

A public hearing was held pursuant to CS-032-24, adopted by the Legislature on June 18, 2024, for the purpose of hearing public comments on SUNY Niagara (formerly known as Niagara County Community College) FY 2024-2025 Budget. Legislator Godfrey opened the hearing at 5:45 p.m. and closed it at approximately 5:51 p.m.

OFFICIAL RECORD

Lockport, New York
August 6, 2024

The meeting was called to order by Chairman Wydysh at 6:10 p.m.

Clerk Tomasino called the roll. All Legislators were present with the exception of Legislators Andres and Hill.

A moment of Silence was held for former Legislator Elroy D. Powley.

1 citizen spoke on the Agenda.

Legislator Godfrey made a motion to Recind Resolution IL-074-24, second by Nemi. Approved.

Moved by Bradt, second by Robins to accept the Preferred Agenda.

Resolution No. IF-135-24 was read at this time. (Appears in numerical order)
Resolution No. IF-136-24 was read at this time. (Appears in numerical order)

Resolution No. CS-040-24
From: Community Services and Administration Committees.
Dated: August 6, 2024

NIAGARA COUNTY YOUTH BUREAU – NEW YORK STATE AID APPLICATION

WHEREAS, the County of Niagara has been designated as eligible to receive State Aid for 2024-25 youth programs through its Youth Bureau from the New York State Office of Children and Family Services in the amount of \$251,016, \$48,908, \$103,337, \$122,106, and

WHEREAS, the Comprehensive Planning Law mandates the Niagara County Youth Bureau must apply for such funds, and

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

RESOLVED, that the Director of the County Youth Bureau be, and hereby is, authorized to make application for the following program funds:

Youth Development Program	\$251,016
Youth Sports and Education Opportunity	\$ 48,908
Youth Team Sports	\$103,337
Runaway and Homeless Youth	\$122,106
TOTAL	\$525,367

and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute any and all documents relating to the application, subject to the review by the County Manager and the approval of the County Attorney.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CS-041-24

From: Community Services and Administration Committees.

Dated: August 6, 2024

NCCC FY 2024-2025 MAINTENANCE AND OPERATING BUDGET

WHEREAS, the Administration Committee and the Community Services Committee, which are also the Budget Review Committees, have had under consideration the Niagara County Community College Board of Trustees recommended budget for the conduct of the Niagara County Community College fiscal year commencing September 1, 2024 and ending August 31, 2025, and

WHEREAS, the said budget has had careful consideration by the Administration Committee, the Community Services Committee, the Budget Office, and the County Manager, and

WHEREAS, a public hearing was held on the 6th day of August, 2024 with regard to the tentative budget for the College, now, therefore be it

RESOLVED, that the foregoing tentative Niagara County Community College budget for the fiscal year 2024-25, beginning September 1, 2024 and ending August 31, 2025, is hereby approved and adopted with any amendments as heretofore approved this date by this legislature and which results in a total figure of \$48,160,176 with the Sponsor's contribution from taxes of \$ 8,971,000.

Moved by Gooch, seconded by Bradt.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CS-042-24

From: Community Services and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY EMPLOYMENT & TRAINING DEPARTMENT BUDGET MODIFICATION
ACCEPT \$200,000 STATE-LEVEL TRAINING AND SUPPORTIVE SERVICES FUNDING GRANT
(SWA FISCAL INCENTIVE)**

WHEREAS, the Niagara County Local Workforce Development Board (NCWDB) has been awarded \$200,000 under the State-Level Training and Supportive Services Funding Grant (SWA Fiscal Incentive), and

WHEREAS, these funds are being passed-through from Workforce Innovation and Opportunity Act (WIOA) to the New York State Department of Labor to be utilized in our local area for Adult and/or Dislocated Worker training and supportive services, and

WHEREAS, the Niagara County Employment & Training (NCET) Department will manage and administer these training and supportive funds as outlined in the grant Sub-recipient Agreement, now, therefore, be it

RESOLVED, that the NCWDB and NCET are authorized to accept this award, and be it further

RESOLVED, that the 2024 NCET Department Budget be modified as follows:

INCREASE REVENUE:

CD.29.6291.000 44791.00	WIOA Revenue	\$ 200,000
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INCREASE APPROPRIATIONS:

CD.29.6291.000 74500.01	Contractual Expenses	\$ 200,000
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Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CS-043-24

From: Community Services and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY EMPLOYMENT & TRAINING DEPARTMENT BUDGET MODIFICATION
INCREASE IN 2024 SUMMER YOUTH EMPLOYMENT PROGRAM (SYEP) FUNDING**

WHEREAS, the Niagara County Workforce Development Board (NCWDB) has been selected by the Niagara County Department of Social Services to administer the 2024 New York State Summer Youth Employment Program (SYEP) funded by the Office of Temporary and Disability Assistance (OTDA), and

WHEREAS, the Niagara County Employment & Training (NCET) Department performs the operation and management of this annual summer program, and

WHEREAS, the NCET 2024 budget currently reflects an estimated amount of \$480,000 based upon the prior year's funding, and the actual 2024 award is \$554,402, now, therefore, be it

RESOLVED, that the NCWDB and NCET are authorized to accept this award and operate the Summer Youth Employment Program, and be it further

RESOLVED, that the 2024 NCET Department Budget be modified as follows:

INCREASE REVENUE:

CD.29.6291.000 44089.02	Other TANF Revenue	\$ 74,402
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INCREASE APPROPRIATIONS:

CD.29.6291.000 74500.01	Contractual Expenses	\$ 74,402
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Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CS-044-24

From: Community Services and Administration Committees.

Dated: August 6, 2024

**MH - 2024 BUDGET MODIFICATION – ACCEPT NEW YORK STATE OFFICE OF
MENTAL HEALTH FUNDING FOR SPECTRUM HUMAN 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, the New York State Office of Mental Health has given allocation of State Aid funding to Spectrum Human Services to enhance rehabilitation and employment services through Assertive Community Treatment

(ACT) to support one (1) FTE Individualized Placement Services (IPS) Employment Specialist, now, therefore, be it

RESOLVED, that the following 2024 budget modifications be effectuated to the department and contract agency budget and the department is given authorization to accept New York State Office of Mental Health funding effective August 6, 2024 and engage in the process to carry out the necessary agreements between the County and Spectrum Human Services, subject to the approval of the County Attorney's Office:

INCREASE REVENUES:

CM.21.4322.415.43490.01	Community Support Services Programs	\$ 71,857
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INCREASE APPROPRIATIONS:

CM.21.4322.415.74500.01	Community Support Services Programs	\$ 71,857
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Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-064-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT AID TO CRIME LABORATORIES GRANT**

