

OFFICIAL RECORD

Lockport, New York
March 3, 2015

The meeting was called to order by Chairman Ross at 7:00 p.m.

Clerk Tamburlin called the roll. All Legislators were present.

No citizens spoke at this time.

Recess.

A public hearing was held pursuant AD-002-15, adopted by the Legislature on February 17, 2015, on a proposed Local Law Amending Local Law No. 4 of 2003 Establishing an Administrative Code for the County of Niagara. Legislator Nemi opened the hearing at 7:40 p.m. and closed it at approximately 7:41 p.m.

Moved by Updegrove, seconded by Virtuoso to accept the preferred agenda.
Carried.

RESOLUTIONS:

Resolution No. AD-004-15

From: Administration Committee

Dated: March 3, 2015

ADOPTION OF A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF 2003 ESTABLISHING AN ADMINISTRATIVE CODE FOR THE COUNTY OF NIAGARA

Whereas, the County Legislature recommends the adoption of the following Local Law:

A Local Law amending Local Law No. 4 of 2003 establishing an Administrative Code for the County of Niagara:

WHEREAS, a public hearing was held on March 3, 2015 at 6:45 p.m. in the Legislative Chambers, Niagara County Courthouse, Lockport, New York, on said Local Law, and

WHEREAS, no one appeared to speak on said Local Law, and

WHEREAS, no amendment(s) was (were) made to said Local Law, now, therefore, be it

RESOLVED, the County Legislature of the County of Niagara, does hereby amend Local Law No. 4 of 2003 Establishing an Administrative Code for the County of Niagara, as amended by Local Law No. 1 of 2006, Local Law No. 5 of 2008, and Local Law No. 2 of 2011, by a Local Law of the County of Niagara, New York for the year 2015 as follows:

ARTICLE II. THE COUNTY LEGISLATURE

§A2-9. Committees of the County Legislature: Jurisdiction, Powers and Duties

A. The jurisdiction of the committees shall be as follows:

(1) Administration

- (a) County Manager
- (b) County Attorney
- (c) Management & Budget
- (d) Treasurer
- (e) Audit
- (f) Real Property
- (g) Clerk of the Legislature
- (h) Printing/Mailing
- (i) Human Resources
- (j) Civil Service
- (k) Risk Management
- (l) Board of Elections

(2) Community Safety and Security

- (e) Fire Coordinator/Emergency Services

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(5) Infrastructure and Facilities

- (a) Public Works
- (b) Parks/Golf Course
- (c) Refuse District
- (d) Water District
- (e) Sewer District
- (f) Weights and Measures
- (g) **Information Technology**
- (h) **Buildings and Grounds**

A3-3. Powers and Duties

1. Without curtailing, diminishing or transferring the powers of any elected County official, the County Manager shall be responsible for the overall administration of county government and shall provide and coordinate staff services to the County Legislature, Chair of the Legislature and its committees. The County Manager shall perform all the duties now and hereafter conferred or imposed upon the officer by law and directed by the County Legislature and shall have all powers and perform all the duties necessarily implied or incidental thereto. Among such powers and duties, but not by way of limitation, are:

- (a) To serve as the Chief Executive and Administrative Director of County Government;
- (b) To exercise supervision and control over the activities of County department directors and supervise the administration of all units of County government to most effectively implement the directives of the Legislature in accordance with applicable law, but shall not exercise administrative control over the County Auditor, the County Treasurer, the County Attorney, the District Attorney, the County Sheriff, the Public Defender, the County Clerk, or any other publicly elected official;

- (c) To determine which employees of the County shall perform particular duties not clearly defined by law or this Local Law;
- (d) To execute and enforce all Local Laws, legalizing acts, ordinances and resolutions of the County Legislature and all other acts required by law;
- (e) To serve as an advisor to the County Legislature and develop policy and procedural recommendations for consideration of the Legislature;
- (f) To undertake research and submit to the County Legislature reports and recommendations regarding governmental operations as may be deemed appropriate or the County Legislature may request, and provide such assistance to the Legislature and its committees as may be requested by the Legislature;
- (g) To serve as liaison between the County Legislature and the boards, commissions, agencies, and advisory committees established by the Legislature;
- (h) To maintain liaison and represent the County Legislature in contacts with political subdivisions, State and Federal officials and agencies;
- (i) To make appointments for the heads of units of County government listed below, subject to the confirmation of the County Legislature:
 - 1. Director of the Office of the Aging
 - 2. Commissioner of Public Works
 - 3. Director of Information Technology
 - 4. Director of Human Resources
 - 5. Director of Employment and Training
 - 6. Fire Coordinator and Director of Emergency Services
 - 7. Commissioner of Economic Development
 - 8. Director of Probation
 - 9. Director of Real Property Tax Services
 - 10. Commissioner of Social Services
 - 11. Director of Veterans' Services
 - 12. County Historian
 - 13. Director of Risk & Insurance Services
 - 14. Director, Office of Management and Budget
 - 15. Director of Building and Grounds

and such other officers, department heads and employees as the County Legislature shall designate by Local Law or Resolution, with the exception that the County Legislature retains appointing and removal powers for the position of Civil Service Personnel Officer pursuant to the Civil Service Law of the State of New York.

This Local Law shall take effect immediately upon filing with the State.

Moved by Nemi, seconded by Updegrove.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Legislator Syracuse convened a Committee of the Whole.

County Attorney Joerg discussed CW-002-15 in detail. He discussed how the properties are currently in foreclosure and they will be sold by the bank through a title auction. The auctioned properties include 111 Main St, 20-40 East Ave and also a parcel at 50 Main Street and the three properties will be auctioned as one unit.

Mr. Joerg discussed the issues at 111 Main Street including: required roof repair, additional sprinklers, fire code upgrades, elevator improvements and HVAC issues.

The 2.4 million dollar bid amount in the resolution was decided on based on the current lease agreement, needed maintenance costs and the loss of property taxes.

