

OFFICIAL RECORD

Lockport, New York
September 13, 2022

The meeting was called to order by Chairman Wydysh at 6:03 p.m.

Clerk Tomasino called the roll. All Legislators were present, with the exception of Legislator Bradt.

PRESENTATIONS:

NYS Emergency Management Association President Chris Baker presenting State Emergency Management Accreditation to Director Jonathan Schultz.

Destination Niagara USA President John Percy was called to the lectern to give an update on Tourism in Niagara County.

Legislator Godfrey called Sheriff Michael Filicetti to the lectern to read a proclamation declaring September 18th-24th, 2022 as Sheriffs Week in Niagara County.

Legislator Gooch called Director of Mental Health, Laura Kelemen to the lectern to read a proclamation declaring the month of September as Suicide Prevention Month

Legislator Foti went to the lectern to read a proclamation declaring September as Childhood Cancer Awareness Month in Niagara County and is done so in memory of Harry Hazlett Childhood Cancer Awareness Month.

1 citizen spoke on the Agenda.

Ask to move all the resolutions as a slate with the exception of IL-086-22, IL-087-22 and IL-095-22 moved by Hill Second by Robins.

Moved by Hill, second by Robins to vote on all resolutions as a slate.
Carried. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. AD-016-22

From: Administration Committee.

Dated: September 13, 2022

NIAGARA COUNTY BOARD OF ELECTIONS CYBERSECURITY RENEWAL AGREEMENT

WHEREAS, NTS Data Services, LLC provides cybersecurity for election related services for the Niagara County Board of Elections, and

WHEREAS, under the Agreement, NTS provides guidance and assists with New York State Shield Act, Grant Thornton & SBOE Cybersecurity Requirements, Analysis, Recommendations & responses, training, upgrade hardware, software & procedures, Computer recovery Services and other related cybersecurity needs, and

WHEREAS, pursuant to Resolution AD-014-22, the Niagara County Legislature approved the extension of said contract until December 31, 2022, and

WHEREAS, pursuant to Niagara County's Purchasing Policy, the Legislature has the ability to waive purchasing requirements for any professional services contract such as those unique services performed by NTS Data Services, LLC, and

WHEREAS, in consideration of the mutual covenants and agreements parties shall be authorized to enter into the previously approved agreement, thus waiving the guidelines set forth in the Niagara County's Purchasing Policy due to its unique and specialized services, 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 subject to Niagara County's Contract Policy the Chairman of the Niagara County Legislature and Commissioners of the Niagara County Board of Elections are hereby authorized to execute this agreement on behalf of the County of Niagara, subject to final approval of the County Attorney

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CS-040-22

From: Community Services and Administration Committees.

Dated: September 13, 2022

NIAGARA COUNTY YOUTH BUREAU – YOUTH SPORTS FUNDING

WHEREAS, the County of Niagara has been designated as eligible to receive Youth, Sports and Education Opportunity (YSEO) funding for 2022 youth programs from the New York State Office of Children and Family Services in the amount of \$12,186, and

WHEREAS, Niagara County Youth Bureau is the entity eligible to apply for such funds, and

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

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

Youth Sports and Education Opportunity	\$12,186
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and, be it also

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

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CS-041-22

From: Community Services and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY CLERK'S OFFICE
BUDGET MODIFICATION – CREATE AND FILL CLERICAL II POSITION**

WHEREAS, the Niagara County Clerk serves as the Clerk of Supreme and County Courts as well as register of all land transactions and receiver of filings and recordings of numerous and varied documents, and

WHEREAS, the Niagara County Clerk's office receives and processes all Niagara County Pistol Permit applications, and

WHEREAS, the Niagara county Pistol Permit Department consists of three, full time Clerical II positions responsible for the processing of all Niagara County pistol permit applications including over 1,400 unanticipated applications received during the month of August alone as a result of the recently passed New York State pistol permit laws, and

WHEREAS, upon evaluation of the situation it has been determined that the number of staff on hand will not be sufficient to effectively and efficiently receive and process the increased number of applications being submitted currently and the increased number of applications that we anticipate will be submitted in the near future, and

WHEREAS, an additional Clerical II position will enable the Pistol Permit Department to receive and process the increased amount of pistol permit applications, pistol permit/long gun applications and ammendments efficiently and in a timely manner, now, therefore, be it

RESOLVED, that the County Clerk's office be authorized to create and fill one (1) Clerical II position, CSEA Grade IV, Step 1, CSC Salary Plan, Salary \$18.48 per hour effective October 1, 2022, and be it further

RESOLVED, that the following transfer of position funds be effectuated:

FROM:

A.10.1410.71010.00	Clerical II (#13106)	\$8,440.74
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TO:

A.10.1410.71010.00	Clerical II (xxxxxx)	\$8,440.74
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-063-22

From: Community Safety & Security Committee.

