

**AGENDA**  
**NIAGARA COUNTY LEGISLATURE**  
**APRIL 16, 2013      –      7:00 P.M.**


**Resolutions not on previous agenda:**

**PW-044-13**    Public Works, re Capital Improvement Project Award Fire Tower Improvements – Approved

**Regular Meeting – April 16, 2013**

- \*AD-005-13**    Administration, re Real Property Tax Corrections/Cancellations No. COE-13B – Real Property
- \*AD-006-13**    Administration, re Approval of Agreement between Niagara County & Pictometry International Corporation for Aerial Photography & Imagery Services – Real Property
- \*AD-007-13**    Administration, re Approval of Agreement between the County of Niagara & the Wendelville Fire Company, Inc. – Board of Elections
- \*AD-008-13**    Administration, re Approval of Voting Machine Arrangement between the County of Niagara & the Niagara Falls City School District (§3-224, New York State Election Law) – Board of Elections
- \*CSS-014-13**    Community Safety & Security & Administration, re Budget Modification Acceptance of SHSP 2012 Homeland Security Grant
- \*ED-009-13**    Economic Development & Administration, re Resolution for Funding the Globe Metallurgical, Inc. Rail Improvement Project with Funds to be Reimbursed through a Grant from the New York State Department of Transportation & the Rebuild & Renew New York Transportation Bond Act of 2005 & Capital Project Creation
- IL-016-13**    Legislator Chereé J. Copelin & Parks, Recreation & Tourism Ad Hoc Committee, re Support for the Haseley Einhaus Reconstruction Project
- IL-017-13**    Legislators David E. Godfrey, Michael A. Hill & Chereé J. Copelin, re In Support of New York State Senate Bill S1894 – An Act to Amend the Correction Law in Relation to Requiring Inmates to Make Medical Co-Payments
- IL-018-13**    Legislators Dennis F. Virtuoso & Jason A. Zona, re Directing the Department of Social Services to Make Direct Payments to Landlords for Administrative Ease

- IL-019-13** Legislators David E. Godfrey, Michael A. Hill, Peter E. Smolinski, Anthony J. Nemi & Kathryn L. Lance, re Supporting New York State Senate Bill S.02111 which gives State Income Tax Credit to Volunteer Fire Fighters & Members of Volunteer Ambulance Corps in Good Standing up to \$1,200
- IL-020-13** Legislators Jason A. Zona, Owen T. Steed & Dennis F. Virtuoso, re In Support of the Buffalo Bills Moving to Niagara County & Building an NFL Stadium in Niagara Falls, NY
- \*PW-045-13** Public Works & Administration, re Budget Modification DPW – Solid Waste
- \*PW-046-13** Public Works, re Award of Contract – County Bridge Washing
- \*PW-047-13** Public Works, re Agreement between the County of Niagara & the Lighthouse Optimist Club of Barker
- \*PW-048-13** Public Works, re Agreement between the County of Niagara & the Lockport High School Cross Country Club
- \*PW-049-13** Public Works & Administration, re Budget Modification Park Improvement Capital Project
- \*PW-050-13** Public Works, re Bid Award for Highway Materials
- \*PW-051-13** Public Works, re Award of Contract for Control of Roadside Vegetation
- \*PW-052-13** Public Works, re Award of Contract County Road Painting & Striping
- \*PW-053-13** Public Works & Administration, re Resolution to Extend Account Clerical I Position through December 31, 2013 for the Niagara County Refuse Disposal District – Refuse



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 May 7, 2013.**

# NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee DATE: 04/16/13 RESOLUTION # AD-005-13

APPROVED BY  
CO. ATTORNEY



REVIEWED BY  
CO. MANAGER

\_\_\_\_\_

COMMITTEE ACTION

AD - 4/9/13  
\_\_\_\_\_  
\_\_\_\_\_

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## REAL PROPERTY TAX CORRECTIONS/CANCELLATIONS NO. COE-13 B

WHEREAS, the Director of Real Property Tax Services has received applications for refunds and/or corrections applicable to various outstanding Niagara County tax liens, or has been made aware that unenforceable tax liens exist upon certain real property owned by the State of New York and/or the United States, and

WHEREAS, the Director has investigated the claimed erroneous assessments and/or unenforceable liens in accordance with sections 554, 556, and 558 of the New York State Real Property Tax Law, now, therefore, be it

RESOLVED, that the applications and/or lien cancellations be approved and/or denied as set forth in the attached Exhibit No. COE-13 A which is made a part hereof and subsequently be charged back to the applicable town, city, special district and school district within the County of Niagara.

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ADMINISTRATION COMMITTEE

Corrections to previously issued Niagara County tax billings  
Filename: COE-13 B  
Date: April 3, 2013

## **EXHIBIT # COE-13 B-PAGE 1 OF 1**

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### **Porter**

**Owner: Fillmore Chapel Methodist Church**

<u>SBL #</u>	<u>Tax Year</u>	<u>Tax Warrant Reduction</u>
34.00-1-29	2013	\$2,523.58

This parcel was erroneously moved from Roll Section 8 to Roll Section 1, the taxable section of the Roll. As a result, the parcel was billed at 100% for County and Town purposes. In light of this, the 2013 Niagara County tax billing shall be reduced in the amount of \$2,523.58 and the Niagara County Treasurer's Department shall accept the revised tax amount due without interest or penalty if paid within 8 days of the mailing of the notice of this approval to the property owner.