Legislator Updegrave discussed how building use has been an ongoing discussion in the Facilities Space Utilization Ad Hoc Committee.

County Manager Glatz said that the buildings will be open for a walk-thru on March 6th and March 13th.

CW-002-15 was voted on at this time (Appears in alphabetical order)

Resolution No. CW-001-15

From: Committee of the Whole

Dated: March 3, 2015

**NIAGARA COUNTY COMMUNITY COLLEGE
NIAGARA FALLS CULINARY INSTITUTE FAÇADE PROJECT**

WHEREAS, the Niagara Falls Culinary Institute (NFCI) is a world class facility consisting of 90,000 square feet in the former Rainbow Mall, and

WHEREAS, NFCI offers students access to seven state of the art teaching kitchens featuring European island cooking suites, which are dedicated teaching kitchens for Niagara County Community College's culinary and baking and pastry arts students, and

WHEREAS, special events within the building allow students interested in the hospitality, tourism, event planning, and restaurant management fields to gain a real world understanding of what it takes to plan and execute events while gaining real-life, hands-on experience in the hospitality industry, and

WHEREAS, students of the NFCI will learn the latest of techniques from premier faculty in Baking & Pastry Arts, Culinary Arts, Gaming & Casino Management, Hospitality, Restaurant Management, Tourism Management and Event Planning and Winery Operations, and

WHEREAS, visitors to NFCI can enjoy *Savor*, a student run fine dining restaurant with an in-kitchen chef's table, open hearth oven and exhibition style cooking; an ice sculpting lab, *The Wine Boutique*, featuring some of New York State's finest selections; *La Patisserie*, a European style pastry café; *Old Falls Street Deli*, a New York style deli; and a Barnes and Noble culinary themed store, and

WHEREAS, the original design of the NFCI focused on laboratory, classroom, and other spaces and modifications to the exterior were kept to a minimum in order to keep the project within budget, and

WHEREAS, the facade of that exterior is comprised of a combination of glass and metal panels, with very limited signage, resulting in local residents and tourists frequently walking or driving by with no idea that these attractions are located within the NFCI, and

WHEREAS, it has become clear that benefits associated with an upgrade of the southern facade warrant additional investment, and

WHEREAS, the College is planning to execute a project to renovate this façade, and

WHEREAS, the primary elements included in this project include,

- "Trenching" the sidewalk in front of the bookstore and the pastry shop that will bring the grade adjacent to the pastry shop down about 18" in order to allow for incorporation of a door in the

replaced glass panel frontage to that shop so that customers can enter directly from the street. A railing would then be installed around this lowered sidewalk area.

- Replacement of the glass panel system frontage for the delicatessen with a similar system containing a swing door for direct entry.
- Replacing the plain panels above the glass frontages with panels containing signs with the name of the establishments that are contained within.
- Adding lighted boxes between the glass frontages for the restaurant and the delicatessen and replacing the plain metal panels between the glass frontages with either decorative wood panels or decorative stone panels.
- Installation of a new awning in front of pastry shop, signage lighting over the delicatessen sign, and hanging signs for both.

WHEREAS, enhancing the NFCI's signage will have a tangible and positive impact on the Institute by creating additional awareness of the plethora of opportunities within its walls, and

WHEREAS, the College is prepared to execute a project to renovate this façade, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby approve the expenditure of \$270,000 for this project to re-make the south façade of the Niagara Falls Culinary Institute, and be it further

RESOLVED, that the Niagara County Treasurer is authorized to complete the payment to NCCC in the amount of \$270,000, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A 40599.00	Appropriated Fund Balance	\$270,000
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INCREASE APPROPRIATIONS:

A.07.9950.000 79010.00	Transfer to Capital from Operating	\$270,000
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INCREASE ESTIMATED REVENUE:

H617.15.2497.000 45031.00	Interfund Transfer From Operating	\$270,000
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INCREASE APPROPRIATIONS:

H617.15.2497.000 72200.02	NCCC Culinary Institute Façade- NCCC Buildings	\$270,000
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Moved by Syracuse , seconded by Bradt .

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. CW-002-15

From: Committee of the Whole

Dated: March 3, 2015

**NIAGARA COUNTY LEGISLATURE AUTHORIZATION TO PARTICIPATE
IN TITLE AUCTION OF CERTAIN REAL PROPERTIES**

WHEREAS, Niagara County has leased office space at 111 Main Street and 20-40 East Avenue in Lockport, New York 14094 since May 1, 2003 respectively, said leases scheduled to continue through April 30, 2018, and

WHEREAS, \$3.1 million (three million one hundred thousand dollars) remains to be paid collectively on said leases, and

WHEREAS, the County is prepared to bid the aforesaid amount less projected building maintenance costs of approximately \$570,000 (five hundred seventy thousand dollars) and forfeited County tax revenue of approximately \$87,000 (eighty seven thousand dollars), now, therefore, be it

RESOLVED, that the Niagara County Legislature authorizes the County Manager to bid up to \$2.4 million (two million four hundred thousand) at the Title Auction for the aforesaid properties, together with the property located at 50 Main Street, Lockport, NY 14094, to commence on March 17, 2015 at 1:00 p.m. through March 19, 2015 at 1:00 p.m., and be it further

RESOLVED, that the Niagara County Legislature further directs the County Manager to consider building roof repair and replacements, HVAC, sprinkler and fire code compliance and elevator condition and refurbishing costs, as well as parking availability in making any bids concerning these matter, and be it further

RESOLVED, that there will be a special meeting of the Niagara Country Legislature on March 19, 2015 at 11:00 a.m. to monitor and refine the auctions results, and be it further

RESOLVED, that if the County is the winning bidder, the Niagara County Legislature authorizes the County Treasurer to pay a 10% cash deposit from fund balance within 24 (twenty four) hours of auction close, as required.

Moved by Syracuse , seconded by Updegrave .

Adopted. 15 Ayes, 0 Noes, 0 Absent

The Committee of the Whole was adjourned and the regular meeting reconvened.

