

## OFFICIAL RECORD

Lockport, New York  
May 5, 2026

Chairman Hill called the meeting to order at 6:01 p.m.

Clerk Tomasino called the roll. All Legislators were present.

Chairman Hill called Royaltan Hartland FFA Students and their teachers to the lectern to present proclamations for their remarkable achievements made at the 98<sup>th</sup> National FFA Convention and Expo.,

Chairman Hill called Legislator McKimmie and Sheriff Filicetti and his staff to the lectern to read a proclamation declaring May 3<sup>rd</sup> - 9<sup>th</sup>, 2026 as "Niagara County Correction Officers Week" in Niagara County.

Chairman Hill called Legislator Hill and Sheriff Filicetti and his staff to the lectern to read a proclamation declaring May 10<sup>th</sup> - 16<sup>th</sup>, 2026 as "Niagara County Police Week" in Niagara County.

Chairman Hill called Legislator Andres and Vice Chairman of the Bridge Commission Frank Soda to the lectern to present the 2026 William G. Mayne Jr. Business Community Enhancement Program Awards.

Chairman Hill called CEO of Destination Niagara USA John Percy to the lectern to give presentation on 2025 Annual Report and announced May 3<sup>rd</sup> - 9<sup>th</sup> is Travel & Tourism Week.

Chairman Hill called Legislator Gooch and Public Health Director Dr. Kahn to the lectern to read a proclamation declaring May 2026 "ALS Awareness Month" in Niagara County.

Director of Public Health Dr. Kahn Presentation on what services the Niagara County Health Department provides.

No citizens spoke on the Agenda.

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

### **Resolution No. AD-014-26**

From: Administration Committee.

Dated: May 5, 2026

### **DISTRIBUTION OF MORTGAGE TAX**

WHEREAS, Niagara County has received mortgage tax monies for the period October, 2025 through March, 2026, in the amount of \$3,938,466.67 and

WHEREAS, the Recording Officer has previously distributed \$948,308.56 to the Niagara Frontier Transportation Authority, \$875,727.12 to the State Mortgage Tax Agency, and retained \$131,460.96 for approved county administrative expenses, and

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

RESOLVED, that the sum of \$1,982,970.03 reflects mortgage tax monies for the period October 1, 2025, through March 31, 2026, to be distributed, and the same be and hereby is, apportioned as follows among the various towns, villages and cities of the County of Niagara:

TOWNS	Cambria	\$ 60,085.62
	Hartland	18,485.90
	Lewiston	163,046.16
	Lockport	225,484.01
	Newfane	100,887.99
	Niagara	86,438.02
	Pendleton	116,360.39
	Porter	86,153.70
	Royalton	80,580.67
	Somerset	22,407.64
	Wheatfield	203,616.75
	Wilson	47,110.20
VILLAGES	Middleport (Hartland)	\$ 289.40
	Middleport (Royalton)	5,229.07
	Lewiston	20,022.80
	Youngstown	11,312.29
	Barker	1,636.36
	Wilson	5,121.13
CITIES	Lockport	\$ 209,591.01
	Niagara Falls	261,969.13
	North Tonawanda	<u>257,141.79</u>
	TOTAL:	\$1,982,970.03

and be it further

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

Moved by Bradt, seconded by Elder.

Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CS-024-26**

From: Community Services and Administration Committees.

Dated: May 5, 2026

**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH  
BUDGET MODIFICATION – DURESS SYSTEM INSTALLATION**

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

WHEREAS, NCDMH is committed to maintaining the safety and security of its employees and the public, and

WHEREAS, NCDMH desires to provide a Duress System at its Lockport location, 475 South Transit St, Lockport, and update its current Duress System at NCDMH's 1001 11<sup>th</sup> St, Niagara Falls, NY location, and

WHEREAS, the Department of Public Works, Buildings and Grounds Division, has a quote from Johnson Controls Fire Protection for the necessary Duress System on New York State OGS Contract #PT68816 in the amount of \$49,340.00, and

WHEREAS, the New York State Office of Mental Health (OMH) has given permission to utilize one-time only Federal funding (Federal Salary Sharing) that allows for the purchase of the Duress System installation, now, therefore, be it