**Original billing: \$2,564.92**

**Revised billing: \$41.34**

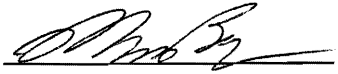
# NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee

DATE: 04/16/13

RESOLUTION # AD-006-13

APPROVED BY  
CO. ATTORNEY



REVIEWED BY  
CO. MANAGER

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COMMITTEE ACTION  
AD - 4/9/13

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LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## APPROVAL OF AGREEMENT BETWEEN NIAGARA COUNTY AND PICTOMETRY INTERNATIONAL CORPORATION FOR AERIAL PHOTOGRAPHY AND IMAGERY SERVICES

WHEREAS, multiple Niagara County Departments such as Real Property Tax, Economic Development, and Emergency Services utilize and rely upon the images and information obtained from aerial photography, and

WHEREAS, Niagara County has not conducted an aerial photographic review of its geographic domain in over five years, in which time many surface features and structures have changed, and

WHEREAS, it is vital that this referential data be current and accurate, so it can be utilized to maintain and coordinate optimal levels of critical municipal services including, but not limited to, property assessment, economic development, emergency response planning and security, and

WHEREAS, to date, Niagara County has received letters of support from the Towns of Lockport, Porter and Newfane, as well as from the Niagara County Department of Economic Development, in favor of updating our aerial imagery, and

WHEREAS, Pictometry International Corporation, 100 Town Center Dr., Ste A, Rochester, NY 14623, the worldwide leader in oblique aerial imagery, is an approved aerial imaging vendor and sole source provider under NYS contract, and

WHEREAS, Pictometry International Corporation has provided Niagara County with an agreement for flyover services, imagery, and technical support in the amount of \$187,211, and

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

RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the agreement between Niagara County and Pictometry International Corporation, for aerial imagery updating at a cost of \$187,211, and be it further

RESOLVED, that the following budget modifications be effectuated:

### INCREASE APPROPRIATED FUND BALANCE:

A 40599.00	Appropriated Fund Balance	\$187,211
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### INCREASE APPROPRIATIONS

A.07.9901.000 79010.10	Transfer to Capital Reserve	\$187,211
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INCREASE APPROPRIATED CAPITAL RESERVE:

AH 40511.00	Appropriated Capital Reserve	\$187,211
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INCREASE CAPITAL PROJECTS

AH.07.9950.000 79010.00	Transfer to Capital Project	\$187,211
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INCREASE REVENUE:

HXXX.09.1355.000 45031.10	Interfund Transfers-From Capital Reserve	\$187,211
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INCREASE APPROPRIATION:

HXXX.09.1355.000 72100.26	Technology Systems	\$187,211
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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee

DATE: 04/16/13

RESOLUTION # AD-007-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
AD - 4/9/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## APPROVAL OF AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE WENDELVILLE FIRE COMPANY, INC.

WHEREAS, the County of Niagara is responsible for providing polling places throughout Niagara County for purposes of conducting elections, and the selection of such polling places is conducted through the Niagara County Board of Elections, and

WHEREAS, the Niagara County Board of Elections has utilized the premises of the Wendelville Fire Company, Inc. located at 7340 Campbell Boulevard, North Tonawanda, New York 14120 as a polling in the past and wishes to continue to designate it as such for future elections, and

WHEREAS, the premises of the Wendelville Fire Company, Inc. do not meet the requirements of Americans with Disabilities Act, and both the County of Niagara and Wendelville Fire Company, Inc. desire to make permanent modifications to the aforementioned premises to satisfy the requirements of the Americans with Disabilities Act, and

WHEREAS, the Niagara County Attorney's Office has prepared a formal agreement for use between the County of Niagara and the Wendelville Fire Company, Inc., which has been fully approved by the Wendelville Fire Company, Inc. Board of Trustees, a copy of which has been filed with the Clerk of the Legislature, and

WHEREAS, time is of the essence in connection with the approvals by the Niagara County Legislature, and

WHEREAS, under the terms of the agreement, the County of Niagara will finance the necessary modifications to the premises of the Wendelville Fire Company, Inc. to meet the requirements of the Americans with Disabilities Act; the County of Niagara will in turn be entitled to utilize the aforementioned premises for the next ten (10) years, rent and cost free, with no obligation regarding the maintenance and care of any structure installed as part of the modifications; Wendelville Fire Company, Inc. shall be responsible for the selection of all licensed professionals necessary to complete such modifications, assume any and all resulting legal liabilities, and shall furnish at its expense all necessary insurance in form, content, and amounts as approved by the Niagara County Attorney, and

WHEREAS, the final written agreement between the parties is subject to the review and approval by the parties' respective legal counsel, now, therefore, be it

RESOLVED, that in accordance with the regulations for use of Help America Vote Act grant funds provided through the State of New York for polling place access improvement, the County of Niagara is authorized to establish such an agreement with the Wendelville Fire Company, Inc. to finance such modifications for Americans with Disabilities Act compliance, and be it further

RESOLVED, that the execution and consummation of such an agreement is subject to approval by the Wendelville Fire Company, Inc. Board of Trustees and the review and approval of the Niagara County Attorney's Office, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute the required documents, and be it further

RESOLVED, that a true copy of the fully signed and approved agreement be filed by the Clerk of this Legislature as soon as reasonably possible.