WHEREAS, the Niagara County Sheriff's Office has been awarded an Aid to Crime Laboratories Grant from the New York State Division of Criminal Justice Services in the amount of \$191,053 for the performance period July 1, 2024 through June 30, 2025, and

WHEREAS, the funds are used for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services which the Niagara County Sheriff's Office Forensic Lab provides to Niagara County agencies, and

WHEREAS, this grant is an additional year of funding for an existing grant and is included in the 2024 budget and will be built into the 2025 budget, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Aid to Crime Laboratories Grant may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-065-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT OFFICE OF VICTIM SERVICES GRANT**

WHEREAS, the Niagara County Legislature passed Resolution #CSS-055-22 on July 25, 2022 to accept a multiple year grant from from the New York State Office of Victim Services for the term of October 1, 2022 through September 30, 2025, and

WHEREAS, the grant award for October 1, 2024 through September 30, 2025 is \$302,826.18 with the match requirement waived for this contract year, and

WHEREAS, this grant funds the Niagara County Sheriff's Office Victim Assistance Unit with the personnel and services needed to provide legal, financial, safety and support services and referrals to Niagara County residents who are victims of crimes, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Office of Victim Services grant may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-066-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT STOP VIOLENCE AGAINST WOMEN ACT FORMULA GRANT**

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Division of Criminal Justice Services that it has been awarded \$50,000 under period 4 of the STOP Violence Against Women Act (VAWA) Formula Grant, and

WHEREAS, the STOP VAWA grant funds are used to help fund a full time Crime Victim Advocate dedicated to Domestic Violence cases to help Domestic Violence victims throughout Niagara County, and

WHEREAS, the STOP VAWA Grant is a multiple year grant for a total of \$250,000 from January 1, 2024 through December 31, 2025, and

WHEREAS, the current performance period for the grant is January 1, 2024 through December 31, 2024, and

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

RESOLVED, that following the County Attorney's review, the STOP Violence Against Women Act Formula Grant may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-067-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
AMENDMENT OF SECURUS CONTRACT FOR INMATE COMMUNICATIONS SERVICES**

WHEREAS, the Niagara County Legislature passed Resolution CSS-033-21 on March 23, 2021 to enter into a contract with Securus Technologies, LLC for inmate communication services at the Niagara County Jail, and

WHEREAS, the Niagara County Legislature passed Resolution CSS-041-22 on June 21, 2022 to extend the contract until October 14, 2025 with the addition of a full time onsite administrator for the Securus System at no charge to the county, and

WHEREAS, the Niagara County Legislature passed Resolution CSS-048-22 on August 2, 2022 to amend the Securus Contract to add Video Relay Services (VRS) at a cost of \$2,000 per year to the services available to incarcerated individuals at the Niagara County Jail through the Securus System to allow deaf and hard-of-

hearing incarcerated individuals the ability to communicate via a videoconferencing system which is within ADA Compliance, and

WHEREAS, the Securus contract needs to be amended to delete the \$2,000 annual cost to the County for the VRS System which will continue to be provided to the incarcerated individuals with the cost being absorbed by Securus Technologies, now, therefore, be it

RESOLVED, that following the County Attorney's review, the amendment to the Securus Technologies contract may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-068-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT FY2020 EDWARD BYRNE MEMORIAL JUSTICE
ASSISTANCE LAW ENFORCEMENT EQUIPMENT GRANT**

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Division of Criminal Justice Services that it is the recipient of a grant under the New York State FY2020 Edward Byrne Memorial Justice Assistance Law Enforcement Equipment Grant in the amount of \$602,000, and

WHEREAS, this grant will allow the Sheriff's Office to purchase needed law enforcement equipment including but not limited to equipment to update the Mobile Command Center, a large monitor for the Briefing Room, Information Technology equipment and portable radios, and

WHEREAS, the 2024 budget needs to be revised in order to purchase the needed equipment, now, therefore, be it

RESOLVED, that following the County Attorney review, the New York State FY2020 Edward Byrne Memorial Justice Assistance Law Enforcement Equipment Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3645.000 44305.02	Civil Defense Homeland Security	\$602,000
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INCREASE APPROPRIATIONS:

A.17.3645.000 72100.05	Computer Equipment	\$317,000
A.17.3645.000 72100.15	Communications Equipment	\$280,000
A.17.3645.000 72100.21	Law Enforcement Equipment	\$ 5,000

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-069-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT GUN INVOLVED VIOLENCE ELIMINATION GRANT

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Division of Criminal Justice Services that it has been awarded a grant under the Gun Involved Violence Elimination (GIVE) Grant in the amount of \$255,250 for the performance period July 1, 2024 through June 30, 2025, and

WHEREAS, the goal of the GIVE Initiative is the elimination of shootings and homicides, or violent crime where applicable, through the integrated use of evidence-based strategies that are incorporated into the four core elements of GIVE: People, Places, Alignment and Engagement, and

WHEREAS, the GIVE Grant is a partnership with the Niagara County District Attorney's Office and the Niagara Falls Police Department to benefit Niagara County, and

WHEREAS, the GIVE grant funds a Correction Officer position #10442 for a Corrections Intelligence Officer, travel for DCJS sponsored training and conferences, overtime for additional law enforcement presence in Hot Spot policing and Community/Youth engagement with the Niagara Falls Police Department and funds for a Firearms Consultant for verification work in the NCSO Forensic Laboratory, now, therefore, be it

RESOLVED, that following the County Attorney's review the 2024-2025 Gun Involved Violence Elimination Initiative Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 43389.13	Other Public Safety Crime Prevention	\$119,000
A.17.3150.000 43389.13	Other Public Safety Crime Prevention	\$ 1,000

INCREASE APPROPRIATIONS:

A.17.3110.000 71050.00	Overtime Expense	\$ 99,000
A.17.3110.000 74500.01	Contractual Expenses	\$ 20,000
A.17.3150.000 74600.03	Training and Education	\$ 1,000

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-070-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT REVENUE FROM SALE OF K9 VEHICLE

WHEREAS, the Niagara County Sheriff's Office purchased a 2012 Chevrolet Tahoe for the Canine Division which was acquired on May 10, 2012 under a New York State Division of Homeland Security and Emergency Services Explosive Detection Canine Team Grant, and

WHEREAS, the 2012 Chevrolet Tahoe was sold by Niagara County at auction for \$1,975.00, and

WHEREAS, the proceeds from the sale of the vehicle purchased under the grant must be used to purchase equipment which would be a qualifying purchase under the Explosive Detection Canine Team Grant, and

