follows:

MEMBERS OF THE LEGISLATURE:	\$19,075 Annually
MAJORITY LEADER, MINORITY LEADER:	\$19,575 Annually
CHAIRMAN OF THE LEGISLATURE:	\$22,075 Annually


and be it further

RESOLVED, that the Clerk of the Niagara County Legislature is hereby authorized to publish notice of same in the Union Sun & Journal and the Niagara Gazette.

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-026-19

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>AD - 11/19/19</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Rejected: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Referred: <u>                    </u>
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**SET PUBLIC HEARING FOR ASSESSMENT TAX ROLL FOR  
THE NIAGARA COUNTY WATER DISTRICT**

WHEREAS, the Niagara County Water District has submitted an assessment tax roll through the County Manager of the County of Niagara to the Niagara County Legislature, and

WHEREAS, pursuant to Section 271 of the County Law, a public hearing must be held, now, therefore, be it

RESOLVED, that a public hearing be held in the Niagara County Courthouse, Lockport, New York at 6:20 p.m. on the 3rd day of December 2019, to review the assessment tax roll for the Niagara County Water District, and, be it further

RESOLVED, that the Clerk of the Niagara County Legislature is hereby authorized to publish notice of same in the Union Sun & Journal and the Niagara Gazette.

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-027-19

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
AD - 11/19/19

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

**SET PUBLIC HEARING FOR ASSESSMENT TAX ROLL FOR  
THE NIAGARA COUNTY SEWER DISTRICT**

WHEREAS, the Niagara County Sewer District #1 has submitted an assessment tax roll through the County Manager of the County of Niagara to the Niagara County Legislature, and

WHEREAS, pursuant to Section 271 of the County Law, a public hearing must be held, now, therefore, be it

RESOLVED, that a public hearing be held in the Niagara County Courthouse, Lockport, New York at 6:30 p.m. on the 3rd day of December 2019, to review the assessment tax roll for the Niagara County Sewer District #1, and, be it further

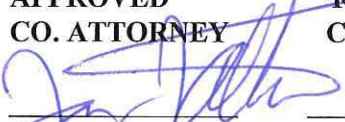
RESOLVED, that the Clerk of the Niagara County Legislature is hereby authorized to publish notice of same in the Union Sun & Journal and the Niagara Gazette.

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



**NIAGARA COUNTY LEGISLATURE**

**FROM:** Administration Committee **DATE:** 11/19/19 **RESOLUTION #** AD-028-19

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b> _____	<b>COMMITTEE ACTION</b> <u>AD - 11/19/19</u> _____ _____	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**SET PUBLIC HEARING FOR ASSESSMENT TAX ROLL FOR  
THE NIAGARA COUNTY REFUSE DISTRICT**

WHEREAS, the Niagara County Refuse District has submitted an assessment tax roll through the County Manager of the County of Niagara to the Niagara County Legislature, and

WHEREAS, pursuant to Section 271 of the County Law, a public hearing must be held, now, therefore, be it


RESOLVED, that a public hearing be held in the Niagara County Courthouse, Lockport, New York at 6:40 p.m. on the 3rd day of December 2019, to review the assessment tax roll for the Niagara County Refuse District, and, be it further

RESOLVED, that the Clerk of the Niagara County Legislature is hereby authorized to publish notice of same in the Union Sun & Journal and the Niagara Gazette.

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Services Committee **DATE:** 11/19/19 **RESOLUTION #** CS-053-19  
and Administration Committee

APPROVED CO. ATTORNEY	REVIEWED CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		CS - 11/19/19	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 11/19/19	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## 2020 CONTRACTS - MENTAL HEALTH DEPARTMENT

WHEREAS, funds are available in the Year 2020 Tentative Budget under the various line items of the Mental Health Department, and

WHEREAS, the Mental Health Department upon the advice of the Niagara County Community Services Board, recommends that contracts between the Mental Health Department and the following agencies be approved for 2020, now, therefore, be it

RESOLVED, contingent upon approval of the Year 2020 Tentative Budget, the Director of Community Services be and is hereby, authorized to execute the necessary agreements between the County and the various sub-contractors as aforesaid, subject to the approval of the County Attorney's Office.

CM.21.4322.415.74500.01	CSS Programs	
.74500.01	Community Missions	\$ 664,190
.74500.01	New Directions (Wyndham Lawn)	75,492
.74500.01	Mental Health Association	172,995
.74500.01	Dale Association	52,864
.74500.01	Spectrum Human Services	69,012
.74500.01	United Cerebral Palsy	<u>37,284</u>
		\$1,071,837

CM.21.4322.415.74550.06	Reinvestment Programming	
.74550.06	Community Missions	\$ 179,395
.74550.06	Mental Health Association	175,464
.74550.06	New Directions (Wyndham Lawn)	99,438
.74550.06	Niagara Falls Memorial Medical Center	203,504
.74550.06	Dale Association	<u>120,292</u>
		\$ 778,093

CM.21.4322.416.74500.01	Case Management Programs	
.74500.01	Pinnacle (formerly Family & Children's)	\$ 673,524
.74500.01	New Directions (Wyndham Lawn)	157,354
.74500.01	Community Missions	133,180
.74500.01	Niagara Falls Memorial Medical Center	<u>84,498</u>
		\$1,048,556

CM.21.4322.423.74500.01	Supported Housing	
.74500.01	Community Missions	\$ 262,607
.74500.01	Living Opportunities of DePaul	<u>171,739</u>
		\$ 434,346

A.21.4310.000.74500.01	Best Self	
.74500.01	Contractual	\$ 250,000
A.21.4322.412.74500.01	Mental Health Association	
.74500.01	Contractual	\$ 102,366
A.21.4322.413.74500.01	NYS OASAS Peer Engagement Services	
.74500.01	Western New York Independent Living	\$ 146,444
A.21.4322.424	Cazenovia Recovery	
.74550.08	Alcoholism	\$1,479,391
A.21.4322.414	Northpointe Council	
.74550.08	Alcoholism	\$2,351,546