Resolution No. ED-001-15

From: Economic Development & Administration Committees

Dated: March 3, 2015

BUDGET MODIFICATION – REAPPROPRIATE GRANT FUNDS EPA BROWNFIELD PETROLEUM ASSESSMENT

WHEREAS, Resolution ED-010-11 authorized acceptance of a grant in the amount of Two Hundred Thousand Dollars (\$200,000) from the United States Environmental Protection Agency for a Brownfield Petroleum Assessment Project, and

WHEREAS, One Hundred Twelve Thousand Six Hundred Seventy-Two Dollars (\$112,672) was budgeted for the 2015 Budget, and

WHEREAS, work was ahead of schedule and more money was spent than anticipated from the 2014 Budget, in the amount of Eighty Thousand Five Hundred Twenty Nine Dollars (\$80,529), now, therefore, be it,

RESOLVED, that the following budget modification be effectuated:

DECREASE REVENUE:

CM.28.6989.610.44989.04

Other Home and Community Services

\$80,529

EPA Brownfields Revenue

DECREASE APPROPRIATION:

CM.28.6989.610.74500.01	Contractual Expenses	\$80,400
CM.28.6989.610.74300.01	Travel - Conference	\$129

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. ED-002-15

From: Economic Development & Administration Committees

Dated: March 3, 2015

**BUDGET MODIFICATION – RE-APPROPRIATE GRANT FUNDS
FROM NATIONAL GRID’S BROWNFIELD REDEVELOPMENT PROGRAM FOR
OLD MILITARY BASE DEMOLITION AND REHABILITATION PROJECT
IN THE TOWN OF CAMBRIA**

WHEREAS, Resolution ED-009-12 authorized acceptance of a grant in the amount of Three Hundred Thousand Dollars (\$300,000) to assist with the demolition and rehabilitation of the Old Military Base known as the Lockport Air Force Base on Unicorn and Eagle Drives in the Town of Cambria, and

WHEREAS, this grant is a reimbursement grant which requires up front funding by Niagara County and is 100% reimbursable by National Grid, and

WHEREAS, Fifty-Two Thousand Two Hundred Fifty-Two Dollars (\$52,252) was budgeted for the 2015 Budget, and

WHEREAS, work was ahead of schedule and more money was spent than anticipated from the 2014 Budget, in the amount of Forty Five Thousand Two Hundred Ninety Nine Dollars (\$45,299), now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

DECREASE REVENUE:

A.28.8020.808.41289.02	Other General Gov Income Misc. Reimbursement	\$45,299
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DECREASE APPROPRIATION:

A.28.8020.808.74500.01	Contractual Expenses	\$45,299
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Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. IL-030-15 was withdrawn.

Resolution No. IL-035-15

From: Legislators Richard L. Andres, Randy R. Bradt & Kathryn L. Lance

Dated: March 3, 2015

**RESOLUTION IN SUPPORT OF FUNDING THE NORTH TONAWANDA
HISTORY MUSEUM THROUGH THE USE OF CASINO REVENUE**

WHEREAS, Niagara County is in receipt of funds generated from the Seneca Niagara Casino as per New York State statute, and

WHEREAS, the North Tonawanda History Museum is committed to assemble, preserve, protect and exhibit collections pertaining to the history of North Tonawanda, its people and community life, and

WHEREAS, the North Tonawanda History Museum is at the Gateway of Niagara County and is also a tourist information center for the county, and

WHEREAS, the North Tonawanda History Museum draws thousands of visitors into North Tonawanda every year, thus having a positive impact on the many restaurants, shops and businesses in the area, and

WHEREAS, the North Tonawanda History Museum is currently working on an exterior restoration project to ensure that the priceless collections inside the museum are properly shielded from outside elements, now, therefore, be it

RESOLVED, that Niagara County supports the North Tonawanda History Museum as follows:

North Tonawanda History Museum	\$2,000.00
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and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2015 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01	Appropriated Fund Balance - Committed Funds	\$2,000.00
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INCREASE APPROPRIATIONS:

A.28.8020.812 74400.15	Seneca Niagara Community Development Fund	\$2,000.00
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Referred to Economic Development Committee.

Resolution No. IL-036-15

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

Dated: March 3, 2015

PUBLIC COMMENTS

WHEREAS, the public should have the right to voice their concerns, opinions and ideas to the Niagara County Legislature, and

WHEREAS, Niagara County Legislators are supposed to serve the public of Niagara County, and

WHEREAS, IL-121-09 changed the public comments period where speaking on the good of the county was moved from the beginning of the meeting to the end, and

WHEREAS, this is a disservice to the public, and

WHEREAS, the public must wait through lengthy presentation and long meetings to express their concerns, opinions and ideas to the Niagara County Legislature, and

WHEREAS, this is not fair to the public, now, therefore, be it

RESOLVED, that public comments for the good of the county be moved back to its original order of business with public comments on agenda items.
Referred to Administration Committee.

Resolution No. IL-037-15

From: Legislator Jason A. Zona

Dated: March 3, 2015

SUPPORT FOR NIMAC THROUGH THE USE OF CASINO FUNDING

WHEREAS, the Niagara Military Affairs Council (NIMAC) has worked diligently over the past 20 years to retain the Niagara Falls Air Reserve Station which is Niagara County largest employer and has the largest weekly payroll, and

WHEREAS, the Niagara County Legislature realizes the economic and strategic importance of the Niagara Falls Air Reserve Station and supports the effort of retention by an annual contribution to NIMAC, now, therefore, be it

RESOLVED, that the following initiatives be funded with Niagara County Casino Funds:

NIMAC Retention of Niagara Falls Air Reserve Station \$5,000.00
and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2015 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01 Appropriated Fund Balance - Committed Funds \$5,000.00

INCREASE APPROPRIATIONS:

A.28.8020.812 74400.15 Seneca Niagara Community Development Fund \$5,000.00

Referred to Economic Development Committee.