WHEREAS, the revenue and corresponding expense must be added to the 2024 budget so that the Niagara County Sheriff's Office is able to comply with the grant guidelines, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 42650.00	Sale of Scrap and Excess Materials Revenue	\$ 1,975
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INCREASE APPROPRIATIONS:

A.17.3110.000 74550.32	Programs Special Task Force	\$ 1,975
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Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-071-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
EXTEND CONTRACT FOR UNIFORM ACCESSORIES**

WHEREAS, the Niagara County Purchasing Office issued Sealed Bid 2020-36 Deputy and Corrections Accessories for Niagara County Sheriff's Office which was awarded to United Uniform Company, LLC on August 2, 2020, and

WHEREAS, the term of the award was for three (3) years with the option for two (2) one (1) year extensions, and

WHEREAS, the Niagara County Legislature passed Resolution #CSS-077-23 on August 1, 2023 to exercise the first one year extension to extend the contract until August 1, 2024, and

WHEREAS, the Niagara County Sheriff's Office and United Uniform Company, LLC wish to exercise the second one (1) year extension, now, therefore, be it

RESOLVED, that the award for Deputy and Corrections Accessories for Niagara County Sheriff's Office be extended for one year until August 1, 2025.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-072-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
EXTEND CONTRACT FOR UNIFORMS**

WHEREAS, the Niagara County Purchasing Office issued Sealed Bid 2020-35 Deputy, Corrections and Emergency Services Police Uniforms which was awarded to Galls LLC on July 28, 2020, and

WHEREAS, the term of the award was from 7/28/20 – 7/27/23 with the option for two (2) one (1) year extensions, and

WHEREAS, the Niagara County Legislature passed Resolution CSS-076-23 on August 1, 2023 to exercise the first one year extension and extend the contract until 7/27/24, and

WHEREAS, the Niagara County Sheriff's Office and Galls LLC wish to exercise the second one(1) year extension with some price increases which are supported by documentation from manufacturers and have been reviewed and accepted by Niagara County Purchasing, now, therefore, be it

RESOLVED, that the award for Deputy, Corrections and Emergency Services Police Uniforms be extended for one year until July 27, 2025.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-073-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
MCP ACQUISITION STANDARDIZATION FOR RADIO TOWER DESIGN,
PROCUREMENT AND CONSTRUCTION SERVICES**

WHEREAS, the Niagara County Legislature passed Resolution #CSS-073-18 on 9/18/18 to enter into a job specific contract with MCP Acquisition DBA Mission Critical Partners LLC ("Mission Critical") to review, examine and negotiate the Motorola Proposal for a Countywide Public Safety Radio Project, and

WHEREAS, the Niagara County Legislature passed Resolution #CSS-007-19 on 2/19/19 to waive the Request for Proposal and enter into a professional services contract with Mission Critical to manage the Radio System Two Site Implementation Project, and

WHEREAS, the Niagara County Legislature passed Resolution #CSS-004-20 on 1/21/20 to waive the Request for Proposal and enter into a professional services contract with Mission Critical to technically review, procurement review, project management, contract negotiations and implementation of the Radio System Six Site Project, and

WHEREAS, the Niagara County Sheriff's Office has identified the need for services for radio tower design, procurement and construction services for a new communications tower in Niagara County, and

WHEREAS, Mission Critical has been managing the implementation of the construction and integration of new tower sites in the Niagara County Public Safety Communications System since 2018 which gives the firm unique expertise and system knowledge, and

WHEREAS, under Niagara County's Purchasing Guidelines, the Niagara County Legislature and the requisite committee(s) have the discretion to waive the Requests for Proposal for a professional services contract, and

WHEREAS, Mission Critical has prepared a proposal for Radio Tower Design, Procurement, and Construction Services for \$149,468 which will be paid for out of Statewide Interoperable Communications Grants, 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 County finds that the services to be provided by Mission Critical consist of “professional services” and further waives the RFP requirement and/or requirement that additional cost proposals be sought or obtained, and be it further

RESOLVED, that following the County Attorney review and approval of the contract, that the Mission Critical contract for General Consulting may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-074-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF’S OFFICE
SOLE SOURCE STANDARDIZATION OF NOMAD GCS FOR
MOBILE COMMAND CENTER UPDATE**

WHEREAS, the Niagara County Sheriff’s Office purchased a Mobile Command Center in 2012 which has a Nomad Total Command Technology System and components which are due to be refreshed with a newer version, and

WHEREAS, it is important to keep the Mobile Command Center updated due to its critical communications function in emergency situations, and

WHEREAS, the Niagara County Sheriff’s Office has secured grant funding for the project to update the Nomad Total Command Technology System to the current 4.0 iteration and to update necessary components, and

WHEREAS, the existing Nomad Total Command System is proprietary to NOMAD GCS and is the only vehicle automation system on the market that is NIST 800-171 compliant for security, with the quote for the upgrade in the amount of \$261,772.30, now, therefore, be it

RESOLVED, that for reasons of efficiency and economy, pursuant to General Municipal Law 103(5), there is a need for standardization for the Niagara County Sheriff’s Office in the purchase of the upgrade and refresh of the Nomad Total Command System and the Niagara County Sheriff’s Office Mobile Command Center to the 4.0 iteration, and be it further

RESOLVED, that it is hereby determined that NOMAD GCS is the sole source vendor for the upgrade and refresh of the Nomad Total Command System and the Niagara County Sheriff’s Office Mobile Command Center to the 4.0 iteration, and that the Sheriff’s Office is hereby authorized to purchase the upgrade and refresh of the Nomad Total Command System and the Niagara County Sheriff’s Office Mobile Command Center to the 4.0 iteration directly from NOMAD GCS without the need to solicit for alternate proposals, such purchase to be made in consultation with the Purchasing Department and in accordance with budgetary procedures.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-075-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF’S OFFICE
SCHOOL RESOURCE OFFICER AGREEMENT WITH NEWFANE CENTRAL SCHOOL DISTRICT**

WHEREAS, the Niagara County Sheriff's Office has been in an agreement with the Newfane Central School District to provide a Deputy Sheriff as a School Resource Office in exchange for compensation from the School District, and

WHEREAS, the term of the previous agreement was September 1, 2023 through August 31, 2024, and

WHEREAS, school safety remains a high priority for Niagara County and the Newfane Central School District, and

WHEREAS, the Niagara County Sheriff's Office and the Newfane Central School District would like to enter into a multiple year contract for School Resource Officer services starting with the new school year in September 2024, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Newfane Central School District School Resource Officer Agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-076-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
LABVANTAGE STANDARDIZATION/SOLE SOURCE OF JBOSS APPLICATION SERVER AND
BARTENDER ENTERPRISE AUTOMATION EDITION COMPATIBLE WITH LABVANTAGE
LABORATORY INFORMATION MANAGEMENT SYSTEM**

