



**AGENDA**  
**NIAGARA COUNTY LEGISLATURE**  
**AUGUST 7, 2018 – 7:00 P.M.**

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

Mary Jo Tamburlin, Clerk  
Niagara County Legislature

**The next meeting of the Legislature will be held on September 18, 2018**



**AGENDA**  
**NIAGARA COUNTY LEGISLATURE**  
**August 7, 2018 – 7:00 P.M.**

**Resolutions not on previous agenda:**

- CSS-049-18** Community Services and Administration, re Niagara County Sheriff's Office-Budget Modification Additional Town of Pendleton Traffic Enforcement
- ED-009-10** Economic Development, re Resolution Endorsing the Niagara River Corridor as a Ramsar Wetland of International Importance
- IF-087-18** Infrastructure & Facilities, re Award of Contract – Trott Access Center Northpointe Renovations Plumbing Contract – Side B
- IF-088-18** Infrastructure & Facilities, re Award of Contract – Trott Access Center Northpointe Renovations Mechanical Contract – Side A
- IF-089-18** Infrastructure & Facilities, re Award of Contract – Trott Northpointe Electrical Renovations
- IF-090-18** Infrastructure & Facilities, re Award of Floor Preparation Contract Niagara County Court House, Lockport Angelo Del Signore Civic Building, Niagara Falls

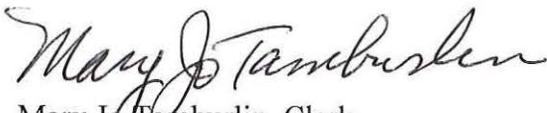
**Regular Meeting – August 7, 2018**

- \*AD-016-18** Administration, re Award of Medical Claims and Pharmacy Benefits Administration Contracts Between and Among Niagara County, the Niagara County Health Plan, and Independent Health companies, NOVA Healthcare Administrators (“NOVA”) and Pharmacy Benefit Dimensions (“PBD”) – Risk Management
- \*CS-026-18** Community Services and Administration, re Temporary Create & Fill Early Intervention Care Services Coordinator Position Department of Health
- \*CS-027-18** Community Services and Administration, re Niagara County Youth Bureau New York State Aid Application
- \*CS-028-18** Community Services and Administration, re Budget Modification – Child Fatality Review Team Initiative – DSS

- \*CS-029-18** Community Services and Administration, re Budget Modification – Healthy Families New York Program - DSS
- \*CS-030-18** Community Services and Administration, re Budget Modification – Flexible Fund for Family Services - DSS
- \*CS-031-18** Community Services and Administration, re Abolish And Create Positions – Social Services
- \*CS-032-18** Community Services and Administration, re Abolish, Create And Fill Position / Budget Modification Senior Registered Professional Nurse Niagara County Department of Mental Health
- \*CS-033-18** Community Services and Administration, re Mental Health Department Budget Modification - Accept NYS OASAS Grant Funding To Support Treatment and Transition Services to Individuals with Substance Use Disorders (SUD) Who Are Incarcerated In County Jails
- \*CS-034-18** Community Services and Administration, re Budget Transfer - A4310 Court Ordered County Mandated Costs – MH
- \*CS-035-18** Community Services and Administration, re Niagara County Employment & Training Department Budget Modification – Accept \$500 Wellcare Hyper-Local Grant
- \*CS-036-18** Community Services and Administration, re Niagara County Employment & Training Budget Modification – Increase in 2018 Summer Youth Employment Program Funding
- \*CS-037-18** Community Services and Administration, re Niagara County Employment & Training Budget Modification – Increase in Trade Adjustment Assistance Program (TAA) Funding
- \*CSS-050-18** Community Safety & Security and Administration, re Acceptance of Intergovernmental Agreement with NYS DHSES for use of Mutualink Edge Subscription Service through January 31, 2021 – Fire Coordinator
- \*CSS-051-18** Community Safety & Security and Administration, re Niagara County Sheriff’s Office Accept Traffic Safety Grant
- \*CSS-052-18** Community Safety & Security and Administration, re Niagara County Sheriff’s Office Extend Jail Food Service Contract
- \*CSS-053-18** Community Safety & Security and Administration, re Niagara County Sheriff’s Office Desert Snow Training Reimbursement
- \*CSS-054-18** Community Safety & Security and Administration, re Niagara County Sheriff’s Office Budget Modification Red Team Exercise
- \*CSS-055-18** Community Safety & Security and Administration, re Niagara County Sheriff’s Office - Budget Modification Crisis Intervention Training
- \*CSS-056-18** Community Safety & Security and Administration, re 2018 Probation Budget Modification – Reentry

- CW-010-18** Committee of the Whole, re Bond Resolution of the County Legislature of the County of Niagara, New York (the "County"), Authorizing the Issuance of up to \$5,438,800 in Serial Bonds of the County to Finance Various Public Improvements and Purposes
- CW-011-18** Committee of the Whole, re A Local Law Increasing the Salary of the County Personnel Officers in Line with that of Counties with Similar Characteristics
- CW-012-18** Committee of the Whole, re Standard Work Day And Reporting Resolution For Elected And Appointed Officials (New Time Reportings)
- \*ED-010-18** Economic Development, re Resolution to Authorize the Publication and Posting of a Notice of the 30-Day Period for Municipalities and Landowners within Niagara County's Agricultural Districts for the Purpose of Consolidation
- \*IF-091-18** Infrastructure & Facilities and Administration, re Niagara County Sewer District #1 Abolish Senior Sanitary Chemist, Create and Fill Sanitary Chemist
- \*IF-092-18** Infrastructure & Facilities and Administration, re Approval of Capital Projects
- \*IF-093-18** Infrastructure & Facilities and Administration, re Capital Project Close Outs
- \*IF-094-18** Infrastructure & Facilities and Administration, re 2018 Capital Improvements Project Funding from Fund Balance, Committed Funds, and Federal/State Aid
- \*IF-095-18** Infrastructure & Facilities and Administration, re Department of Public Works - Highway Fleet Maintenance Budget Modification
- \*IF-096-18** Infrastructure & Facilities and Administration, re Department of Public Works - Highway Maintenance Budget Modification
- \*IF-097-18** Infrastructure & Facilities and Administration, re Department of Public Works - Highway Bridge Maintenance Budget Modification
- \*IF-098-18** Infrastructure & Facilities and Administration, re Niagara County Jail Sally Port Final Payment
- \*IF-099-18** Infrastructure & Facilities and Administration, re Niagara County Court House and Brooks Building Parking Lot Repaving Change Order No. 2 – Final
- \*IF-100-18** Infrastructure & Facilities and Administration, re Carmen Road Bridge over Golden Hill Creek - North - Consultant Amendment No. 1
- \*IF-101-18** Infrastructure & Facilities, re Award Carmen Road Bridge over Golden Hill Creek - South Consultant Contract
- \*IF-102-18** Infrastructure & Facilities, re Award Carmen Road Bridge over Johnson Creek Consultant Contract
- \*IF-103-18** Infrastructure & Facilities and Administration, re Award Slayton Settlement Road Bridge Consultant Contract

- \*IF-104-18** Infrastructure & Facilities, re Griswold Street Bridge over Tributary of Mud Creek Federal Aid Local Project Agreement Supplemental Agreement No. 1
- IF-105-18** Infrastructure & Facilities and Administration, re Sale of Surplus Property at Davison Road Complex
- \*IF-106-18** Infrastructure & Facilities, re A Resolution Calling a Public Hearing for the Purpose of Considering A Proposed Increase And Improvement of the Facilities of the Niagara County Refuse Disposal District in the County Of Niagara
- IL-028-18** Legislators Wm. Keith McNall, Anthony J. Nemi, William J. Collins and Economic Development, re Resolution in Support of Lockport Main Street through the use of Casino Funds
- IL-029-18** Legislator Wm. Keith McNall and Economic Development, re Resolution in Support of Lockport Hometown Heroes through the use of Casino Funding
- IL-030-18** Legislator John Syracuse, re Resolution Consenting To The Extension Of A Pilot Agreement Between The Niagara County Industrial Development Agency And Somerset Operating Company, LLC
- IL-031-18** Legislators Rebecca J. Wydysh, Richard L. Andres and Randy R. Bradt, re Resolution Directing That Personal Information Of Public Employees Shall Be Considered Private And Shielded From Release By The Government Of Niagara County
- IL-032-18** Legislators Richard L. Andres, Anthony J. Nemi, John Syracuse, Kathryn L. Lance, Owen T. Steed and Parks, Recreation & Tourism Ad Hoc Committee, re Support for Phase 2 of the Lockport Locks Heritage District Corporation Lock Tenders Tribute
- IL-033-18** Legislators Richard L. Andres, Kathryn L. Lance, Anthony J. Nemi, John Syracuse, Owen T. Steed and Parks, Recreation & Tourism Ad Hoc Committee, re Support for the City of North Tonawanda Western Canal Bike Path Connection
- IL-034-18** Legislators Richard L. Andres, Kathryn L. Lance, Anthony J. Nemi, John Syracuse, Owen T. Steed and Parks, Recreation & Tourism Ad Hoc Committee, re Support for the Town of Lockport Rail Trail

  
 Mary Jo Tamburlin, Clerk  
 Niagara County Legislature

**\* Indicates Preferred Agenda items**

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

**The next meeting of the Legislature will be held on September 18, 2018**

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee DATE: 08/07/18 RESOLUTION # AD-016-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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AWARD OF MEDICAL CLAIMS AND PHARMACY BENEFITS ADMINISTRATION CONTRACTS BETWEEN AND AMONG NIAGARA COUNTY, THE NIAGARA COUNTY HEALTH PLAN, AND INDEPENDENT HEALTH COMPANIES, NOVA HEALTHCARE ADMINISTRATORS ("NOVA") AND PHARMACY BENEFIT DIMENSIONS ("PBD")

WHEREAS, the NCHP and the Joint Labor/Management Healthcare Committee ("JLMHC"), through Niagara County Purchasing, and pursuant to County Union collective bargaining agreements, conducted a Request for Proposal ("RFP") for Third Party Plan Administration ("TPA") services, RX Administration Services and ancillary services, issued on or about February 20, 2018 for a January 1, 2019 contract start, and

WHEREAS, the JLMHC conducted a review of responses, data analysis and finalist interviews with the NCHP Plan Administrator, Administration Committee Chairman and County Manager, Management Team and 4 of 6 Unions participating, led by Labor and Management Co-Chairs, with the assistance of the County's healthcare consultant, and

WHEREAS, 10 vendors responded to the RFP (2 medical, 8 RX), all responses were reviewed and 5 finalists (2 medical, 3 RX) were interviewed, and

WHEREAS, the JLMHC - based on the factors of unit cost pricing, member disruption, provider network access, contracted discounts, customer service and participant satisfaction has reached consensus to choose the incumbent NOVA to rank as the sole recommendation to the Legislature for the upcoming contract years for medical claims administration and incumbent IH PBD as the sole recommendation to the legislature for the same contract period for prescription drug claims and EGWP administration, and

WHEREAS, the NCHP Plan Administrator and County Manager correspondingly recommend to the Legislature that Niagara County remain with the two incumbents, Nova and IH PBD, now, therefore, be it

RESOLVED, that the Niagara County Legislature hereby approves the award of agreements between NCHP and NOVA for the period beginning January 1, 2019 to December 31, 2020, with renewable extensions of one year, for third party benefits administration for self-funded medical benefits and between NCHP and IH PBD for the provision of pharmacy administration services and EGWP for the same period, with one year renewable extensions, and be it further

RESOLVED, that the Chairman of the Legislature or County Manager is hereby authorized and directed to execute said contracts in form and content as reviewed and approved as to legal form by the Niagara County Attorney.