Dated: September 13, 2022

**RESOLUTION PERMITTING NIAGARA COUNTY SHERIFF'S DEPUTY RICHARD BULL TO
TAKE CARE AND CUSTODY OF K-9, CHIEF**

WHEREAS, the Niagara County Sheriff's Office purchased K-9, Chief, in February 2018, paid for by reimbursement from Homeland Security Funds, and

WHEREAS, Chief has diligently served the county as a Patrol, Tracking and Drug Detection K-9 Officer for the Niagara County Sheriff's Office since that date, and

WHEREAS, Chief has exceeded his determined work life for functional performance, and

WHEREAS, due to his specialized training in law enforcement, Chief cannot be reasonably managed by an untrained individual, now, therefore, be it

RESOLVED, that Chief be retired from service to the County, and be it further

RESOLVED, that Chief's trainer, Deputy Richard Bull, be permitted to take custody and control over Chief and to house and maintain care over Chief at no cost to the County, as an alternative to euthanizing the dog and that Deputy Richard Bull sign a release absolving the County from all liability related thereto.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-064-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT POLICE TRAFFIC SERVICES GRANT**

WHEREAS, the Niagara County Sheriff's Office has been awarded a grant from the Governor's Traffic Safety Committee for the period of October 1, 2022 through September 30, 2023 in the amount of \$22,790 and

WHEREAS, this grant is a continuation of an existing program and is fully funded by the New York State Governor's Traffic Safety Committee, and

WHEREAS, the funds are used for traffic enforcement overtime with the goal of increasing seat belt usage and reducing dangerous driving behaviors in an effort to reduce serious injury and deaths from traffic crashes in Niagara County, and

WHEREAS, the funds are included in the 2022 budget and will be included in the 2023 budget, however, the contract needs to be executed, now, therefore, be it

RESOLVED, that prior to the execution of the grant, the County Attorney will review the grant for approval to legal form, language and compliance, and be it further

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

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-065-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - ACCEPT CHILD PASSENGER SAFETY PROGRAM GRANT**

WHEREAS, the Niagara County Sheriff's Traffic Safety Office has been awarded a grant from the New York State Governor's Traffic Safety Committee for the period of October 1, 2022 through September 30, 2023 in the amount of \$17,000, and

WHEREAS, this grant is a continuation of an existing program and is fully funded by the New York State Governor's Traffic Safety Committee, and

WHEREAS, the goal of the grant is to increase the proper use and installation of child safety seats in New York State, and

WHEREAS, the 2022 budget needs to be amended to make part of the grant funds available in the current year, now, therefore, be it

RESOLVED, that prior to the execution of the grant, the County Attorney will review the grant for approval to legal form, language and compliance, and be it further

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

RESOLVED, that the following modifications be made to the 2021 budget:

INCREASE REVENUE:

CM.17.3989.303 44389.09	Other Public Safety Traffic	\$3,000
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INCREASE APPROPRIATIONS:

CM.17.3989.303 74800.16	Supplies/Service Maintenance	\$3,000
	Safety Equipment under \$500	

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-066-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

NIAGARA COUNTY SHERIFF'S OFFICE

BUDGET MODIFICATION - ACCEPT FORENSIC LABORATORY COVERDELL GRANT

WHEREAS, the Niagara County Sheriff's Office received a renewal grant from the New York State Department of Criminal Justice Services for the Forensic Laboratory in the amount of \$54,656 for the period of October 1, 2022 through September 30, 2023, and

WHEREAS, this grant funds clerical support, lab opioid and synthetic drug testing overtime expenses and opioid testing laboratory supplies, and

WHEREAS, the 2022 Budget needs to be revised to utilize some of the funds in the 2022 budget and the balance will be in the 2023 Budget, now, therefore, be it

RESOLVED, that prior to the execution of the grant, the County Attorney will review the grant for approval to legal form, language and compliance, and be it further

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

RESOLVED, that the following budget modifications be made:

INCREASE REVENUE:

A.17.3110.000 44389.07	Other Public Safety	\$10,000
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INCREASE APPROPRIATIONS:

A.17.3110.000 74750.11 Supplies, Medical/Lab \$10,000

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-067-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - ACCEPT FY21-22 STATEWIDE INTEROPERABLE
COMMUNICATIONS FORMULA GRANTS PROGRAM**

WHEREAS, the Niagara County Sheriff's Office was notified in writing that the New York State Division of Homeland Security and Emergency Services has awarded \$1,541,147 to the Niagara County Sheriff's Office under the New York State FY2021 and 2022 Statewide Interoperable Communications Formula Grant Program for the grant period of January 1, 2022 through December 31, 2024, and

