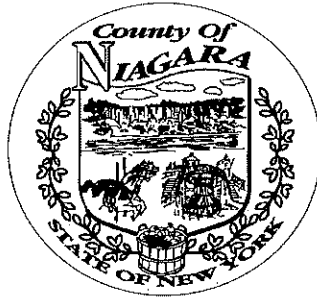


AGENDA
NIAGARA COUNTY LEGISLATURE
December 14, 2021 – 6:00 P.M.

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

Alysa T. Moran

Alysa T. Moran, Clerk
Niagara County Legislature



AGENDA
NIAGARA COUNTY LEGISLATURE
December 14, 2021 – 6:00 P.M.

Resolutions not on previous agenda:

IL-047-21 Legislator Randy R. Bradt, re Direction to the Niagara County Legislative Clerk Concerning the Filing of Local Law IL-041-21

Regular Meeting – December 14, 2021:

- *AD-023-21** Administration, re Renewal of Contract with Enterprise Training Solutions, Inc. for E-Learning /Distance Learning Training Services – HR
- AD-024-21** Administration, re Resolution Comprehensive Contract Policy – County Attorney
- *CS-054-21** Community Services and Administration, re Waiver of Residency Requirement Licensed Clinician – Position No. 13289 Department of Mental Health & Substance Abuse Services
- *CS-055-21** Community Services and Administration, re budget Modification – Accept New York State Office of Mental Health One-Time Only Funding for Niagara County Department of Mental Health & Substance Abuse Services
- *CS-056-21** Community Services and Administration, re Budget Transfer Court Ordered County Mandated Costs – MH
- *CSS-114-21** Community Safety & Security and Administration, re District Attorney Motor Vehicle Theft and Insurance Fraud Prevention Program Grant Acceptance
- CSS-115-21** Community Safety & Security and Administration, re Waiver of Residency Requirement Conflict Attorney
- *IF-115-21** Infrastructure & Facilities and Administration, re Asbestos Abatement and Floor Preparation-Court House and Civic Building Change Order No. 6
- *IF-116-21** Infrastructure & Facilities and Administration, re Gas and Oil Budget Modification
- *IF-117-21** Infrastructure & Administration and Administration, re Bear Ridge Road Culvert Rehabilitation Project Change Order No. 1

- *IF-118-21** Infrastructure & Facilities and Administration, re Replacement of Bear Ridge Road Bridge over Unnamed Stream Change Order No. 1
- *IF-119-21** Infrastructure & Facilities and Administration, re Award Consultant Contract Hunt Street Bridge over Bergholz Creek
- *IF-120-21** Infrastructure & Facilities, re Extension of Snow and Ice Agreement for the County Roadways 2021-2024



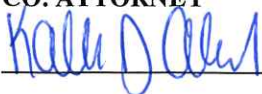
Alysa T. Moran, Clerk
Niagara County Legislature

*** Indicates Preferred Agenda items**

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

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee **DATE:** 12/14/21 **RESOLUTION #:** AD-023-21

APPROVED BY CO. ATTORNEY 	REVIEWED BY CO. MANAGER	COMMITTEE ACTION AD - 12/7/21	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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RENEWAL OF CONTRACT WITH ENTERPRISE TRAINING SOLUTIONS, INC. FOR E-LEARNING/DISTANCE LEARNING TRAINING SERVICES

WHEREAS, the County of Niagara is required to comply with new NYS requirements to provide annual training to all employees and separate higher level training for supervisors/managers on the Niagara County Sexual Harassment Prevention Policy, and

WHEREAS, the County of Niagara has determined that the most efficient means to comply with this new requirement is to provide the majority of the training with the use of technology whereby employees conduct interactive online training in a self-paced approach, on an annualized basis as required by regulation, and

WHEREAS, the County of Niagara has selected to engage in a professional services contract with Enterprise Training Solutions, Inc. which is on State contract through the Office of General Services (OGS), award # 22883 for Group 73016 – e-Learning/Distance Learning Training Services (Statewide) for the time period of January 15, 2022 through January 14, 2025 and

WHEREAS, the County of Niagara wishes to renew the contract and continue to partner with Enterprise Training solutions, Inc. for an additional 3-year contract, and

WHEREAS, the annual fee for the aforementioned online trainings, and a third training topic (to be determined) of the new contract term shall continue to be \$14,950 each year and

WHEREAS, prior to the execution of the contract, the County Attorney will review the contract 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 said contract on behalf of Niagara County.