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-026-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

TEMPORARY CREATE & FILL EARLY INTERVENTION CARE SERVICES COORDINATOR POSITION DEPARTMENT OF HEALTH

WHEREAS, the Early Intervention Program of the Niagara County Department of Health provides essential mandated services to children 0-3 years of age with developmental delays and disabilities and their families, and

WHEREAS, a Care Services Coordinator is out on medical leave, and

WHEREAS, a temporary Care Services Coordinator position is needed begin August 12th until the person on medical returns to help insure necessary services are provided to children in the Early Intervention program, and

WHEREAS, there will be no cost increase to the county as funds for the person out on medical will be transferred to the temporary position, now, therefore, be it

RESOLVED, that (1) temporary position of Care Services Coordinator, Job Group VII, position number to be determined, salary range \$35,589.96-\$41,418.09, be created and filled effective August 12, 2018, and be it further

RESOLVED, the following budget modification be effectuated:

DECREASE APPROPRIATIONS:

A.20.4059.000 71010.00 #6226 Care Services Coordinator \$5,214.00

INCREASE APPROPRIATIONS:

A.20.4059.000 71010.00xxxx Temporary Care Services Coordinator \$4,000.00
A.20.4059.000 78400.05 HRA 850.00
A.20.4059.000 78800.00 Flex 364.00

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-027-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CS - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

NIAGARA COUNTY YOUTH BUREAU - NEW YORK STATE AID APPLICATION

WHEREAS, the County of Niagara has been designated as eligible to receive state aid for 2018 youth programs through its Youth Bureau from the New York State Office of Children and Family Services in the amount of \$358,797, and

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

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

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

Table with 2 columns: Program Name and Amount. Rows include Youth Development Program (\$255,750), Runaway and Homeless Youth (\$103,047), and TOTAL (\$358,797).

and be it further

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

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-028-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION CS - 7/30/18 AD - 7/30/18 Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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BUDGET MODIFICATION CHILD FATALITY REVIEW TEAM INITIATIVE

WHEREAS, the New York State Office Of Children & Family Services (OCFS), in conjunction with the New York State Department of Health (DOH), did make state-wide funds available for the provision and expansion of Child Fatality Review Teams (CFRT's), whose responsibility it is to review the death of any child whose care and custody or custody and guardianship has been transferred to an authorized agency, and

WHEREAS, demographic analysis have revealed that many children and families who are involved with the child welfare and juvenile justice systems in New York State are disproportionately black and latino, and many are poor, and

WHEREAS, resources have been made available for the assessment of relevant date, identification of affected communities across the state, and the identification of evidence based and/or best practice strategies which can be replicated in New York State, and

WHEREAS, Niagara County did receive a renewed allocation of \$25,853, which is 100 % state funded, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services will continue to contract with Niagara Falls Memorial Medical Center - Child Advocacy Center to provide services to our most vulnerable children and families, and to implement activities in accordance with the CFRT Initiative, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2018 budget:

INCREASE REVENUE:

A.22.6010.000 43610.01 DSS Admin General \$ 25,853

INCREASE APPROPRIATION:

A.22.6010.000 74500.01 Contractual Exp-Contractual \$ 25,853

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-029-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CS - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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BUDGET MODIFICATION HEALTHY FAMILIES NEW YORK PROGRAM

WHEREAS, the New York State Office Of Children & Family Services, in conjunction with the New York State Department of Health, did make state-wide funds available for the provision and expansion of Healthy Families New York Home Visiting Programs, and

WHEREAS, these resources are directed toward expectant and new parents in an effort to promote positive growth and development to improve health and social outcomes for families at high risk of abuse and neglect, and

WHEREAS, Niagara County has received an allocation renewal of \$481,710, which is 100% state funded, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services will continue to contract with Family & Children's Services of Niagara, Inc. to provide the necessary services as outlined in the Healthy Families New York Program requirements, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2018 budget:

INCREASE REVENUE:

A.22.6010.000 43610.01 DSS Admin General \$ 481,710

INCREASE APPROPRIATION:

A.22.6010.000 74500.01 Contractual Exp-Contractual \$ 481,710

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-030-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION CS - 7/30/18 AD - 7/30/18 Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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BUDGET MODIFICATION FLEXIBLE FUND FOR FAMILY SERVICES

WHEREAS, the Executive Budget did make Federal funds available to local districts to provide a comprehensive array of services to meet the needs of eligible Temporary Assistance for Needy Families (TANF) and individuals, and

WHEREAS, these funds enable Niagara County to direct resources toward a number of areas of program needs, including, but not limited to employment related activities, Child Welfare Services, PINS Detention Diversion Services, Substance Abuse Assessments, Domestic Violence Screenings, Title XX Services, JD/PINS, Foster Care Costs, Child Care & Development, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services will continue to contract with various agencies that will provide the necessary services in accordance with the Niagara County Flexible Fund for Family Services Plan submitted to NYS Office of Temporary and Disability Assistance (OTDA) and NYS Office of Children and Family Services (OCFS) at no additional cost to the County, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2018 budget:

INCREASE REVENUE:

A.22.6010.000 44610.00 DSS Admin Revenue \$ 135,000

INCREASE APPROPRIATION:

A.22.6010.000 74500.01 Contractual Exp-Contractual \$ 135,000

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-031-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

ABOLISH AND CREATE POSITIONS – SOCIAL SERVICES

WHEREAS, the Department of Social Services reviews the need for positions to be re-filled as they become vacant or if they could be better utilized in another area of the Department, and

WHEREAS, it has been determined that two vacant (2) Clerical I positions, Job Group III in the Program Eligibility division of the Department are no longer needed to be filled, and

WHEREAS, it has been determined that one (1) Senior Social Services Worker position, Job Group VIII in the Program Eligibility division of the Department is needed to provide additional coverage to various areas of the division and would be assigned where such coverage is warranted based upon workload and other circumstances as determined by the Department, now, therefore, be it

RESOLVED, that the following positions be abolished effective August 13, 2018: one (1) Clerical I position #0906, Job Group III step 5 at \$18.22 per hour and one (1) Clerical I position #0866 Job Group III step 2 at \$16.88 per hour, and be it further

RESOLVED, that one (1) Senior Social Services Worker position Job Group VIII step 5 at \$23.39 per hour be created and filled effective August 13, 2018, and be it further

RESOLVED, that the following line item transfer be effectuated effective August 13, 2018:

FROM:

A.22.6010.000 71010.0906 Clerical I \$ 17,751

TO:

A.22.6010.000 71010.xxxxx Sr Social Services Worker \$ 16,537
A.22.6010.000 78400.05 Health HRA Employer Cont 850
A.22.6010.000 78800.00 Flex 125 Employer Cont 364

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-032-18

Table with 4 columns: APPROVED CO. ATTORNEY, REVIEWED CO. MANAGER, COMMITTEE ACTION, LEGISLATIVE ACTION. Includes handwritten signatures and dates like CS - 7/30/18 and AD - 7/30/18.

ABOLISH, CREATE AND FILL POSITION / BUDGET MODIFICATION SENIOR REGISTERED PROFESSIONAL NURSE NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH

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

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

WHEREAS, the provision of integrated care services requires dedicated senior nursing staff to ensure that the program runs in accordance with NYS Office of Mental Health rules and regulations and complies with fiscal, billing, and audit readiness standards, and

WHEREAS, there is a need for clinical supervision, consultation, care coordination, and management for integrated care services related to the Niagara County Department of Mental Health Adult Mental Health Clinic programs through both providing direct services and managing the nursing personnel and services of integrated care programs serving this population, and

WHEREAS, the Adult Mental Health Clinic programs need to be maintained in accordance with compliance and regulatory requirements from the Niagara County Department of Mental Health, Office of Mental Hygiene Laws, NYS Office of Mental Health, NYS Office of Alcoholism and Substance Abuse, and

WHEREAS, the Adult Mental Health/Integrated Clinic programs work in coordination with Crisis Services, Assisted Outpatient Treatment (AOT), Adult Single Point of Access (SPOA), local primary care providers and other community programs, and

WHEREAS, creating these two new positions, which will be required to hold the credential of Registered Professional Nurse (RN) for the provision and oversight of services in the Niagara County Department of Mental Health Adult Mental Health Clinics, thereby meets the need for client access to professional staff who will engage the clients into integrated primary and behavioral health care and provide oversight to nursing staff, and

WHEREAS, this abolish and create resolution will help minimize the additional cost in personnel lines overall across both actions while allowing all required work to be performed to regulatory standards without costing the County additional funds, and

WHEREAS, these two (2) newly created positions will be supported through Third Party Revenue and will incur no additional County cost, and will create a cost savings in 2018, now, therefore, be it

RESOLVED, that one vacant Registered Nurse - Mental Health, Grade 10, Step 8, position number MHD300100.00769, salary range \$43,957.62 - \$51,576.21 and one filled Registered Nurse - Mental Health,

Grade 10, Step 1, position number MHD300100.13284, salary range \$43,957.62 - \$51,576.21 be abolished effective August 12, 2018 and be it further

RESOLVED, that two (2) Senior Registered Professional Nurse, Grade 12, Step 1, position number MHD300100.XXXXX, salary range \$51,831.99 - \$60,747.75 be created within the Niagara County Department of Mental Health, and filled effective August 12, 2018 to carry out the required roles and responsibilities in the Adult Mental Health Clinics Program, and be it further

RESOLVED, that the following budget modification be effectuated to the Mental Health 2018 budget:

DECREASE REVENUE:

A.21.4310.000 41620.00	Mental Health Fees	\$ 5,519
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DECREASE APPROPRIATION:

A.21.4310.000 71010.00.0769	Registered Professional Nurse - MH	\$29,839
A.21.4310.000 71010.00.13284	Registered Professional Nurse - MH	17,010

INCREASE APPROPRIATION:

A.21.4310.000 71010.00.xxxx	Senior Registered Professional Nurse - MH	\$20,058
A.21.4310.000 71010.00.xxxx	Senior Registered Professional Nurse - MH	20,058
A.21.4310.000 78400.05	Insurance, Health HRA Employer Contribution	850
A.21.4310.000 78800.00	Flex 125 Employer Contribution Expense	364

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COMMUNITY SERVICES COMMITTEE

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ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-033-18

Table with 4 columns: APPROVED CO. ATTORNEY, REVIEWED CO. MANAGER, COMMITTEE ACTION, LEGISLATIVE ACTION. Includes handwritten signatures and dates like CS - 7/30/18 and AD - 7/30/18.

MENTAL HEALTH DEPARTMENT BUDGET MODIFICATION - ACCEPT NYS OASAS GRANT FUNDING TO SUPPORT TREATMENT AND TRANSITION SERVICES TO INDIVIDUALS WITH SUBSTANCE USE DISORDERS (SUD) WHO ARE INCARCERATED IN COUNTY JAILS

WHEREAS, New York State and Niagara County are engaged in a significant efforts to address the rising rate of substance use disorders, including the epidemic of opioid and heroin addiction and the increasing number of deaths due to overdose, and

WHEREAS, Niagara County and the state are taking aggressive steps to address the heroin/opioid epidemic, including the rapid expansion of community-based treatment and support services to create a continuum of care to support the individual and family in their recovery, and

WHEREAS, there remains a significant gap in the treatment and support continuum care being developed by the state and that is the local jail, and

WHEREAS, individuals who suffer from SUD's frequently come into contact with the criminal justice system, and

WHEREAS, the link between offending and SUDs is well established, bringing significant numbers of individuals suffering from addiction into the Niagara County jail; as alcohol and drugs are implicated in roughly eighty (80) percent of offenses, including domestic violence, DWIs, property offenses, drug offenses, and public-order offenses, and

WHEREAS, greater than sixty (60) percent of all inmates in the Niagara County Jail openly acknowledge a history of drug and alcohol problems, including heroin and other opiates, and

WHEREAS, jail incarceration provides a unique opportunity to offer treatment supports during periods when people are clean and sober, and

WHEREAS, the benefits of providing effective SUD services in the jail setting has proven significant where they occur; in Albany County, the jail-based Sheriff's Heroin Addiction Recovery Program (SHARP) provides SUD treatment during incarceration and support services after release, the program has resulted in a 28% reduction in the recidivism rate, and

WHEREAS, New York State's own cost-benefit analysis of providing jail-based SUD treatment determined that taxpayers could realize a savings over time of \$2,170 per participant through reductions in recidivism costs which include, local and state incarceration costs, community supervision costs, court and prosecutions costs and police/field law enforcement costs, and

WHEREAS, the Niagara County legislature voted unanimously on 2/20/2018 to support resolution number CS-010-18 calling on New York State to fund Substance Use Treatment services for local jails, and

WHEREAS, Senator Robert G. Ortt, as Chairman of the Senate Committee on Mental Health and member of the Joint Senate Task Force on Heroin and Opioid Addiction was able to secure pilot funding of \$400,000 for Substance Use Disorder services in the Niagara County jail, and

WHEREAS, the funding will allow the Niagara County Sheriff's Office, in conjunction with the Department of Mental Health and Substance Abuse Services, to contract to expand upon current limited programming provided by BestSelf Behavioral Health to develop a full program that includes screening, education, group and individual counseling, family outreach and counseling, discharge planning/linkages, and other needed supports, now, therefore, be it

RESOLVED, the Niagara County Department of Mental Health is given authorization to accept NYS OASAS grant funding with the effectuation of the following budget modification, effective immediately:

INCREASE REVENUE:

A.21.4310.000.43490.07	Alcoholism - County	\$400,000.00
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INCREASE APPROPRIATION:

A.21.4310.000.74500.01	Contractual	\$400,000.00
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COMMUNITY SERVICES COMMITTEE

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ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-034-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION CS - 7/30/18 AD - 7/30/18 Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

BUDGET TRASFER - A4310 COURT ORDERED COUNTY MANDATED COSTS

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

WHEREAS, as a result of the bills generated by the length of hospital stay imposed by Court Orders for year 2018, outstanding expenses currently exist, and

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

WHEREAS, the County is responsible for 50% of the costs of the stays, and

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

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

RESOLVED, the following budget transfer be effectuated:

FROM:

A.40599.00 Appropriated Fund Balance \$ 180,027 A.08.1990.000 74500.01 Contingency 50,000

TO:

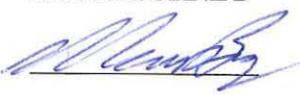
A.21.4310.000 74550.17 Department of Mental Hygiene \$ 230,027

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-035-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>CS - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 7/30/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**NIAGARA COUNTY EMPLOYMENT & TRAINING DEPARTMENT  
BUDGET MODIFICATION - ACCEPT \$500 WELLCARE HYPER-LOCAL RESOURCE GRANT**

WHEREAS, the Niagara County Employment & Training (NCET) Department submitted an application for a Wellcare Hyper-Local Resource Grant, and was awarded a \$500 micro-grant, and

WHEREAS, NCET plans to purchase a tablet to facilitate hiring, training, business outreach, and other program services offered by counselors when they conduct off-site meetings, and

WHEREAS, these funds need to be added into the NCET 2018 budget, now, therefore, be it

RESOLVED, that the 2018 NCET Department Budget be modified as follows:

INCREASE REVENUE:

CD.29.6290.000 41289.10 Other General Income, Special Events \$500

INCREASE APPROPRIATIONS:

CD.29.6290.000 74800.10 Supplies, Miscellaneous Equip under \$500 \$500

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COMMUNITY SERVICES COMMITTEE

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

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-036-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CS - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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NIAGARA COUNTY EMPLOYMENT & TRAINING DEPARTMENT BUDGET MODIFICATION - INCREASE IN 2018 SUMMER YOUTH EMPLOYMENT PROGRAM FUNDING

WHEREAS, the Niagara County Employment & Training (NCET) Department receives annual funding from the Office of Temporary and Disability Assistance (OTDA) for the operation and management of a Summer Youth Employment Program, and

WHEREAS, the NCET 2018 budget currently reflects an estimated amount of \$356,000 based upon the prior year's funding, and

WHEREAS, NCET received notification that the funding for the 2018 Summer Youth Employment Program will be \$396,950, now, therefore, be it

RESOLVED, that the 2018 NCET Department Budget be modified as follows:

INCREASE REVENUE:

CD.29.6291.000 44089.02 Other TANF Revenue \$40,950

INCREASE APPROPRIATIONS:

CD.29.6291.000 74500.01 Contractual Expenses \$40,950

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Services Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CS-037-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION CS - 7/30/18 AD - 7/30/18 Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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NIAGARA COUNTY EMPLOYMENT & TRAINING DEPARTMENT BUDGET MODIFICATION INCREASE IN TRADE ADJUSTMENT ASSISTANCE PROGRAM (TAA) FUNDING

WHEREAS, the Niagara County Employment & Training (NCET) Department receives funding to support the provision of services under the Trade Adjustment Assistance Program (TAA) in accordance with New York State Workforce Development System Technical Advisory #04-6, and

WHEREAS, the NCET 2018 budget currently reflects an estimated TAA program amount of \$50,000 based upon prior years' participation, and

WHEREAS, the TAA program through May 2018 has already funded \$70,000 in training contracts with an estimated \$80,000 of additional training expected for the remainder of this year, bringing the total anticipated TAA funding to \$140,000, now, therefore, be it

RESOLVED, that the 2018 NCET Department Budget be modified as follows:

INCREASE REVENUE:

CD.29.6291.000 44791.00 WIOA Revenue \$90,000

INCREASE APPROPRIATIONS:

CD.29.6291.000 74500.01 Contractual Expenses \$90,000

COMMUNITY SERVICES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CSS-050-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>CSS - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
	_____	<u>AD - 7/30/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**ACCEPTANCE OF INTERGOVERNMENTAL AGREEMENT WITH NYS DHSES FOR USE OF MUTUALINK EDGE SUBSCRIPTION SERVICE THROUGH JANUARY 31, 2021**

WHEREAS, NYS DHSES (Department of Homeland Security and Emergency Services) has provided Niagara County equipment and software for use in the Mutualink Edge Subscription Services which will allow communication with surrounding counties on a common platform for emergency management and public safety planning and response purposes since August 10, 2015, and

WHEREAS, these resources have been provided on a no-cost loan basis to the County, and

WHEREAS, the County is permitted to use such Interoperable Communications Resources for all other official public safety and emergency management communications on a day-to-day basis, and

WHEREAS, DHSES agrees to provide to the County on a temporary loan basis a copy of Mutalink Edge software with up to fifteen (15) User Subscriptions for County use, and

WHEREAS, the County agrees to test the entire system on no less than a monthly basis and to participate upon reasonable advance notice in drills, exercises or other events sponsored by the State, and

WHEREAS, the County is responsible for all peripheral costs associated with use of the equipment, including internet and mobile data access, in addition to preparing, packing, and transporting the equipment for return to DHSES upon termination of the agreement, and

WHEREAS, the term of this agreement shall commence on the first Monday immediately following approval by the Office of the State Comptroller and shall terminate January 31, 2021, and

WHEREAS, the County shall be responsible to return all equipment in the same condition as it was issued less and except ordinary wear and tear, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the Intergovernmental Memorandum of Agreement with the NYS Division of Homeland Security and Emergency Services.

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COMMUNITY SAFETY & SECURITY  
COMMITTEE

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





NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CSS-053-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CSS - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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NIAGARA COUNTY SHERIFF'S OFFICE DESERT SNOW TRAINING REIMBURSEMENT

WHEREAS, the Niagara County Sheriff's Office has been informed by the U.S. Department of Homeland Security - Homeland Security Investigations that they will reimburse the Sheriff's Office for one attendee at a Desert Snow training in the amount of five hundred ninety-nine (\$599) dollars, and

WHEREAS, the Desert Snow training is the nation's most advanced and comprehensive 3-day hands-on criminal interdiction workshop, covering topics including narcotics, terrorism, human trafficking, illicit currency and identity theft, and

WHEREAS, this training would serve to further prepare the Niagara County Sheriff's Office to protect and safeguard the citizens of Niagara County,

WHEREAS, the 2018 budget would need to be revised to accept the revenue, now, therefore, be it

RESOLVED, that the 2018 budget be revised as follows:

INCREASE REVENUE:

A.17.3645.000 44305.02 Civil Defense, Homeland Security \$599

INCREASE APPROPRIATIONS:

A.17.3645.000 74600.03 Professional Development Training and Education \$599

COMMUNITY SAFETY & SECURITY COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CSS-054-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

NIAGARA COUNTY SHERIFF'S OFFICE-BUDGET MODIFICATION RED TEAM EXERCISE

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Homeland Security and Emergency Services Counter Terrorism Office that it would like the Niagara County Sheriff's Office to participate in their Red Team Exercise, and

WHEREAS, the Red Team Exercise is designed to test the effectiveness of Operation Safeguard. Safeguard New York is an outreach initiative designed to educate individuals, community groups and other public and private sector organizations on how to recognize and report suspicious activity.

WHEREAS, the New York State Homeland Security and Emergency Services will reimburse the Sheriff's Office for the costs incurred with this exercise, now, therefore, be it

RESOLVED, that the County enter into a Letter of Agreement with the New York State Homeland Security and Emergency Services Office, and be it further

RESOLVED, that the following budget modifications be made:

INCREASE REVENUE:

Table with 3 columns: Account Number, Description, Amount. Row 1: A.17.3645.000.43305.02, State Aid, Civil Defense Homeland Security, \$4,186. Row 2: Other Public Safety Operation Green Monster.

INCREASE APPROPRIATIONS:

Table with 3 columns: Account Number, Description, Amount. Row 1: A.17.3645.000.71050.00, Overtime, \$3,092. Row 2: A.17.3645.000.78100.00, Retirement Expense, 804. Row 3: A.17.3645.000.78200.00, FICA Expense, 237. Row 4: A.17.3645.000.78300.00, Worker's Compensation Expense, 53.

COMMUNITY SAFETY & SECURITY COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CSS-055-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION CSS - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

NIAGARA COUNTY SHERIFF'S OFFICE-BUDGET MODIFICATION CRISIS INTERVENTION TRAINING

WHEREAS, the Niagara County Sheriff's Office has been notified by the Institute for Police, Mental Health and Community Outreach that they have been selected to participate in a Crisis Intervention Training which is reimbursed through a grant, and

WHEREAS, Crisis Intervention Training would be provided for the Deputy Sheriffs, Captain and Lieutenant on the Crisis Intervention Team, and

WHEREAS, the grant will reimburse for the training time, overtime to backfill the positions and benefits, and

WHEREAS, Crisis Intervention Training is critical for the Niagara County Sheriff's Office Crisis Intervention Team due to the rising frequency and complexity of incidents which involve mental health issues, and

WHEREAS, the 2018 budget would need to be revised to accept the revenue, now, therefore, be it

RESOLVED, that the 2018 budget be revised as follows:

INCREASE REVENUE:

A.17.3110.000.43389.26 Other Public Safety State Programs \$24,000

INCREASE APPROPRIATIONS:

A.17.3110.000.71050.00 Overtime expense \$17,776
A.17.3110.000.78100.00 Retirement expense 4,560
A.17.3110.000.78200.00 FICA Expense 1,360
A.17.3110.000.78300.00 Worker's Compensation 304

COMMUNITY SAFETY & SECURITY COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security Committee and Administration Committee DATE: 08/07/18 RESOLUTION # CSS-056-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

2018 PROBATION BUDGET MODIFICATION - REENTRY PROGRAM

WHEREAS, the Niagara County Probation Department applied for funding from the New York State Division of Criminal Justice Services for a Niagara County Reentry Program for the contract period of October 1, 2018 through September 30, 2019 under the Local Reentry Task Force Initiative for Upstate Counties, and

WHEREAS, the Local Reentry Task Force Initiative is part of a state-wide comprehensive strategy developed under the Division of Criminal Justice Services Executive Deputy Commissioner Michael C. Green, to reduce recidivism in local jurisdictions and increase public safety through improved coordination and collaboration among criminal justice, social services, educational, health, and mental health systems, and

WHEREAS, the role of the Niagara County Reentry Program is to provide these coordinated services to high-risk offenders, including housing, employment, education, family support and reunification, substance abuse services, mental and physical health, and other transitional needs, and

WHEREAS, the Niagara County Reentry Program will collaborate with state and county criminal justice agencies, particularly with the NYS Department of Corrections and Community Supervision (DOCCS) and the Niagara County Probation Department, as well as human service providers to develop well-crafted transition plans for high-risk offenders transitioning from prison or jail back into the community, and

WHEREAS, the Niagara County Probation Department has received notification from the New York State Division of Criminal Justice Services of a financial award in the amount of \$111,109 for the period of October 1, 2018 through September 30, 2019 to contract with Community Missions, Inc. to establish and manage a comprehensive parole reentry program, and

WHEREAS, Community Missions, Inc. has been the only agency providing reentry services in Niagara County since 2008, is the only agency able to adequately provide crises housing to the population served by the program, is the only agency with an experienced Reentry Coordinator, and has staff trained and certified to provide the required cognitive behavioral interventions, and

WHEREAS, the provision of the services described above constitute professional services requiring specialized skills and training. Community Missions, Inc., is currently the sole source provider for such services in Niagara County, and

WHEREAS, it is necessary to modify revenue and appropriations in cost center A.18.3140, to meet actual anticipated expenditures for 2018, and

WHEREAS, it is also necessary to appropriate the funds in the Probation Department Budget, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby waive purchasing guidelines requiring the

solicitation of alternate price quotations and/or advertisement of a Request for Proposals as the parole reentry program provided by Community Missions, Inc. is the sole provider of the professional services required in Niagara County, and be it further

RESOLVED, that the County of Niagara does hereby accept this grant and continue to fund the Niagara County Reentry Program through Community Missions, Inc. co-terminus with this grant, and be it further

RESOLVED, that the Chairman of the Legislature be and hereby is authorized to sign the Grant Award, Special Conditions documents and program contracts subject to approval by the County Attorney's Office, and be it further

RESOLVED that the following budget modifications to the 2018 Probation budget be effectuated immediately:

INCREASE REVENUE:

A.18.3140.43310.04	Probation Services NYS DCJS	\$ 27,777.25
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INCREASE APPROPRIATIONS:

A.18.3140.74500.01	Contractual Expenses	\$ 27,777.25
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COMMUNITY SAFETY & SECURITY  
COMMITTEE

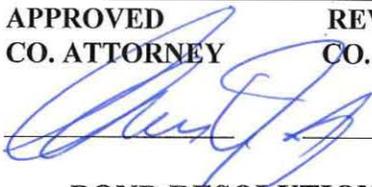
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ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Committee of the Whole DATE: 08/07/18 RESOLUTION # CW-010-18

APPROVED CO. ATTORNEY	REVIEWED CO. MANAGER	COMMITTEE ACTION <u>CW - 8/7/18</u>	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**BOND RESOLUTION OF THE COUNTY LEGISLATURE OF THE COUNTY OF NIAGARA, NEW YORK (THE "COUNTY"), AUTHORIZING THE ISSUANCE OF UP TO \$5,438,800 IN SERIAL BONDS OF THE COUNTY TO FINANCE VARIOUS PUBLIC IMPROVEMENTS AND PURPOSES**

WHEREAS, the County Legislature (the "Legislature") of the County of Niagara, New York (the "County") proposes to authorize the issuance of \$5,438,800 in serial bonds of the County to finance various public improvements and purposes, as described herein; and

WHEREAS, the Legislature now wishes to appropriate funds for such public improvements and purposes and to authorize the issuance of the County's serial bonds or bond anticipation notes to finance said appropriation.