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COMMUNITY SERVICES COMMITTEE

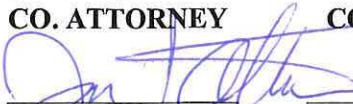
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ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee      DATE: 11/19/19      RESOLUTION # CS-054-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>CS - 11/19/19</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 11/19/19</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## **MH – BUDGET MODIFICATION – UTILIZE NYS OFFICE OF MENTAL HEALTH ONE-TIME ONLY FEDERAL FUNDING - ADULT INTEGRATED CARE CLINICS**

WHEREAS, the Niagara County Department of Mental Health and Substance Abuse Services (NCDMH) is committed to providing quality Mental Health and Substance Use Disorder treatment and services to County residents in need, and

WHEREAS, the department is committed to and has demonstrated operating the department in a fiscally conservative manner, and

WHEREAS, this resolution will allow the Adult Integrated Care Clinics to replace outdated and worn furniture, and refurbish the offices and client areas to make better use of space, resources, and create better organization, and

WHEREAS, the New York State Office of Mental Health (OMH) has given permission to utilize one-time only Federal funding (Federal Salary Sharing) to refurbish the Adult Integrated Care Clinic offices and client areas, and

WHEREAS, the funds will be used to update the Adult Integrated Care Clinic offices and client areas to create a more professional appearance, make more efficient use of the available space, and create a more welcoming atmosphere for clients, now, therefore, be it

RESOLVED, that the following budget modification be effectuated to the department's budget and the department authorized to work with Eaton Office Supply to purchase necessary furnishings effective November 20, 2019:

### INCREASE REVENUE:

A.21.4310.000.44490.00	Mental Health Revenue	\$107,998
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### INCREASE APPROPRIATION:

A.21.4310.000.72100.01	Furniture & Fixtures (Lockport Clinic)	\$ 53,160
A.21.4310.000.72100.01	Furniture & Fixtures (Niagara Falls Clinic)	\$ 54,838

\_\_\_\_\_  
COMMUNITY SERVICES COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Services Committee **DATE:** 11/19/19 **RESOLUTION #** CS-055-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
CS - 11/19/19  
AD - 11/19/19

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

## 2019 CONTRACT AGENCY COLA - MENTAL HEALTH DEPARTMENT

WHEREAS, the New York State Office of Alcoholism & Substance Abuse Services has approved an additional State Aid Cost of Living Adjustment (COLA) for the calendar year of 2019 for Cazenovia Recovery Systems, and

WHEREAS, it will not cost the County additional funds, now, therefore, be it

RESOLVED, that the Director of Community Services is hereby authorized to execute the necessary agreements between the County and Cazenovia Recovery Systems as aforesaid, subject to the approval of the County Attorney's Office, and be it further

RESOLVED, that the following budget modifications be effectuated:

### INCREASE REVENUES:

A.21.4322.424.43490.10	Alcoholism Agency	
.43490.10	Cazenovia Recovery Systems	\$ 16,291

### INCREASE APPROPRIATIONS:


A.21.4322.424.74500.08	Alcoholism	
.74550.08	Cazenovia Recovery Systems	\$ 16,291

\_\_\_\_\_  
COMMUNITY SERVICES COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee DATE: 11/19/19 RESOLUTION # CS-056-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	<u>CS - 11/19/19</u>	Approved: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u>
		<u>AD - 11/19/19</u>	Rejected: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u>
			Referred: <u>                                </u>

## AWARD FOR OFA HOME DELIVERED MEALS (RFP 2019-57)

WHEREAS, the Office for the Aging has prepared specifications and the Purchasing Department requested sealed bids for the Niagara County Elderly Nutrition Program preparation and delivery, and

WHEREAS, the sealed bids were publicly opened and read by our Purchasing Department on November 12, 2019, as tabulated below, and

FeedMore WNY	Single Hot \$6.20	Hot/Cold Combo \$9.20
100 James E. Casey Drive		
Buffalo, NY 14206		
716-822-2002		

*Twin Cities Meals on Wheels, Inc.	Single Hot \$6.50	Hot/Cold Combo \$7.50
100 Ridge Road		
North Tonawanda NY 14120		
716-693-1663		

\*Serving the City of North Tonawanda only

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 Niagara County Elderly Nutrition Program for the Niagara County Office for the Aging (RFP 2019-57) be awarded to the following bidders, FeedMore WNY, 100 James E. Casey Drive, Buffalo NY 14206 for the following amounts \$6.20 Single Hot and \$9.20 Hot/Cold Combo serving all areas of Niagara County and Twin Cities Meals on Wheels, Inc. for City of North Tonawanda for \$6.50 Single Hot and \$7.50 Hot/Cold Combo, 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.

\_\_\_\_\_  
COMMUNITY SERVICES COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-086-19

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED  
CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19

**LEGISLATIVE ACTION**  
 Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Referred: \_\_\_\_\_

## **DISTRICT ATTORNEY CRIMES AGAINST REVENUE PROGRAM GRANT ACCEPTANCE**

WHEREAS, The Niagara County District Attorney's Office has been notified by the New York State Division of Criminal Justice Services that the Crimes Against Revenue Program grant has been renewed for the calendar year 2020, and

WHEREAS, funding has been awarded in the amount of \$68,810 for the period January 1, 2020 through December 31, 2020, and

WHEREAS, basic revenue and appropriation figures for said program were calculated and are contained within the District Attorney's operating budget for the 2020 budget year, and

WHEREAS, the program will continue to fund one full time Assistant District Attorney, Position #10969, ATT II, Step 5, \$75,445 annually, with fringe benefits which shall remain coterminous with grant funding, now, therefore, be it

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

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

COMMUNITY SAFETY & SECURITY  
COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-087-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19  
AD - 11/12/19