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee

DATE: 04/16/2013

RESOLUTION # AD-008-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
AD - 4/9/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## APPROVAL OF VOTING MACHINE ARRANGEMENT BETWEEN THE COUNTY OF NIAGARA AND THE NIAGARA FALLS CITY SCHOOL DISTRICT (§3-224, NEW YORK STATE ELECTION LAW)

WHEREAS, the Niagara Falls City School District will be conducting an election on May, 21, 2013, and requires the use of the Niagara County Board of Elections voting equipment in connection with this election, and

WHEREAS, the Niagara County Attorney's Office has prepared a formal agreement for use between the County of Niagara and the Niagara Falls City School District, which has been fully approved by the District, a copy of which has been filed with the Clerk of the Legislature, and

WHEREAS, time is of the essence in connection with the approvals by the Niagara County Legislature and

WHEREAS, under the terms of the agreement the County will provide, and be reimbursed for transportation of the voting machine preparation, programming, and packaging of the voting machine and all necessary Niagara County personnel and also be reimbursed for machine depreciation: the District, among other things, shall furnish at its expense, election custodians and inspectors and also insurance in form, content and amounts as approved by the Niagara County Attorney, and

WHEREAS, the final written agreement between the parties is subject to the review and approval by the parties' respective legal counsel, now, therefore, be it

RESOLVED, that pursuant to the provisions of §3-224 of New York State Election Law, the Chair of the Niagara County Legislature and the Niagara County Election Commissioners are authorized and directed to execute and deliver an agreement, in substantially the form of agreement now filed with the Clerk of the Legislature between and among the County of Niagara, the Niagara County Election Commissioners and the Niagara Falls City School District for the provision, by the County of Niagara, of sufficient voting equipment, including the programming thereof, to the Niagara Falls City School District in connection with an election scheduled to be held the 21<sup>st</sup> day of May, 2013 and be it further

RESOLVED, that the execution and delivery of this equipment, is subject to the approval of the Board of the Niagara Falls City School District and the review and approval of the Niagara County Attorney's Office and counsel to the Niagara Falls City School District, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute the required documents, and be it further

RESOLVED, that a true copy of the fully signed and approved agreement be filed by the Clerk of this Legislature simultaneously with the delivery of the or as soon as reasonably possible thereafter.

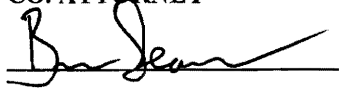
ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security and      DATE: 04/16/13      RESOLUTION #CSS-014-13

Administration Committees

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION CSS - 4/9/13 AD - 4/9/13	LEGISLATIVE ACTION Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## BUDGET MODIFICATION - ACCEPTANCE OF SHSP 2012 HOMELAND SECURITY GRANT

WHEREAS, the County of Niagara is required to certify its acceptance of the SHSP 2012 Grant through the Department of Homeland Security for the period of 9/01/12 through 8/31/14, at no cost to the County, and

WHEREAS, the SHSP 2012 grant is in the amount of \$485,000 and the funds will be used for the Next Gen 911 system; enhance capabilities and training to all-hazards; continued support of our radio system; enhance citizen awareness of emergency preparedness, prevention and response; continue to update County Plans, and support the Account Clerical Position #10272, now, therefore, be it

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

RESOLVED, that the Department of Emergency Services is given authorization to accept the grant with the effectuation of the following budget modification, effective immediately:

### INCREASE REVENUE:

A.19.3645.000	44305.02	Civil Defense Homeland Security	\$485,000
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### INCREASE APROPRIATIONS:

A.19.3645.000	72100.05	Machinery & Equip-Computers	\$46,600
A.19.3645.000	72100.14	Machinery & Equip-Comm Equip	136,500
A.19.3645.000	72100.14	Machinery & Equip-Misc Equip	161,000
A.19.3645.000	74250.01	Office Expenses	1,000
A.19.3645.000	74375.04	Reimbursements Travel, Conferences	7,500
A.19.3645.000	74375.04	Communications Leased Lines	43,200
A.19.3645.000	74650.08	Services, Professional Consultants/Expert Services	82,000
A.19.3645.000	74800.01	Supplies/Services, Communications	4,100
A.19.3645.000	74800.10	Supplies/Services, Maint, Misc Equip U \$500	3,100

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COMMUNITY SAFETY & SECURITY  
COMMITTEE

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Economic Development and Administration      DATE: 04/16/13      RESOLUTION # ED-009-13