NOW THEREFORE, THE COUNTY LEGISLATURE OF THE COUNTY OF NIAGARA, NEW YORK HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The County is hereby authorized to issue \$400,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the replacement of the roof at the Ross Building located at 20-40 East Avenue in the Town of Lockport. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$400,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of up to \$400,000 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (b) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a. of Section 11.00 of the Law.

SECTION 2. The County is hereby authorized to issue \$800,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the replacement of the roof and repointing and repairs to the exterior brick walls of the Trott ACCESS Center Building located at 1001 11th Street in the City of Niagara Falls. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$800,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of up to \$800,000 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (b) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a. of Section 11.00 of the Law.

SECTION 3. The County is hereby authorized to issue \$300,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the renovation, reconfiguration and improvement of an approximately 9,120 square foot area within the Trott ACCESS Building located at 1001 11th Street in the City of Niagara Falls to house a substance abuse clinic. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$300,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of up to \$300,000 in serial bonds of the County authorized pursuant to this section, or bond anticipation notes issued in anticipation of such serial bonds; and (b) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 12(a)(2) of paragraph a. of Section 11.00 of the Law.

SECTION 4. The County is hereby authorized to issue \$250,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the acquisition and installation of upgrades to the video camera security system at the County Jail, including ancillary and related equipment. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$250,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of up to \$250,000 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (b) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is five (5) years, pursuant to subdivision 32 of paragraph a. of Section 11.00 of the Law.

SECTION 5. The County is hereby authorized to issue \$375,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the acquisition of a new liquid chromatography-mass spectrometry instrument for use by the Sherriff Office's Forensic Laboratory. It is hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$375,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of up to \$375,000 in serial bonds of the County authorized to be issued pursuant to this section, or bond anticipation notes issued in anticipation of such serial bonds; and (b) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific objects or purposes is five (5) years, pursuant to subdivision 32 of paragraph a. of Section 11.00 of the Law.

SECTION 6. The County is hereby authorized to issue \$210,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the reconstruction/replacement of the bridge on Carmen Road over Golden Hill Creek, just south of Lower Lake Road, in the Town of Summerset. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,048,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the application of \$838,000 in Federal grant monies expected to be received by the County for such project; (b) the issuance of up to \$210,000 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (c) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 10 of paragraph a. of Section 11.00 of the Law.

SECTION 7. The County is hereby authorized to issue \$228,800 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the reconstruction/replacement of the bridge on Chestnut Road over East Branch Twelve Mile Creek, just east of State Route 425, in the Town of Wilson. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,144,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the application of \$915,200 in Federal grant monies expected to be received by the County for such project; (b) the issuance of up to \$228,800 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (c) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 10 of paragraph a. of Section 11.00 of the Law.

SECTION 8. The County is hereby authorized to issue \$280,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the reconstruction/replacement of the bridge on Wisterman Road over Mud Creek, in the Town of Lockport. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$1,400,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the application of \$1,120,000 in Federal grant monies expected to be received by the County for such project; (b) the issuance of up to \$280,000 in serial bonds of the County authorized pursuant to this section or bond anticipation notes issued in anticipation of such serial bonds; and (c) the levy and collection of taxes on all taxable real property within the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is twenty (20) years, pursuant to subdivision 10 of paragraph a. of Section 11.00 of the Law.

SECTION 9. The County is hereby authorized to issue \$250,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the reconstruction or replacement of culverts under, by or adjacent to roads throughout the County, including related or ancillary improvements, equipment, apparatus, costs and expenses in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned class of objects or purposes is \$250,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of \$250,000 in bonds of the County authorized to be issued pursuant to this resolution, or bond anticipation notes issued in anticipation of such bonds, and (b) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned class of objects or purposes is thirty years, pursuant to subdivision 3 of paragraph a. of Section 11.00 of the Law.

SECTION 10. The County is hereby authorized to issue \$345,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the acquisition of highway heavy equipment, consisting of a tandem dump truck/snow plow with spreader unit and a roadside tractor/mower. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$345,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of \$345,000 in bonds of the County authorized to be issued pursuant to this resolution, or bond anticipation notes issued in anticipation of such bonds, and (b) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen years, pursuant to subdivision 28 of paragraph a. of Section 11.00 of the Law.

SECTION 11. The County is hereby authorized to issue \$2,000,000 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Law to finance the reconstruction and repaving of the following County roads: Lower Mountain Road from State Route 425 to Dickerson Road; Carmen Road from State Route 104 to Lake Road; and Ransomville Road from Youngstown-Lockport Road to Lake Road, including in each case and as needed, the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, or the elimination of any grade crossings (exclusive of bridges therefor) and related and ancillary improvements in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$2,000,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (a) the issuance of \$2,000,000 in bonds of the County authorized to be issued pursuant to this resolution, or bond anticipation notes issued in anticipation of such bonds, and (b) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen years, pursuant to subdivision 20(c) of paragraph a. of Section 11.00 of the Law.

SECTION 12. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in Sections 1 through 11 of this resolution. The County shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 13. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 14. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Sections 21.00, 50.00, 54.90, 56.00 through 60.00, 62.10, 63.00 and 168.00 of the Law, the powers and duties of the Legislature relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters relating thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Treasurer of the County, as the chief fiscal officer of the County (the "County Treasurer"). Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for any of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more other objects or purposes authorized by this resolution or other resolutions of the Legislature, then the power of the Legislature to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined object or purpose is hereby delegated to the County Treasurer.

SECTION 15. The County Treasurer is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" within the meaning of and in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 16. The County Treasurer is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 17. The Legislature hereby determines that the projects authorized herein, the financing thereof as authorized by this resolution, and the adoption of this resolution, individually and collectively constitute a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and that no further action under SEQRA with respect to any of said projects need be taken by the Legislature as a condition precedent to the adoption of this resolution.

SECTION 18. The intent of this resolution is to give the County Treasurer sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to effect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Board.

SECTION 19. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

SECTION 20. This resolution shall take effect immediately and the Clerk of the Legislature is hereby authorized and directed to cause a copy of this resolution, or a summary thereof, to be published in full, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the County for such purpose.



RESOLVED, that the following budget modification be effective immediately:

INCREASE APPROPRIATION:

A.12.1430.000 71030.00.6001	Personnel Officer Part-time	\$961.55
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DECREASE APPROPRIATION:

A.12.1430.000 71010.00.3974	Manager of Labor Relations	\$961.55
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RESOLVED, that the Niagara County Legislature shall conduct a public hearing upon said proposed Local Law at the Legislative Chambers, Courthouse, Lockport, New York on the 18<sup>th</sup> day of September, 2018 at 6:30 p.m., and be it further

RESOLVED, that the Clerk of the Legislature, at least six days in advance of such hearing, shall post a notice upon the bulletin boards in the Courthouse at Lockport, and the Civic Building at Niagara Falls, and shall publish such notice once in the Lockport Union Sun & Journal, and the Buffalo News; such notice shall contain the title of the Local Law and an abstract of the text to be prepared by the Clerk of the Legislature, with the assistance of the County Attorney's Office, and be further

RESOLVED, that this Local Law shall become effective in accordance with the statutes of the State of New York.

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COMMITTEE OF THE WHOLE

**NIAGARA COUNTY LEGISLATURE**

FROM: Committee of the Whole DATE: 08/07/18 RESOLUTION # CW-012-18

<b>APPROVED</b> <b>CO. ATTORNEY</b>	<b>REVIEWED</b> <b>CO. MANAGER</b>	<b>COMMITTEE ACTION</b> <u>CW - 8/7/18</u>	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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**STANDARD WORK DAY AND REPORTING RESOLUTION  
FOR ELECTED AND APPOINTED OFFICIALS  
(NEW TIME REPORTINGS)**

RESOLVED, that the County of Niagara, hereby establishes the following as standard work days for these titles and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities:

Elected Officials

Title	Standard Work Day	Name	Social Security Number	Registration Number	Tier 1	Current Term Begin & End Dates	Participates in Employer's Time System	Record Activities Results	Not Submittec
Coroner	6	Joseph Mantione	xxxx	3862826-9		01/01/18-12/31/21	No	39.11	
District Attorney	6	Caroline Wojtaszek	xxxx	xxxxxxxx		01/01/17-12/31/20	No	30.40	
Legislator	6	Clyde Burmaster	xxxx	37364270		01/01/18-12/31/19	No	21.70	
Legislator	6	David Godfrey	xxxx	43463553		01/01/18-12/31/19	No	24.88	
Legislator	6	Wm. Keith McNall	xxxx	42199711		01/01/18-12/31/19	No	24.13	
Legislator	6	John Syracuse	xxxx	41023409		01/01/18-12/31/19	No	25.72	

Appointed Officials

Title	Standard Work Day	Name	Social Security Number	Registration Number	Tier 1	Current Term Begin & End Dates	Participates in Employer's Time System	Record Activities Results	Not Submittec
Asst. Conflict Attorney	6	Rodney A. Giove	xxxx	42348334			No	22.00	
Asst. Conflict Attorney	6	Jessica J. Hapeman	xxxx	42065656			No	22.97	
Asst. Conflict Attorney	6	Joseph Scalzo	xxxx	xxxxxxxx			No	23.50	
Asst. Conflict Attorney	6	Amy Taylor	xxxx	xxxxxxxx			No	23.53	
County Attorney	6	Claude Joerg	xxxx	31472293		01/01/18-12/31/19	No	22.89	
Public Defender	6	David Farrugia	xxxx	32444218		01/01/18-12/31/19	No	23.62	
Asst. Public Defender	6	Alfonso Bax	xxxx	41601501		01/01/18-12/31/19	No	21.92	
Asst. Public Defender	6	Michele Bergevin	xxxx	38122180		01/01/18-12/31/19	No	12.68	
Asst. Public Defender	6	Karl Frankovitch	xxxx	61648127		09/12/16-12/31/17	No	22.50	
Asst. Public Defender	6	Ryan Hanna	xxxx	50289628		01/01/18-12/31/19	No	24.10	
Asst. Public Defender	6	Lawrence Lindsay	xxxx	3782144-4		01/01/18-12/31/19	No	22.55	
Asst. Public Defender	6	Connie Lozinsky	xxxx	3783004-9		01/01/18-12/31/19	No	22.03	
Asst. Public Defender	6	Nicholas Pelosino	xxxx	3783006-4		01/01/18-12/31/19	No	25.55	
Asst. Public Defender	6	Michael G. Putzak	xxxx	61447884		01/01/18-12/31/19	No	25.30	
Asst. Public Defender	6	Alan Roscetti	xxxx	41181652		01/01/18-12/31/19	No	21.42	
Asst. Public Defender	6	Dominic Saraceno	xxxx	40354003		01/01/18-12/31/19	No	21.83	
Asst. Public Defender	6	Camille Sarkees-Brown	xxxx	xxxxxxxx		01/01/18-12/31/19	No	22.58	
Asst. Public Defender	6	Lawrence G. Stuart	xxxx	3542228-6		01/01/18-12/31/19	No	22.58	
Asst. Public Defender	6	Edward Zebulske	xxxx	3846901-1		01/01/18-12/31/19	No	21.81	