**LEGISLATIVE ACTION**  
Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## RESOLUTION AUTHORIZING THE PUBLIC SAFETY RADIO NETWORK ENHANCEMENT PROJECT IN THE TOWNS OF NIAGARA AND LEWISTON

WHEREAS, the County owns and operates a County-wide Public Safety Radio Network (the "System") which was designed and implemented by Motorola Solutions ("Motorola"), and

WHEREAS, the County has identified a need to modify and enhance the System to improve radio communications for emergency personnel and first responders working in certain areas of the County, and

WHEREAS, Motorola and the County's independent consultant, Mission Critical Partners, LLC ("Mission Critical") have recommended an enhancement to the County's System that includes installation of facilities and antennas at the Fashion Outlet Mall in the Town of Niagara, installation of facilities on the water tower located at Town Hall in the Town of Niagara, and the construction of a radio tower and installation of facilities at the Highway Garage in the Town of Lewiston (the "Project"), and

WHEREAS, the County Legislature passed a resolution to act as lead agency for the purpose of reviewing possible impacts on the environment pursuant to the State Environmental Quality Review Act ("SEQRA"), and after conducting the required review under SEQRA adopted a Resolution on 9/19/19 finding that no significant adverse environmental impact would result from the Project and therefore issued a "negative declaration" under SEQRA, and

WHEREAS, the County has acquired property rights and/or agreements with the necessary property owners in order to implement the Project, and

WHEREAS, the Sheriff's Office has secured funding for the Project through an Interoperable Communications Grant provided by the New York State Department of Homeland Security, Office of Interoperable Communications, and has included the Project in its approved budget, now, therefore, be it

RESOLVED, that the Legislature of the County of Niagara hereby approves the Project and directs the Sheriff's Office and the County Manager to take such steps as are necessary to carry it out, including 1) Purchasing equipment, materials, and services as necessary from pertinent New York State Office of General Services approved contracts from Motorola Solutions Inc., in an amount not to exceed \$1,900,000.00; 2) in conjunction with the Purchasing Department soliciting sealed bids for necessary construction and ancillary work necessary in the Town of Niagara; and 3) in conjunction with the Purchasing Department soliciting sealed bids for the construction and ancillary work necessary in the Town of Lewiston; and 4) such other actions as are necessary for carrying out the Project, all contracts and agreements necessary hereunder are contingent on the review and approval of the Niagara County Attorney's Office.


COMMUNITY SAFETY & SECURITY  
COMMITTEE

ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-088-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	CSS - 11/12/19	Approved: Ayes Abs. Noes
		AD - 11/12/19	Rejected: Ayes Abs. Noes
			Referred: _____

## NIAGARA COUNTY SHERIFF'S OFFICE BUDGET MODIFICATION -ASSETS FORFEITURE EXPENSES

WHEREAS, the Niagara County Sheriff's 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 needs to do a budget amendment to spend asset forfeiture funds on propane for the helicopter storage hanger and computer monitors for the Drug Task Force Unit, now therefore, be it

RESOLVED, that the 2019 budget be modified as follows:

### INCREASE REVENUE:

A.17.3110.000.44389.02	Other Public Safety	\$2,000.00
	Other Public Safety Asset Forfeiture	

### INCREASE APPROPRIATIONS:

A.17.3110.000.74500.05	Contractual Expenses	\$2,000.00
	Asset Forfeiture Dept Justice	

\_\_\_\_\_  
COMMUNITY SAFETY & SECURITY  
COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-089-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19  
AD - 11/12/19

**LEGISLATIVE ACTION**

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## NIAGARA COUNTY SHERIFF'S OFFICE BUDGET MODIFICATION – TRANSPORT VEHICLES

WHEREAS, the Raise the Age Law has changed the way that 16 year olds (as of October 1, 2018) and 17 year olds (as of October 1, 2019) are housed once they are arrested, and

WHEREAS, the Niagara County Sheriff's Office is transporting these juveniles to appropriate detention facilities, and

WHEREAS, there is a shortage of available beds for juvenile detainees so the Sheriff's Office is often traveling long distances including Albany and Long Island, and

WHEREAS, the extra mileage is wearing down the Sheriff's Office vehicles at a much faster rate than previous to the law, and

WHEREAS, the Niagara County Sheriff's Office requested transport vehicles in the Raise the Age Plan which was denied by New York State, and

WHEREAS, the Niagara County Sheriff's Office will have an excess revenue in the jail for 2019, the Sheriff's Office has determined that the best way to maintain our current fleet is to purchase three vehicles to be used for transports, now, therefore, be it

RESOLVED, that the 2019 budget be modified as follows:

### INCREASE REVENUE:

A.17.3150.000 42264.00 Jail Facilities Services, Other Gov Revenue \$112,900

### INCREASE APPROPRIATIONS:

A.17.3110.000.72100.12 Machinery and Equipment Cars/Vans/Light Trucks \$ 91,000  
A.17.3110.000 74800.11 Maintenance Vehicle Maintenance \$ 21,900

COMMUNITY SAFETY & SECURITY  
COMMITTEE

ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-090-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

REVIEWED  
CO. MANAGER

**COMMITTEE ACTION**  
CSS - 11/12/19  

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AD - 11/12/19

## LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected:	Ayes	Abs.	Noes

Referred: \_\_\_\_\_

## NIAGARA COUNTY SHERIFF'S OFFICE ACCEPT STOP VAWA FORMULA AWARD

WHEREAS, the Niagara County Sheriff's Office received notification from the New York State Department of Criminal Justice Services that they were awarded \$66,750.00, with \$22,250.00 match through STOP Violence Against Women Act Formula Grant for the period of January 1, 2020 through December 31, 2020, and

WHEREAS, the Niagara County Sheriff's Office has received this grant for many years, and

WHEREAS, these grant funds provide funding for our Domestic Violence Intervention Program to enhance and improve the services for all affected residents of Niagara County by providing comprehensive and consistent intervention to victims of Domestic Violence, and

WHEREAS, the funds are built into the 2020 proposed budget, and

WHEREAS, the grant needs to be accepted, 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 Chairman of the Legislature be, and hereby is, authorized to execute this grant.