WHEREAS, the Niagara County Legislature passed Resolution # CSS-124-23 on November 14, 2023 approving the purchase, installation, training and service of a Laboratory Information System from LabVantage Solutions Inc., for the Niagara County Sheriff's Office Forensic Laboratory, and

WHEREAS, the LabVantage Laboratory Information Management System (LIMS) also needs the JBOSS Application Server and BarTender Enterprise Automation Edition which are compatible with the system in order to perform all of the needed functions of the LIMS to increase efficiency in the Forensic Laboratory, and

WHEREAS, the Niagara County Sheriff's Office has made exhaustive attempts to identify alternative sources of the JBOSS Application Server and BarTender Enterprise Automation Edition which are \$6,162 through LabVantage Solutions but have been unsuccessful due to the custom part numbers of the product, now, therefore, be it

RESOLVED, that for reasons of efficiency and economy, pursuant to General Municipal Law 103(5), there is a need for standardization for the Niagara County Sheriff's Office in the purchase of the JBOSS Application Server and BarTender Enterprise Automation Edition for the LabVantage Laboratory Information Management System, and that the purchase of such be standardized to LABVANTAGE Solutions Inc., services, and be it further

RESOLVED, that it is hereby determined that LabVantage Solutions Inc is the sole source for the JBOSS Application Server and BarTender Enterprise Automation Edition compatible with the LabVantage Laboratory Information Management System, and that the Sheriff's Office is hereby authorized to purchase the JBOSS

Application Server and BarTender Enterprise Automation Edition compatible with the LabVantage Laboratory Information Management System from LabVantage Solutions Inc. without the need to solicit for alternate proposals or sealed bids, such purchases to be made in consultation with the Purchasing Department and in accordance with budgetary procedures.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-077-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

PROBATION RENEWAL OF GIVE GRANT

WHEREAS, the Niagara County Probation Department has been notified by the New York State Division of Criminal Justice Services that the Gun Involved Violence Elimination (GIVE) grant has been renewed for the period July 1, 2024 – June 30, 2025, and

WHEREAS, the grant is being renewed in the amount of \$375,267 and said funds are used to pay for two Probation Officer positions and a .5 FTE Field Intelligence Officer position within the Probation Department, in addition to funding field activities, GPS monitoring of offenders, and staff training, and

WHEREAS, the GIVE funds have been budgeted in the 2024 budget, and

WHEREAS, prior to the execution of the grant agreement, the County Attorney will review the agreement 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 agreement.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-078-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

PROBATION ACCEPT NIAGARA COUNTY PRETRIAL SERVICES AWARD

WHEREAS, the Niagara County Probation Department has been notified by the New York State Division of Criminal Justice Services of an award of funding to offset the costs associated with the provision of certified pretrial services in the amount of \$521,493, and

WHEREAS, funding will be utilized by the Probation Department for pretrial services including but not limited to, screening, assessment, supervision, and reporting as provided in the enacted NYS budget, and.

WHEREAS, the grant award revenue and associated expense will be included in the Probation Department's 2025 requested budget, and

WHEREAS, prior to the execution of the grant agreement, the County Attorney will review the agreement 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 agreement.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-079-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

EMERGENCY SERVICES – AWARD OF BID - COMMUNITY PREPAREDNESS TRAINING

WHEREAS, Niagara County has prepared specifications and the Niagara County Purchasing Department has advertised for the Bid RFP 2024-37 in search of a proven experienced and qualified firm capable of performing community preparedness training focused on creating a disaster resilient community, and

WHEREAS, only one bid response was received from Niagara University in the amount of \$90,000 over a three-year period, and

WHEREAS, Niagara University's Border Community SERVICE (Special Emergency Response Volunteer Initiative for Community Empowerment) meets and exceeds all the qualifications of the RFP including over 15 years of direct experience providing community emergency preparedness outreach, education and training, and

WHEREAS, Niagara University has worked closely with CERT and other community volunteers to provide valuable assistance for emergency services like Point of Dispensing (POD) drills with the County's Public Health Planning and Emergency Preparedness Office, the County's Healthy Neighborhoods program, Childhood Lead Poisoning Primary Prevention Program to promote programming and further educate residents, and has hosted numerous Stop the Bleed trainings, and

WHEREAS, funding is included in the SHSP Homeland Security Budget for professional and technical services to assist the County in completing intended community preparedness initiatives, now, therefore, be it

RESOLVED, the RFP 2024-37 Community Preparedness Training Services for Niagara County Emergency Services be awarded to Niagara University, and be it further

RESOLVED, that following the County Attorney's review, the Community Preparedness Training Services for Niagara County Emergency Services contract with Niagara University may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-080-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**EMERGENCY SERVICES – AMBULANCE DIVISION
AWARD OF BID – MEDICAL DIRECTOR**

WHEREAS, Niagara County has prepared specifications and the Niagara County Purchasing Department has advertised for the Bid 2024-38 in search for pre-qualified service providers for Professional Services for an EMS Medical Director, and

WHEREAS, only one bid response was received from UB|MD for a two-year agreement, \$35,000 for year one and \$37,000 for year two, and

WHEREAS, funds are available in the Emergency Services/County Ambulance Services budget (A.19.4540), now, therefore, be it

RESOLVED, the RFP 2024-38 EMS Medical Director for Niagara County Emergency Medical Services be awarded to UB|MD Emergency Medicine EMS Division, 462 Grider Street, Buffalo, NY 14215, and be it further

RESOLVED, that following the County Attorney's review, the EMS Medical Director for Niagara County Emergency Medical Services contract with Dr. John McNamara from UB|MD may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-081-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

EMERGENCY SERVICES – MOU WITH SUNY NIAGARA TO UTILIZE NIAGARA COUNTY PUBLIC SAFETY BUILDING FOR EMERGENCY MEDICAL TECHNICIAN (EMT) TRAINING

WHEREAS, emergency medical response personnel are required to be certified and maintain certification to meet state and regional guidelines, and

WHEREAS, the Niagara County Public Safety Training Facility has adequate classroom space, and

WHEREAS, Niagara County Community College (SUNY Niagara) has a desire to utilize said classroom space to reach a greater number of community residents by offering Emergency Medical Technician (EMT) training, now, therefore, be it

RESOLVED, that the Legislature determines that the EMT training offered through SUNY Niagara be satisfactory to meet state and regional guidelines for maintaining the certifications of our County EMS personnel, and be it further

RESOLVED, that following the County Attorney's review, said MOU with SUNY Niagara for EMT training may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. CSS-082-24

From: Community Safety & Security and Administration Committees.