I Mary Jo Tamburlin, Clerk of the Niagara County Legislature, County of Niagara, State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such legislature, at a legally convened meeting held on the \_\_\_<sup>th</sup> day of August 2018 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Niagara County Legislature on this \_\_\_\_\_ day of August, 2018,

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MARY JO TAMBURLIN, Clerk of the  
Niagara County Legislature

NIAGARA COUNTY LEGISLATURE

FROM: Economic Development Committee DATE: 08/07/18 RESOLUTION # ED-010-18

APPROVED CO. ATTORNEY	REVIEWED CO. MANAGER	COMMITTEE ACTION ED - 7/30/18	LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:
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RESOLUTION TO AUTHORIZE THE PUBLICATION AND POSTING OF A NOTICE OF THE 30-DAY PERIOD FOR MUNICIPALITIES AND LANDOWNERS WITHIN NIAGARA COUNTY'S AGRICULTURAL DISTRICTS FOR THE PURPOSE OF CONSOLIDATION

WHEREAS, Niagara County Agricultural and Farmland Protection Board has established that consolidation Niagara County's current Agricultural Districts would be beneficial, and

WHEREAS, New York State Department of Agriculture and Markets Law, Article 25AA, section 303-c, requires that a 30- day public notice be published in an area newspaper, on the home page of the county's website, provide such notice in writing by first class mail to those municipalities whose territory encompasses the district, and posted in at least 5 conspicuous places within each district notifying municipalities and landowners within the districts that they may request modifications of the district, now, therefore, be it

RESOLVED, the Clerk of the Niagara County Legislature is authorized to publish the following notice in at least one newspaper with general circulation in all of Niagara County's current Agricultural Districts, on the home page of the county's website, posting the notice in at least 5 conspicuous places in each district, and provide such notice in writing by first class mail to those municipalities whose territory encompasses the district:

PLEASE TAKE NOTICE that all of Niagara County's current Agricultural Districts are under review for the purpose of consolidation. Maps of each of the current districts are on file and open to the public for inspection at Cornell Cooperative Extension of Niagara County. Municipalities and landowners within any of the current districts may propose modifications of a district by filing such a proposal with the Clerk of the Legislature within thirty (30) days of the publication of this notice. Questions about the Districts may be directed to Amanda Henning, Cornell Cooperative Extension at 716-433-8839 x231.

ECONOMIC DEVELOPMENT COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Infrastructure & Facilities Committee and Administration Committee      **DATE:** 08/07/18      **RESOLUTION #** IF-091-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 7/30/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**NIAGARA COUNTY SEWER DISTRICT #1 ABOLISH SENIOR SANITARY CHEMIST  
CREATE AND FILL SANITARY CHEMIST**

WHEREAS, the Administrative Board and the Administrative Director of the Niagara County Sewer District #1 is prompted to review the current organizational structure due to an upcoming retirement, and

WHEREAS, after said review and consultation with Niagara County Human Resources, it has been determined that it is in the best interest of the district, as well as the taxpayers, to abolish the Senior Sanitary Chemist position, Job Group 16, and create the position as a Sanitary Chemist, Job Group 12, and now therefore, be it,

RESOLVED, that the position of Senior Sanitary Chemist, position 4210, be abolished effective September 1, 2018, and be it further

RESOLVED, that the Niagara County Sewer District #1 be granted permission to create and fill a Sanitary Chemist position, Job Group 12, step 1 at \$28.37 per hour effective September 1, 2018, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATION:

G.32.8130.000.71010.00	Position – Sanitary Chemist #XXXXXX	\$16,881.00
G.32.8130.000.78400.05	Insurance, Health HRA Employer Contribution	\$850.00
G.32.8130.000.78800.00	Flex 125 Employer Contribution Exp	\$364.00

DECREASE APPROPRIATION:

G.32.8130.000.71010.00.4210	\$10,025.00
G.32.8130.000.71010.00.1758	\$8,070.00

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

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

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-092-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

APPROVAL OF CAPITAL PROJECTS

WHEREAS, Niagara County Departments have submitted various Capital Project Requests, such projects to be funded by Federal, State, Local and other revenue sources, and a 2018 Bonding program with the first principal and interest payment due in 2019, and

WHEREAS, the Niagara County Legislature, has established the strengthening of Public Works and County Infrastructure as a priority, and

WHEREAS, the Niagara County Legislature as part of its efforts to strengthen Public Works and County infrastructure supports: continuing to pursue road and bridge development and maintenance in accordance with limited resources, continuing to pursue building and park structure development and maintenance in accordance with limited resources, the purchase or replacement of sheriff/jail equipment and highway heavy equipment, now, therefore, be it

RESOLVED, that the Capital Projects, per the list available in the Department of Public Works, are hereby reviewed and approved in the 2018 Bonding Program.

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Infrastructure & Facilities Committee and Administration Committee      **DATE:** 08/07/18      **RESOLUTION #** IF-093-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 7/30/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**CAPITAL PROJECT CLOSE OUTS**

WHEREAS, the following capital projects have been completed and have account balances remaining that need to be transferred back to the original funding sources, now, therefore, be it

RESOLVED, that the following capital projects be closed and the remaining account balances be transferred to the original funding source:

**DECREASE ESTIMATED REVENUES:**

H568.15.5112.000 45031.10	Transfer from Capital Reserve	\$ 25,000.00
H568.15.5112.000 45730.15	BAN Year 2015	\$521,814.85
H568.15.5112.000 43591.00	State Aid Capital Const. Highway	\$ 16.65
H568.15.5112.000 44597.01	Transportation, Capital Projects Fed Aid	\$ 2,580.83
H579.15.1600.000 45031.10	Transfer from Capital Reserve	\$ 16,158.22
H582.15.5197.000 45031.10	Transfer from Capital Reserve	\$ 90,920.78
H582.15.5197.000 43591.00	State Aid Capital Const. Highway	\$ 10,373.05
H582.15.5197.000 44597.01	Transportation, Capital Projects Fed Aid	\$101,131.07
H591.17.3997.000 45031.00	Interfund Transfer from General Fund	\$ 142.22
H600.15.7110.000 45031.00	Interfund Transfer from General Fund	\$ 11,377.00
H600.15.7110.000 45031.10	Transfer from Capital Reserve	\$ 8,415.51
H626.15.5130.000 45031.10	Transfer from Capital Reserve	\$ 2,192.79
H627.15.5130.000 45031.00	Interfund Transfer from County Road Fund	\$ 5,050.00
H637.15.1620.000 45031.10	Transfer from Capital Reserve	\$ 68,061.84
H637.15.1620.000 45031.00	Transfer from Operating – NYPA	\$274,700.00

**DECREASE APPROPRIATIONS:**

H568.15.5112.000 72600.01	Fiegle Road Construction	\$ 549,412.33
H579.15.1620.000 72400.00	Fencing Installation – Flintkote	\$ 16,158.22
H582.15.5197.000 72600.02	Youngstown Road Bridge	\$ 202,424.90
H591.17.3997.000 72200.00	Evidence/Storage Building	\$ 142.22
H600.15.7110.000 72200.01	Park Facility Improvements – Bldg Imp	\$ 5,636.00
H600.15.7110.000 72400.00	Park Facility Improvements – Land Imp	\$ 14,156.51
H626.15.5130.000 72100.10	Highway Heavy Equipment 2015	\$ 2,192.79
H627.15.5130.000 72200.01	Highway Facility Salt Shed Roof	\$ 5,050.00
H637.15.1620.000 72200.01	Human Resources Roof	\$ 342,761.84

and be it further

RESOLVED, that the following Capital Projects be closed:

H568 Fiegle Road Construction  
H579 Fencing Installation - Flintkote  
H582 Youngstown Road Bridge  
H591 Evidence/Storage Building  
H600 Park Facility Improvements  
H626 Highway Heavy Equipment 2015  
H627 Highway Facility Salt Shed Roof  
H637 Human Resources Roof

and be it further

RESOLVED, that the cash balances for these accounts in the amount of \$1,023,833.21 is to be returned to the original funding sources as follows:

Capital Reserve:	\$ 210,749.14
Debt Reserve	\$ 521,814.85
Committed Fund Balance NYPA	\$ 274,700.00
General Fund Operating	\$ 11,519.22
County Road Fund Operating	\$ 5,050.00

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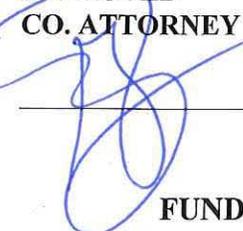
INFRASTRUCTURE & FACILITIES  
COMMITTEE

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ADMINISTRATION COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Infrastructure & Facilities Committee and Administration Committee      **DATE:** 08/07/18      **RESOLUTION #** IF-094-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>TF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 7/30/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**2018 CAPITAL IMPROVEMENT PROJECTS  
FUNDING FROM FUND BALANCE, COMMITTED FUNDS, AND FEDERAL/STATE AID**

WHEREAS, the County Manager and Budget Director recommend that the following capital improvement projects be funded using funds from Fund Balance in the A, and D Funds, Consolidated Highway Aid Revenue, and Federal/State Aid: Electrical Hazard Assessment and Labeling Project, Parking Lot/Sidewalk Improvements, Security Improvements, Trott ACCESS Center Improvements, Floor Preparation, Security Cameras, Lift Station for the Jail, Jail Equipment Replacement, Griswold Street Bridge, Carmen Road Bridge over Golden Hill Creek, Chestnut Road Bridge over East Branch of Twelve Mile Creek, Wisterman Road Bridge over Mud Creek, West Somerset Road Reconstruction, Fuel Island, Bridge/Guiderrail Improvements, and Pictometry upgrades, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

**INCREASE APPROPRIATED FUND BALANCE**

A 40599.00	Appropriated Fund Balance	\$ 800,500
DM 40599.00	Appropriated Fund Balance	\$ 200,000
D 40599.00	Appropriated Fund Balance	\$ 238,913

**INCREASE APPROPRIATIONS**

A.07.9901.000.79010.10	Transfer to Capital Reserve	\$ 800,500
D.15.9901.000 79010.10	Transfer to Capital Reserve	\$ 238,913
DM.15.9901.000 79010.10	Transfer to Capital Reserve	\$ 200,000

**INCREASE APPROPRIATED FUND BALANCE:**

AH40511.00	Appropriated Capital Reserve	\$1,239,413
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**INCREASE CAPITAL CONSTRUCTION:**

AH.07.9950.000.79010.00	Transfer to Capital Construction	\$1,239,413
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**DECREASE ESTIMATED REVENUE:**

H620.15.3150.000 45730.15	BAN Year 2015	\$ 225,000
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**DECREASE APPROPRIATIONS**

H620.15.3150.000 72200.01	Jail Sally Port	\$ 225,000
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## INCREASE ESTIMATED REVENUE

H605.15.5197.000.44597.01	Federal Aid – Chestnut Rd Bridge	\$ 915,200
H613.15.5112.000.43501.00	Consolidated Highway Improvement Program	\$2,500,000
H639.15.5197.000.44597.01	Federal Aid – Wisterman Rd Bridge	\$1,120,000
H640.15.5197.000.44597.01	Federal Aid – Carmen Rd Bridge	\$ 838,000
H641.25.5130.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 200,000
H651.15.5197.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 38,913
H651.15.5197.000.44597.01	Federal Aid – Griswold St Bridge	\$ 739,364
H660.15.1620.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 150,000
H661.15.1620.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 200,000
H662.15.1620.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 85,000
H663.15.7110.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 100,000
H664.16.1680.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 100,000
H665.15.3197.000.45730.15	BAN Year 2015	\$ 100,000
H666.17.3197.000.45730.15	BAN Year 2015	\$ 125,000
H667.15.5112.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 200,000
H668.09.1355.000.45031.10	Interfund Transfers – From Capital Reserve	\$ 165,500