Resolution No. IL-038-15

From: Legislator John Syracuse, Richard E. Updegrove Wm. Keith McNall, Anthony J. Nemi & Michael A. Hill, et al.

Dated: March 3, 2015

**RESOLUTION OPPOSING EXECUTIVE ACTION TO BAN WIDELY-USED COMMON
.223/5.56 RIFLE AMMUNITION DESIGNATED M855/SS109 BY THE U.S. DEPARTMENT OF
JUSTICE AND BUREAU OF ALCOHOL, TOBACCO AND FIREARMS AND CONDEMNING
ALL BACKDOOR GUN CONTROL VIA EXECUTIVE ACTIONS**

WHEREAS the Second Amendment to the Constitution of the United States clearly states that "the right of the people to keep and bear Arms, shall not be infringed," and

WHEREAS Article XII of the Constitution of the State of New York clearly states, "The defense and protection of the state and of the United States is an obligation of all persons within the state," and

WHEREAS the Legislature of the County of Niagara has repeatedly affirmed this county's recognition of the individual right to keep and bear arms, as enshrined in the Bill of Rights, and

WHEREAS outgoing U.S. Attorney General Eric Holder did state, in a February 8, 2015 interview on MSNBC, "The single failure that I point to in my time as Attorney General, that I was not able to convince Congress to really follow the will of the American people — which was to enact ... gun safety measures. The gun lobby simply won", and

WHEREAS the Bureau of Alcohol, Tobacco, Firearms and Explosives, an agency which falls under the U.S. Department of Justice, did, on February 13, 2015, promulgate a proposed "ATF Framework for Determining Whether Certain Projectiles are 'Primarily Intended for Sporting Purposes' within the Meaning of U.S.C § 921(a)(17)(C)", and

WHEREAS U.S.C § 921(a)(17)(C) authorizes the regulation of handgun ammunition, and not rifle ammunition, and

WHEREAS said Executive Action would ban the civilian use of .223 Remington (5.56mm)-type rifle ammunition with a lead core designated M855 and SS109 by redesignating said rounds as "armor piercing" despite said rifle ammunition not meeting the definition of "armor-piercing" set forth in 18 USC § 921(a)(17), to wit: "(i) a projectile or projectile core which may be used in a handgun and which is constructed entirely (excluding the presence of traces of other substances) from one or a combination of tungsten alloys, steel, iron, brass, bronze, beryllium copper, or depleted uranium; or (ii) a full jacketed projectile larger than .22 caliber designed and intended for use in a handgun and whose jacket has a weight of more than 25 percent of the total weight of the projectile," on the spurious grounds said rifle round may be fired from a so-called AR pistol, and

WHEREAS the M855 and SS109 rounds are the bullet most commonly used by hunters and target shooters firing .223 Remington/5.56 mm rifle platforms such as the AR15, Ruger Mini-14, Saiga 5.56, Remington 700, Savage Model 12, Browning A-Bolt 223, and other similar sporting rifles, and

WHEREAS the stated purpose of said Executive Action is to protect law enforcement, however, as the Honorable Bob Goodlatte, U.S. Representative from the Commonwealth of Virginia and Chairman of the House of Representatives Committee on the Judiciary has noted, "the ATF has not even alleged," much less shown, an actual incident where the M855/SS109 round "has been fired from a handgun at a police officer", and

WHEREAS Representative Goodlatte has issued a letter to B. Todd Jones, Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives that notes, "The Framework...establishes an unduly restrictive standard, does not comport with the letter or spirit of the law, and will interfere with Second Amendment rights by disrupting the market for ammunition that law abiding Americans use for sporting and other legitimate purposes", and

WHEREAS the ATF's rules could be expanded to include bans on other .223 Remington and 5.56 mm ammunition, a prospect this Legislature abhors, and

WHEREAS a ban on any ammunition constitutes backdoor gun control by rendering legally-owned guns useless, and

WHEREAS the County of Niagara is home to a thriving sporting industry, as evidenced by the presence of the Fin-Feather-Fur Conservation Society, the Hartland Conservation Club, the Iroquois Arms Collectors Association, the Lake Ontario Trout & Salmon Association, the LaSalle Sportsman's Club, the Lockport Conservation Club, the Middleport Rod & Gun Club, the N.Y.S. Crossbow Hunter's Association, the Niagara County Chapter of SCOPE, the Niagara County Gobblers Chapter NWTF, the Niagara County Sportsmen's Association, the Niagara County Trappers Association, the Niagara Musky Association, the Niagara Frontier Friends of the NRA, the Niagara River Anglers Association, the North American Bear Foundation, the North Forest Rod & Gun Club, the Pheasants Forever of WNY #29 - Pioneer Conservation Sportsmen's of Niagara County, the Rapids Rod & Gun Club, the Somerset Conservation Club, the Tonawandas Sportsmen's Club, the Wheatfield Firearms Safety & Education Committee, the Wilson Conservation Club Auxiliary, the Wilson Conservation Club, and the Wolcottsville Rod & Gun Club, among others, and

WHEREAS it is the right of the citizens of Niagara County to take any reasonable measures necessary to be secure in their homes against criminals and other dangerous trespassers, and This Legislature opposes such government interference in the practice of that right as shall increase costs to make a Constitutional right too costly to practice, now, therefore, be it

RESOLVED that the Legislature of the County of Niagara does hereby oppose the issuance of "ATF Framework for Determining Whether Certain Projectiles are 'Primarily Intended for Sporting Purposes' within the Meaning of U.S.C § 921(a)(17)(C)", and be it further

RESOLVED that the Legislature of the County of Niagara condemns executive actions that are designed to circumvent the people's will as enacted by their elected representatives in Congress, and be it further

RESOLVED that the Legislature of the County of Niagara calls upon its full Congressional delegation to take all necessary steps to block imposition of said Executive Action, including legislation, court challenges, and, shall it become necessary, defunding the Bureau of Alcohol, Tobacco, and Firearms, and be it further

RESOLVED that the Legislature of the County of Niagara does fully support the position of House Judiciary Chairman Goodlatte, and be it further