Dated: August 6, 2024

**EMERGENCY SERVICES
INTER-MUNICIPAL AMBULANCE TRANSFER AGREEMENT**

WHEREAS, Niagara County Department of Emergency Services currently possesses a 2010 Ford EC4 Road Rescue, ambulance, previously used during the initial operational start to the county ambulance services which the county wishes to declare as surplus property, and

WHEREAS, the Orleans County Department of Emergency Management has a need for an ambulance matching the above description for use by the Orleans County EMS division in the performance of their duties, and

WHEREAS, an Inter-Municipal Agreement between the County of Niagara and the Orleans County Department of Emergency Management has been drafted by the County Attorney's Office for a transfer of aforementioned 2010 Ford EC4 Road Rescue, ambulance, new therefore, be it

RESOLVED, that the County of Niagara declares the 2010 Ford EC4 Road Rescue, ambulance, to be surplus property and authorizes an agreement with the Orleans County Department of Emergency Management to transfer ownership of the 2010 Ford EC4 Road Rescue, ambulance, 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 agreement with Orleans County Department of Emergency Management.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. ED-014-24

From: Economic Development and Administration Committees.

Dated: August 6, 2024

**DREAM IT DO IT WESTERN NEW YORK ADVANCED MANUFACTURING PROGRAM
FUNDING FROM AMERICAN RESCUE FUNDS**

WHEREAS, as baby boomers continue to retire, the manufacturing sector has been especially hard hit with open positions that are becoming increasingly harder to fill, and

WHEREAS, the Niagara County Business Growth & Retention Program reaches out to at least 80 companies annually, many of which have indicated they are struggling to find workers to fill open positions and listing that as their biggest challenge, and

WHEREAS, the Dream It Do It (DIDI) program is designed to create a future talent pipeline of middle and high school students that may not be looking at college, but may have an interest in careers in manufacturing or the skilled trades, and

WHEREAS, DIDI has been successful in the Southern Tier, with both corporations and school districts buying in to the program and since 2009, has facilitated over 75,000 interactions among students, teachers, counselors, administrators and manufacturers there, and

WHEREAS, Niagara County would like to replicate that success in order to provide that crucial talent pipeline to our manufacturing base, which is an important sector of our local economy with 275 establishments employing 8,566 people with a payroll of nearly \$425 million annually, and

WHEREAS, it has been determined that the budget for DIDI programming would be \$150,000 annually with the cost being shared by the private sector, corporate and private foundations and the public sector comprised of state and local funds, and

WHEREAS, the Legislature wishes to support the implementation of the DIDI Program in Niagara County in the 2024/2025 fiscal year through the allocation of \$50,000 in ARPA funds, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, directed to transfer funds from the General Fund CSLFRF to the Niagara County Department of Economic Development, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.28.8020.000 44089.07	ARPA State/Local Rec Fund	\$50,000
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INCREASE APPROPRIATION:

A.28.8020.000 74500.01	Contractual	\$50,000
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Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. ED-015-24

From: Economic Development and Administration Committees.

Dated: August 6, 2024

**POSITION APPOINTMENT DEPUTY COMMISSIONER OF
NIAGARA COUNTY DEPARTMENT OF ECONOMIC DEVELOPMENT**

WHEREAS, under the Local Law establishing an Administration Code for the County of Niagara, the County Manager shall make appointments for the position of Deputy Commissioner of Economic Development subject to the confirmation of the County Legislature, and

WHEREAS, resolution AD-014-18 named Andrea Klyczek Deputy Commissioner of Economic Development, and

WHEREAS, Niagara County and the Niagara County Industrial Development Agency entered into a shared services agreement on June 19, 2018, and

WHEREAS, on June 12, 2024 the Niagara County Industrial Development Agency unanimously voted to promote Andrea Klyczek to the position of Executive Director, and

WHEREAS, subject to the NCIDA by-Laws adopted on August 22, 1972 and last amended on April 20, 1995 provides that the Agency may employ an Executive Director, and

WHEREAS, pursuant to section 858(6) of the Act, the Agency is authorized and empowered, with consent of the County, to use agents and employees of the County, paying the County its agreed proportion of the compensation or costs, and

WHEREAS, the Agency wishes to contract with the County for services of Andrea Klyczek, Deputy Commissioner of the Niagara County Economic Development to act as the Executive Director of the Agency, now, therefore, be it

RESOLVED, the County shall enter into an agreement for the services of the Deputy Commissioner of Economic Development, and be it further

RESOLVED, that following the County Attorney's review, the Deputy Commissioner of Economic Development shared services agreement may be executed by the Chairman of the Niagara County Legislature pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. ED-016-24

From: Economic Development and Administration Committees.

Dated: August 6, 2024

**CITY OF NIAGARA FALLS REQUEST FOR WAIVER OF
COUNTY TAXES, INTEREST AND FEES 502 NIAGARA STREET**

WHEREAS, In the 2007 In Rem Tax Foreclosure brought by the City of Niagara Falls in 2011, the City obtained a judgment on 502 Niagara Street (SBL 159.29-3-38), and

WHEREAS, due to concerns about hazardous material liability (a gas station and a dry-cleaning facility previously on said parcel) the City never took title, and

WHEREAS, a Phase I study was completed on the property in 2019, where environmental concerns were identified, and

WHEREAS, due to the fact that title never passed to the City, the parcel continued to accrue taxes, and

WHEREAS, the City has a proposal from TM Montante Development for a major development on the site, and the City has agreed to transfer the site for \$1, and

WHEREAS, on June 26, 2024 the Niagara Falls City Council passed a resolution waiving the accrued back taxes, now, therefore, be it

RESOLVED, the County of Niagara agrees and consents to forego collection of unpaid county property taxes, interest and fees up to and including 2024 for 502 Niagara Street, Niagara Falls, New York, be it further

RESOLVED, in the event an agreement for acquisition of the respective properties, by TM Montante, is not achieved, the County of Niagara will obtain its unpaid property taxes on the property after a foreclosure auction pursuant to the formula provided by law, and be it further

RESOLVED, that if the project proposed by TM Montante Development at 502 Niagara Street is not completed as identified in the agreement, the County of Niagara will obtain its unpaid property taxes, interest and fees on said property.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. ED-017-24

From: Economic Development Committee.