INCREASE ESTIMATED REVENUE TOTALS: \$7,576,977

## INCREASE APPROPRIATIONS:

H605.15.5197.000.72600.02	Chestnut Rd Bridge over EB of Twelve Mile Creek	\$ 915,200
H613.15.5112.000.72600.01	West Somerset Rd Rehabilitation	\$2,500,000
H639.15.5197.000.72600.02	Wisterman St Bridge over Mud Creek	\$1,120,000
H640.15.5197.000.72600.02	Carmen Rd Bridge over Golden Hill Creek	\$ 838,000
H641.25.5130.000.72400.00	Land Improvements – Diesel Fuel Island	\$ 200,000
H651.15.5197.000.72600.02	Griswold St Bridge	\$ 778,277
H662.15.1620.000.72200.01	Building Security Improvements	\$ 85,000
H663.15.7110.000.72100.10	Park Equipment	\$ 100,000
H667.15.5112.000.72600.01	Guiderail Improvements	\$ 200,000
H668.09.1355.000.72100.26	Pictometry	\$ 165,500
H660.15.1620.000.72200.01	Electrical Hazard Assessment	\$ 150,000
H661.15.1620.000.72400.00	Parking Lot Improvements	\$ 200,000
H664.16.1680.000.72200.01	Security Camera	\$ 100,000
H665.15.3197.000.72200.00	Jail Lift Station	\$ 100,000
H666.17.3197.000.72100.21	Jail Equipment Replacement	\$ 125,000

INCREASE APPROPRIATIONS TOTAL: \$7,576,977

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-095-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

DEPARTMENT OF PUBLIC WORKS - HIGHWAY FLEET MAINTENANCE BUDGET MODIFICATION

WHEREAS, due to an increase in necessary maintenance and repairs of equipment, it is necessary to provide additional funds for the Fleet Maintenance Overtime line, and

WHEREAS, funds are available in vacant positions to help offset this additional expense, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

DECREASE APPROPRIATION:

D.15.5010.000.71010.00 Positions \$12,000

INCREASE APPROPRIATION:

D.15.9901.000.790101.00 Interfund Transfers - To Other Funds \$12,000

INCREASE ESTIMATED APPROPRIATION:

DM.15.9901.000.45031.00 Interfund Transfers - From Operating \$12,000

INCREASE APPROPRIATION:

DM.15.5132.000.71050.00 Overtime \$12,000

INFRASTRUCTURES & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-096-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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DEPARTMENT OF PUBLIC WORKS – HIGHWAY MAINTENANCE BUDGET MODIFICATION

WHEREAS, the enacted New York State Budget has provided \$100 million in enhanced assistance to local municipalities for the rehabilitation and reconstruction of local highways, and

WHEREAS, Niagara County’s apportionment for the 2018-19 Budget is \$2,171,529.50, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated to allow for the purchase of equipment that is required to provide rehabilitation and reconstruction of Niagara County highways:

INCREASE ESTIMATED REVENUE:

D.15.5110.000.43501.00 Consolidated Highway Aid Revenue \$365,000

INCREASE APPROPRIATIONS:

D.15.9950.000.79010.00 Transfer to Capital \$365,000

INCREASE ESTIMATED REVENUE:

H.07.9901.000.435031.00 Transfer from Operating \$365,000

INCREASE ESTIMATED APPROPRIATION:

H648.15.5112.000.72100.10 Highway Heavy Equipment \$365,000

INFRASTRUCTURES & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-097-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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DEPARTMENT OF PUBLIC WORKS - HIGHWAY BRIDGE MAINTENANCE BUDGET MODIFICATION

WHEREAS, the County of Niagara is now eligible to receive Marchiselli Funding for the Bridge Asphalt Concrete Deck Overlays & Joint Repairs Project, Contract #D035283, and

WHEREAS, due to this increase in the New York State Department of Transportation Federal Aid Local Project Agreement, budget lines need to be modified, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE APPROPRIATION:

D.15.5120.000.43591.00 State Aid - Capital HWY Construction \$16,350

INCREASE ESTIMATED APPROPRIATION:

D.15.5120.000.74800.06 Supplies - Maintenance Repairs and Maintenance \$16,350

INFRASTRUCTURES & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-098-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

[Handwritten signature]

NIAGARA COUNTY JAIL SALLY PORT FINAL PAYMENT

WHEREAS, Resolution No. IF-102-16, dated October 18,2016, awarded the contract for the Niagara County Jail Sally Port Reconstruction Project to R.B. Mac Construction Co., Inc., P.O. Box 424, Lockport NY 14095, for a contract amount of \$161,000, and

WHEREAS, Resolution No. IF-119-17, dated September 19, 2017, authorized Change Order No. 1 for electrical modifications for an additional \$13,820.00, for a revised contract amount of \$174,820.00, and

WHEREAS, the contract has been completed to specifications and drawings for the contract amount of \$174,820.00, and

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

RESOLVED, that final payment is authorized to be processed to R.B. Mac Construction Co., Inc., P.O. Box 424, Lockport NY 14095, and be it further

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

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-099-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION

[Handwritten signature]

NIAGARA COUNTY COURT HOUSE AND BROOKS BUILDING PARKING LOT REPAVING CHANGE ORDER NO. 2-FINAL

WHEREAS, Resolution No. IF-121-17, dated September 19, 2017, awarded the contract for the Niagara County Court House and Brooks Building Repaving Project to Milherst Construction, Inc., P.O. Box 430, Clarence Center, NY 14032, for a contract amount of \$169,650, and

WHEREAS, Resolution No. IF-145-17, dated November 21, 2017, authorized Change Order No. 1 to furnish and install labor and materials to modify the roadway between the Jail and Public Safety Building necessary for Jail security, for an additional \$6,900, for a revised contract amount of \$176,550, and

WHEREAS, it is necessary to reduce the contract in the amount of \$4,402.71, for a revised contract amount of \$172,147.29, 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. 2-Final to deduct \$4,402.71 from the contract for the Niagara County Court House and Brooks Building Repaving Project, for a revised contract amount of \$172,147.29, to Milherst Construction, Inc., P.O. Box 430, Clarence Center, NY 14032, be approved, and be it further

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

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-100-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

[Handwritten signature]

CARMEN ROAD BRIDGE OVER GOLDEN HILL CREEK-NORTH CONSULTANT AMENDMENT NO. 1

WHEREAS, Resolution No. IF-126-16, dated December 6, 2016, selected CHA Consulting, Inc., 2200 Main Place Tower, Buffalo, NY 14202-3722, to assist the County with the Carmen Road Bridge over Golden Hill Project, in the amount of \$234,000, and

WHEREAS, it is necessary to increase the contract by \$4,000 for pile inspection, pile capacity and, if needed, pile improvements to remove the red flag and open the bridge, for a revised contract amount of \$238,000, 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 consultant services contract with CHA Consulting, Inc., 2200 Main Place Tower, Buffalo, NY 14202-3722, be increased by \$4,000 for a revised contract amount of \$238,000, and be it further

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

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 08/07/18 RESOLUTION # IF-101-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
	_____	_____	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**AWARD CARMEN ROAD BRIDGE OVER GOLDEN HILL CREEK - SOUTH CONSULTANT CONTRACT**

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Carmen Road Bridge over Golden Hill Creek - South project for bridge inspection and load rating to property post the bridge, and

WHEREAS, funds are available in account H583.15.5197.000 72600.02, Infrastructure Bridges, 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

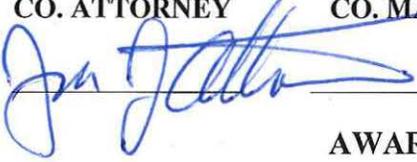
RESOLVED, that the consultant services contract for the Carmen Road Bridge over Golden Hill Creek - South Project be awarded to CHA Consulting Inc., 2200 Main Place Tower, Buffalo, NY 14202-3722, for a contract amount not to exceed \$3,000, and be it further

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

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 08/07/18 RESOLUTION # IF-102-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 7/30/18</u>	Approved: Ayes <u>    </u> Abs. <u>    </u> Noes <u>    </u>
			Rejected: Ayes <u>    </u> Abs. <u>    </u> Noes <u>    </u>
			Referred: <u>                    </u>

**AWARD CARMEN ROAD BRIDGE OVER JOHNSON CREEK  
CONSULTANT CONTRACT**

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Carmen Road Bridge over Johnson Creek project to evaluate and design interim repairs to maintain the current 12-ton posting, and

WHEREAS, funds are available in account H621.15.5197.000 72600.02, Infrastructure Bridges, 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 consultant services contract for the Carmen Road Bridge over Johnson Creek Project be awarded to CHA Consulting Inc., 2200 Main Place Tower, Buffalo, NY 14202-3722, for a contract amount not to exceed \$2,500, and be it further

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

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-103-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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AWARD SLAYTON SETTLEMENT ROAD BRIDGE CONSULTANT CONTRACT

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Slayton Settlement Road Bridge project to determine if the bridge can sustain loads greater than 15 tons to accommodate emergency and farm vehicle traffic, and

WHEREAS, this would impose less restrictions on emergency and farm vehicles, and

WHEREAS, funds are available in account H583.15.5197.000 72600.02, Infrastructure Bridges, and

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

RESOLVED, that the following budget modification be effectuated to allow the Slayton Settlement Road Bridge Project to proceed:

DECREASE REVENUE:

H583.15.5197.000 45031.10 Transfers from Capital Reserves \$35,000

DECREASE APPROPRIATIONS:

H583.15.5197.000 72600.02 Infrastructure Bridges \$35,000

INCREASE REVENUE:

H6XX.15.5197.000 45031.10 Transfers from Capital Reserves \$35,000

INCREASE APPROPRIATIONS:

H6XX.15.5197.000 72600.02 Infrastructure Bridges \$35,000

and be it further

RESOLVED, that the consultant services contract for Slayton Settlement Road Bridge project be awarded to CHA Consulting Inc., 2200 Main Place Tower, Buffalo, NY 14202-3722, for a contract amount not to exceed \$2,500, 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.

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 08/07/18 RESOLUTION # IF-104-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>IF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**GRISWOLD STREET BRIDGE OVER TRIBUTARY OF MUD CREEK  
FEDERAL AID LOCAL PROJECT AGREEMENT  
SUPPLEMENTAL AGREEMENT NO. 1**

WHEREAS, the Griswold Street Bridge over Tributary of Mud Creek Project, town of Royalton, Niagara County, (the "Project") is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% federal funds and 5% non-federal funds, and

WHEREAS, the County of Niagara desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Construction/Construction Inspection phases of the project, and

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

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

RESOLVED, that the Legislature of the County of Niagara hereby authorizes the County of Niagara to pay in the first instance 100% of the federal and non-federal shares of the cost of the Construction/Construction Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the sum of \$594,000 is hereby appropriated in account H651.15.5197.000 72600.02 and made available to cover the cost of participation in the above phases of the project, and be it further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the project's Construction/Construction Inspection phases exceeds the amount appropriated above, the County of Niagara shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation, and be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee and Administration Committee DATE: 08/07/18 RESOLUTION # IF-105-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION IF - 7/30/18 AD - 7/30/18 LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

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SALE OF SURPLUS PROPERTY AT DAVISON ROAD COMPLEX

WHEREAS, Niagara County has previously deemed that the Davison Road property is surplus property and has directed the Niagara County Manager/Purchasing Department to prepare documents for the purposes of selling such buildings and grounds, and

WHEREAS, Niagara County put out bids for RFP 2018-36 on June 13, 2018, and

WHEREAS, the Niagara County Purchasing Department opened sealed proposals from prospective bidders on June 28, 2018, and

WHEREAS, the buyer has offered to pay to Niagara County an amount equal to one hundred thousand dollars (\$100,000) as a purchase price for such buildings and grounds in Conveyance No. 1 in RFP 2018-36 with the right of first refusal on retained Conveyance 2 property therein, and

WHEREAS, the County will retain easement rights for the various utilities located on this parcel, as well as rights-of-way for ingress and egress to other related parcels, and

WHEREAS, that the proceeds from the sale of Conveyance No. 1 be set aside in a capital account to offset the expenses of a search, utility meter relocations, and any other related expenses associated with the transfer of property, and

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

RESOLVED, that the Niagara County Legislature approves the sale contract for the sale of surplus property known as Davison Road, its buildings and grounds, for a sale price of one hundred thousand dollars (\$100,000), for Conveyance No. 1 as set forth in RFP 2018-36, and be it further

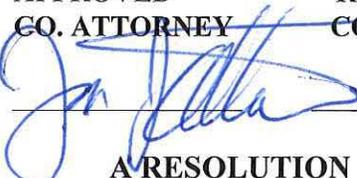
RESOLVED, that the Chairman of the Legislature be and hereby is authorized to execute any agreement necessary and all required documents necessary to effectuate the sale of the Davison Road Complex to LHC Holdings LLC, 5583 Davison Road, Lockport, NY 14094, after review and approval of the Niagara County Attorney's Office in the amount of one hundred thousand dollars (\$100,000) for Conveyance No. 1.