ADMINISTRATION COMMITTEE

FROM: Administration Committee **DATE:** 12/14/21 **RESOLUTION #:** AD-024-21

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

WHEREAS, Pursuant to that Policy, “a formal written contract is required between the County and a vendor when (1) the consideration is \$2,000.00 or more; or (2) the department and vendor enter into an ongoing relationship that involves more than a onetime transaction. All non-recurring contracts or those less than \$2,000.00 may be acquired by invoice and voucher,” and

WHEREAS, The Policy also states that all administrative contracts defined in Section 9 must be approved by the appropriate board/standing committee's attorney to ascertain that all the contract requirements have been addressed and so noted on the contract. This added a second layer of checks and balances (appropriate board/standing committee) to the authority and duty granted the County Manager over contracts, and

WHEREAS, Section 9 states that Administrative contracts should be done by purchase order and comply with purchasing guidelines. If no purchase order, the County Manager, Director of the Office of Management and Budget or the Chairman of the Legislature may sign the contract conditioned upon (1) funding in the adopted budget; (2) approval by Dept. Home Committee; (3) approval to form by County Attorney; and (4) total contact does not exceed \$50,000. All other contracts that do not go through the Purchasing Department and exceed \$50,000 must be approved by the Standing Committee. This section granted authority to the County Manager, Director of the Office of Management and Budget in addition to the Chairman, and

WHEREAS, The Finance Reform Policy further states that "all contracts for programmatic services as provided by the Health Department, Mental Health, Social Services and Mt. View will continue to be processed by those departments with the help of the County Attorney assigned to that division, and

WHEREAS, The Finance Reform Policy also states "The Director of the Office of Management and Budget or the County Manager may sign all contracts that are attached to Purchase Order, e.g. copier contracts, and

WHEREAS, On September 5, 2006, the Legislature passed Resolution IL-007-06 requiring preference be given to professionals that maintain offices in Niagara County, and

WHEREAS, On April 5, 2011, the Legislature passed Resolution AD-009-11 that adopted guidelines in addition to guidelines adopted in Resolutions 161-78 and 399-91 and it superseded Resolution 61-93 by raising the dollar limits in accordance with a recent change in Section 103 of the General Municipal Law, and

WHEREAS, the Federal Code of Rules and Regulations now require non-federal entities that receive federal funding to include the following applicable provisions in contracts that receive federal funding:

- Contracts more than Simplified Acquisition Threshold (\$150,000) must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.
- All contracts more than \$10,000 must address termination for cause and for convenience by the non-federal entity including the manner by which it will be effected and the basis for settlement.
- EEO
- Davis Bacon Act
- Contract work hours and safety standards
- Rights to Inventions Made Under a Contract or Agreement
- Clean Air Act
- Debarment and Suspension
- Byrd – Anti-Lobbying Amendment
- Procurement of Recovered Materials, and

WHEREAS, the NYSDOT requires various procedures and clauses in contracts and deeds to ensure that any municipal entity that receives federal transportation funds comply with the state's Title VI Policy which is

an extension of the Civil Rights Act of 1964 (49 CFR Part 21) , and

WHEREAS, on December 1, 2020, the Niagara County Legislature adopted Resolution AD-021-20 approving the following amendments to the Niagara County Purchasing Guidelines established by resolution 161-78, resolution 399-91, resolution AD-009-11 and resolution AD-034-17 and authorized the Department of Management and Budget, Division of Purchasing to make such amendments to the Purchasing Guidelines and include Uniform Guidance for Federal Awards – Procurement, Suspension and Debarment, and

WHEREAS, Section 104-b of the New York State General Municipal Law requires that the governing board of every political subdivision shall adopt, by resolution, internal policies and procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of Section 103 of New York State General Municipal Law or of any other general, special or local law, and

WHEREAS, the Contracts Standardization Subcommittee prepared a Comprehensive Contract Policy that consolidated all of the resolutions, local laws and policies below into one uniform document, and

WHEREAS, the Comprehensive Contract Policy includes a newly created position of “Contract Administrator” to be placed under the function of County Manager to act as a central gatekeeper for all County department contracts, and

WHEREAS, the Committee recommended that the position act as a central gatekeeper for all County contract forms, utilize technology to standardize contract forms, streamline contract processes, maximize the ability to negotiated favorable terms, take advantage of group rates, reduce potential liability and ultimately measure contract performance, and