RESOLVED that the Legislature of the County of Niagara directs that a copy of this Resolution be transmitted to the Bureau of Alcohol, Tobacco, Firearms and Explosives, as well as to the House and Senate Judiciary Committees, to be included in any public comment, and be it further

RESOLVED that the County of Niagara shall forward copies of this Resolution to President Barack Obama; the Attorney General of the United States; ATF Director Jones; U.S. Senator Charles E. Schumer; U.S. Senator Kirsten Gillibrand; U.S. Representative Chris Collins; U.S. Representative Bob Goodlatte; Ms. Denise Brown, Office of Regulatory Affairs, Enforcement Programs and Services, Bureau of Alcohol, Tobacco, Firearms and Explosives; Mr. Chris Cox, National Rifle Association Institute for Legislative Action; Mr. Jacob J. Rieper, New York State Rifle and Pistol Association; Mr. Bill Hilts Sr.; Mr. John Peracciny; Mr. Douglas Walk; Mr. John Butcher; and all others deemed necessary and proper.
Approved for submission.

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

Carried.

Moved by Syracuse, seconded by Hill.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-016-15

From: Public Works & Administration Committees

Dated: March 3, 2015

AWARD OF CONTRACT – YOUNGSTOWN-WILSON ROAD BRIDGE OVER SIX MILE CREEK

WHEREAS, the Department of Public Works, Engineering Division has prepared specifications and the Niagara County Purchasing Department has advertised for bids for the replacement of the Youngstown-Wilson Road Bridge over Six Mile Creek, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on February 12, 2015, and tabulated below:

- | | |
|---|--------------|
| 1. Mark Cerrone, Inc.
2358 Maryland Ave
Niagara Falls, NY 14304 | \$782,340.50 |
| 2. Yarussi Construction Inc.
5650 Simmons Ave
Niagara Falls, NY 14304 | \$839,212.00 |

and

WHEREAS, the Public Works Committee has examined the bid, and

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

RESOLVED, that the contract for Youngstown-Wilson Road Bridge over Six Mile Creek be awarded to the lowest responsible bidder, Mark Cerrone, 2358 Maryland Ave, Niagara Falls, NY 14304, in the amount of \$782,340.50, 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.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-017-15

From: Public Works & Administration Committees

Dated: March 3, 2015

**LOCKPORT ROAD BRIDGE OVER BERGHOLZ CREEK
CHANGE ORDER NO. 1-FINAL**

WHEREAS, Resolution No. PW-090-14, dated June 17, 2014, awarded the rehabilitation of Upper Mountain Road, Between Railroad Tracks to Route 93, in the Town of Lockport, to Concrete Applied Technologies, Corp., 1266 Townline Road, NY 14004, in the amount of \$1,122,355.44, and

WHEREAS, it is necessary approve Change Order No. 1-Final, to decrease the contract by \$19,279.12, for adjustments in contract quantities, for a revised contract of \$1,103,076.32, 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 Change Order No. 1-Final, in the amount of (\$19,279.12) to Concrete Applied Technologies, Corp., 1266 Townline Road, Alden, NY 14004, be approved, for a revised contract price of \$1,103,076.32, and be it further

RESOLVED, that the Chairman of the Legislature is authorized to execute the required documents, subject to the review of the County Manager and the approval of the County Attorney.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-018-15

From: Public Works & Administration Committees

Dated: March 3, 2015

**REHABILITATION OF SETTLED BRIDGE APPROACHES, BRIDGE WEARING COURSE,
STRUCTURAL SLAB, BACK WALL CAP AND JOINT FILLER REPLACEMENT
CHANGE ORDER NO. 1 - FINAL**

WHEREAS, by Resolution No. PW-026-14, dated March 4, 2014, the Legislature awarded the contract for the rehabilitation of settled bridge approaches, bridge wearing course, structural slab, back wall cap and joint filler replacement, in the amount of \$333,917.93, and

WHEREAS, it is necessary to approve Change Order No. 1 – Final, in the amount of (\$5,593.68) due to adjustments in contract quantities, for a revised contract price of \$328,324.25., 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. 1 – Final, in the amount of (\$5,593.68) due to adjustments in contract quantities be approved, for a revised contract amount of \$328,324.25, 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.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-019-15

From: Public Works & Administration Committees

Dated: March 3, 2015

**PAVEMENT AND INTERSECTION RECONSTRUCTION IN THE CR92, LINCOLN AVENUE
CORRIDOR, FROM AKRON ROAD TO BEATTIE AVENUE, TOWN AND CITY OF
LOCKPORT**

WHEREAS, a Project for the Pavement and Intersection Reconstruction in the CR92, Lincoln Avenue Corridor, from Akron Road to Beattie Avenue, in the Town and City of Lockport, Niagara County, PIN 5757.13, the "Project", is eligible for funding under Title 23 US Code, as amended, that calls for the

apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds, and

WHEREAS, the County of Niagara desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals, Construction and Construction Inspection phases of the Project, PIN 5757.13, now, therefore, be it

RESOLVED, that the County Legislature of the County of Niagara hereby approves the above subject project, and be it further

RESOLVED, that the County Legislature of the County of Niagara hereby authorizes the County of Niagara to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals, and Construction and Construction Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the funds are appropriated in account H490, Lincoln Avenue Reconstruction and made available to cover the cost of participation in the above phases of the Project, and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the project's Preliminary Engineering (Design I-VI), Right-of-Way Incidental Phases, and Construction and Construction Inspection phases exceeds the amount appropriated above, \$1,168,600 and/or 100% of the full Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI), Right-of-Way Incidental, and Construction and Construction Inspection phases exceeds \$5,843,000, the County of Niagara shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it further

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

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

DECREASE ESTIMATED REVENUE APPROPRIATIONS:

H490.15.5112.000.43501.00	Consolidated Highway Aid	\$ 111,394.66
H490.15.5112.000.43591.00	State Aid Capital Construction	218,550.00
H490.15.5112.000.44597.01	Federal Aid Capital Construction	1,844,200.00