COMMUNITY SAFETY & SECURITY  
COMMITTEE

## ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-091-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

REVIEWED  
CO. MANAGER

**COMMITTEE ACTION**  
CSS - 11/12/19

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AD - 11/12/19

## LEGISLATIVE ACTION

Approved: Ayes\_\_\_\_\_Abs.\_\_\_\_\_Noes\_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

**NIAGARA COUNTY SHERIFF'S OFFICE**  
**BUDGET MODIFICATION - EXPENDITURE OF CELLULAR E911 REVENUE**

WHEREAS, the Niagara County Legislature passed a Local Law on November 5, 2017 which established an E911 surcharge for cellular phones to establish a dedicated revenue to be used for future payments for system costs, eligible wireless 911 service costs, or other costs associated with the administration, design, enhanced wireless 911 service costs serving Niagara County, and

WHEREAS, such expenditures require the authorization of the Niagara County Legislature, and

WHEREAS, the 911 Communication System is in need of a five year hardware refresh which is essential to update the servers and PCs that are more than five years old and out of warranty as well as refreshing the system and hardware support and warranties for the 911 center, and

WHEREAS, the Niagara County Division of Purchasing issued Bid # 2019-51 911 System Hardware Refresh with Support for Niagara County Sheriff's Office, and

WHEREAS, there were three bids and the bid was awarded to Kraus Associates, Inc. d/b/a AK Associates for the amount of \$288,646.94 which was the lowest bid, now, therefore, be it

RESOLVED, that the County enter into an agreement with AK Associates for the services as outlined in Bid # 2019-51, and be it further

RESOLVED, that the following line item transfers be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A.19.3020.000 40599.01	Appropriated Fund Balance – Committed Funds	\$ 288,647
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INCREASE APPROPRIATIONS:

A.19.3020.000 74500.01	Contractual Expenses	\$ 288,647
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COMMUNITY SAFETY & SECURITY  
COMMITTEE

## ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-092-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	CSS - 11/12/19	Approved: Ayes Abs. Noes
		AD - 11/12/19	Rejected: Ayes Abs. Noes
			Referred:

## NIAGARA COUNTY SHERIFF'S OFFICE BUDGET MODIFICATION - EXPENDITURE OF CELLULAR E911 REVENUE (GPS)

WHEREAS, the Niagara County Legislature passed a Local Law on November 5, 2017 which established an E911 surcharge for cellular phones to establish a dedicated revenue to be used for future payments for system costs, eligible wireless 911 service costs, or other costs associated with the administration, design, enhanced wireless 911 service costs serving Niagara County, and

WHEREAS, such expenditures require the authorization of the Niagara County Legislature, and

WHEREAS, the 911 Communication System is in need of a five year hardware refresh which also requires GPS Equipment to be updated, and

WHEREAS, the Niagara County Sheriff's Office has one quote and is in the process of pursuing additional quotes per the Niagara County Purchasing Guidelines, and

WHEREAS, the first quote was for \$16,705 so the resulting expense will not be more than this amount since the lowest quote will be used, now, therefore, be it

RESOLVED, that the following line item transfers be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A.19.3020.000 40599.01	Appropriated Fund Balance – Committed Funds	\$ 16,705
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INCREASE APPROPRIATIONS:

A.19.3020.000 72100.15	Communications Equipment	\$ 16,705
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COMMUNITY SAFETY & SECURITY  
COMMITTEE

ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-093-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED  
CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19  

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AD - 11/12/19

## LEGISLATIVE ACTION

Approved: Ayes\_\_\_\_\_Abs.\_\_\_\_\_Noes\_\_\_\_\_

Rejected: Ayes\_\_\_\_\_ Abs.\_\_\_\_\_ Noes\_\_\_\_\_

Referred: \_\_\_\_\_

**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 \$53,518.00 for the period of January 1, 2020 through December 31, 2020, and

WHEREAS, this grant funds a part-time clerical position, lab overtime expenses and opioid testing laboratory supplies, and

WHEREAS, it is desirable to continue such a position to answer the phones, input data and other clerical duties that relieve the chemists from the interruptions of such duties, and

WHEREAS, the position (# 10931) is budgeted in the 2020 budget so no modifications need to be made for the position, now, therefore, be it

RESOLVED, that the part-time clerical position continue to be co-terminus with the grant, and be it further

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 Chairman of the Legislature be, and hereby is, authorized to execute this grant.

COMMUNITY SAFETY & SECURITY  
COMMITTEE

## ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-094-19  
Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19  
AD - 11/12/19

**LEGISLATIVE ACTION**  
Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## 2020 PROBATION SOFTWARE MAINTENANCE AGREEMENT FOR CASELOAD EXPLORER

WHEREAS, the Niagara County Probation Department has been using the Caseload Explorer case management software system since 2008, and

WHEREAS, Caseload Explorer is used by the Probation Department to track and manage all aspects of Probation cases, generate reports used to effectively manage and ensure efficiency in the Probation Department, automatically update the NYS Integrated Probation Registration System, NYS criminal history records, the DCJS Sex Offender Registry, and the statewide Pre-Sentence Investigation Repository as well as generate data and reports required by NYS to ensure continued funding, and

WHEREAS, AutoMon, LLC is the only company to offer Caseload Explorer, and Caseload Explorer is the only probation case management software system with access to the aforementioned state systems and the ability to generate the specific data reports required by NYS Department of Criminal Justice Services, and

WHEREAS, the maintenance costs and user fees associated with Caseload Explorer are included in the 2020 Niagara County Budget Request, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby determine that AutoMon, LLC is the "sole source" of the software needed by the Probation Department, and soliciting alternate proposals is therefore not feasible, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to sign the software maintenance agreement for Caseload Explorer in the amount of \$13,766 for the period of 1/1/2020 through 12/31/2020, subject to approval by the County Attorney's Office.