## Committees

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
ED - 3/13/13  
AD - 4/09/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## **RESOLUTION FOR FUNDING THE GLOBE METALLURGICAL, INC. RAIL IMPROVEMENT PROJECT WITH FUNDS TO BE REIMBURSED THROUGH A GRANT FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND THE REBUILD AND RENEW NEW YORK TRANSPORTATION BOND ACT OF 2005 AND CAPITAL PROJECT CREATION**

WHEREAS, in 2008, Globe Metallurgical, Inc., (Globe) and the City of Niagara Falls requested the assistance of Niagara County to sponsor an application for funds through the New York State Department of Transportation's Passenger & Freight Rail Assistance Program, and

WHEREAS, the Niagara County Legislature unanimously approved Globe's request by passage of resolution ED-020-08, and

WHEREAS, the above-referenced application helped support Globe's reopening of the Niagara Falls facility, which has been the focus of a capital investment of approximately \$30M to date by Globe, and the creation of approximately 100 jobs paying an average annual salary of \$52,000, and

WHEREAS, the above-referenced application was approved, and funded for up to \$1,768,500 in project cost reimbursement for the rail improvement project as outlined in the New York State Department of Transportation Grant Agreement with the Niagara County Department of Economic Development, and

WHEREAS, the Niagara County Legislature unanimously passed resolution ED-018-12, creating a capital project with estimated revenues and appropriations equaling the above-referenced \$1,768,500 in project cost reimbursement funds, and

WHEREAS, the \$1,768,500 in project cost reimbursement funds represents the State aid portion only, and over the course of the capital project, Niagara County will be reimbursing Globe the full project cost amount of \$1,965,000, and

WHEREAS, in order to keep Niagara County whole, with each reimbursement request made to Niagara County, Globe will submit its 10% cost share in the capital project in the form of a check made out to the Niagara County Treasurer, which by completion of the project, will total \$196,500, and

WHEREAS, the above referenced project will continue to result in no cost to Niagara County, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUES:

H590.28.6989.000 42770.00

Other Local Revenue

\$196,500

## INCREASE APPROPRIATIONS:

H590.28.6989.000 72400.00	Rail Improvement Project	\$196,500
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ECONOMIC DEVELOPMENT COMMITTEE

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ADMINISTRATION COMMITTEE

**NIAGARA COUNTY LEGISLATURE**

**FROM:** Legislator Cheree J. Copelin and      **DATE:** 04/16/13      **RESOLUTION #** IL-016-13

Parks, Recreation & Tourism Ad Hoc Committee

**APPROVED BY**  
**CO. ATTORNEY**

**REVIEWED BY**  
**CO. MANAGER**

**COMMITTEE ACTION**  
Ad hoc - 1/28/13

**LEGISLATIVE ACTION**

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

**SUPPORT FOR THE HASELEY EINHAUS RECONSTRUCTION PROJECT**

WHEREAS, the Niagara Power Coalition ("NPC") and the New York Power Authority agreed to a licensing settlement for the Niagara Power Project, and

WHEREAS, that settlement allows Niagara County to receive, through NPC HCSC, up to \$390,000 annually to fund projects which are found to be consistent with the Niagara Greenway along the Greenway Trail, and

WHEREAS, the Haseley Einhaus Reconstruction Project deals with recreating from original materials one of the original cabins that housed many families during their first winter in 1843, and

WHEREAS, the Haseley Einhaus is an all in one house/barn which early settlers lived in with their livestock, and

WHEREAS, the Historical Society of the North German Settlements in Western New York has determined that it is important to preserve this building and have it reconstructed on its site, and

WHEREAS, the Historical Society of the North German Settlements in Western New York will be assisted in the amount of \$20,000.00 out of their own budget as well as in-kind services, and

WHEREAS, this project meets the guiding principles of the Niagara Greenway Commission, and

WHEREAS, the Niagara River Greenway Commission's guiding principles promote high quality, and

WHEREAS, the proposed Haseley Einhaus project will promote increased access to the County's educational opportunities celebrate the history, heritage and culture of Niagara County, and

WHEREAS, the Niagara River and the Haseley Einhaus project has the support of the Niagara Wheatfield Central School District, the Office of Senator George D. Maziarz, the Town of Wheatfield Supervisor, the Niagara Falls National Heritage Area and Assemblymen John D. Ceretto, 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 Greenway and the Niagara Power Coalition and the Host Community Standing Committee has received the recommendation and that this recommendation is made to approve and support, and

WHEREAS, the total project is \$120,000.00 to \$130,000.00 and after contributions from other sources of funding including the budget of the Historical Society of the North German Settlements in Western New York, the remaining amount of \$100,000.00 is being requested, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby support and sponsor the funding of \$100,000.00 for the Haseley Einhaus Reconstruction Project and Historical Society of the North German Settlements in Western New York and hereby do support that funding when presented to the Niagara Power Coalition and the Host Community Standing Committee.