WHEREAS, this grant will allow the Sheriff's Office to continue the improvement of the interoperable communications network which will have the benefit to the residents of Niagara County of improved reliability of communication for their safety and protection, and

WHEREAS, an improved interoperable communications network will also enhance interoperable communications with other counties and agencies when participating in Mutual Aid emergencies, and

WHEREAS, the 2022 Budget will need to be revised to accept this revenue and the associated expenses, 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 for the grant period of January 1, 2022 through December 31, 2024, and be it further

RESOLVED that the following budget modifications be effectuated:

INCREASE REVENUE:

A.17.3645.000 43305.02	State Aid, Civil Defense Homeland Security	\$1,540,147
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INCREASE APPROPRIATIONS:

A.17.3645.000 72100.15	Machinery and Equipment Communications	\$ 1,400,147
A.17.3645.000 74500.01	Contractual Expenses	140,000

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-068-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - ACCEPT PUBLIC SAFETY ANSWERING POINTS GRANT**

WHEREAS, the Niagara County Sheriff's Office been notified by the New York State Department of Homeland and Security Services that a grant in the amount of \$152,870 is being awarded to the Sheriff's Office

through the Public Safety Answering Points Grant for the period January 1, 2022 through December 31, 2022, and

WHEREAS, the Public Safety Answering Points Grant assists with personnel operating costs in the Niagara County Communications Center, and

WHEREAS, a revenue and equal expense are in the 2022 budget, however the revenue for 2022 is more than anticipated, now, therefore, be it

RESOLVED, that prior to the execution of the grant, the County Attorney will review the grant for approval to legal form, language and compliance, and be it further

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

RESOLVED, that the following budget amendments be effectuated:

INCREASE REVENUE:

A.17.3020.000 43389.01	Other Public Safety E911 Upgrade	\$12,495
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INCREASE APPROPRIATIONS:

A.17.3020.000 71050.00	Overtime Expense	\$12,495
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-069-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE-BUDGET MODIFICATION
EXTEND FY19 TACTICAL TEAM TARGETED GRANT**

WHEREAS, the Niagara County Legislature passed Resolution CSS-056-21 on May 11, 2021 to accept a grant in the amount of \$75,000 from the New York State Division of Homeland Security and Emergency Services to enhance the capabilities and safety of the Emergency Response Team for the performance period April 1, 2021 through August 31, 2022, and

WHEREAS, the grant allows the Niagara County Sheriff's Office to purchase Emergency Response Team equipment and training that would facilitate the team's advancement of Tactical Team Capabilities. Consistent training as a team unit with necessary tactical equipment will mitigate risk to team members, and

WHEREAS, the grant's performance period has been extended to August 31, 2023, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairwoman of the Legislature be and hereby is authorized to execute the agreement for the grant extension.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-070-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – GAS AND OIL**

WHEREAS, the Niagara County Sheriff's Office has been greatly affected by the dramatic increase of gas prices in 2022, and

WHEREAS, the Niagara County Sheriff's Office has worked to reduce its use of fuel as much as possible, it is critically important to have patrol vehicles throughout the county to answer calls for service and to be visible for deterrence of crime, and

WHEREAS, there is a need for more funds for gas and oil for the remainder of 2022, now, therefore, be it

RESOLVED, that the following line item transfers be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A.17.3110.000 40599.000	Appropriated Fund Balance	\$150,000
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INCREASE APPROPRIATIONS:

A.17.3110.000 74750.21	Gas and Oil Expense	\$150,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-071-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – JAIL OVERTIME AND EXPENSES**

WHEREAS, the Niagara County Correctional Facility has been greatly affected by staffing challenges in 2022 including retirements, resignations to pursue other branches of law enforcement, and an exhausted civil service list for correction officers, and

WHEREAS, the Niagara County Jail's staffing challenges are consistent with Correctional Facilities across the country, and

WHEREAS, the Niagara County Jail has worked diligently with the Niagara County Civil Service Office and on recruitment efforts to address the Jail's staffing shortage, and

WHEREAS, the combination of decreased staff and long term absences this year has made it necessary to utilize overtime in order to cover the minimum required staffing levels, and

WHEREAS, the contractual increase in Inmate Food Expenses is tied to the Food Away From Home CPI index which rose more than anticipated and budgeted due to inflation, and

WHEREAS, New York State's new judgment interest law regarding consumer debt cases (S5724A) which was effective April 30, 2022 caused the Niagara County Sheriff's Office Civil Division to have to recalculate and re-execute a large portion of their open income executions which caused a dramatic increase in postage/certified mail expenses, and

WHEREAS, the Niagara County Jail receives revenue from the US Marshals for housing federal inmates and from housing State Ready incarcerated individuals, and