DECREASE ESTIMATED EXPENSE APPROPRIATIONS:

H490.15.5112.000.72600.01	Infrastructure Roads	\$ 2,062,750.00
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and be it further

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

Moved by Updegrove, seconded by Virtuoso.
Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-020-15

From: Public Works & Administration Committees

Dated: March 3, 2015

REHABILITATION OF THE WILSON-BURT ROAD BRIDGE OVER EIGHTEEN MILE CREEK, BIN 3329720, TOWN OF NEWFANE, NIAGARA COUNTY, PIN 5758.32

WHEREAS, a project for the Rehabilitation of the Wilson-Burt Road Bridge over Eighteen Mile Creek, BIN 3329720, Town of Newfane, Niagara County, PIN 5758.32, ("The Project") is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal Funds and 20% Non-Federal Funds, and

WHEREAS, the County of Niagara desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Preliminary Engineering (Design I-VI) and Construction and Construction Inspection phases of the Project, PIN 5758.32, and

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

RESOLVED, that the Legislature of the County of Niagara hereby approves the above-subject project, and be it further

RESOLVED, that the Legislature of the County of Niagara hereby authorizes the County of Niagara to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI), and the Construction and Construction Inspection phases of the project or portions thereof, and be it further

RESOLVED, that the sum of \$1,061,000 is hereby appropriated in account H566.15.5197.000.72600.02 for the project's Preliminary Engineering (Design I-VI), and Construction and Construction Inspection phases and made available to cover the cost of participation in the above phase of the Project, and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI) phase exceeds the amount appropriated \$1,061,000 and/or 100% of the full Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI), and Construction and Construction Inspection phases exceeds \$5,305,000, the project's current cost, the County of Niagara shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it further

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

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

DECREASE ESTIMATED REVENUE APPROPRIATIONS:

H566.15.5197.000.43501.00	Consolidated Highway Aid	\$650,000
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INCREASE ESTIMATED REVENUE APPROPRIATIONS:

H566.15.5197.000.43591.00	State Aid Capital Construction	\$645,000
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H566.15.5197.000.44597.01	Federal Aid Capital Construction	\$587,000
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INCREASE ESTIMATED EXPENSE APPROPRIATIONS:

H566.15.5197.000.72600.02	Infrastructure Bridges	\$582,000
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and be it further

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

RESOLVED, this Resolution shall take effect immediately.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-021-15

From: Public Works & Administration Committees

Dated: March 3, 2015

GOLF COURSE BUDGET MODIFICATION

WHEREAS, Resolution No. PW-097-14, dated August 5, 2014, provided funding for the construction of a new maintenance building to house the golf course maintenance functions, and

WHEREAS, construction of the maintenance building needs to be completed in 2015, and

WHEREAS, it is necessary to re-appropriate the remaining funds into the 2015 Golf Course operating budget, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

ER.26.9901.000.45031.00	Interfund Transfer	\$18,485.49
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INCREASE APPROPRIATIONS:

ER.26.7140.000.72200.00	Buildings	\$18,485.49
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Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-022-15

From: Public Works & Administration Committees

Dated: March 3, 2015

GENERAL CHLORIDE ABRASIVES BUDGET MODIFICATION

WHEREAS, the Niagara County Department of Public Works is responsible for the snow and ice control on county roadways, and

WHEREAS, due to a hard 2014 – 2015 snow and ice season to date, additional funds are required in the Chloride Abrasives account to allow for additional purchases which will provide an adequate supply for the remainder of the year, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

D.40599.00	Appropriated Fund Balance	\$150,000
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INCREASE APPROPRIATION:

D.15.5142.000.74750.14	General Chloride Abrasives	\$150,000
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Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-023-15

From: Public Works Committee

Dated: March 3, 2015

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE PENDLETON LIONS CLUB

WHEREAS, the Pendleton Lions Club has requested that the County of Niagara grant them permission to use the West Canal Marina and Shelter #4, for the purpose of holding the 39th annual town children's fishing derby to be held on June 6, 2015, and

WHEREAS, the fishing derby has been successful for the past several years in attracting hundreds of adults and children from the area, and

WHEREAS, it is the wish of the organizers to hold the fishing derby on June 6, 2015, 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 Pendleton Lions Club, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Pendleton Lions Club, the County Attorney will review said 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 County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Pendleton Lions Club.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-024-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE
LOCKPORT SOCCER CLUB**

WHEREAS, the Lockport Soccer Club has requested that the County of Niagara grant them exclusive rights to operate a Soccer program in an area situated in the County owned property on Davison Road, and

WHEREAS, this program benefits the youth and other residents of both the Town of Lockport in addition to Niagara County as a whole, and

WHEREAS, such program is operated on a not-for-profit basis, 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 Lockport Youth Soccer 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 Lockport Soccer 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 Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-025-15

From: Public Works Committee

Dated: March 3, 2015

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND SOCCER SHOTS BUFFALO

WHEREAS, Soccer Shots Buffalo has requested that the County of Niagara grant them exclusive rights to operate a youth soccer program in a section of Oppenheim Park, and also a section at the West Canal Marina, and

WHEREAS, such program is operated on a not-for-profit basis, 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, prior to the execution of the License Agreement between the County of Niagara and Soccer Shots Buffalo, the County Attorney will review said Agreement for approval as to legal form, language and compliance, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with Soccer Shots Buffalo, now, therefore, be it

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and Soccer Shots Buffalo, 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 County Legislature be, and hereby is, authorized to execute the license Agreement between the County of Niagara and Soccer Shots Buffalo.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-026-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND
NIAGARA COMMUNITY CHURCH POWER ZONE SPORTS**

WHEREAS, Niagara Community Church Power Zone Sports has requested that the County of Niagara grant them permission to use a section of Oppenheim Park for the purpose of an organized youth baseball league in the back portion of Oppenheim Park, and