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COMMUNITY SAFETY & SECURITY  
COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Community Safety & Security Committee **DATE:** 11/19/19 **RESOLUTION #** CSS-095-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
CSS - 11/12/19  
AD - 11/12/19

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

## **ACCEPTANCE OF 2019 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP) GRANT - HOMELAND SECURITY GRANTS**

WHEREAS, the County of Niagara is required to certify its acceptance of the 2019 Hazardous Materials Emergency Preparedness (HMEP) grant through the Department of Homeland Security for the period of October 1, 2019 to September 30, 2020, at some cost to the County, and

WHEREAS, the grant for HMEP 2019 to be awarded will be in the amount of \$1,750 (80%) and the matching County funds will be in the amount of \$437.50 (20%); the funds will be used to purchase training board equipment and supplies, now, therefore, be it

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

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COMMUNITY SAFETY & SECURITY  
COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

FROM: Economic Development Committee DATE: 11/19/19 RESOLUTION # ED-025-19  
and Administration Committee

APPROVED  
CO. ATTORNEY



REVIEWED  
CO. MANAGER

COMMITTEE ACTION  
ED - 11/19/19

AD - 11/12/19

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## RESOLUTION AUTHORIZING NIAGARA COUNTY TO ENTER INTO AN AGREEMENT WITH NYSDEC, THE OIL SPILL FUND AND NORLIC REGARDING IN REM PROPERTIES

WHEREAS, the Niagara County Legislature passed Resolution IL-029-00 on October 17, 2000, that requires certain County departments to review properties with unpaid Niagara County tax liens prior to the commencement of the In Rem process to ensure that contaminated properties are not taken by In Rem, and

WHEREAS, if the County were to acquire a contaminated property through the In Rem process the County would be burdened with cost of remediation, and

WHEREAS, certain tax delinquent properties have been identified as contaminated and removed from the In Rem foreclosure list due to environmental liability issues, and

WHEREAS, Niagara County has been working with New York State Department of Environmental Conservation (NYSDEC) on a method to address this issue, and

WHEREAS, the environmental liability associated with petroleum contaminated properties is also regulated by the Office of State Comptroller, New York Environmental Protection and Spill Compensation Fund (Oil Spill Fund), and

WHEREAS, Niagara County is a member of the Niagara Orleans Regional Land Improvement Corporation (NORLIC) which was created to assist local communities with problems associated with vacant, abandoned, underutilized and contaminated properties, and

WHEREAS, an agreement has been prepared among Niagara County, NORLIC, NYSDEC, and the Oil Spill Fund to release the County and NORLIC from cleanup liability for contaminated tax delinquent properties in Niagara County, now, therefore, be it

RESOLVED, that the Chairman be, and hereby is, authorized and directed to execute an Agreement among the County, NORLIC, NYSDEC, the Oil Spill Fund, and be it further

RESOLVED, the Agreement shall be subject to the approval of the County Attorney.

ECONOMIC DEVELOPMENT COMMITTEE

ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-121-19  
and Administration Committee

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
IF - 11/12/19  
AD - 11/12/19

**LEGISLATIVE ACTION**

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## BUDGET MODIFICATION FOR WATER TREATMENT PLANT GENERATOR UPGRADES – WATER DISTRICT

WHEREAS, Niagara County Water District Administrative Board authorized the Administrative Director to go to bid for the Water Treatment Plant Generator Upgrades, and

WHEREAS, bids received were above the estimated project cost in the 2019 operating budget, and

WHEREAS, the Niagara County Water District Administrative Board has accepted the bids, under Contract No. 19-2, WPN 3146-19-02, and

WHEREAS, there are sufficient funds in the Water District's Fund Balance to cover the balance of the cost of this project; now, therefore, be it

RESOLVED, that the following 2019 budget modification be effectuated:

### INCREASE APPROPRIATED FUND BALANCE:

FX.40599.00	Appropriated Fund Balance	\$325,000
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### INCREASE APPROPRIATION:

FX.31.8330.000 72100.27	Water System Improvements	\$325,000
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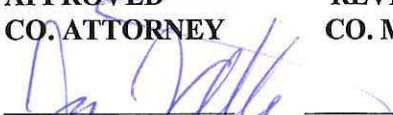
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INFRASTRUCTURE & FACILITIES  
COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-122-19  
and Administration Committee

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> IF - 11/12/19 AD - 11/12/19	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## APPROVAL OF CONTRACT ADDENDUM FOR ADDITIONAL SERVICES TO BE PERFORMED BY CHA CONSULTING, INC. FOR THE NIAGARA COUNTY REFUSE DISPOSAL DISTRICT

WHEREAS, the Niagara County Refuse Disposal District and CHA Consulting, Inc. entered into a contract whereby CHA Consulting, Inc. agreed to provide certain specified services for Niagara County Refuse Disposal District in regards to C&D Landfill, Landfill #1 and Landfill #2, and

WHEREAS, said contract was fully executed by the Niagara County Refuse Disposal District and CHA Consulting, Inc. on June 26, 2014, and

WHEREAS, said June 24, 2014 contract contains clauses which contemplate the eventuality of additional services to be performed by CHA Consulting, Inc. for the Niagara County Refuse Disposal District in regards to C&D Landfill, Landfill #1 and Landfill #2, and

WHEREAS, said June 24, 2014 contract contains clauses which permit said additional services to be performed pursuant to a valid written Amendment/Addendum to said June 24, 2014 contract, which is to be signed by authorized representatives of Niagara County Refuse Disposal District and CHA Consulting, Inc., and

WHEREAS, additional services to be performed by CHA Consulting, Inc. for the Niagara County Refuse Disposal District in regards to the addition of tasks associated with data management, review, interpretation and optimization of leachate collection at C&D, Landfill 1 and Landfill 2 and surface water management and alternate site inspection options through use of drone footage, and