Dated: August 6, 2024

**FIXING DATE AND NOTICE FOR THE SECOND PUBLIC HEARING
FOR GRIFFON BREWING INC. COMMUNITY DEVELOPMENT BLOCK GRANT**

WHEREAS, the County Legislature wishes to hear public comments relating to the recently completed Community Development Block Grant (“CDBG”) project #806ED1001-21 supporting the grant funding provided to Griffon Brewing Inc. at 200 Lockport Street within the Village of Youngstown, New York, and

WHEREAS, the CDBG program is administered by the New York State Office of Community Renewal (“OCR”), and provides resources to eligible local governments for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons, and

WHEREAS, OCR requires grant recipients to hold a public hearing to provide information to the public and to consider citizen comments regarding CDBG funded projects to help make determinations for the future use of CDBG funds, now, therefore, be it

RESOLVED, that the Niagara County Legislature hereby calls for a Public Hearing whereat all interested parties shall be heard, and be it further

RESOLVED, that the Public Hearing shall be held at the Legislative Chambers, Courthouse, Lockport, New York on the 17th day of September, 2024, at 5:50 p.m., and be it further

RESOLVED, that the Clerk of the Legislature at least eight (8) days' notice of such hearing shall post a notice upon the County Legislature website, the bulletin boards in the Courthouse at Lockport, and the Civic Building at Niagara Falls, and shall publish such notice once in the Lockport Union Sun & Journal, and the Niagara Gazette.

Moved by Bradt, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-127-24
From: Infrastructure & Facilities and Administration Committees.
Dated: August 6, 2024

**CAPITAL PROJECT H669 CLOSEOUT
WATER DISTRICT**

WHEREAS, the following capital project has been completed and has an account balance remaining that needs to be transferred back to the original funding sources, now, therefore, be it

RESOLVED, that project H669 – Water Chlorine System Upgrades be closed and the following budget modifications be effectuated:

DECREASE ESTIMATED REVENUES:		
H669.31.8397.000 45031.00	Interfund Transfers from Operating	\$36,370.16
DECREASE APPROPRIATIONS:		
H669.31.8397.000 72100.27	Water – Chlorine System Upgrades	\$36,370.16

and, be it further

RESOLVED, that the unspent funds of \$36,370.16 be returned to the original funding source as follows:

Water Fund Operating:	\$36,370.16
Moved by Bradt, seconded by Robins.	
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.	

Resolution No. IF-128-24
From: Infrastructure & Facilities and Administration Committees.
Dated: August 6, 2024

BUDGET MODIFICATION FOR LEACHATE HAULING TRUCK

WHEREAS, the Niagara County Refuse Disposal District's, 2002 Volvo Leachate Hauling Truck, requires extensive and necessary repairs to the transmission and tank body, and

WHEREAS, the Niagara County Refuse Disposal District is required to remove and transport landfill leachate offsite for treatment, and

WHEREAS, the 5,000 gallon leachate hauling tank integrity is compromised and in need of replacement, and

WHEREAS, funds are available in fund balance to replace the leachate hauling truck, 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 approved:

INCREASE APPROPRIATED FUND BALANCE		
EL 40599.00	Appropriated Fund Balance	\$250,000.00
INCREASE ANTICIPATED EXPENSES:		
EL.30.8160.807.72100.10	Heavy Equipment	\$250,000.00

and be it further

RESOLVED, that following the County Attorney's review, the required documents may be executed pursuant to the Niagara County Contract Policy.
Moved by Bradt, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-129-24
From: Infrastructure & Facilities and Administration Committees.
Dated: August 6, 2024

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND DISC GOLF 716

WHEREAS, Disc Golf 716 has requested that the County of Niagara grant them exclusive rights to operate a Disc Golf Tournament in an area situated on the County owned property at Royalton Ravine Park, and

WHEREAS, this program benefits the residents of Niagara County as a whole, and

WHEREAS, the event coordinator will provide all insurances required by the Risk Management Office, and agree to cover all extraordinary expenses associated with the events, and

WHEREAS, it is the desire of Disc Golf 716 to hold a tournament September 8, 2024 at Royalton Ravine Park, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Disc Golf 716 for this tournament, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and Disc Golf 716,

as appears on the proposed agreement, is hereby approved in all respects, and be it further

RESOLVED, that, following the County Attorney's review, the agreement with the Disc Golf 716 may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-130-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA
AND THE OLCOTT LION'S CLUB**

WHEREAS, the Olcott Lions Club has requested that the County of Niagara grant them permission to use the Lions Club Pavillion and a shelter at Krull Park for the purpose of holding The Olcott Lions Club Kindergarten Round-up, and

WHEREAS, this event benefits the residents of the Town of Newfane and Niagara County as a whole, and

WHEREAS, it is the wish of the Olcott Lion's Club to hold the The Olcott Lions Club Kindergarten Round-up on August 17, 2024, and

WHEREAS, the event coordinator will provide all insurances required by the Risk Management Office, and agree to cover all extraordinary expenses associated with event, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Olcott Lion's Club, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Olcott Lion's Club, as appears on the proposed agreement, is hereby approved in all respects, and be it further

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

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-131-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

**RESCIND LEASE AGREEMENT WITH IROQUOIS JOB CORPS
ACADEMY FOR THE TROTT ACCESS CENTER**

WHEREAS, on April 15, 2024 the Infrastructures and Facilities Committee recommended that the County of Niagara and Iroquois Job Corps Center enter into a lease agreement to rent space in the Trott ACCESS Center, Niagara Falls, New York, and

WHEREAS, on April 23, 2024 the County Legislature approved the lease agreement between the County of Niagara and Iroquois Job Corp Center to rent available space at the Trott ACCESS Center, Niagara Falls, New York, and

WHEREAS, we are requesting the rescinding of Resolution IF-075-24 since Iroquois Job Corps Center has decided not to rent the available space in the Trott ACCESS Center, 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 Infrastructures and Facilities Committee recommends Resolution IF-075-24, be rescinded for the lease agreement with Iroquois Job Corps Center for office space at the Trott ACCESS Center.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-132-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

LEASE AGREEMENT WITH NCCC FOR THE TROTT ACCESS CENTER

WHEREAS, the Niagara County Community College (NCCC), Sanborn, New York, is a partner in the Trott ACCESS Center, Niagara Falls, New York, and

WHEREAS, the County provides space to NCCC for this activity, and

WHEREAS, NCCC is able to obtain New York State Reimbursement for a portion of the costs of the space used in delivering its programs, and

WHEREAS, NCCC needs to have a lease agreement to serve as a basis for its reimbursement claims, 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 Infrastructure and Facilities Committee recommends the lease agreement to be entered into with NCCC for office space at the Trott ACCESS Center, and be it further

RESOLVED, that following the County Attorney's review, the lease for Niagara County Community College may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-133-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