WHEREAS, this league will be held May 1st through October 31, 2015, 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 Niagara Community Church Power Zone Sports, and

WHEREAS, prior to execution of the agreement between the County of Niagara and Niagara Community Church Power Zone Sports, the County Attorney will review said 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 County Legislature be, and hereby is, authorized to execute the agreement.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-027-15

From: Public Works Committee

Dated: March 3, 2015

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE TOWN OF WHEATFIELD

WHEREAS, the Town of Wheatfield has requested that the County of Niagara grant them permission to use Oppenheim Park for the purpose of holding a July 4th fireworks display, and

WHEREAS, it is the wish of the Town of Wheatfield to hold the fireworks display on July 4, 2015, 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 Town of Wheatfield, now, therefore, be it

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Town of Wheatfield, 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 County Legislature be, and hereby is, authorized to execute the agreement.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-028-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE
ROY-HART CROSS COUNTRY TEAM**

WHEREAS, the Roy-Hart Cross Country Team has requested that the County of Niagara grant them exclusive rights to operate a cross country program in an area situated in the County owned property on Gasport Road, and

WHEREAS, this program benefits the youth and other residents of both the Towns of Royalton and Hartland in addition to Niagara County as a whole, and

WHEREAS, such program is operated on a not-for-profit basis, 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, prior to the execution of the License Agreement between the County of Niagara and the Roy-Hart Cross Country Team, the County Attorney will review said Agreement for approval as to legal form, language and compliance, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Roy-Hart Cross Country Team, now, therefore, be it

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Roy-Hart Cross Country Team, 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 Updegrove, seconded by Virtuoso.
Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-029-15

From: Public Works Committee
Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND
THE ROYALTON 4TH OF JULY COMMITTEE**

WHEREAS, the Royalton 4th of July Committee has requested that the County of Niagara grant them permission to use the Royalton Ravine Park for the purpose of holding a July 4th celebration, and fireworks display, and

WHEREAS, it is the wish of the Royalton 4th of July Committee to hold the celebration and fireworks display on July 4, 2015, 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 Royalton 4th of July Committee, 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 Royalton 4th of July Committee, as appears in 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 Updegrove, seconded by Virtuoso.
Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-030-15

From: Public Works Committee
Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND
THE NIAGARA CELTIC HERITAGE SOCIETY, INC.**

WHEREAS, the Niagara Celtic Heritage Society, Inc. has requested that the County of Niagara grant them permission to use the north section of Krull Park for the purpose of holding a Celtic Festival, and

WHEREAS, this Festival has been successful for the past several years in attracting thousands of visitors from across Niagara County and Greater Western New York, and

WHEREAS, it is the wish of the local community to hold the Celtic Festival on September 19 - 20, 2015, 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 Niagara Celtic Heritage Society, Inc., and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Niagara Celtic Heritage Society, Inc., the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Niagara Celtic Heritage Society, Inc.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-031-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA
AND THE NEWFANE SOCCER CLUB**

WHEREAS, the Newfane Soccer Club has requested that the County of Niagara grant them exclusive rights to operate a Soccer program in an area situated in the County owned property on Lake Road, and

WHEREAS, this program benefits the youth and other residents of both the Town of Newfane in addition to Niagara County as a whole, and

WHEREAS, such program is operated on a not-for-profit basis, 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, prior to the execution of the License Agreement between the County of Niagara and the Newfane Soccer Club, the County Attorney will review said Agreement for approval as to legal form, language and compliance, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Newfane Youth Soccer Club, now, therefore, be it

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Newfane Soccer 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 County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Newfane Soccer Club.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-032-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND
THE NEWFANE WOMEN'S LACROSSE CLUB**

WHEREAS, the Newfane Women's Lacrosse Club has requested that the County of Niagara grant them rights to operate a lacrosse program in an area situated in the County owned property on Lake Road, and

WHEREAS, this program benefits the residents of the Town of Newfane in addition to Niagara County as a whole, and

WHEREAS, such program is operated on a not-for-profit basis, 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 Newfane Women's Lacrosse 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 Newfane Women's Lacrosse Club, as appears in 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 Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-033-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA
AND OLCOTT BEACH CAR SHOW**

WHEREAS, the Olcott Beach Car Show has requested that the County of Niagara grant them permission to use the north section of Krull Park on September 5, 2015 for the purpose of holding the Olcott Beach Car Show, and

WHEREAS, this car show has been successful for the past sixteen years in attracting thousands of visitors from across Niagara County and Greater Western New York, and

WHEREAS, it is the wish of the Olcott Beach Car Show, to hold the Olcott Beach Car Show on September 5, 2015, 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 to enter into a formal agreement with the Olcott Beach Car Show, and

WHEREAS, prior to the execution of the agreement, the County Attorney will review the agreement 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 Beach Car Show, 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 authorized and directed to execute and deliver the agreement with the Olcott Beach Car Show,

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-034-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE KRULL OLCOTT
DEVELOPMENT COMMITTEE AND OLCOTT FIRE COMPANY**

WHEREAS, the Krull Olcott Development Committee and the Olcott Fire Company have requested that the County of Niagara grant them permission to use the north section of Krull Park for the purpose of holding a Pirate's Festival, and

WHEREAS, this Festival has been successful for the past several years in attracting thousands of visitors from across Niagara County and Greater Western New York, and

WHEREAS, it is the wish of the local community to hold the Pirate's Festival on July 10 - 12, 2015, 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 Krull Olcott Development Committee and the Olcott Fire Company, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Krull Olcott Development Committee and the Olcott Fire Company, the County Attorney will review said Agreement for approval as to legal form, language, and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Krull Olcott Development Committee and the Olcott Fire Company.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-035-15

From: Public Works Committee

Dated: March 3, 2015

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE TOWN OF NEWFANE

WHEREAS, the Town of Newfane has requested that the County of Niagara grant them permission to use Krull Park for the purpose of holding six (6) firework displays, and

WHEREAS, it is the wish of the Town of Newfane to hold the fireworks displays on dates set forth in a schedule, and