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LEGISLATOR CHEREÉ J. COPELIN

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PARKS, RECREATION & TOURISM  
AD HOC COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Legislator David E. Godfrey, Michael A.      DATE: 04/16/13      RESOLUTION # IL-017-13

Hill and Cheree J. Copelin

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## RESOLUTION IN SUPPORT OF NEW YORK STATE SENATE BILL S1894 – AN ACT TO AMEND THE CORRECTION LAW IN RELATION TO REQUIRING INMATES TO MAKE MEDICAL CO-PAYMENTS

WHEREAS, on January 9, 2013, Senator Michael F. Nozzolio sponsored bill S1894 in the New York State Senate 2013-2014 regular session, calling for an amendment to the correction law requiring inmates to make medical co-payments for medical services rendered within the jail; a companion bill in the Assembly, bill A6205 was introduced on March 15, 2013 sponsored by Assemblymen James Tedisco and Brian Kolb, and

WHEREAS, the cost for providing medical care has increased exponentially over the past several years, including prescription medications and in-jail medical treatment, without sufficient relief through state and federal reimbursements, and

WHEREAS, the savings that could be realized by decreasing the number of frivolous medical claims, in addition to the revenue generated by co-payments, would allow jail staff to provide better, more comprehensive care to those inmates with valid medical need, and

WHEREAS, recorded spending by Niagara County Jail inmates for 2012 of \$575,000 on commissary items, of which \$454,000 was spent on snacks and drinks, and an additional \$485,000 for telephone calls, totaling \$1,060,000 demonstrates their ability to pay a medical co-pay without creating a financial hardship, and

WHEREAS, it is the consensus of this legislative body that requiring small medical co-payments from inmates will deter malingers who abuse the current system, and will also help defray the escalating cost of providing healthcare, and

WHEREAS, it is acknowledged that lack of funds on the part of an inmate will never be grounds for denying medical treatment as guaranteed under the Eight Amendment to the Constitution of the United States, now, therefore, be it

RESOLVED, that the Niagara County Legislature strongly supports New York State Senate Bill S1894, which seeks to implement a medical co-payment system for inmate healthcare, and be it further

RESOLVED, that the County of Niagara shall forward copies of this Resolution to Governor Cuomo, Senate Vice President Pro Tem George D. Maziarz; Senate Temporary President Dean G. Skelos; Senate Deputy Majority Leader Thomas W. Libous; Member of the Assembly Jane L. Corwin; Member of the Assembly John D. Ceretto; Member of the Assembly Ray Walter; Member of the Assembly Stephen Hawley; Member of the Assembly Robin Schimming; Speaker of the Assembly Sheldon Silver; Assembly Majority Leader Joseph Morelle; Assembly Minority Leader Brian M. Kolb; and all others deemed necessary and proper.

LEGISLATOR DAVID E. GODFREY

LEGISLATOR MICHAEL A. HILL

LEGISLATOR CHEREE J. COPELIN

# NIAGARA COUNTY LEGISLATURE

FROM: Legislators Dennis F. Virtuoso and

DATE: 04/16/13

RESOLUTION # IL-018-13

Jason A. Zona

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

**RESOLUTION DIRECTING THE DEPARTMENT OF SOCIAL SERVICES TO  
MAKE DIRECT PAYMENTS TO LANDLORDS FOR ADMINISTRATIVE EASE**

WHEREAS, the Niagara County Legislature passed resolutions at its meeting of February 19, 2013 to ask the State of New York to allow the Department of Social Services to direct pay to landlords the shelter allowance granted to Social Services clients that is to be used for rent, and

WHEREAS, Title 18 of the New York Code of Rules and Regulations (NYCRR) section 381.3(c) allows social services department to make direct payments of the shelter allowance for all TANF cases to landlords for administrative ease of the department, and

WHEREAS, the intention is that said direct payments would reduce the number of evictions which results in moving costs, instability of the family and the need for temporary shelter including housing at hotels/motels, and

WHEREAS, several counties throughout the State of New York have utilized this measure as a means of limiting evictions and have been successful in so doing, now, therefore, be it

RESOLVED, that the Niagara County Legislature directs the Department of Social Services to make direct payments of the shelter allowance for all TANF cases to landlords for administrative ease of the department effective June 1, 2013 or at the next client contact after June, 2013


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LEGISLATOR DENNIS F. VIRTUOSO

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LEGISLATOR JASON A ZONA

NIAGARA COUNTY LEGISLATURE

FROM: Legislator David E. Godfrey, Michael A.      DATE: 04/16/13      RESOLUTION # IL-019-13

Hill, Peter E. Smolinski, Anthony J. Nemi and Kathryn L. Lance

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

**SUPPORTING NEW YORK STATE SENATE BILL S.02111 WHICH  
GIVES STATE INCOME TAX CREDIT TO VOLUNTEER FIRE FIGHTERS AND  
MEMBERS OF VOLUNTEER AMBULANCE CORPS IN GOOD STANDING UP TO \$1,200**

WHEREAS, First Responder provide lifesaving actions and are trained to recognize unsafe scenarios and hazardous materials emergencies, ensure protection from blood borne pathogens, control bleeding, apply splints, conduct a primary life-saving patient assessment, administer oxygen, apply in-line spinal stabilization, perform CPR, and provide safe and prompt transport to medical facilities, and

WHEREAS, First Responders place themselves in dangerous situations when responding to, and while on the scene of, medical emergencies, fires, search & rescue operations, hazardous material spills, and local and regional natural and man-made disasters, and