RESOLVED, that following the County Attorney’s review of the quotes for the Niagara County Department of Mental Health, a contract with Johnson Controls Fire Protection may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the Niagara County Department of Mental Health be authorized to spend \$49,340.00 on a Duress System at its Lockport location and an upgrade of the Duress System at the Niagara Falls, NY location, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.21.4310.000.44490.00	Mental Health Revenue	\$49,340.00
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INCREASE APPROPRIATION:

A.21.4310.000.72100.14	Miscellaneous Equipment	\$49,340.00
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Moved by Bradt, seconded by Elder.  
Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-062-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**NIAGARA COUNTY SHERIFF’S OFFICE  
AWARD OF SEALED BID FOR FLEET VEHICLE GRAPHICS  
FOR NIAGARA COUNTY SHERIFF’S OFFICE**

WHEREAS, the Niagara County Purchasing Office issued Sealed Bid 2026-29: Fleet Vehicle Graphics for Niagara County Sheriff’s Office on March 10, 2026, and

WHEREAS, responses were opened on March 31, 2026, and were received from the following companies:

International Name Plate US, Inc.	Longview, TX	\$24,860
VSP Graphic Group	West Seneca, NY	\$15,840
Apex Graphics	Tonawanda, NY	\$12,640
Streamline Designs, LLC	N. Tonawanda, NY	\$12,640

WHEREAS, the two lowest bids were evaluated for compliance with the Sealed Bid parameters including the prices for “Piece by Piece – No Installation – Delivery Only” also being compared with the total of these prices being less from Streamline Designs LLC than from Apex Graphics, now, therefore, be it

RESOLVED, that the Sealed Bid 2026-29 Fleet Vehicle Graphics for Niagara County Sheriff’s Office be awarded to Streamline Designs LLC, and be it further

RESOLVED, that following the County Attorney's review, the Sealed Bid 2026-29 Fleet Vehicle Graphics for Niagara County Sheriff's Office with Streamline Designs LLC may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Elder.  
Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-063-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**NIAGARA COUNTY SHERIFF'S OFFICE  
BUDGET MODIFICATION - ACCEPT FY26 STATEWIDE TARGETED REDUCTIONS IN  
INTIMATE PARTNER VIOLENCE (STRIVE) GRANT**

WHEREAS, the Niagara County Sheriff's Office has been awarded a grant from the New York State Division of Criminal Justice Services under the Statewide Targeted Reductions in Intimate Partner Violence (STRIVE) Initiative Grant in the amount of \$145,627 for the performance period April 1, 2026 through March 31, 2027, and

WHEREAS, this grant is designed for the prevention of, intervention in, and incidences of intimate partner violence through evidence-based, survivor-centered, trauma-informed and culturally responsive strategies, and

WHEREAS, the grant funds a Crime Victim Advocate position (#14009), overtime for Advocates for response to incidents, database resources, outreach materials and training, and

WHEREAS, the 2026 budget needs to be revised in order to utilize the grant funding, now, therefore, be it

RESOLVED, that following the County Attorney review, the New York State Division of Criminal Justice Services Statewide Targeted Reductions in Intimate Partner Violence (STRIVE) Initiative Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modifications be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3989.300 43389.14	Other Public Safety Crime Victims	\$87,430
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INCREASE APPROPRIATIONS:

A.17.3989.300 71010.00	Posn #14009 Position Expense	\$14,220
A.17.3989.300 71050.00	Overtime Expense	\$37,500
A.17.3989.300 72100.05	Computer Equipment	\$15,000
A.17.3989.300 74375.05	Communications Cellular Phone	\$ 450
A.17.3989.300 74600.03	Training & Education	\$10,500
A.17.3989.300 78100.00	Retirement Expense	\$ 5,793
A.17.3989.300 78200.00	FICA Expense	\$ 3,235
A.17.3989.300 78300.00	Workers Comp Expense	\$ 732

Moved by Bradt, seconded by Elder.  
Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-064-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**NIAGARA COUNTY SHERIFF'S OFFICE**  
**EXTEND INCARCERATED INDIVIDUALS HEALTH CARE SERVICES AGREEMENT**