WHEREAS, the Town 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 Town of Newfane, now, therefore, be it

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Town of Newfane, 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 County Legislature be, and hereby is, authorized to execute the agreement.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-036-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA
AND THE BOND LAKE ATHLETIC CLUB – RUT RACE**

WHEREAS, the Bond Lake Athletic Club has requested that the County of Niagara grant them permission to use the north section of Bond Lake and the Warming House for the purpose of holding a "Rut Race", and

WHEREAS, this race has been successful for the past several years in attracting hundreds of visitors from across Greater Western New York and southern Canada, and

WHEREAS, it is the wish of the organizers to hold the Bond Lake Rut Race on August 10, 2015, 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 Bond Lake Athletic Club, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Bond Lake Athletic Club, the County Attorney will review said 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 County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Bond Lake Athletic Club.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-037-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – COMPOSTING EVENT**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Composting event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Composting event on March 21, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-038-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – EASTERN MONARCH BUTTERFLIES**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Eastern Monarch Butterflies event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Eastern Monarch Butterflies event on April 26, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-039-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – SPRING BIRD WALK**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Spring Bird Walk event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Spring Bird Walk event on May 16, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-040-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – RAPTOR REHABILITATION**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Raptor Rehabilitation event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Raptor Rehabilitation event on June 7, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-041-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – BUGFEST**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Bugfest event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Bugfest event on August 16, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-042-15

From: Public Works Committee

Dated: March 3, 2015

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE ENVIRONMENTAL COMMITTEE – FALL BIRD WALK

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Fall Bird Walk event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Fall Bird Walk event on September 26, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-043-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – LEAF PRESERVATION**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Leaf Preservation event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Leaf Preservation event on October 18, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-044-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – ENVIRONMENTALLY FRIENDLY CLEANING
PRODUCTS**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding an Environmentally Friendly Cleaning Products event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Environmentally Friendly Cleaning Products event on November 8, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chairman of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-045-15

From: Public Works Committee

Dated: March 3, 2015

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE BOND LAKE
ENVIRONMENTAL COMMITTEE – MAKE PLASTER TRACK CASTS**

WHEREAS, by Resolution IL-003-95 the Bond Lake Environmental Committee was established as an advisory board to assist in the planning of Bond Lake Park improvements and enhancing Bond Lake Park as an educational asset for the County of Niagara, and

WHEREAS, the Bond Lake Environmental Committee has been responsible for securing funds for major educational and conservational improvements at Bond Lake Park, and

WHEREAS, the Bond Lake Environmental Committee has promoted these improvements to increase the awareness and use of Bond Lake Park and its environmental assets through community awareness and educational events, and

WHEREAS, Bond Lake Environmental Committee has requested that the County of Niagara allow them to continue these educational events and grant them permission to use portions of Bond Lake Park and the Nature Center for the purpose of holding a Make Plaster Track Casts event, and

WHEREAS, it is the wish of the Bond Lake Environmental Committee to hold the Make Plaster Track Casts event on November 21, 2015, 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 Bond Lake Environmental Committee, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Bond Lake Environmental Committee, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, it is

RESOLVED, that, following the County Attorney's review, the Chair of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and Bond Lake Environmental Committee.

Moved by Updegrove, seconded by Virtuoso.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-046-15

From: Public Works Committee

Dated: March 3, 2015

**AWARD OF CONTRACT – BRALEY-RANSOMVILLE INTERSECTION
SITE DISTANCE IMPROVEMENT**

WHEREAS, the Department of Public Works, Engineering Division has prepared specifications and the Niagara County Purchasing Department has advertised for bids for the Braley-Ransomville intersection site distance improvement project, and

WHEREAS, funds are available in the 2015 capital budget, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on February 19, 2015 as tabulated below:

- | | |
|---|-------------|
| 1. NFP & Sons, Inc.
7311 Ward Road
North Tonawanda, NY 14120 | \$29,325.00 |
| 2. Mawhiney Trucking Inc.
425 Lake Street
Wilson, NY 14172 | \$31,486.00 |
| 3. Scott Lawn Yard
5552 Townline Road
Sanborn, NY 14132 | \$37,900.00 |
| 4. Mark Cerrone Inc.
2368 Maryland Avenue
Niagara Falls, NY 14305 | \$39,540.00 |

and

WHEREAS, the Public Works Committee has examined the bid, and

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

RESOLVED, that the contract for the Brayley-Ransomville intersection site distance improvement project be awarded to the lowest responsible bidder, NFP & Sons, Inc., 7311 Ward Road, North Tonawanda, NY, in the amount of \$29,325.00, and be it further

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

Approved for submission.

Moved by Syracuse, seconded by Andres.

Adopted. 15 Ayes, 0 Noes, 0 Absent

Resolution No. PW-046-15 was read at this time. (Appears in numerical order)

Resolution No. IL-028-15 was read at this time. (Appears in numerical order)

Chairman Ross mentioned the upcoming meetings on March 9th of Community Safety & Security Committee @ 5:00 p.m. and the Administration Committee @ 6:00 p.m. Also, the Economic Development Committee meeting is scheduled for March 11th @ 6:00 p.m. at Vantage Center.

A Facilities Space Utilization Ad Hoc Committee Meeting will take place on March 12th @ 6:00 p.m. in the Legislative Chambers.

Legislator Updegrove discussed the upcoming free business workshops sponsored by the Niagara County Center for Economic Development. They will take place on March 18th from 9:30 – 11:00 a.m. at the NCEDC and on June 17th from 9:30 – 11:00 a.m. at the Newfane Town Hall.


Moved by Andres, seconded by Godfrey to convene Executive Session re: negotiations.

Moved by Lance, seconded by Grozio to adjourn Executive Session.

Moved by Steed, seconded by Burmaster that the Board adjourn.

The Chairman declared the Board adjourned at 8:55 p.m., subject to the call of the Clerk.

No citizens spoke at this time on the General Welfare of the County.


Mary Jo Tamburlin, Clerk