INFRASTRUCTURE & FACILITIES COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Infrastructure & Facilities Committee DATE: 08/07/18 RESOLUTION # IF-106-18

<u>APPROVED</u>	<u>REVIEWED</u>	<u>COMMITTEE ACTION</u>	<u>LEGISLATIVE ACTION</u>
<u>CO. ATTORNEY</u>	<u>CO. MANAGER</u>	<u>IF - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**A RESOLUTION CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE NIAGARA COUNTY REFUSE DISPOSAL DISTRICT IN THE COUNTY OF NIAGARA, NEW YORK**

WHEREAS, There has heretofore duly caused to be prepared a map, plan and report, including an estimate of cost, by an engineer or engineers duly licensed by the State of New York, for a proposed increase and improvement of the facilities of the Niagara County Refuse Disposal District in the County of Niagara, New York (hereinafter the "District"), consisting of the construction and placement of a cap on Landfill No. 1 and the construction of improvements to Landfill No. 1's leachate collection systems, including all related, incidental and ancillary improvements, equipment, machinery, apparatus, costs and expenses in connection therewith (collectively, the "Project"). The maximum estimated cost of the Project is \$4,500,000.00 of which it is anticipated that obligations for the County in the maximum amount of \$4,500,000 will be issued, as more fully set for in such map, plan and report, and

WHEREAS, said map, plan and report has been duly filed with the County Legislature where it is available for public inspection during normal business hours at the office of the Clerk of said Legislature, and

WHEREAS, such costs shall be assessed against the entire geographical area encompassed by the District, and

WHEREAS, the estimated cost of the Project to the typical property within the District is \$.025 per year (projected tax increase will be \$.014 per year when unrelated reductions in District expenses are factored in), and

WHEREAS, the estimated cost of the Project to the typical one or two family home within the District is \$2.53 per year (projected tax increase will be \$1.40 per year when unrelated reductions in District expenses are factored in), and

WHEREAS, this legislative body under separate resolution, pursuant to the New York State Environmental Quality Review Act, constituting Article 9 of the Environmental Construction Law and the regulations promulgated thereunder (collectively referred to herein as "SEQRA"), has made/will make the required review under SEQRA, and

WHEREAS, it is now desired to call a public hearing to consider said increase and improvement of facilities in accordance with the applicable provisions of law, now, therefore, be it

RESOLVED, by the County Legislature of the County of Niagara, New York, as follows:

SECTION 1: A meeting of the County Legislature of the County of Niagara, New York, shall be held at the Legislative Chambers of County Hall, 175 Hawley St., Lockport, New York, on the 18<sup>th</sup> day of September, 2018, at 6:45p.m., Prevailing Time, for the purpose of conducting a public hearing upon the aforesaid proposal to increase and improve the facilities of the Niagara County Refuse Disposal District in said County, and for

such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises.

SECTION 2: The Clerk of the County Legislature is hereby authorized and directed to cause a copy of this resolution to be published once in the Buffalo News and Lockport Union Sun and Journal, the official newspapers for this purpose, not less than ten nor more than twenty days before the date set herein for said public hearing.

SECTION 3: This resolution shall take effect immediately.

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INFRASTRUCTURE & FACILITIES  
COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Wm. Keith McNall, Anthony J. Nemi DATE: 08/07/18 RESOLUTION # IL-028-18  
and William J. Collins and Economic Development Committee

APPROVED	REVIEWED	COMMITTEE ACTION	LEGISLATIVE ACTION
CO. ATTORNEY	CO. MANAGER	FD - 7/30/18	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

RESOLUTION IN SUPPORT OF LOCKPORT MAIN STREET THROUGH THE USE OF CASINO FUNDING

WHEREAS, Lockport Main Street mission is to enhance the downtown district by building a strong business community creating pride and engagement with our residents in the City of Lockport, and

WHEREAS, on July 28-29, 2018 the Corning Museum of Glass, GlassBarge will be stopping in Lockport on the Erie Canal, and

WHEREAS, this will give residents and visitors a chance to see gaffer's create works of art out of hot glass during free glassmaking demonstrations aboard the GlassBarge, and

WHEREAS, there will also be many more activities for the whole family all weekend long, now, therefore, be it

RESOLVED, that the Niagara County Legislature supports funding to Lockport Main Street:

Lockport Main Street	GlassBarge Festival	\$1,500.00
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and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2018 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01	Appropriated Fund Balance - Committed Funds	\$1,500.00
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INCREASE APPROPRIATION:

A.28.8020.812 74400.15	Seneca Niagara Community Development Fund	\$1,500.00
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LEGISLATOR WM. KEITH MCNALL

LEGISLATOR ANTHONY J. NEMI

LEGISLATOR WILLIAM J. COLLINS

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Wm. Keith McNall and Economic Development Committee DATE: 08/07/18 RESOLUTION # IL-029-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>ED - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**RESOLUTION IN SUPPORT OF LOCKPORT HOMETOWN HEROES THROUGH THE USE OF CASINO FUNDING**

WHEREAS, the blanket of freedom of under which we live was woven by our Veterans and Active Military men and woman, and

WHEREAS, ceremonies begin Memorial Day with the unveiling the memorial banners identifying some of Lockport's Hometown Heroes and run through November every year, and

WHEREAS, these banners are hung on both sides of the Lockport Main Street Corridor, now, therefore, be it

RESOLVED, that the Niagara County Legislature supports funding to Lockport Hometown Heroes:

Lockport City Treasurer	Lockport Hometown Heroes	\$1,000.00
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and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2018 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01	Appropriated Fund Balance - Committed Funds	\$1,000.00
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INCREASE APPROPRIATION:

A.28.8020.812 74400.15	Seneca Niagara Community Development Fund	\$1,000.00
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LEGISLATOR WM. KEITH MCNALL

ECONOMIC DEVELOPMENT COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislator John Syracuse DATE: 08/07/18 RESOLUTION # IL-030-18

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	_____	Approved: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Rejected: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Referred: _____

**RESOLUTION CONSENTING TO THE EXTENSION OF A PILOT AGREEMENT BETWEEN THE NIAGARA COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND SOMERSET OPERATING COMPANY, LLC.**

WHEREAS, the Niagara County Industrial Development Agency (“Agency”) and AES Eastern Energy L.P. and AES Somerset, LLC (“AES”) previously entered into a relationship whereby the parties executed and delivered the following documents: (i) Lease Agreement between AES and Agency, (ii) a Leaseback Agreement between Agency and AES and (iii) a Payment-in-Lieu-of-Tax Agreement between the Agency and AES, and

WHEREAS, in 2012 AES transferred its interest in and to the electrical generating station in Somerset, New York (“Facility”) to Somerset Operating Company, LLC (“Company”) and the Company assumed AES’s interest in and to the Facility and the project documents pursuant to an Assignment and Assumption Agreement and Restated PILOT Agreement, dated on or about June 26, 2012 (the “Assigned Agreements”), and

WHEREAS, in February, 2015, the Agency and Company executed among other documents, a First Amendment to Amended and Restated Lease Agreement (“2016 Amended Lease”), an Amendment to Amended and Restated Leaseback Agreement (“2016 Amended Leaseback”) and 2016 Amended and Restated Payment-in-Lieu-of-Tax Agreement (“2016 Amended PILOT”); and

WHEREAS, in 2016, the Agency and Company executed among other documents, an Amendment to Amended and Restated Lease Agreement (“First Amended Lease”), a First Amendment to Amended and Restated Leaseback Agreement (“First Amended Leaseback”) and 2015 Amended and Restated Payment-in-Lieu-of-Tax Agreement (“2015 Amended PILOT”); and

WHEREAS, the 2016 Amended PILOT Agreement is set to expire on December 31, 2018; and

WHEREAS, the Company has now submitted to the Agency a new application requesting a two (2) year extension of the 2016 Amended PILOT Agreement, and reducing the PILOT amount paid to a total of \$3,000,000.00 per year, inclusive of special district taxes, ad valorem levy, assessment or special assessment or service charge (“Special Districts”) while retaining the remaining terms and conditions of the 2016 Amended PILOT Agreement; and

WHEREAS, it has been requested that the County of Niagara, as one of the affected taxing jurisdictions, (i) supports the application to the Agency; (ii) consents to the two (2) year extension of the 2016 Amended PILOT Agreement through December 31, 2020; and (iii) consents to the allocation of PILOT payments as set forth herein; now, therefore, be it

RESOLVED, that the County of Niagara does hereby supports the application of the Company to the Agency, consents to an extension of the 2016 Amended PILOT Agreement along terms set forth above between the Company and the Agency for the electrical generating station in Somerset, New York through December 31, 2020, and further consents to the allocation of PILOT payments as follows:

1. The total PILOT Agreement payment to be paid by the Company for the County of Niagara and Town of Somerset for the tax year 2019 and the Barker Central School District for the tax year 2018-2019 shall be \$3,000,000.00;
2. The total PILOT Agreement payment to be paid by the Company for the County of Niagara and Town of Somerset for the tax year 2020 and the Barker Central School District for the tax year 2019-2020 shall be \$3,000,000.00;
3. Niagara County shall continue to receive 31.5% of the PILOT payment, the Town of Somerset shall continue to receive 9.25% and the Barker Central School District shall continue to receive 59.25%; and
4. Niagara County shall continue to pay for its Special Districts from its portion of the PILOT payments and the Town of Somerset shall continue to pay for its Special Districts from its portion of the PILOT payment, and be it further

RESOLVED, that the County of Niagara does hereby authorize the Chairman of the Legislature to execute all agreements, stipulations and other documents as may be required.

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LEGISLATOR JOHN SYRACUSE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Rebecca J Wydysh, Richard L. Andres And Randy R. Bradt DATE: 08/07/18 RESOLUTION # IL-031-18

APPROVED CO. ATTORNEY REVIEWED CO. MANAGER COMMITTEE ACTION LEGISLATIVE ACTION Approved: Ayes Abs. Noes Rejected: Ayes Abs. Noes Referred:

RESOLUTION DIRECTING THAT PERSONAL INFORMATION OF PUBLIC EMPLOYEES SHALL BE CONSIDERED PRIVATE AND SHIELDED FROM RELEASE BY THE GOVERNMENT OF NIAGARA COUNTY

WHEREAS, Niagara County has long endeavored to respect the privacy of both the residents of this county and of this Government's employees, and

WHEREAS, this Legislature agrees with the broad principles set forth under legislation such as the Privacy Act of 1974, and acknowledges a right to privacy and a similar right of individuals to be safe in his or her person and his or her home, and

WHEREAS, on June 27, 2018, the Honorable Andrew M. Cuomo, governor of the State of New York, did issue Executive Order No. 183, stating "New York State will not subject public sector workers to the abuse of their personal information as part of a campaign to harass and intimidate workers for any reason," and directing that no state entity would disclose various personal information to include "the home address(es), personal telephone number(s), personal cell phone number(s), personal email address(es) of a public employee" except to appropriate employee organizations, and to the exclusion of "work-related, publicly available information such as title, salary, and dates of employment," and

WHEREAS, the County of Niagara has similarly shielded residents' personal information disclosed, for instance, to the Department of Health and the Pistol Permit Office, per provisions of the Health Insurance Portability and Accountability Act of 1996 and the New York SAFE Act gun control law, and

WHEREAS, in light of recent incidents including workplace threats made against employees of this government, and a commitment to ensuring our employees' safety is neither jeopardized at work or at home due to the actions of those with a particular "grudge" against an employee or agency, or otherwise similarly engaging in criminal behavior targeting our employees, now, therefore, be it

RESOLVED, that the Legislature of the County of Niagara does hereby enact key provisions of Executive Order No. 183 countywide effective immediately, to wit:

No County entity, including any of its officers or employees, shall disclose the home address(es), personal telephone number(s), personal cell phone number(s), personal email address(es) of a public employee as the term "public employee" is defined in Article 14 or the Civil Service Law, except to an employee organization that, in accordance with Article 14 of the Civil Service Law, is the certified or recognized bargaining representative of a unit of public employees, or to the extent compelled to do so by lawful service of process, subpoena, court order, or as otherwise required by law. This policy shall not apply to work-related, publicly available information such as title, salary, and dates of employment, and be it further

RESOLVED, that this resolution shall not apply to the home address(es) of elected officials, to include the members of this Legislature.