**225 SOUTH NIAGARA STREET, LOCKPORT, NY
PHASE I AND II ENVIRONMENTAL SITE ASSESSMENT
AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-010-23, dated January 17, 2023, awarded the contract for a Phase I and II Environmental Site Assessment Study and the removal of an underground diesel tank and soil testing at 225

South Niagara Street, Lockport, to C&S Engineers, 499 Col Eileen Collins Blvd., Syracuse, NY 13212, for a contract amount of \$30,800, and

WHEREAS, it is necessary to extend the contract completion date to December 31, 2026, 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 to C & S Engineers, 499 Col Eileen Collins Blvd., Syracuse, NY 13212, be extended to December 31, 2026, at no additional cost to the County, and be it further

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

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-134-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

KRULL PARK SHORELINE REHABILITATION - FINAL PAYMENT

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

WHEREAS, Resolution No. IF-014-24, dated January 23, 2024, increased the contract in the amount of \$65,217.41 for work to provide additional pavement resurfacing at Franklin Street, additional handrail at the rear of the band stage, and additional fencing at the pier gates, for a revised contract amount of \$3,583,915.41, and

WHEREAS, Resolution No. IF-084-24, dated April 23, 2024, increased the contract in the amount of \$534,929.51 to provide labor, material, equipment, and supervision to furnish and install additional work as identified on Exhibit A and labeled as Change Order No. 2, for a revised contract amount of \$4,118,844.92, and

WHEREAS, the contract has been completed to specifications for the contract amount of \$4,118,844.92, and

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

RESOLVED, that final payment is authorized to be processed to 4th Generation Construction, 5650 Simmons Avenue, Niagara Falls, NY 14304 for a final contract amount of \$4,118,844.92, and be it further

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

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-135-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

South Niagara Street, Lockport, to C&S Engineers, 499 Col Eileen Collins Blvd., Syracuse, NY 13212, for a contract amount of \$30,800, and

WHEREAS, it is necessary to extend the contract completion date to December 31, 2026, 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 to C & S Engineers, 499 Col Eileen Collins Blvd., Syracuse, NY 13212, be extended to December 31, 2026, at no additional cost to the County, and be it further

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

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-134-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

KRULL PARK SHORELINE REHABILITATION - FINAL PAYMENT

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WHEREAS, Resolution No. IF-014-24, dated January 23, 2024, increased the contract in the amount of \$65,217.41 for work to provide additional pavement resurfacing at Franklin Street, additional handrail at the rear of the band stage, and additional fencing at the pier gates, for a revised contract amount of \$3,583,915.41, and

WHEREAS, Resolution No. IF-084-24, dated April 23, 2024, increased the contract in the amount of \$534,929.51 to provide labor, material, equipment, and supervision to furnish and install additional work as identified on Exhibit A and labeled as Change Order No. 2, for a revised contract amount of \$4,118,844.92, and

WHEREAS, the contract has been completed to specifications for the contract amount of \$4,118,844.92, and

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

RESOLVED, that final payment is authorized to be processed to 4th Generation Construction, 5650 Simmons Avenue, Niagara Falls, NY 14304 for a final contract amount of \$4,118,844.92, and be it further

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

Moved by Bradt, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IF-136-24

From: Infrastructure & Facilities and Administration Committees.

Dated: August 6, 2024

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

INCREASE ANTICIPATED REVENUE:

H8XX.15.1620.000 43021.00	State Aid Court Facilities Revenue	\$99,850
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INCREASE APPROPRIATIONS:

H8XX.15.1620.000 72200.01	Building Improvements	\$99,850
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and be it further

RESOLVED, that the consultant services contract for the Niagara County Magistrate Hearing Room Renovation and Second Floor Redesign Project, at the Niagara County Court House, 175 Hawley Street, Lockport, NY 14094, be awarded to LaBella Associates, P.C., 300 State Street, Suite 201, Rochester, NY 14614, for a contract amount not to exceed \$99,850, and be it further

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

Approved for Submission.

Moved by Foti, seconded by Nemi, to implement the portion of Rule 15 that pertains to voting on a resolution as opposed to referring it to committee.

Carried.

Moved by Foti, seconded by Nemi.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IL-111-24

From: Legislators Richard E. Abbott, Carla L. Speranza, Anthony J. Nemi and Economic Development Committee.

Dated: August 6, 2024

**RESOLUTION IN SUPPORT OF BILLS ELVIS CHARITY FOUNDATION INC. THROUGH THE
USE OF COMMUNITY PARTNERSHIP FUNDS**

WHEREAS, the Bills Elvis Charity Foundation Inc. is locally based, and

WHEREAS, the Bills Elvis Charity Foundation Inc. will be sponsoring an event to raise money for locally based charities, and

WHEREAS, the Bills Elvis Charity Foundation Inc. is sponsoring an event in Lockport on September 12 2024, and

WHEREAS, the funds will be utilized for expenses including promotions, advertising and other event expenses, now, therefore, be it

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

RESOLVED, that Niagara County supports the Bills Elvis Charity Foundation Inc. by appropriating monies from said Community Partnership as follows:

Bills Elvis Charity Foundation Inc.	\$2,500.00
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Moved by Bradt, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IL-112-24

From: Legislator David E. Godfrey and Economic Development Committee.
Dated: August 6, 2024

RESOLUTION IN SUPPORT OF THE TOWN OF WILSON THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, the Town of Wilson is home to Greenwood Cemetery, the only active cemetery in the town and

WHEREAS, the Town of Wilson's Veterans Memorial is located at Greenwood Cemetery, and

WHEREAS, in order to show proper respect to all area veterans, and others who call Greenwood Cemetery their final resting place, the Town of Wilson would like to purchase a cremation stand, now, therefore, be it

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

RESOLVED, that Niagara County supports the efforts of the Town of Wilson by appropriating monies from said Community Partnership Fund as follows:

Town of Wilson	\$300.00
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Moved by Bradt, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

Resolution No. IL-113-24

From: Legislator Michael A. Hill and Economic Development Committee.
Dated: August 6, 2024

RESOLUTION IN SUPPORT OF AMERICAN LEGION POST 1253 THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, American Legion 1253 Gasport Memorial Post was formed to recognize the sacrifice of the men and women who fought for our nation, and to support military veterans and their families, and

WHEREAS, members of American Legion Post 1253 broke ground on a display that will incorporate a donated Bell UH-1 "Huey" helicopter, and

WHEREAS, the helicopter display will be located on the Hartland Volunteer Fire Company property near the entrance of the town park, and

WHEREAS, this display will act as a reminder of the brave heroes in the community that fought in the Vietnam War, and

WHEREAS, displays such as this would not be possible without community involvement and donations, and

WHEREAS, the Niagara County Legislature wishes to support the efforts of the American Legion Post 1253 to impress upon the residents, both young and old, the cost of defending our freedoms, now, therefore, be it

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

RESOLVED, that Niagara County supports American Legion Post 1253 by appropriating monies from said Community Partnership Program Fund as follows:

American Legion 1253 Gasport Memorial Post \$25,000.00
Moved by Bradt, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Andres, Hill.