WHEREAS, while performing their unselfish duties as First Responders and attaining the state-mandated training, these volunteer men and women are willingly separated from their family for extended periods of time and at any hour night or day, now, therefore, be it

RESOLVED, that the Niagara County Legislature hereby supports New York State Senate Bill S.02111, an act to amend the tax law, in relation to providing for a credit against personal income tax for volunteer firefighters and members of volunteer ambulance corps, and asks that the New York State Assembly adopt similar legislation, and be it further

RESOLVED, that the County of Niagara shall forward copies of this Resolution to Governor Cuomo, Senate Vice President Pro Tem George D. Mazarz; Member of the New York State Assembly Jane L. Corwin; Member of the Assembly John D. Ceretto; Member of the Assembly Ray Walter; NYSAC, and all others deemed necessary and proper.

\_\_\_\_\_  
LEGISLATOR DAVID E. GODFREY

\_\_\_\_\_  
LEGISLATOR MICHAEL A. HILL

\_\_\_\_\_  
LEGISLATOR PETER E. SMOLINSKI

\_\_\_\_\_  
LEGISLATOR ANTHONY J. NEMI

\_\_\_\_\_  
LEGISLATOR KATHRYN L. LANCE

# NIAGARA COUNTY LEGISLATURE

FROM: Legislators Jason A. Zona, Owen T. Steed      DATE: 04/16/2013      RESOLUTION # IL-020-13  
& Dennis F. Virtuoso

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## RESOLUTION IN SUPPORT OF THE BUFFALO BILLS MOVING TO NIAGARA COUNTY AND BUILDING AN NFL STADIUM IN NIAGARA FALLS, NY

WHEREAS, the Buffalo Bills, a team in the National Football League, provides a yearly multi-million dollar economic impact to the Western New York Region, and

WHEREAS, on the March 15, 2013 WGRZ newscast, it was reported that downtown Niagara Falls may be an option as a location for a new stadium housing the Buffalo Bills, and

WHEREAS, the availability of affordable, and undeveloped property in downtown Niagara Falls, along with it's proximity to the Canadian border and a Toronto market of millions of fans makes Niagara Falls an attractive location to move the franchise to, and

WHEREAS, Niagara County, and New York State have taken an active role in the redevelopment of downtown Niagara Falls by way of the central business district, and Regional Economic Development Council, and having an NFL franchise to center entertainment opportunities around will bolster downtown revitalization efforts, and

WHEREAS, the relocation of the Buffalo Bills within Niagara County will provide substantial economic development within our County, resulting in increased revenue to all Niagara County local governments, now, therefore, be it

RESOLVED, the Niagara County Legislature goes on record supporting the Buffalo Bills pursuing the option of moving it's National Football League franchise to Niagara County, while building an NFL stadium in downtown Niagara Falls hereby keeping the team in Western New York on a permanent basis, and be it further

RESOLVED, that a copy of this resolution be forwarded to Governor Andrew Cuomo; Senator George Mazarz; Assemblyman John Ceretto; Senator Charles E. Schumer; Senator Kirsten Gillibrand; Congressman Brian Higgins; Paul Dyster, Mayor, City of Niagara Falls; Glenn Choolokian, Council Chairman, City of Niagara Falls; and Russ Brandon, President Buffalo Bills.

LEGISLATOR JASON A. ZONA

LEGISLATOR OWEN T STEED

LEGISLATOR DENNIS F. VIRTUOSO

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works and Administration

DATE: 04/16/13

RESOLUTION # PW-045-13

## Committees

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

PW - 3/25/13

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

AD - 4/9/13

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

## **BUDGET MODIFICATION – DPW – SOLID WASTE**

WHEREAS, Resolution No. PW-103-12, dated December 18, 2012, authorized the Niagara County Public Works-Solid Waste Division, to provide services related to a solid waste management plan to the City of Batavia, and

WHEREAS, all tasks specified in the inter-municipal agreement have been completed, resulting in additional revenue in the amount of \$3,987.31 more than anticipated in the 2013 Budget, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

### INCREASE ANTICIPATED REVENUE:

A.15.8160.802.42210.01	Other Government General Revenue	\$3,987.31
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### INCREASE ANTICIPATED APPROPRIATIONS:

A.15.8160.802.72100.01	Furniture & Fixtures	\$2,700.00
A.15.8160.802.74250.01	Office Supplies	500.00
A.15.8160.802.74300.03	Travel – Mileage	200.00
A.15.8160.802.74375.01	Advertising-Promotion	587.31

\_\_\_\_\_  
PUBLIC WORKS COMMITTEE

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

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee DATE: 04/16/13 RESOLUTION # PW-046-13

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
<u>Matthew D. Alexander</u>		<u>PW - 3/25/13</u>	Approved: Ayes _____ Abs. _____ Noes _____
			Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

## AWARD OF CONTRACT – COUNTY BRIDGE WASHING

WHEREAS, the Department of Public Works, Engineering Division has prepared specifications and the Niagara County Purchasing Department has advertised for bids for County Bridge Washing, and