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LEGISLATOR REBECCA J. WYDYSH

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LEGISLATOR RICHARD L. ANDRES

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LEGISLATOR RANDY R. BRADT

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Richard L. Andres, Anthony J. Nemi, DATE: 08/07/18 RESOLUTION # IL-032-18  
John Syracuse, Kathryn L. Lance, Owen T. Steed  
and Parks, Recreation & Tourism Ad Hoc Committee

APPROVED REVIEWED COMMITTEE ACTION LEGISLATIVE ACTION  
CO. ATTORNEY CO. MANAGER Ad hoc - 7/30/18 Approved: Ayes Abs. Noes  
Rejected: Ayes Abs. Noes  
Referred:

SUPPORT FOR PHASE 2 OF THE LOCKPORT LOCKS  
HERITAGE DISTRICT CORPORATION LOCK TENDERS TRIBUTE

WHEREAS, the Niagara Power Coalition (“NPC”) and the New York Power Authority agreed to a licensing settlement for the next 50 years for the Niagara Power Project, and

WHEREAS, that settlement allows Niagara County to receive, through NPC Host Community Standing Committee (“HCSC”), up to \$390,000 annually to fund projects which are found to be consistent with the Niagara Greenway projects along the Greenway Trail, and

WHEREAS, the Lockport Locks Heritage District Corporation has made application to the Niagara County’s Ad Hoc Committee on Parks, Recreation and Tourism for Greenway funds for Phase 2 of its Lock Tenders Tribute project which is inspired by an iconic 19<sup>th</sup> century photograph of locks tenders seated on the steps of the famed Flight of Five Locks in Lockport taken by C.J. Cleve in 1897, and

WHEREAS, the objective of the Lock Tenders Tribute project is to provide residents and visitors with a glimpse in to the past through the creation by acclaimed sculptor Susan Geissler of life-size, bronze sculptures of those same lock tenders who labored to “lock through” over 1,000 packets, line boats and tows a year in the 1890s, working 12 hours days, 7 days a week from April through November, to enable boats to traverse the Niagara Escarpment which are five locks up and five locks down, and

WHEREAS, the restored Flight of Five Locks and their associated interpretational elements, including the Lock Tenders Tribute, operating alongside Locks 34 and 35, will constitute a historic and cultural exhibit unmatched anywhere else along the entire Eric Canal National Heritage Corridor, and

WHEREAS, Phase 2 of the Lockport Locks Heritage District Corporation Lock Tenders Tribute project will allow for the second installment payment of \$133,000 to sculptor Susan Geissler, and

WHEREAS, the Lockport Locks Heritage District Corporation Lock Tenders Tribute project meets the guiding principles of the Niagara Greenway, and

WHEREAS, the Niagara River Greenway Commission’s guiding principles promote high quality ecologically sensitive and sustainable activities and development, and

WHEREAS, the proposed Lockport Locks Heritage District Corporation Lock Tenders Tribute project will promote increased access to the County’s historical and cultural sites, and

WHEREAS, the Lockport Locks Heritage District Corporation Lock Tenders Tribute project has the support and approval of the New York State Thruway Authority, Niagara County Legislator Anthony J. Nemi, and the City of Lockport, and

WHEREAS, the Ad Hoc Committee for Parks, Recreation and Tourism appointed by the Niagara County Legislature to review projects brought to Niagara County seeking funding from Niagara County through the Niagara Power Coalition and the Host Community Standing Committee, has recommended that Niagara County approve and support Phase 2 of this project, and

WHEREAS, the Lockport Locks Heritage District Corporation has utilized great effort and is complimented for being able to receive additional funding and support whereby they are requesting the sum of \$133,000.00 for Phase 2 of said project on the total overall project costing \$400,000.00, and

WHEREAS, the City of Lockport has embraced this project as a vital component of the revitalization of the Lockport Erie Canal Heritage Park; the New York State Canal Corporation has incorporated the Erie Canal Flight of Five in its New York State Canal Revitalization Place; and the Erie Canalway National Heritage Corridor Commission has also identified it is a demonstration project in recognition of the industrial and technological contributions to this area and to the heritage of the Erie Canalway, and

WHEREAS, after receipt of grants and other funding for the project and in-kind services to be performed by the Lockport Locks Heritage District Corporation, the remaining \$133,000.00 of funds is being requested for Phase 2 of said project, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby support and sponsor the funding of \$133,000.00 for Phase 2 of the Lockport Locks Heritage District Corporation Lock Tenders Tribute project when presented to the Niagara Power Coalition and the Host Community Standing Committee.

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LEGISLATOR RICHARD ANDRES

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LEGISLATOR ANTHONY J. NEMI

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LEGISLATOR JOHN SYRACUSE

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LEGISLATOR KATHRYN L. LANCE

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LEGISLATOR OWEN T. STEED

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PARKS, RECREATION & TOURISM  
AD HOC COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Legislators Richard L. Andres, Anthony J. Nemi, **DATE:** 08/07/18 **RESOLUTION #** IL-033-18  
John Syracuse, Kathryn L. Lance, Owen T. Steed  
and Parks, Recreation & Tourism Ad Hoc Committee

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>Ad hoc - 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Rejected: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Referred: _____

**SUPPORT FOR THE CITY OF NORTH TONAWANDA  
WESTERN CANAL BIKE PATH CONNECTION**

WHEREAS, the Niagara Power Coalition (“NPC”) and the New York Power Authority agreed to a licensing settlement for the next 50 years for the Niagara Power Project, and

WHEREAS, that settlement allows Niagara County to receive, through NPC Host Community Standing Committee (“HCSC”), up to \$390,000 annually to fund projects which are found to be consistent with the Niagara Greenway projects along the Greenway Trail, and

WHEREAS, the City of North Tonawanda has made application to the Niagara County’s Ad Hoc Committee on Parks, Recreation and Tourism for Greenway funds to support the City of North Tonawanda Western Canal Bike Path Connection Project, and

WHEREAS, the City of North Tonawanda is surrounded by the two unique bodies of water which provides many recreation and tourism opportunities on the Riverwalk Trail which is located along the Niagara River and the 1.5 mile path on Sweeney Street which is located along the Erie Canal, and

WHEREAS, the City of North Tonawanda is desirous of connecting the existing Riverwalk Trail and Sweeney Street path by designing and constructing a segment of bicycle/pedestrian path between the Riverwalk Trail to the west and the Gateway Harbor Park to the east, which quarter-mile section of path will create a linkage between North Tonawanda’s disconnected paths, drive cyclists and pedestrians into downtown North Tonawanda, connect four public parks and connect North Tonawanda into regional assets such as the Empire State Trail System and the Tonawanda Intermodal Hub, and

WHEREAS, additionally the City of North Tonawanda Western Canal Bike Path Connection project proposes to replace and install new pedestrian safety equipment at the intersection of Webster Street and Sweeney Street, and

WHEREAS, the City of North Tonawanda’s application for the Western Canal Bike Path Connection will establish continuous recreational trails between the Niagara River and Erie Canal by linking existing trails and provide interpretive signage which will highlight the importance of Niagara, its rich history and provide those who utilize the trail with information about the area, and

WHEREAS, this project will provide recreational opportunities for hikers, joggers and cyclists from the community as well as visitors, and will also draw local citizens and tourists by providing waterfront access to the Niagara River and Erie Canal, and

WHEREAS, this project will enhance the quality of life for our residents and visitors alike and will cause a positive economic impact in the City of North Tonawanda and Niagara County, and

WHEREAS, the application is requesting \$62,000, for a total project cost of \$329,830.00, and

WHEREAS, the City of North Tonawanda Western Canal Bike Path Connection has the support and approval of City of North Tonawanda Mayor Arthur Pappas, Legislator Richard L. Andres, Legislator Kathryn L. Lance, Legislator Randy R. Bradt, along with various organizations in the City of North Tonawanda, and

WHEREAS, the Ad Hoc Committee for Parks, Recreation and Tourism appointed by the Niagara County Legislature to review projects brought to Niagara County seeking funding from Niagara County through the Niagara Power Coalition and the Host Community Standing Committee, has recommended that Niagara County approve and support this project, and

WHEREAS, the City of North Tonawanda has utilized great effort and is complimented for being able to receive additional funds to lower its actual request for funds, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby support and sponsor the funding of \$62,000.00 for the City of North Tonawanda's Western Canal Bike Path Connection when presented to the Niagara Power Coalition and the Host Community Standing Committee.

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LEGISLATOR RICHARD ANDRES

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LEGISLATOR ANTHONY J. NEMI

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LEGISLATOR JOHN SYRACUSE

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LEGISLATOR KATHRYN L. LANCE

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LEGISLATOR OWEN T. STEED

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PARKS, RECREATION & TOURISM  
AD HOC COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Legislators Richard L. Andres, Anthony J. Nemi, **DATE:** 08/07/18 **RESOLUTION #** IL-034-18  
John Syracuse, Kathryn L. Lance, Owen T. Steed  
and Parks, Recreation & Tourism Ad Hoc Committee

<b>APPROVED</b>	<b>REVIEWED</b>	<b>COMMITTEE ACTION</b>	<b>LEGISLATIVE ACTION</b>
<b>CO. ATTORNEY</b>	<b>CO. MANAGER</b>	<u>Ad hoc 7/30/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Rejected: Ayes _____ Abs. _____ Noes _____
_____	_____	_____	Referred: _____

**SUPPORT FOR THE TOWN OF LOCKPORT RAIL TRAIL**

WHEREAS, the Niagara Power Coalition (“NPC”) and the New York Power Authority agreed to a licensing settlement for the next 50 years for the Niagara Power Project, and

WHEREAS, that settlement allows Niagara County to receive, through NPC Host Community Standing Committee (“HCSC”), up to \$390,000 annually to fund projects which are found to be consistent with the Niagara Greenway projects along the Greenway Trail, and

WHEREAS, the Town of Lockport has made application to the Niagara County’s Ad Hoc Committee on Parks, Recreation and Tourism for Greenway funds to support the Town of Lockport Rail Trail, and

WHEREAS, the Town of Lockport’s Rail Trail project would connect the north terminus of the Town of Pendleton rail trail and head northeast approximately 2,500 linear feet by developing the existing rail bed that has been undeveloped for the past 40 years when the rails and railroad ties were removed, and

WHEREAS, the Town of Lockport’s Rail Trail project would expand the efforts of the Erie Canalway Trail system and the Town of Pendleton Rail Trail by offering residents and visitors a safe multi-use recreational trail, and

WHEREAS, the Town of Lockport’s Rail Trail project is a compliment to and immediately adjacent to the Erie Canalway Trail system, and

WHEREAS, additionally this rail trail was identified within the Town of Lockport Trails, Pathways and Connectivity Plan which the Town of Lockport has been following for several years to continue developing additional connections within the community, and

WHEREAS, the Town of Lockport’s application for the Lockport Rail Trail will establish continuous recreational trails linking existing trails between the Town of Pendleton and the Town of Lockport and provide interpretive signage which will highlight the importance of Niagara, its rich history and provide those who utilize the trail with information about the area history, including the Erie Canal, railroad system and the Niagara River Greenway, and

WHEREAS, this project will provide recreational opportunities for hikers, joggers and cyclists from the community as well as visitors, and will also draw local citizens and tourists by providing waterfront access to the Erie Canal, and

WHEREAS, this project enhances the quality of life for our residents and visitors alike, and

WHEREAS, the tourists, visitors and residents it will attract will cause a positive economic impact in the Town of Lockport and Niagara County, and

WHEREAS, the application is requesting \$116,000, for a total project cost of \$136,327, and

WHEREAS, the Town of Lockport Rail Trail has the support and approval of Niagara County Legislator Michael A. Hill, Legislator William J. Collins, Legislator Anthony J. Nemi, along with various organizations in the Town of Lockport, and

WHEREAS, the Ad Hoc Committee for Parks, Recreation and Tourism appointed by the Niagara County Legislature to review projects brought to Niagara County seeking funding from Niagara County through the Niagara Power Coalition and the Host Community Standing Committee, has recommended that Niagara County approve and support this project, and

WHEREAS, the Town of Lockport has utilized great effort and is complimented for being able to receive additional funds to lower its actual request for funds, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby support and sponsor the funding of \$116,000.00 for the Town of Lockport Rail Trail project when presented to the Niagara Power Coalition and the Host Community Standing Committee.

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LEGISLATOR RICHARD ANDRES

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LEGISLATOR ANTHONY J. NEMI

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LEGISLATOR JOHN SYRACUSE

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LEGISLATOR KATHRYN L. LANCE

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LEGISLATOR OWEN T. STEED

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PARKS, RECREATION & TOURISM  
AD HOC COMMITTEE