WHEREAS, CHA Consulting, Inc. has submitted a detailed Scope of Work and the corresponding Professional Fees to be charged by CHA Consulting, Inc. to Niagara County Refuse Disposal District to complete the above-referenced additional services in regards to the addition of tasks associated with data management, review, interpretation and optimization of leachate collection at C&D, Landfill 1 and Landfill 2 and surface water management and alternate site inspection options through use of drone footage, and

WHEREAS, the proposed Professional Fees to be charged by CHA Consulting, Inc. to Niagara County Refuse Disposal District to complete the above-referenced additional services in regards to the monitoring network shall not exceed \$65,000.00, and

WHEREAS, the Niagara County Refuse Disposal District wishes to enter into an Amendment/Addendum to the June 24, 2014 contract with CHA Consulting, Inc. for above-referenced additional services, and

WHEREAS, prior to the execution of the such contract Amendment/Addendum, the County Attorney will review all documents for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that the Niagara County Refuse Disposal District is hereby authorized to enter into an Amendment/Addendum to the June 24, 2014 contract with CHA Consulting, Inc. Amendment/Addendum to



complete the above-referenced additional services in regards to C&D Landfill, Landfill #1 and Landfill #2 and the amount to be paid by the Niagara County Refuse Disposal District to CHA Consulting Inc. for said additional services shall not exceed the amount of \$65,000.00, 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.

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-123-19  
and Administration Committee

APPROVED CO. ATTORNEY	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>IF - 11/12/19</u> <u>AD - 11/12/19</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____

## DPW-PARKS BUDGET MODIFICATION

WHEREAS, the Clyde L. Burmaster Bond Lake Park Warming House is rented out for various functions throughout the year, in compliance with the Niagara County Parks Policy, and

WHEREAS, in some cases, the County retains the security deposit from these various functions due to damage or cancelations, and

WHEREAS, in some cases, people have been sentenced to make restitution for various damages caused outside of the Warming House, and

WHEREAS, the Public Works Department wishes to appropriate this revenue, that has been accumulating, for the purchase of miscellaneous items, such as tables and chairs, for the Clyde L. Burmaster Bond Lake Park Warming House, now, therefore, be it

RESOLVED, that the following budget modification be effectuated for the purchase of miscellaneous items for the Clyde L. Burmaster Bond Lake Park Warming House.

INCREASE ESTIMATED REVENUE:

A.15.7110.000.40080.00	Event Security Deposits	\$2,400.00
A.15.7110.000.42690.01	Compensation for Loss – Restitution	270.74

INCREASE APPROPRIATIONS:

A.15.7110.000. 74800.10	Misc. Equipment under \$500	\$2,670.74
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## INFRASTRUCTURE & FACILITIES COMMITTEE

## ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-124-19

**APPROVED  
CO. ATTORNEY**

REVIEWED  
CO. MANAGER

**COMMITTEE ACTION**  
IF - 11/12/19

**LEGISLATIVE ACTION**  
 Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Referred: \_\_\_\_\_

# AWARD NIAGARA COUNTY GOLF COURSE RESTAURANT CONCESSION LEASE

WHEREAS, the Department of Public Works, Parks Division has prepared specifications and the Niagara County Purchasing Department has advertised for proposals for the Niagara County Golf Course Restaurant Concession Lease, and

WHEREAS, the Department of Public Works, along with the Purchasing Department, has received and reviewed the two (2) proposals submitted, and

WHEREAS, after review of the proposals, the Department of Public Works ranked CW's 19<sup>th</sup> Hole Bar and Grill as the vendor that best meets the goals and objectives of the County, 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 Niagara County Golf Course Restaurant Concession Lease be awarded to Anissa Lee Webb, 2545 NE Coachman Road Apt. 51, Clearwater, FL 33765, in the amount of \$15,000 for 2020 and \$15,500 for 2021, and \$16,000 for 2022, with a possible three (3) separate one-year extensions with an annual increase of an additional five-hundred dollars, 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



# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-125-19

**APPROVED  
CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
IF - 11/12/19

**LEGISLATIVE ACTION**  
 Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
 Referred: \_\_\_\_\_

**RESCINDING THE RESOLUTION ENTITLED  
“NIAGARA COUNTY HIGHWAY DEPARTMENT DRESSER ROLLER AS SURPLUS”**

WHEREAS, the Niagara County Highway Department previously purchased and utilized a Dresser Roller for Highway improvement projects, and

WHEREAS, by Resolution No. IF-079-19 dated June 18, 2019, the Niagara County Highway Department declared that the Department no longer had a use for this Dresser Roller equipment, and authorized the Department in conjunction with the Office of Management and Budget, to notify the various villages, towns and cities of the surplus equipment, and

WHEREAS, pursuant to the responses received from the various villages, towns and cities the Niagara County Highway Department has no desire to transfer its ownership of said equipment, now, therefore, be it

RESOLVED, that the County Legislature hereby rescinds Resolution No. IF-079-19, and further authorizes the Niagara County Highway Department to retain said equipment for future use.