WHEREAS, the Niagara County Jail receives revenue from a Securus contract for incarcerated individuals' communication services, and

WHEREAS, after 7 months of these revenue sources, the Sheriff's Office has excess revenue and would like to use this revenue to offset necessary overtime expense and food expenses in the NCCF, as well as postage expenses in the Sheriff's Office, and

WHEREAS, the 2022 budget will need to be modified to allow for these funds to be used, now, therefore, be it

RESOLVED, that the following line item transfers be effectuated:

INCREASE REVENUE:

A.17.3150.000 41289.06	Other Gov Telephone Reimbursement	\$150,000
A.17.3150.000 42264.00	Jail Facilities Svcs, Other Gov Revenue	400,000

INCREASE APPROPRIATIONS:

A.17.3150.000 71050.00	Overtime Expense	\$500,000
A.17.3150.000 74750.06	Supplies, General Food and Kitchen Supplies	35,000
A.17.3110.000 74675.01	Services, Central Postage	15,000

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-072-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**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. Safeguard New York promotes the "See Something, Say Something" campaign and the State's Terrorism Tip Line. Information is also provided on the eight signs of terrorism, and

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:

A.17.3645.000.43305.02	State Aid, Civil Defense Homeland Security	\$ 4,872
	Other Public Safety Operation Green Monster	

INCREASE APPROPRIATIONS:

A.17.3645.000.71050.00	Overtime	\$ 3,716
A.17.3645.000.78100.00	Retirement Expense	774
A.17.3645.000.78200.00	FICA Expense	285
A.17.3645.000.78300.00	Worker's Compensation Expense	97

Moved by Hill, seconded by Robins.
 Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-073-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
 EXTEND FY18 OPERATION STONEGARDEN GRANT**

WHEREAS, the Niagara County Legislature approved to accept a grant for the Niagara County Sheriff's Office from the New York State Division of Homeland Security and Emergency Services (DHSES) FY2018 Operation Stonegarden Program in the amount of \$228,000 in resolution CSS-035-19 on May 21, 2019, and

WHEREAS, the Niagara County Legislature approved to extend the FY2018 Operation Stonegarden grant through August 31, 2022 in Resolution CSS-102-21 on October 19, 2021, and

WHEREAS, Operation Stonegarden has been awarded to the Niagara County Sheriff's Office for many years, and

WHEREAS, the performance period for this grant was September 1, 2018 through August 31, 2022, and

WHEREAS, the grant is used for expenses to assist the County in conducting border centric, intelligence driven operations with the goal of reduction or elimination of threat, risk and vulnerability along our Nation's borders, and

WHEREAS, the grant has been extended by DHSES until May 31, 2023, now, therefore, be it

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to execute this grant extension.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-074-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
 EXTEND FY18 STATEWIDE INTEROPERABLE
 COMMUNICATIONS TARGETED GRANTS PROGRAM**

WHEREAS, the Niagara County Legislature passed Resolution CSS-017-19 on March 19, 2019 to accept from the New York State Division of Homeland Security and Emergency Services an award of \$6,000,000 to the Niagara County Sheriff's Office under the New York State FY2018 Statewide Interoperable Communications Targeted Grant Program for the grant period of December 1, 2018 through November 30, 2022, and

WHEREAS, this grant allows the Sheriff's Office to continue the improvement of the interoperable communications network which will have the benefit to the residents of Niagara County of improved reliability of communication for their safety and protection, and

WHEREAS, an improved interoperable communications network will also enhance interoperable communications with other counties and agencies when participating in Mutual Aid emergencies, and

WHEREAS, the performance period of this grant has been extended until November 30, 2023, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairwoman of the Legislature be, and hereby is, authorized to execute the grant extension agreement.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-075-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
FIREARMS CONSULTANT AGREEMENT EXTENSION**

WHEREAS, the Niagara County Legislature passed Resolution CSS-089-21 on September 21, 2021 to enter into a Firearms Consultant Agreement with Cody McKellar for the Niagara County Sheriff's Office Forensic Laboratory, and

WHEREAS, the Sheriff's Office Forensic Laboratory has a continued need for an independent contractor to perform required firearms verifications and technical reviews, and

WHEREAS, the Sheriff's Office wishes to extend the agreement with Cody McKellar for a one year period, and

WHEREAS, the firearms examinations consultations will continue to be paid for out of the Sheriff's Office existing budget line, and

WHEREAS, the Consulting Agreement Extension will be drawn up by the County Attorney, now therefore, be it

RESOLVED, that the Niagara County Legislature has determined that the services to be provided by the consultant requires a high degree of specialized skill constituting "professional services" and hereby waives any requirement that additional proposals must be obtained and solicited, and be it further