WHEREAS, funds are available in the 2013 budget of the Highways, Bridges & Structures Division of the Department of Public Works, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on March 12, 2013, and tabulated below:

- |   |              |
|---|--------------|
| 1. Hunting Valley Construction Inc.<br>825 Rein Road<br>Cheektowaga, NY 14225 | \$ 81,341.00 |
| 2. Acme Powerwashing Inc.<br>15590 Powerline Road<br>Holley, NY 14470         | \$106,700.00 |
| 3. Dandrow's Painting Inc.<br>136 Cornelia Street<br>Plattsburgh, NY 12901    | \$190,000.00 |

and

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

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

RESOLVED, that the contract for Bridge Washing be awarded to the lowest responsible bidder, Hunting Valley Construction Inc., 825 Rein Road, Cheektowaga, NY 14225, in the amount of \$81,341.00, and be it further

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

\_\_\_\_\_  
PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee

DATE: 04/16/13

RESOLUTION #PW-047-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
PW - 3/25/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

Katherine D. Alexander

## AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE LIGHTHOUSE OPTIMIST CLUB OF BARKER

WHEREAS, the Lighthouse Optimist Club of Barker has requested that the County of Niagara grant them permission to use Krull Park, and the field East of the Softball diamonds, for the purpose of holding a Kite Flying Event, to be held on June 8, 2013, and

WHEREAS, the kite event will be successful in attracting many children from the area, and

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

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Lighthouse Optimist Club of Barker, and

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Lighthouse Optimist Club of Barker, the County Attorney will review said Agreement for approval as to legal form, language and compliance, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairman of the County Legislature be, and hereby is, authorized to execute the License Agreement between the County of Niagara and the Lighthouse Optimist Club of Barker.

\_\_\_\_\_  
PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee

DATE: 04/16/13

RESOLUTION # PW-048-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

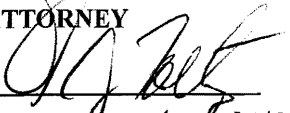
COMMITTEE ACTION  
PW - 3/25/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

  
4/15/2013

## AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE LOCKPORT HIGH SCHOOL CROSS COUNTRY CLUB

WHEREAS, the Lockport High School Cross Country Club has requested that the County of Niagara grant them exclusive rights to operate a Cross Country program in an area situated in the County owned property near Day Road Park, and

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

WHEREAS, such program is operated on a not-for-profit basis, and

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Lockport High School Cross Country Club, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Lockport High School Cross Country Club, as appears on the proposed agreement, is hereby approved in all respects, and be it further

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

\_\_\_\_\_  
PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee

DATE: 04/16/13

RESOLUTION # PW-049-13

and Administration Committee

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

PW - 3/25/13

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

AD - 4/09/13

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

*Matthew D. Alexander*

## BUDGET MODIFICATION – PARK IMPROVEMENTS CAPITAL PROJECT

WHEREAS, Niagara County Public Works was successful in obtaining a donation from Praxair for inclusive playground equipment at Krull Park, in the amount of \$2,500, and

WHEREAS, additional funding is required for this project, which will be requested as part of the 2013 Capital Project process, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

### INCREASE ANTICIPATED REVENUE:

H584.15.7110.000.42705.00	Gifts & Donations Revenue	\$2,500
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### INCREASE ANTICIPATED APPROPRIATIONS:

H584.15.7110.000.72400.00	Land Improvements Expenses	\$2,500
	06 – Inclusive Playground Equip	

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PUBLIC WORKS COMMITTEE

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ADMINISTRATION COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee DATE: 04/16/13 RESOLUTION # PW-050-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
PW - 3/25/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

*Katherine J. Alexander*

## BID AWARD FOR HIGHWAY MATERIALS

WHEREAS, specifications for the 2013 Highway Maintenance Program have been prepared by the Highways, Bridges & Structures Division of the Department of Public Works, and

WHEREAS, the Purchasing Department advertised for bids and publicly opened and read bids on March 5, 2013, and

WHEREAS, the New York State Department of Audit and Control, has, in the past, requested the Purchasing Agent to refer the results of the bid to the Niagara County Legislature for its approval, and

WHEREAS, the Public Works Committee has examined and found the bids acceptable, and

WHEREAS, the bids have traditionally been used or made available to all the Niagara County municipalities, and

WHEREAS, funds are available in the 2013 budget of the Department of Public Works, now, therefore, be it

RESOLVED, that the bids, as outlined on the result sheets, be awarded to the respective lowest responsible bidder, and be it further

RESOLVED, that the Commissioner of Public Works is authorized to purchase the required materials from the bid awards, and be it further

RESOLVED, that copies of the bid results be distributed to the Niagara County municipalities for their use.