WHEREAS, the policy and guidelines set forth in Schedule “A” annexed shall supersede all existing contracts, and purchasing rules and regulations as established by the above resolutions, local laws, guidelines and policies and, any other previous resolutions referencing contracts and purchasing guidelines now, therefore, be it


RESOLVED, that pursuant to Section 104-b of the New York State General Municipal Law the following Comprehensive Contract and Purchasing Policy set forth in Schedule “A’ annexed be and is hereby adopted., and be it further

RESOLVED, that the Comprehensive Contract Policy shall supersede all prior Contract and Purchasing Policies and Resolutions excepting those Policies and Resolutions that are not inconsistent with this Policy, and be it further

RESOLVED, that the Comprehensive Contract Policy may be amended as necessary by the County Manager as allowed by law.

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee **DATE:** 12/14/21 **RESOLUTION #:** CS-054-21

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		CS - 12/7/21	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 12/7/21	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

WAIVER OF RESIDENCY REQUIREMENT LICENSED CLINICIAN – POSITION NO. 13289 DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SERVICES

WHEREAS, the Niagara County Department of Mental Health & Substance Abuse Services has received permission to fill a Licensed Clinician vacancy within the HCBS Hospital Diversion Program, which is critical for maintaining quality service to Niagara County residents, and

WHEREAS, due to long standing challenges with recruitment for this position, Niagara County has opened the Licensed Clinician Civil Service Exam to residents of counties contiguous to Niagara County, and

WHEREAS, all Niagara County candidates who are qualified for the Licensed Clinician examination, given November 6, 2021, have been hired by the Department, and

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

WHEREAS, there are no remaining qualified Niagara County applicants for this position, and

WHEREAS, this position will be filled provisionally until the next Licensed Clinician exam is given, and

WHEREAS, any provisional employee must pass and be reachable on the Civil Service examination, now therefore, be it

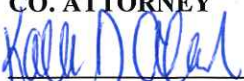
RESOLVED, that a Waiver of Residency from the policy to hire only Niagara County residents be approved to fill the vacant Licensed Clinician position.

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee **DATE:** 12/14/21 **RESOLUTION #:** CS-055-21
and Administration Committee

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		CS - 12/7/21	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 12/7/21	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

MH – BUDGET MODIFICATION – ACCEPT NEW YORK STATE OFFICE OF MENTAL HEALTH ONE-TIME ONLY FUNDING FOR NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SERVICES

WHEREAS, Niagara County Department of Mental Health and Substance Abuse Services receives funding from the New York State Office of Mental Health (OMH) for the oversight and provision of mental health, alcohol and substance abuse, and developmental disabilities services in Niagara County, and

WHEREAS, in 2021 the New York State Office of Mental Health (OMH) restored funding that was withheld in the 3rd and 4th quarters of 2020, and has given permission to utilize this funding in 2021 for department and contract agency one-time year end needs, now, therefore, be it

RESOLVED, that the following budget modification be effectuated to the department and contract agency budgets and the department is given authorization to accept New York State Office of Mental Health funding effective December 7, 2021:

INCREASE REVENUE:

A.21.4310.000.43490.05	Mental Health Program Reinvestment	\$ 55,118
CM.21.4322.416.43489.04	Pinnacle	\$ 10,603
CM.21.4322.415.43490.05	Dale Association	\$ 9,125
CM.21.4322.416.43489.04	New Directions (CCI, Non-Med CM)	\$ 4,912
CM.21.4322.415.43490.01	New Directions (FPSS)	\$ 1,577
CM.21.4322.415.43490.05	New Directions (Mobile Crisis)	\$ 3,078
CM.21.4322.412.43490.09	Mental Health Association (CE &R)	\$ 275
CM.21.4322.415.43490.01	Empower	\$ 4,977
CM.21.4322.423.43490.14	CMI	\$ 18,000

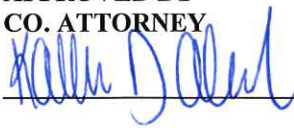
INCREASE APPROPRIATION:

A.21.4310.000.72100.01	Furniture & Fixtures	\$ 5,498
A.21.4310.000.74800.10	Misc Equipment Under \$500	\$ 3,782
A.21.4310.000.72100.05	Computer Equipment	\$ 20,528
A.21.4310.000.72100.12	Cars, Vans, Light Trucks	\$ 25,310
CM.21.4322.416.74500.01	Pinnacle	\$ 10,603
CM.21.4322.415.74550.06	Dale Association	\$ 9,125
CM.21.4322.416.74500.01	New Directions (CCI, Non-Med CM)	\$ 4,912
CM.21.4322.415.74500.01	New Directions (FPSS)	\$ 1,577
CM.21.4322.415.74550.06	New Directions (Mobile Crisis)	\$ 3,078
CM.21.4322.412.74500.01	Mental Health Association (CE &R)	\$ 275
CM.21.4322.415.74500.01	Empower	\$ 4,977
CM.21.4322.423.74500.01	CMI	\$ 18,000

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee **DATE:** 12/14/21 **RESOLUTION #:** CS-056-21
and Administration Committee

APPROVED BY
CO. ATTORNEY



REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
CS - 12/7/21
AD - 12/7/21

LEGISLATIVE ACTION

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

BUDGET TRANSFER COURT ORDERED COUNTY MANDATED COSTS

WHEREAS, the County is required by Criminal Procedure Law Articles 730.20 and 730.50, and Family Court Act Article 120, to pay for Court ordered hospital in-patient stays and mental health examinations, and

WHEREAS, as a result of the bills generated by the length of hospital stay imposed by Court Orders for year 2021, outstanding expenses currently exist, and

WHEREAS, based on these current Court Orders the expenses to the end of the year will exceed budget, and

WHEREAS, during the State 2021 budget process, in Spring 2020, the State determined that 100% of the costs would be the responsibility of the Counties, negating the longstanding practice of the State paying 50% of the mandated costs, and

WHEREAS, this decision was effective April 1, 2020, and

WHEREAS, the Niagara County Department of Mental Health administers payment of these bills on behalf of the County, now, therefore, be it

RESOLVED, should there be additional Court Ordered expenses before end of the year, another request will be necessary, and be it further

RESOLVED, the following budget transfer be effectuated:

INCREASE APPROPRIATION:

A.21.4310.000 74550.17	Department of Mental Hygiene	\$ 78,451
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DECREASE APPROPRIATION:

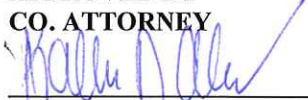
A.08.1990.000 74500.01	Contingency	\$ 78,451
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COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee **DATE:** 12/14/21 **RESOLUTION #:** CSS-114-21
and Administration Committee

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		CSS - 12/7/21	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 12/7/21	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

DISTRICT ATTORNEY MOTOR VEHICLE THEFT AND INSURANCE FRAUD PREVENTION 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 Motor Vehicle Theft and Insurance Fraud Prevention Program grant has been renewed for the period of January 1, 2022 through December 31, 2022, and

WHEREAS, funding has been awarded in the amount of \$109,443 and said funds are used to offset expenses for the District Attorney's Motor Vehicle Theft and Insurance Fraud Prevention Unit, and

WHEREAS, basic revenue and appropriation figures for said program were calculated and are contained within the CM.02.1989.114 Motor Vehicle Theft and Insurance Fraud Prevention cost center for the 2022 budget year, and

WHEREAS, this program will continue to fund one full time Assistant District Attorney, Position #9700, ATT III, Step 3, \$88,307 annually and one full time Criminal Investigator, Position #9701, NUH 6, Step 6, \$57,439 annually, with fringe benefits which shall remain coterminus with grant funding, now, therefore, be it

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

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

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

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

FROM: Community Safety & Security Committee
and Administration Committee **DATE:** 12/14/21 **RESOLUTION #:** CSS-115-21

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

WHEREAS, due to the necessary qualifications, skills and training of Dominic Saraceno for his position as Conflict Attorney II, it has hereby been determined by the Niagara County Legislature that the Niagara County residency requirements should be waived for Dominic Saraceno and thereby allow Niagara County to benefit from its investment in Mr. Saraceno and the services so provided by Mr. Saraceno to the indigent persons of Niagara County who are entitled to a public defense, now, therefore, be it

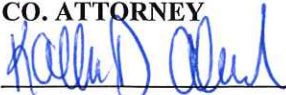
RESOLVED, that a Waiver of Residence from the Niagara County residency policy which seeks to provide employment to residents of Niagara County is hereby granted and thereby Mr. Saraceno shall be permitted to maintain his current position of Conflict Attorney II due to his qualifications and experience when he moves from and resides outside of the County of Niagara.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 12/14/21 **RESOLUTION #:** IF-115-21
and Administration Committee