RESOLVED, that the Chairwoman of the Legislature be, and hereby is, authorized to execute an extension of the Consulting Agreement with Cody McKellar for Forensic Firearm Examination verifications and technical reviews.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-076-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
LEGISLATIVE GRANT TASER PROGRAM**

WHEREAS, the Niagara County Sheriff's Office has been notified by Senator Ortt's Office that it has been awarded a \$15,000 grant as part of the Edward Byrne Memorial Justice Assistance Grant Program, and

WHEREAS, the funds will be used for the enhancement and continuation of the Niagara County Sheriff's Office TASER program, and

WHEREAS, the funds will be included in the 2023 Budget, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Chairwoman of the Legislature be and hereby is authorized to execute the grant agreement

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-077-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
SCHOOL RESOURCE OFFICER AGREEMENT WITH BOCES SCHOOL DISTRICT**

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

WHEREAS, the term of the previous agreement was September 1, 2021 through August 31, 2022, and

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

WHEREAS, the Niagara County Sheriff's Office and the Niagara Orleans BOCES School District would like to enter into a contract for the current school year, now therefore, be it

RESOLVED, that following the County Attorney's review and approval of an agreement, that the County Manager be, and hereby is, authorized to execute this agreement pursuant to Niagara County Contract Management Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-078-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**WAIVER OF RESIDENCY REQUEST
ASSISTANT PUBLIC DEFENDER POSITION**

WHEREAS, the Niagara County Public Defender Office has permission to fill a vacant Assistant Public Defender position, this is a critical and important position that is required to satisfy operational requirements of the department and to provide effective legal representation to indigent defendants charged of crimes, and

WHEREAS, due to challenges with the recruitment for qualified candidates despite posting efforts and activities to source candidates for this important position has not resulted in a sufficient applicant pool of Niagara County resident candidates applying for this vacant position, and

WHEREAS, Public Defender Office has made diligent and sincere efforts to recruit highly qualified candidates for the position from within Niagara County, now, therefore, be it

RESOLVED, that a one-time permanent Waiver of Residency from the policy to hire only Niagara County residents be approved to fill the currently vacant Assistant Public Defender position when the most highly qualified applicant is a non-Niagara County resident or when only qualified candidates reside outside Niagara County.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-079-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

ACCEPTANCE OF GUN INVOLVED VIOLENCE ELIMINATION INITIATIVE GRANT

WHEREAS, in 2014 the Division of Criminal Justice Services initiated a gun violence eradication initiative to target the rising incidents of gun involved violence across the State of New York and specifically the seventeen counties that account for the vast majority of crime outside of the City of New York which includes the County of Niagara, and

WHEREAS, the GIVE (Gun Involved Violence Elimination) Initiative is a statewide comprehensive strategy that focuses exclusively on reducing shootings and homicides by promoting integrated, evidence based strategies, and

WHEREAS, the Niagara County District Attorney's Office, the Niagara County Sheriff's Office and the Niagara County Probation Department, in conjunction with the Niagara Falls Police Department, applied for the renewal of funding under the 2021-2022 GIVE Initiative, and

WHEREAS, the Niagara County District Attorney's Office and the Niagara County Probation Department have received notification that funding has been awarded in the amounts of \$167,405 and \$66,720 respectively, for the period of July 1, 2022 through June 30, 2023, with no required match from Niagara County, and

WHEREAS, the District Attorney's Office has an Assistant District Attorney position #4771 which is currently funded under this program and will remain coterminous with grant funding, and

WHEREAS, revenue and appropriation figures for said program were calculated and are contained within the District Attorney's Office and Probation Department budgets for fiscal year 2022, now, therefore, be it

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

RESOLVED, that prior to the execution of the grant award contract, the County Attorney will review the grant award contract for approval as to legal form, language and compliance, and be it further

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

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-080-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**2022 BUDGET MODIFICATION - FIRE COORDINATOR'S OFFICE
ACCEPT PAYMENT FOR HAZ-MAT INCIDENT ON 9/18/20**

WHEREAS, the County Haz-Mat team responded to an incident on September 18, 2020 which resulted in depleted supplies that cannot be reused, and

WHEREAS, under New York State's Navigation and Environmental Conservation Laws, the responsible party is liable for all costs associated with containment, cleanup and removal of spilled and contaminated materials, and

WHEREAS, in addition to a payment previously received (ref: CSS-059-22), the Fire Coordinator's Office received the final payment for the replacement of the remaining supplies from the responsible party from the 9/18/20 incident in the amount of \$3,928.75, and

WHEREAS, the Fire Coordinator's Office needs to replenish the supplies used by the Haz-Mat, at no cost to the County, now, therefore, be it

RESOLVED, that the following 2022 budget modification be effectuated:

INCREASE REVENUE:

A.19.3410.000 42690.04	Other Compensation for Loss Reimbursements	\$ 3,928.75
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INCREASE APPROPRIATION:

A.19.3410.000 74750.10	Supplies, Gen Hazmat Inventory	\$ 3,928.75
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-081-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

**2022 BUDGET MODIFICATION - FIRE COORDINATOR'S OFFICE
ACCEPT PAYMENT FOR HAZ-MAT INCIDENT ON 7/28/22**

WHEREAS, the County Haz-Mat team responded to an incident of a methanol spill on July 28, 2022 which resulted in depleted supplies that cannot be reused, and

WHEREAS, under New York State's Navigation and Environmental Conservation Laws, the responsible party is liable for all costs associated with containment, cleanup and removal of spilled and contaminated materials, and

WHEREAS, the Fire Coordinator's Office received a payment from the responsible party from the 7/28/22 incident in the amount of \$40,021.28, and

WHEREAS, the amount collected will be used to replenish the supplies used by the Haz-Mat, at no cost to the County, now, therefore, be it

RESOLVED, that the following 2022 budget modification be effectuated:

INCREASE REVENUE:

A.19.3410.000 42690.04	Other Compensation for Loss	\$ 40,021.28
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Reimbursements

INCREASE APPROPRIATION:

A.19.3410.000 74750.10 Supplies, Gen Hazmat Inventory \$ 40,021.28
Moved by Hill, seconded by Robins.
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-082-22

From: Community Safety & Security and Administration Committees.

Dated: September 13, 2022

ACCEPTANCE AND BUDGET MODIFICATION - EMPG FY2022 HOMELAND SECURITY GRANT

WHEREAS, the County of Niagara is required to certify its acceptance of the EMPG 2022 grant through the Department of Homeland Security for the period of October 1, 2022 through September 30, 2024, at some cost to the County, and

WHEREAS, the grant for EMPG 2022 is in the amount of \$173,250. Grant funds will be in the amount of \$86,625 and the 50% matching county funds will be in the amount of \$86,625. The funds will be used for personal protective equipment, interoperable emergency communication equipment, specialized emergency response vehicle, storage container for logistical support equipment, and travel cost for approved training, 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 for a portion of the grant that is to be spent before yearend and the remaining be entered into the budget for 2023, effective immediately:

INCREASE REVENUE:

A.19.3645.000 44305.02 Civil Defense Homeland Security \$ 48,793.50

INCREASE APPROPRIATIONS:

A.19.3645.000 72100.11 M&E Other Vehicles \$ 66,500.00
A.19.3645.000 72100.14 M&E Miscellaneous Equipment \$ 29,087.00
A.19.3645.000 74300.01 Travel-Conference \$ 2,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-083-22

From: Community Safety & Security Committee.

Dated: September 13, 2022

ACCEPTANCE OF SHSP 2022 HOMELAND SECURITY GRANT

WHEREAS, the County of Niagara is required to certify its acceptance of the SHSP 2022 grant through the Department of Homeland Security for the period of 9/1/22 to 8/31/25, at no cost to the County, and

WHEREAS, the grant for SHSP 2022 is in the amount of \$555,981.00 and the funds will be used for consultants to provide Citizens Preparedness Initiatives, interoperable communications equipment, information technology equipment and related items (laptops, software and accessories), cyber security enhancements,

info/intel sharing enhancements (LPR's), sustainment of EOC supplies, travel costs (National Homeland Security Conference) mobile data terminals, PPE, USB air cards, alerting and notification system maintenance, satellite communications maintenance, CAD maintenance, T1 line maintenance, credentialing system maintenance, and EOC communication board maintenance, now, therefore, be it

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

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-084-22

From: Community Safety & Security Committee.

Dated: September 13, 2022

**NIAGARA COUNTY PUBLIC DEFENDER'S OFFICE
CREATE & FILL PARALEGAL POSITION**

WHEREAS, Niagara County Public Defender's Office has received an award from the New York State Office of Indigent Legal Services (OILS) in the amount of \$10,307,506.56 for a term from April 1, 2018 through March 31, 2023, and

WHEREAS, the Public Defender's Office will create a paralegal position, grade 7 step 1 at an annual salary of \$38,384 to be fully funded by this grant, and

WHEREAS, these changes will be effective October 1, 2022 and reflect no cost increase to the County and will be coterminous with the grant, 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 and be it further

RESOLVED that the following 2022 budget be modified as follows:

INCREASE REVENUE

A.03.1170.000.43025.03	Indigent Legal Service	\$ 14,436
	Hurrell-Harring Reform Grant	

INCREASE APPROPRIATIONS

A.03.1170.000 71010.00	Positions	\$ 9,596
A.03.1170.000 78100.00	Retirement Expense	787
A.03.1170.000 78200.00	FICA	734
A.03.1170.000 78300.00	Worker's Comp	249
A.03.1170.000 78400.01	Insurance, Medical	2,436
A.03.1170.000 78400.05	Insurance, HRA	213
A.03.1170.000 78700.00	Disability	19
A.03.1170.000 78800.00	Flex 125 Employer Contribution	402

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CSS-085-22

From: Community Safety & Security Committee.