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PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee

DATE: 04/16/13

RESOLUTION # PW-051-13

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
PW - 3/25/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_

Referred: \_\_\_\_\_

*4/16/2013*

## AWARD OF CONTRACT FOR CONTROL OF ROADSIDE VEGETATION

WHEREAS, the Commissioner of Public Works prepared specifications and the Niagara County Purchasing Department advertised for bids for the chemical weed control of roadside vegetation on County roadways, and

WHEREAS, funds are available in the 2013 budget of the Department of Public Works, and

WHEREAS, the Purchasing Department advertised for bids and publicly opened and read bids on March 5, 2013, and

Guide Railing Vegetation Control	Per Side Mile	Per Gal. Mat. Applied
1. Allen Chase Enterprises, Inc. 24 County Route 1A Oswego, NY 13126	\$29.80	\$0.90
2. DeAngelo Brothers, Inc. 100 N. Conahan Drive Hazleton, PA 18201	\$34.22	\$1.29
3. Scott Lawn Yard, Inc. 5552 Townline Road Sanborn, NY 14132	\$400.00	\$100.00

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

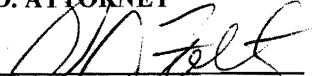
RESOLVED, that the contract for roadside vegetation control be awarded to Allen Chase Enterprises, Inc., 24 County Route 1A, Oswego, NY 13126, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute the required documents.

PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works Committee      DATE: 04/16/13      RESOLUTION # PW-052-13

<b>APPROVED BY</b> <b>CO. ATTORNEY</b> 	<b>REVIEWED BY</b> <b>CO. MANAGER</b>  	<b>COMMITTEE ACTION</b> <u>PW - 3/25/13</u>  	<b>LEGISLATIVE ACTION</b> Approved: Ayes _____ Abs. _____ Noes _____ Rejected: Ayes _____ Abs. _____ Noes _____ Referred: _____
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## AWARD OF CONTRACT - COUNTY ROAD PAINTING AND STRIPING

WHEREAS, the Department of Public Works, Division of Highways, Bridges & Structures has prepared specifications and the Niagara County Purchasing Department has advertised for bids for painting traffic lines on County roads, and

WHEREAS, funds are available in the 2013 budget of the Highways, Bridges & Structures Division of the Department of Public Works, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on February 26, 2013 and tabulated below:

Waterborne Paint Application	Price Per Mile of Centerline	Price Per Mile of Edge Line
Seneca Pavement Marking Inc. 3526 Watkins Road Horseheads, NY 14845	\$303.00	\$188.00
Accent Stripe, Inc. 3275 N. Benzing Road Orchard Park, NY 14127	\$319.00	\$215.00

and

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

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

RESOLVED, that the contract for painting traffic lines on County roadways be awarded to the lowest responsible bidder, Seneca Pavement Marking Inc., 3526 Watkins Road, Horseheads, NY 14845, 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.

\_\_\_\_\_  
PUBLIC WORKS COMMITTEE

# NIAGARA COUNTY LEGISLATURE

FROM: Public Works and Administration

DATE: 04/16/13

RESOLUTION # PW-053-13

## Committees

APPROVED BY  
CO. ATTORNEY

REVIEWED BY  
CO. MANAGER

COMMITTEE ACTION  
PW - 3/25/13  
AD - 4/9/13

LEGISLATIVE ACTION

Approved: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Rejected: Ayes \_\_\_\_\_ Abs. \_\_\_\_\_ Noes \_\_\_\_\_  
Referred: \_\_\_\_\_

## RESOLUTION TO EXTEND ACCOUNT CLERICAL I POSITION THROUGH DECEMBER 31, 2013 FOR THE NIAGARA COUNTY REFUSE DISPOSAL DISTRICT

WHEREAS, the Niagara County Refuse Disposal District Account Clerical I Position is set to be abolished on July 1, 2013, and

WHEREAS, the Niagara County Refuse Disposal District Administrative Board and the Public Works Committee, at their meetings on March 25, 2013 approved the reinstatement of the Account Clerical I Position in the 2013 budget for July 1 through December 31, 2013, and

WHEREAS, funds are available within the Niagara County Refuse Disposal District 2013 budget, and

WHEREAS, the County Manager and Interim Administrator have conducted an administrative review of the functions assigned and performed by the Niagara County Refuse Disposal District, and

WHEREAS, the County Manager and Interim Administrator in conjunction with input from the Human Resources Director have determined that the position of Account Clerical I should be reinstated, now, therefore, be it,

RESOLVED, that the position of Account Clerical I be reinstated in the 2013 Niagara County Refuse Disposal District budget for July 1 through December 31, 2013, and be it further

RESOLVED, that the following budget modifications be effectuated:

### DECREASE APPROPRIATIONS:

EL.30.8160.807.71010.00.04425	Director Refuse District (C&D Landfill)	\$3,643
EL.30.8161.803.71010.00.04425	Director Refuse District (Landfill #1)	3,643
EL.30.8161.804.71010.00.04425	Director Refuse District (Landfill #2)	3,643
EL.30.8161.806.71010.00.04425	Director Refuse District (Wheatfield)	3,643

### INCREASE APPROPRIATIONS:

EL.30.8160.807.71010.00.2392	Positions (C&D Landfill)	\$3,643
EL.30.8161.803.71010.00.2392	Positions (Landfill #1)	3,643
EL.30.8161.804.71010.00.2392	Positions (Landfill #2)	3,643
EL.30.8161.806.71010.00.2392	Positions (Wheatfield)	3,643