INFRASTRUCTURE & FACILITIES  
COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 11/19/19 RESOLUTION # IF-126-19

APPROVED  
CO. ATTORNEY

REVIEWED  
CO. MANAGER

COMMITTEE ACTION  
IF - 11/12/19

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

**RESOLUTION FOR AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION FOR THE ACCEPTANCE OF COMPENSATION  
RELATING TO APPROPRIATED LAND**

WHEREAS, the County of Niagara, as owner, has allowed the state to appropriate a certain parcel(s) of land(s) located in the town of Cambria (shown and described in Map(s) 73, Parcel(s) 69 filed with the Niagara County Clerks) for a right-of way, relating to the State of New York Department of Transportation's project PIN 581149221, Project SH9094 Sanborn-Lockport, and

WHEREAS, the compensation to be paid by the State for the total value of the property appropriated and for all legal damages caused by such appropriation, including all damages incurred by virtue and during the pendency of said appropriation proceedings, and including all damages to the remainder of said affected property, if any, of which the appropriated area formed a part, whether caused by said appropriation or by the use of said appropriated property, excepting the aggregate value, if any, of claims if any, is the sum of Five Hundred and 00/100 dollars (\$500.00), and

WHEREAS, the County of Niagara desires to enter into a proposed agreement with the Commissioner of Transportation for the People of the State of New York (the "State") that provides for acceptance of said compensation, and

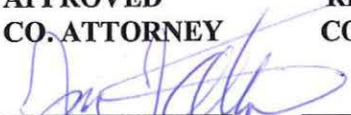
WHEREAS, prior to the execution of an agreement and any other required documents, the County Attorney will review them for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the required documents relating to the receipt of said compensation.

\_\_\_\_\_  
INFRASTRUCTURE & FACILITIES  
COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-127-19  
and Administration Committee

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>IF - 11/12/19</u> <u>AD - 11/12/19</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## AWARD KRULL PARK SHORELINE REHABILITATION PROJECT CONSULTANT CONTRACT

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Krull Park Shoreline Rehabilitation Project, and

WHEREAS, Niagara County has received a notice of award for a Federal Emergency Management Agency Grant, which covers seventy-five percent (75%) of the associated costs for the removal and replacement of a concrete barrier sea wall, and for the restoration of the embankment slope to pre-disaster design and functions, and

WHEREAS, the Department of Public Works will pursue other funding opportunities to assist the County with covering the twenty-five percent (25%) match required with this notice of award, 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:

A 40599.00	Appropriated Fund Balance	\$314,749
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### INCREASE APPROPRIATIONS:

A.07.9901.000 79010.10	Transfer to Capital Reserve	\$314,749
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### INCREASE APPROPRIATED FUND BALANCE:

AH.07.9901.000.45031.00	Transfer from Operations	\$314,749
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### INCREASE CAPITAL CONSTRUCTION:

AH.07.9950.000.79010.00	Transfer to Capital	\$314,749
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### INCREASE ANTICIPATED REVENUE:

H705.15.7110.000.44960.01	Federal Aid – Emergency Disaster Asst. - General	\$1,888,493
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H705.15.7110.000.45031.10	Capital Reserve	\$314,749
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## INCREASE ANTICIPATED EXPENSES:

H705.15.7110.000.72400.00 Land Improvements – Krull Park Shoreline \$2,203,242

RESOLVED, that the consultant services contract for the Krull Park Shoreline Rehabilitation Project be awarded to WSP USA Inc., 50 Lakefront Boulevard, Suite 111, Buffalo, NY 14202, for a contract amount not to exceed \$375,979, 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 award is contingent upon approval of WSP's scope of services and fee by the Department of Homeland Security and Emergency Services.

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-128-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 11/12/19	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 11/12/19	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## BOND LAKE MAINTENANCE BUILDING CHANGE ORDER NO. 1

WHEREAS, by Resolution No. IF-103-19, dated September 19, 2019, the Legislature awarded the contract for the Bond Lake Maintenance Building Project to Rickard General Construction, 4919 Black Nose Spring Road, Sanborn, NY 14132, for a contract amount of \$97,862, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,050 for the removal of tree stumps and backfilling, for a revised contract amount of \$100,912, 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 \$3,050 for the Bond Lake Maintenance Building Project, for a revised contract amount of \$100,912, to Rickard General Construction, 4919 Black Nose Spring Road, Sanborn, NY 14132, be approved, 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:** 11/19/19 **RESOLUTION #** IF-129-19

APPROVED  
CO. ATTORNEY

REVIEWED  
CO. MANAGER

**COMMITTEE ACTION**  
IF - 11/12/19

## LEGISLATIVE ACTION

Approved: Ayes          Abs.          Noes.

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

**APPROVAL OF THE PURCHASE OF PROPERTY AT 6755 NORTH CANAL ROAD, LOCKPORT,  
NEW YORK FOR THE CONSTRUCTION OF AN END SECTION**

WHEREAS, John M. Morton is the owner of property situated at 6755 North Canal Road, Lockport, New York 14094, and

WHEREAS, Niagara County has negotiated with the property owner, John M. Morton, for installation of an end section to an existing cross road culvert that is beyond the road's right-of-way, and

WHEREAS, as compensation, the County and John M. Morton have agreed to the sum of three hundred fifty seven dollars, (\$357.00), 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 1607-2 as Parcel 2, in the amount of three hundred fifty seven dollars (\$357.00), payable to John M. Morton, and be it further

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

## INFRASTRUCTURE & FACILITIES COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-130-19

**APPROVED**  
**CO. ATTORNEY**

**REVIEWED**  
**CO. MANAGER**

**COMMITTEE ACTION**  
IF - 11/12/19

**LEGISLATIVE ACTION**

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## APPROVAL OF THE PURCHASE OF PROPERTY AT 6683 NORTH CANAL ROAD, LOCKPORT, NEW YORK FOR THE CONSTRUCTION OF DRAINAGE STRUCTURES AND PIPING

WHEREAS, David T. and Paula J. Devereaux are the owners of property situated at 6683 North Canal Road, Lockport, New York 14094, and

WHEREAS, Niagara County has negotiated with the property owner, David T. and Paula J. Devereaux, for installation of drainage structures and piping off of the road's Right-of-Way, and

WHEREAS, as compensation, the County and David T. and Paula J. Devereaux have agreed to the sum of one thousand ninety four dollars, (\$1,094.00), 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 1607-1 as Parcel 1, in the amount of one thousand ninety four dollars (\$1,094.00), payable to David T. and Paula J. Devereaux, and be it further

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

\_\_\_\_\_  
INFRASTRUCTURE & FACILITIES  
COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-131-19