APPOINTMENTS:

	<u>Appt.</u>	<u>Expires</u>
<u>COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY COMMITTEE:</u>		
Richard L. Andres Jr., Chair, Economic Development Committee 448 Goundry Street, North Tonawanda 14120	08/06/24	12/31/25
Anthony J. Nemi, Vice Chairman, Niagara County Legislature 67 S. New York Street, Lockport 14094	08/06/24	12/31/25
Michael A. Casale, Commissioner, Economic Development Dept. Samuel M. Ferraro Ctr., 6311 Inducon Corp Dr., Sanborn 14132	08/06/24	12/31/25
Andrea Klyczek, Executive Director, NCIDA Samuel M. Ferraro Ctr., 6311 Inducon Corp Dr., Sanborn 14132	08/06/24	12/31/25
Maureen Henderson, Director, Niagara Small Business Development Ctr. SUNY Niagara, 3111 Saunders Settlement Rd., Sanborn 14132	08/06/24	12/31/25
Heather Peck, President & CEO, Greater Lockport Development Corporation One Locks Plaza, Lockport 14094	08/06/24	12/31/25
Paul E. Brown, President, Niagara Building Trades Council 1065 Walck Rd., North Tonawanda 14120	08/06/24	12/31/25
Kory Schuler, Executive Director, Niagara USA Chamber of Comm. Samuel M. Ferraro Ctr., 6311 Inducon Corp Dr., Sanborn 14132	08/06/24	12/31/25
Don MacSwan, Supervisor, Town of Wheatfield 2800 Church Rd., North Tonawanda 14120	08/06/24	12/31/25
Thomas Kucharski, President & CEO, Invest Buffalo Niagara 403 Main Street, Suite 624, Buffalo, NY 14203	08/06/24	12/31/25
Laura Wilson, Executive Director, Lumber City Development Corp. 500 Wheatfield Street, North Tonawanda 14120	08/06/24	12/31/25
Donald Jablonski, Director, Employment & Training Trott ACCESS Ctr., 1001 11th St., Niagara Falls 14301	08/06/24	12/31/25
Meghan Lutz, Commissioner of Social Services 20-40 East Ave., Lockport 14094	08/06/24	12/31/25
Jeffrey Dewart, Supervisor, Town of Somerset 8700 Haight Road, P.O. Box 368, Barker, NY 14012	08/06/24	12/31/25
Sylvia Virtuoso, Supervisor, Town of Niagara 7105 Lockport Rd., Niagara Falls 14305	08/06/24	12/31/25
Justin Rogers, Ex. Director, Cornell Cooperative Extension of Niagara County 4487 Lake Ave., Lockport 14094	08/06/24	12/31/25
Jenna Kavanaugh, National Grid 144 Kensington Avenue, Buffalo, NY 14214	08/06/24	12/31/25
Garret Meal, Commissioner of Public Works 59 Park Avenue, Lockport, NY 14094	08/06/24	12/31/25
Dr. Lloyd Holmes, President, SUNY Niagara 3111 Saunders Settlement Rd., Sanborn, NY 14132	08/06/24	12/31/25
Thomas Sy, Coordinator of Economic Development, Town of Lockport	08/06/24	12/31/25

6560 Dysinger Rd., Lockport 14094		
Thomas Tedesco, Executive Director, NFC Development Corp.	08/06/24	12/31/25
1022 Main St., PO Box 69, Niagara Falls 14302		
Ken Lawton, Sr. Technical Energy Consultant, National Fuel	08/06/24	12/31/25
6363 Main St., Williamsville 14221		
Bob Confer, President, Confer Plastics, Inc.	08/06/24	12/31/25
97 Witmer Road, North Tonawanda, NY 14120		
Lee Weitz, Director of Aviation, Niagara Frontier Transportation Authority	08/06/24	12/31/25
4200 Genesee Street, Buffalo, NY 14225		
Jennifer Pauly, President, Upward Niagara Chamber of Commerce	08/06/24	12/31/25
895 Center St., Lewiston 14092		
Michael Weyrauch, Director of CTE, Orleans-Niagara BOCES	08/06/24	12/31/25
3181 Saunders Settlement Rd., Sanborn 14132		
Kevin Bittner, President, Niagara County Farm Bureau	08/06/24	12/31/25
8999 Ridge Rd., Gasport 14067		
John Percy, President & CEO, Destination Niagara USA	08/06/24	12/31/25
10 Rainbow Blvd., Niagara Falls 14303		
Karen Kwandrans, Associate Vice President, Niagara University	08/06/24	12/31/25
11 Vincentian Drive, Unit 1906, Niagara University, NY 14109		
Bonnie Rice, Executive Director, Niagara County Workforce Development Bd.	08/06/24	12/31/25
1001 11 th St., Floor 2, Niagara Falls, NY 14301		

Ex-officio:

Hon. Robert Ortt, State Senator, 175 Walnut St., Suite 6, Lockport 14094
Hon. Angelo Morinello, Assemblyman, 800 Main St., Suite 2C, Niagara Falls 14301
Hon. Michael Norris, Assemblyman, 8180 Main St., Clarence 142221
Hon. William Conrad, Assemblyman, 3514 Delaware Ave., Kenmore 14217
Hon. Claudia Tenney, Congresswoman, 169 Niagara Street, Lockport, NY 14094
Hon. Nicholas Langworthy, Congressman, 8201 Main Street, Suite 13, Williamsville, NY 14221
Hon. Timothy Kennedy, 726 Exchange Street, Suite 601, Buffalo, NY 14210
Karen Utz, WNY Regional Dir., Empire State Development Corp., 95 Perry St., Suite 500, Buffalo 14203
Richard E. Updegrave, Niagara County Manager, 59 Park Ave., Lockport 14094


WORKFORCE DEVELOPMENT BOARD:

Jim Bittner, Bittner Singer Orchards	08/06/24
6620 Lake Road, Appleton 14008	
Moved by Bradt, second by Robins.	
Approved.	

Motion by McKimmie, second by Speranza to adjourn the board.

The Chairman declared the Board adjourned at 6:21pm, subject to the call of the Clerk.

2 Citizens spoke at this time on the General Welfare of the County.


Alysa T. Tomasino, Clerk