APPROVED BY	REVIEWED BY	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	IF - 12/7/21	Approved: Ayes _____ Abs. _____ Noes _____
		AD - 12/7/21	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

ASBESTOS ABATEMENT AND FLOOR PREPARATION- COURT HOUSE AND CIVIC BUILDING CHANGE ORDER NO. 6

WHEREAS, by Resolution No. IF-090-18, dated June 19, 2018, the Legislature awarded the contract for the Asbestos Abatement and Floor Preparation-Court House and Civic Building Project to Metro Environmental, 2939 Lockport Road, Niagara Falls, NY 14305, for a contract amount of \$184,000, and

WHEREAS, Resolution No. IF-152-18, dated December 4, 2018, authorized Change Order No. 1 to increase the contract in the amount of \$9,336 for abatement of additional pipe joint elbow mudded fittings, for a revised contract amount of \$193,336, and

WHEREAS, Resolution No. IF-067-19, dated May 21, 2019, authorized the extension of the contract completion date to December 31, 2019, at no additional cost to the County, and

WHEREAS, Resolution No. IF-028-20, dated February 18, 2020, authorized Change Order No. 3 to increase the contract in the amount of \$2,300 to allow for an additional notification fee required by the New York State Department of Labor due to project extension beyond one (1) year from commencement of the project, for a revised contract amount of \$195,636, and to extend the contract completion date to February 18, 2021, and

WHEREAS, Resolution No. IF-043-20, dated March 10, 2020, authorized Change Order No. 4, to allow for additional abatement of floor tiles and mastic and drilling for MEP work, in the amount of \$17,477.14, for a revised contract amount \$213,113.14, and

WHEREAS, Resolution No. IF-023-21, dated March 23, 2021, authorized Change Order No. 5 to increase the contract in the amount of \$2,300 to allow for an additional notification fee required by the New York State Department of Labor due to a project extension beyond one (1) year from commencement of the project, for a revised contract amount \$215,413.14, and

WHEREAS, it is necessary to increase the contract in the amount of \$13,211.11 for select demolition of non-structural partition walls and acoustic tile and grid ceilings in the third floor offices where flooring abatement work is to occur for a revised contract amount of \$228,624.25, 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. 6 to increase the contract by \$13,211.11 for the Asbestos Abatement and Floor Preparation-Court House and Civic Building Project, for a revised contract amount of \$228,624.25 to Metro Environmental, 2939 Lockport Road, Niagara Falls, NY 14305, be approved, and be it further

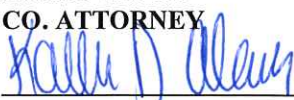
RESOLVED, that, following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 12/14/21 **RESOLUTION #:** IF-116-21
and Administration Committee

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		<u>IF - 12/7/21</u>	Approved: Ayes <u> </u> Abs. <u> </u> Noes <u> </u>
		<u>AD - 12/7/21</u>	Rejected: Ayes <u> </u> Abs. <u> </u> Noes <u> </u>
			Referred: <u> </u>

GAS AND OIL BUDGET MODIFICATION

WHEREAS, the Machinery Fund purchases bulk fuel on behalf of the County Departments, to obtain the best possible pricing, and

WHEREAS, due to the increased price of fuel, additional appropriations are required for the overall purchase of fuel, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

DM.15.5130.000.40999.43	Recovery of Shared Services	\$60,000
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INCREASE APPROPRIATION:

DM.15.5130.000.74750.22	External Gas and Oil Purchases	\$60,000
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INFRASTRUCTURES AND FACILITIES
COMMITTEE


ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee
and Administration Committee

DATE: 12/14/21

RESOLUTION #: IF-117-21

APPROVED BY CO. ATTORNEY 	REVIEWED BY CO. MANAGER	COMMITTEE ACTION IF - 12/7/21 AD - 12/7/21	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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BEAR RIDGE ROAD CULVERT REHABILITATION PROJECT CHANGE ORDER NO. 1

WHEREAS, by Resolution No. IF-053-21, dated May 11, 2021, the Legislature awarded the contract for the Bear Ridge Road Culvert Rehabilitation Project to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, for a contract amount of \$227,749, and