WHEREAS, the Niagara County Sheriff's Office is responsible for providing medical care to incarcerated individuals and detainees of the Niagara County Jail, including federal incarcerated individuals, and

WHEREAS, the County of Niagara entered into an agreement with outside companies for the comprehensive correctional health care services to detainees and incarcerated individuals who are lawfully remanded to the care, custody and under control of the Sheriff in accordance with applicable law, and

WHEREAS, the Agreement was entered into with the following entities: PrimeCare Medical of New York, Inc., Buffalo Diagnostic Radiology, P.C. and Union Street Dentistry, PLLC, after the County issued a Request for Proposals, and

WHEREAS, Personalcare Registered Professional Nursing, P.C., Professional Care Medical Practice, P.C. and Professional Care Dental Services P.C., were substituted for Buffalo Diagnostic Radiology, P.C. and Union Street Dentistry, PLLC, by substitution executed August 3, 2017, and consented to August 4, 2017, and

WHEREAS, the agreement was dated August 12, 2016, with a term of three (3) years from August 15, 2016, through August 14, 2019, with the option of extending the agreement for two additional one (1) year periods which were exercised through August 14, 2021, and

WHEREAS, the Niagara County Legislature passed Resolution CSS-011-21 to enter into a new Agreement with PrimeCare Medical of New York, Inc., Personalcare Registered Professional Nursing P.C., Professional Care Medical Practice P.C. and Professional Care Dental Services P.C., for incarcerated individuals Health Care Services, and

WHEREAS, the Agreement was in effect from August 15, 2021, through August 14, 2024, with the option of two (2) one-year extensions which were exercised through August 14, 2026 (Resolutions CSS-046-24 and CSS-046-25), and

WHEREAS, medical care for incarcerated individuals is very complicated and multi-faceted due to the wide variety of medical needs, including mental health and addiction services, and

WHEREAS, the quality and consistency of medical care in the Niagara County Jail is critical to ensure the health and safety of Niagara County incarcerated individuals to avoid adverse events which increase Niagara County's liability, and

WHEREAS, the Niagara County Sheriff's Office wishes to enter into a new Agreement with PrimeCare Medical of New York, Inc, Personalcare Registered Professional Nursing P.C., Professional Care Medical Practice P.C. and Professional Care Dental Services P.C., and

WHEREAS, the Niagara County Sheriff's Office worked with PrimeCare Medical of New York, Inc, Personalcare Registered Professional Nursing P.C., Professional Care Medical Practice P.C. and Professional Care Dental Services P.C. on an agreement, which will benefit Niagara County and the Jail's incarcerated population, and

WHEREAS, the Niagara County Sheriff's Office and PrimeCare Medical have come to an agreement in terms for a contract which would be in effect August 15, 2026, for three (3) years through August 14, 2029, with the option to be renewed for two (2) additional one (1) year terms and includes a needed increase in staffing levels of an equivalent of 3.85 FTEs, and

WHEREAS, the terms of compensation for the Incarcerated Health Care Services Agreement with PrimeCare Medical companies' cost is \$4,077,306 for the first year (August 15, 2026 through August 14, 2027) with a four (4) percent increase each subsequent year, now, therefore, be it

RESOLVED, that the County finds that the health care services provided to the incarcerated individuals consist of "professional services" and further waives the RFP requirement, and be it further

RESOLVED, that following the County Attorney's review, the Incarcerated Individuals Health Care Services Agreement with PrimeCare Medical of New York, Inc., Personalcare Registered Professional Nursing P.C., Professional Care Medical Practice P.C. and Professional Care Dental Services P.C., may be executed pursuant to the Niagara County Contract Policy.

Moved by Bradt, seconded by Elder.

Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-065-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**DISTRICT ATTORNEY ACCEPT STRIVE GRANT AND CREATE/FILL ASSISTANT DISTRICT ATTORNEY II WITH BUDGET MODIFICATION**

WHEREAS, the State of New York through the DCJS has identified an ongoing need to support the investigation and prosecution of crimes related to inmate partner and domestic violence, thus creating the Statewide Targeted Reduction in Inmate Partner Violence (STRIVE) Initiative, in which the District Attorney's Office has been awarded \$186,479 intended to be used for staffing associated with this project for the period of April 1, 2026 – March 31, 2027, and

WHEREAS, the program will continue to fund the salary and fringe benefits associated with one full-time Paralegal III and partial fund the salary and fringe benefits associated with the creation of one full-time Assistant District Attorney II which shall remain coterminous with grant funding, now, therefore, be it

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

RESOLVED, that effective May 10, 2026 the position of Assistant District Attorney II, at \$84,399 to \$95,108 per year, and benefit \$43,274 to \$45,746 per year be created and filled and this position will also be partially funded by other grant funds, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.02.1165.000 43389.13	Other Public Safety Crime Prevention	\$83,797
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INCREASE APPROPRIATIONS:

A.02.1165.000 71010.00	Positions Expense	\$56,589
A.02.1165.000 78100.00	Retirement Expense	7,753
A.02.1165.000 78200.00	FICA Expense	4,329
A.02.1165.000 78300.00	Worker's Comp Expense	979
A.02.1165.000 78400.01	Insurance, Health Active hospital/Medical	13,110
A.02.1165.000 78400.05	Insurance, Health HRA Employer Contr.	567
A.02.1165.000 78800.00	Flex 125 Employer Contribution Expense	470

and be it further

RESOLVED, that the County of Niagara does hereby accept this award, and that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute any grant agreement and/or required documents.

Moved by Bradt, seconded by Elder.  
Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-066-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**EMERGENCY SERVICES  
BUDGET MODIFICATION – ACCEPT FY2023 TECHNICAL RESCUE & URBAN  
SEARCH AND RESCUE GRANT PROGRAM**

WHEREAS, the Niagara County Department of Emergency Services was notified by the New York State Division of Homeland Security and Emergency Services (DHSES) that it has been awarded \$50,000 under the FY2023 Technical Rescue & Urban Search and Rescue (USAR) Grant Program, funding which is provided by the U.S. Department of Homeland Security's (DHS), at no cost to the County, and

WHEREAS, the performance period for this grant is April 1, 2026, through August 31, 2027, and

WHEREAS, this grant will be used to purchase necessary equipment for trench rescue and structural collapse rescue, and

WHEREAS, the 2026 budget needs to be amended to accept the revenue, now, therefore, be it

RESOLVED, that following the County Attorney review, the Chairman of the Legislature be, and hereby is, authorized to execute this grant, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.19.3645.000 44305.02	Civil Defense Homeland Security Project: 19GRTR23 – R1	\$ 50,000
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INCREASE APPROPRIATIONS:

A.19.3645.000 72100.14	M&E Miscellaneous Equipment	\$ 45,500
A.19.3645.000 74800.18	Supplies/Services, Maintenance Tech Rescue Team Project: 19GRTR23 – E1	\$ 4,500

Moved by Bradt, seconded by Elder.  
Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. CSS-067-26**

From: Community Safety & Security and Administration Committees.

Dated: May 5, 2026

**NIAGARA COUNTY EMERGENCY SERVICES  
CREATE AND FILL TEMPORARY ADVANCED LIFE SUPPORT TECHNICIAN POSITION**

WHEREAS, the Niagara County Emergency Services Office has been notified that an Advanced Life Support Technician will be on an extended leave with a tentative return date of 8/3/26, and

WHEREAS, the Advanced Life Support Technician position has an important role in providing advanced life support services to the Niagara County community, and

WHEREAS, an extended absence could strain the operations of emergency medical services if not filled temporarily, now, therefore, be it

RESOLVED, that one temporary, non-union and without benefits Advanced Life Support Technician position be created and filled effective 6/21/26 at NUH EMS Salary Schedule Advanced Life Support Technician Step 1 at an hourly rate of \$29.16/hour, and be it further

RESOLVED, that the temporary position will be abolished upon the return of the full-time Advanced Life Support Technician, and be it further

RESOLVED, there is available funds in the 2026 Ambulance budget and no budget modification would be needed.

Moved by Bradt, seconded by Elder.

Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. IF-084-26**

From: Infrastructure & Facilities and Administration Committees.

Dated: May 5, 2026

**EMERGENCY REPAIR–FROZEN WATERLINE AT THE NIAGARA COUNTY GOLF COURSE**

WHEREAS, on February 24, 2026, a frozen waterline was identified at 314 Davison Road, Lockport, NY 14094 the location of the Niagara County Golf Course, and

WHEREAS, the emergency repair to the Niagara County Golf Course frozen waterline was necessary to stop rapid damage and prevent severe structural failure, and

WHEREAS, the frozen waterline emergency repair constituted an immediate repair to ensure the continuity of the County's operations at 314 Davison Road, Lockport, NY 14094, and

WHEREAS, H.W. Bryk & Sons, is our emergency provider of plumbing repair services, and

WHEREAS, funds are available in account number A.15.1620.000 74800.03 – Supplies/Services, Maintenance Building Maintenance/Repairs/Supplies, and

WHEREAS, H.W. Bryk & Sons completed the emergency repairs for the amount totaling \$6,637.00, now, therefore, be it

RESOLVED, that the emergency repairs that were required be declared an emergency, and be it further

RESOLVED, that the work associated with the frozen waterline at the Niagara County Golf Course, by H.W. Bryk & Sons, 5540 Porter Road, Niagara Falls, NY 14304, for the amount of \$6,637.00, be authorized for payment.

Moved by Bradt, seconded by Elder.

Adopted. 15 Ayes, 0 Noes, 0 Absent

**Resolution No. IL-073-26**

From: Legislators Shawn A. Foti, Michael A. Hill, Randy R. Bradt, David E. Godfrey, Richard L. Andres, Jesse P. Gooch, Michael A. Casale, Christopher J. McKimmie, Jeffrey Elder, Christopher A. Robins, Carla L. Speranza and Sam R. Farruggia.

Dated: May 5, 2026

**RESOLUTION REQUESTING AN ACT TO AMEND THE  
ENVIRONMENTAL CONSERVATION LAW,  
IN RELATION TO CONTINUING THE AUTHORIZATION OF  
HUNTING BIG GAME BY RIFLE IN THE COUNTY OF NIAGARA**

WHEREAS, Section 5 of Chapter 389 of the laws of 2024 amended paragraph a of subdivision 2 of section 11-0907 of the Environmental Conservation Law to allow for the County of Niagara to hunt deer and bear by pistol, shotgun, crossbow, muzzle loading firearm, rifle or long bow through October 1, 2026, and

WHEREAS, legislation has been introduced in the New York State Senate continuing the addition of the County of Niagara to the Environmental Conservation Law authorizing hunting big game by rifle through October 1, 2028, and

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

WHEREAS, the Niagara County Gun Owners' Rights Advisory Panel has recommended that to further enhance the hunting experience in Niagara County, the use of rifles for big game hunting should be permissible as already allowed in Niagara County and other Counties across the State, now, therefore, be it

RESOLVED, that the Niagara County Legislature supports Senate Bill No. S9302 and Assembly Bill No. A10480 amending the Environmental Conservation Law in relation to authorizing hunting big game by rifle in the County of Niagara, and be it further

RESOLVED, that the Clerk of the Niagara County Legislature is hereby authorized and directed to execute the proper Home Rule documents and immediately forward them to the New York State Legislature.

Moved by Bradt, seconded by Elder.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Legislator Bradt requested privilege on the floor to address the legislature on a late resolution request to be brought to the floor, which was denied by legislator Elder.

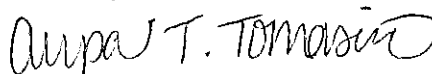
Chairman Hill called Henry Wojtaszek to the lectern to address the legislature and answer any questions they had.

County Manager Updegrave read a portion of an article in the Buffalo News from April 29<sup>th</sup>, pertaining to the cost of utilities.

Moved by McKimmie, seconded by Myers that the Board adjourn.

The Chairman declared the Board adjourned 8:14 p.m., subject to the call of the Clerk.

One citizen spoke at this time on the General Welfare of the County.

  
Alysia T. Tomasino, Clerk