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 11/12/19	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## APPROVAL OF THE PERMANENT EASEMENT AGREEMENT BETWEEN NIAGARA COUNTY AND NEW ROYAL FARMS AKA NEWROYAL FARMS

WHEREAS, New Royal Farms is the owner of property situated along North Canal Road, Lockport, New York 14094, and

WHEREAS, Niagara County has negotiated with the property owner, New Royal Farms, for a permanent easement to construct an extension to an existing cross road culvert, and the extension is beyond the right-of-way, and

WHEREAS, as compensation, the County and New Royal Farms has agreed to the sum of one hundred twenty three dollars, (\$123.00), 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

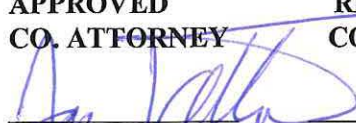
RESOLVED, that the Niagara County Legislature approves the Permanent Easement for Niagara County to construct an extension to an existing cross culvert that is beyond the right-of-way, in the amount of one hundred twenty three dollars (\$123.00), payable to New Royal Farms, 7577 Slayton Settlement Road, Gasport, NY 14067, and be it further

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

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-132-19

<b>APPROVED</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>IF - 11/12/19</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Rejected: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u> Referred: <u>                    </u>
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## APPROVAL OF THE PERMANENT EASEMENT AGREEMENT BETWEEN NIAGARA COUNTY AND JOHN E. WULF

WHEREAS, John E. Wulf, is the owner of property situated at 7188 North Canal Road, Lockport, New York 14094, and

WHEREAS, Niagara County has negotiated with the property owner, John E. Wulf, for a permanent easement to allow the maintenance of an existing drainage structure, and the extension is beyond the right-of-way, and

WHEREAS, as compensation, the County and John E. Wulf, has agreed to the sum of one thousand two hundred fifty dollars, (\$1,250.00), 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 Permanent Easement for Niagara County to maintain an existing drainage structure that is beyond the right-of-way, in the amount of one thousand two hundred fifty dollars (\$1,250.00), payable to John E. Wulf, 7188 North Canal Road, Lockport, NY 14094, and be it further

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

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INFRASTRUCTURES & FACILITIES  
COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-133-19

<b>APPROVED</b> <b>CO. ATTORNEY</b>	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>IF - 11/12/19</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## BRIDGE DECK OVERLAYS PROJECT, TOWNS OF HARTLAND, PENDLETON, AND WILSON - FEDERAL AID LOCAL PROJECT AGREEMENT

WHEREAS, the Bridge Deck Overlays Project, Towns of Hartland, Pendleton, and Wilson, Niagara County, BINs 3090250, 3328930, 3329000, 3329550, 3329620, and 3329640 (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 Construction/Construction Inspection phases of the project or portions thereof, and be it further

RESOLVED, that the sum of \$191,000 is hereby appropriated in account H689.15.5197.000 72600.02, Bridges, 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 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 and/or Marchiselli 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.

# NIAGARA COUNTY LEGISLATURE

**FROM:** Infrastructure & Facilities Committee **DATE:** 11/19/19 **RESOLUTION #** IF-134-19  
and Administration Committee

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 11/12/19</u>	Approved: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u>
		<u>AD - 11/12/19</u>	Rejected: Ayes <u>      </u> Abs. <u>      </u> Noes <u>      </u>
			Referred: <u>                                </u>

## WAIVER OF RESIDENCY REQUIREMENT MICRO COMPUTER LEGAL SYSTEMS SPECIALIST – IT DEPARTMENT

WHEREAS, the Niagara County IT Department has permission to fill a Micro Computer Legal Specialist position vacancy, which is vital to satisfy requirements as mandated by NYS Criminal Justice Reform Act and Article 245 of the Criminal Procedure Law, and

WHEREAS, due to challenges with recruitment for this important position, Niagara County Civil Service opened the Micro Computer Legal Specialist position to residents of counties contiguous to Niagara County, and

WHEREAS, all Niagara candidates who were qualified and interviewed for the Micro Computer Legal Systems Specialist position either declined said position, or were not deemed qualified after said interviews, and

WHEREAS, the Department has made a diligent and sincere effort to recruit candidates for the position from within Niagara County, including newspaper announcements and job recruitment sites, and

WHEREAS, there are no remaining Niagara County applicants for this position at this time, now, therefore, be it

RESOLVED, that a Waiver of Residence from the policy to hire only Niagara County residents be approved to fill the vacant Micro Computer Legal Systems Specialist when the most qualified applicant resides outside Niagara County.


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INFRASTRUCTURE & FACILITIES  
COMMITTEE

\_\_\_\_\_  
ADMINISTRATION COMMITTEE



# NIAGARA COUNTY LEGISLATURE

**FROM:** Legislators Wm. Keith McNall **DATE:** 11/19/19 **RESOLUTION #** IL-060-19  
and Administration Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	AD - 11/12/19	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## INCIDENT REPORT TO THE NIAGARA COUNTY BOARD OF ETHICS

WHEREAS, Section 8(5) of the Code of Ethics for the County of Niagara states, “no County officer or employee shall directly or indirectly compel any non-elected officer or employee of the County to participate in an election campaign,” and

WHEREAS, Section 8(5) also states: “No County property or equipment shall be used in connection with any election campaign or to aid any political party, political party organization, election campaign or candidate,” and

WHEREAS, On September 30, 2019, an email from the Public Information Office was sent to the press, public, County departments, and elected and appointed officials, and

WHEREAS, transparency in government is of the highest priority to this legislative body as well as all County departments and employees, now, therefore, be it

RESOLVED, that in accordance with Section 9 of the Code of Ethics the Niagara County Legislature does hereby report the above incident to the County Attorney and Board of Ethics for a determination as to whether a violation has occurred and if so for further proceedings in accordance with Sections 12, 14, 15 and 16 of the Code.

LEGISLATOR WM. KEITH MCNALL

ADMINISTRATION COMMITTEE