WHEREAS, it is necessary to increase the contract in the amount of \$40,000 in order to install additional concrete and guide rail, for a revised contract amount of \$267,749, and

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

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

INCREASE REVENUE:

H652.15.5197.000 43501.00	Consol Highway Aid Revenue	\$40,000
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INCREASE APPROPRIATIONS:

H652.15.5197.000 72600.02	Bridges	\$40,000
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and be it further

RESOLVED, that Change Order No. 1 to increase the contract by \$40,000 for the Bear Ridge Road Culvert Rehabilitation Project, for a revised contract amount of \$267,749, to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, be approved, and be it further

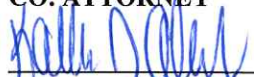
RESOLVED, that, following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 12/14/21 **RESOLUTION #:** IF-118-21
and Administration Committee

APPROVED BY CO. ATTORNEY 	REVIEWED BY CO. MANAGER	COMMITTEE ACTION IF - 12/7/21 AD - 12/7/21	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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REPLACEMENT OF BEAR RIDGE ROAD BRIDGE OVER AN UNNAMED STREAM CHANGE ORDER NO. 1

WHEREAS, by Resolution No. IF-074-21, dated June 15, 2021, the Legislature awarded the contract for the Replacement of the Bear Ridge Road Bridge over an Unnamed Stream Project to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, for a contract amount of \$746,546.57, and

WHEREAS, it is necessary to increase the contract in the amount of \$25,000.00 in order to install additional work beyond the original scope of the contract and for cost overruns of various contract items, for a revised contract amount of \$771,546.57, and

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

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

INCREASE REVENUE:

H713.15.5197.000 43501.00 Consol Highway Aid Revenue \$25,000

INCREASE APPROPRIATIONS:

H713.15.5197.000 72600.02 Bridges \$25,000

and be it further

RESOLVED, that Change Order No. 1 to increase the contract by \$25,000.00 for the Replacement of the Bear Ridge Road Bridge over an Unnamed Stream Project, for a revised contract amount of \$771,546.57, to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, 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

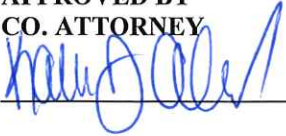
ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee
and Administration Committee

DATE: 12/14/21

RESOLUTION #: IF-119-21

APPROVED BY CO. ATTORNEY 	REVIEWED BY CO. MANAGER _____	COMMITTEE ACTION IF - 12/7/21 AD - 12/7/21 _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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AWARD CONSULTANT CONTRACT HUNT STREET BRIDGE OVER BERGHOLZ CREEK

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Hunt Street Bridge over Bergholz Creek 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 following budget modification be effectuated to allow the project to proceed:

INCREASE REVENUE:

H729.15.5197.000 43501.00	Consol Hwy Aid Revenue	\$100,000
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INCREASE APPROPRIATIONS:

H729.15.5197.000 72600.01	Bridges	\$100,000
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and be it further

RESOLVED, that the consultant services contract for the Hunt Street Bridge over Bergholz Creek Project be awarded to Watts Engineering and Architecture, 95 Perry Street, Suite 300, Buffalo, NY 14203, for a contract amount not to exceed \$199,963, and be it further

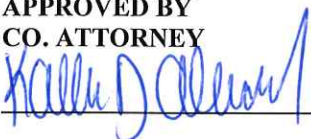
RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the required documents.

INFRASTRUCTURE & FACILITIES
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee **DATE:** 12/14/21 **RESOLUTION #:** IF-120-21

APPROVED BY CO. ATTORNEY 	REVIEWED BY CO. MANAGER _____	COMMITTEE ACTION <u>IF - 12/7/21</u> _____ _____	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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EXTENSION OF SNOW AND ICE AGREEMENT FOR COUNTY ROADWAYS 2021-2024

WHEREAS, the County of Niagara, pursuant of Section 12 of the Highway Law, relating to the control of snow and ice on County highways in Towns and incorporated Villages, has renegotiated an agreement with the Towns for such purposes, and

WHEREAS, Section 9 of the said agreement provides for an annual update of the estimated expenditure to be determined by the Commissioner of Public Works, subject to the provisions of Section 10 at the time for the extension of the agreement, and

WHEREAS, it would be in the best interest of Niagara County to ratify and implement the attached agreement for the period of October 1, 2021 through September 30, 2024, and

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

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

INFRASTRUCTURE & FACILITIES
COMMITTEE