Dated: September 13, 2022

NIAGARA COUNTY SUPPORT FOR NYSAC AND NYSCOPA PROPOSALS TO IMPROVE PROBATION AND ALTERNATIVES TO INCARCERATION PROGRAMS IN NEW YORK STATE

WHEREAS, County Probation Departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law and the Family Court Act, and

WHEREAS, it is the mission of probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change, and

WHEREAS, state funding for probation was drastically reduced between 1990 and 2022 from a 46.5 percent State share in 1990 to less than 10 percent in 2022, putting a huge strain on counties and cost to county property taxpayers, and

WHEREAS, at the same time there have been increases in the number of mandated programs and services county probation departments are required to provide, and

WHEREAS, the New York State Council of Probation Administrators (NYSCOPA), representing New York State Probation Directors, Administrators, and Commissioners has diligently worked with the New York State Association of Counties (NYSAC) and State leaders to bring more awareness to the important work that Probation does to protect the public, now, therefore, be it

RESOLVED, that the Niagara County Legislature supports proposals put forward by NYSCOPA and NYSAC to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

- 1) In response to raise the age legislation:
 - a. Mandate that the state's evidence-based criteria should account for existing local best practice programs.
 - b. Allow probation the ability to make an application to Family Court for a temporary order of protection as a part of the adjustment process.
 - c. Authorize law enforcement agencies to issue appearance tickets if deemed appropriate by the arresting officer, instead of physical arrest, when adolescent offenders and juvenile offenders are charged with most D felonies.
 - d. Allow law enforcement agencies to deliver adolescent offenders and juvenile offenders to be held in detention facilities after hours without a securing order until the youth part is in session.
- 2) Establish a dedicated funding stream through Division of Criminal Justice Services (DCJS) Office of Probation and Correctional Alternatives (OPCA) for 100 percent of all local probation costs including
- 3) but not limited to probation personnel and evidence-based programming associated with raise the age legislation.
- 4) Eliminate the requirement of a sentence of a conditional discharge or probation for Leandra's Law cases when a defendant has been sentenced to a definite jail term or a term of imprisonment.
- 5) That local probation departments receive reimbursement for 100 percent of all pre-trial services cost including but not limited to probation personnel associated with bail reform.
- 6) Eliminate the mandate that Pre-Sentence Investigations must be conducted when a sentence of up 364 days in jail has been negotiated.

RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions, and be it further

RESOLVED, that the Clerk of the Legislature shall forward copies of this Resolution to Governor Kathy Hochul, the County's Representatives in the State Legislature and all others deemed necessary and proper.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. CW-018-22

From: Committee of the Whole.

Dated: September 13, 2022

**RATIFICATION OF AGREEMENT BETWEEN LOCAL 182 AMERICAN FEDERATION OF
STATE, COUNTY & MUNICIPAL EMPLOYEES AFFILIATED WITH NEW YORK COUNCIL 66,
AFL-CIO AND THE COUNTY OF NIAGARA**

WHEREAS, the County of Niagara, and Local 182 American Federation of State, County & Municipal Employees Affiliated with New York Council 66, AFL-CIO Union, for and on behalf of its Local 182 American Federation of State, County & Municipal Employees Affiliated with New York Council 66, AFL-CIO Union (AFSCME Union) have reached a Tentative Agreement ("the Agreement") for the period of September 13, 2022 through December 31, 2025, and

WHEREAS, said Agreement was ratified by the AFSCME Union on August 30, 2022, and

WHEREAS, funds are available in the 2022 budgeted appropriations to carry out the fiscal obligations in the Agreement, 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 upon a vote and approval of the County Legislature on September 13, 2022, the Agreement will be approved as the final ratified Agreement between the parties for the period of September 13, 2022 through December 31, 2025, and be it further

RESOLVED, that the County Manager is authorized to direct the Departments of Human Resources, Risk Management, Budget, and the Treasurer's Office to implement and administer the provisions of the Agreement, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is authorized to execute said Agreement on behalf of the County of Niagara, subject to the approval of the County Attorney, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A 40599.00	Appropriated Fund Balance	\$103,830
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INCREASE APPROPRIATIONS:

A.15.1620.000 71010.00	Positions	\$ 43,072
A.15.1620.000 71030.00	Part Time	2,353
A.15.1620.000 78100.00	Retirement	3,725
A.15.1620.000 78200.00	FICA	3,475
A.15.1620.000 78300.00	Worker's Comp	1,177
A.15.1620.000 78700.00	NYS Disability	912

A.15.7110.000 71010.00	Positions	12,786
A.15.7110.000 78100.00	Retirement	1,049
A.15.7110.000 78200.00	FICA	979
A.15.7110.000 78300.00	Worker's Comp	332
A.15.7110.000 78700.00	NYS Disability	249
A.17.3150.000 71010.00	Positions	11,838
A.17.3150.000 78100.00	Retirement	971
A.17.3150.000 78200.00	FICA	906
A.17.3150.000 78300.00	Worker's Comp	307
A.17.3150.000 78700.00	NYS Disability	208
A.24.6772.000 71010.00	Positions	3,725
A.24.6772.000 78100.00	Retirement	306
A.24.6772.000 78200.00	FICA	285
A.24.6772.000 78300.00	Worker's Comp	97
A.24.6772.000 78700.00	NYS Disability	146
A.24.7610.702 71010.00	Positions	3,268
A.24.7610.702 71030.00	Part Time	9,269
A.24.6772.000 78100.00	Retirement	1,028
A.24.6772.000 78200.00	FICA	959
A.24.6772.000 78300.00	Worker's Comp	325
A.24.6772.000 78700.00	NYS Disability	83
Total		\$103,830

INCREASE APPROPRIATED FUND BALANCE:

D 40599.00	Appropriated Fund Balance	\$ 20,736
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INCREASE APPROPRIATIONS:

D.15.5110.000 71010.00	Positions	\$ 16,685
D.15.5110.000 71030.00	Part Time	472
D.15.5110.000 78100.00	Retirement	1,407
D.15.5110.000 78200.00	FICA	1,313
D.15.5110.000 78300.00	Worker's Comp	445
D.15.5110.000 78700.00	NYS Disability	414
Total		\$ 20,736

INCREASE APPROPRIATED FUND BALANCE:

DM 40599.00	Appropriated Fund Balance	\$ 5,104
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INCREASE APPROPRIATIONS:

DM.15.5132.000 71010.00	Positions	\$ 4,203
DM.15.5132.000 78100.00	Retirement	345
DM.15.5132.000 78200.00	FICA	322
DM.15.5132.000 78300.00	Worker's Comp	109
DM.15.5132.000 78700.00	NYS Disability	125
Total		\$ 5,104

DECREASE APPROPRIATION:

FX.31.1990.000 74500.01	Contingency	\$ 6,549
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INCREASE APPROPRIATIONS:

FX.31.8330.000 71010.00	Positions	\$ 1,467
FX.31.8330.000 78100.00	Retirement	121

FX.31.8330.000 78200.00	FICA	113
FX.31.8330.000 78300.00	Worker's Comp	38
FX.31.8330.000 78700.00	NYS Disability	21
FX.31.8340.000 71010.00	Positions	3,988
FX.31.8340.000 78100.00	Retirement	328
FX.31.8340.000 78200.00	FICA	306
FX.31.8340.000 78300.00	Worker's Comp	104
FX.31.8340.000 78700.00	NYS Disability	63
Total		\$ 6,549

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. ED-019-22

From: Economic Development Committee.

Dated: September 13, 2022

RESOLUTION TO SET A HEARING TO CONSIDER INCLUSION OF VIABLE AGRICULTURAL LAND INTO NIAGARA COUNTY'S AGRICULTURAL DISTRICT

WHEREAS, New York State Agriculture and Markets Law 25AA, Section 303-b requires a public hearing upon termination of the annual thirty (30) day period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district prior to the county established 8-year review period, and

WHEREAS, a notice of the public hearing shall contain a statement that one or more requests for inclusion of predominantly viable agricultural land within a certified agricultural district have been filed with the county legislative body and shall identify the land proposed to be included, now, therefore, be it

RESOLVED, that the Niagara County Legislature shall conduct a public hearing on the 18th day of October, at 5:45 p.m. for public and municipal input upon termination of the annual thirty (30) day period within which a land owner may submit a request for inclusion, and be it further

RESOLVED, that the Clerk of the Legislature shall publish the following notice in the Lockport Union Sun and Journal, and the Niagara Gazette, as well as, post such notice on the home page of the County's website, and such notice shall give in writing directly to those municipalities whose territory encompasses the lands which are proposed to be included in an agricultural district:

PUBLIC NOTICE:

PLEASE TAKE NOTICE that the Niagara County Legislature will conduct a public hearing on the 18th day of October, 2022 at 5:45 p.m. in the Legislative Chambers, Courthouse, Lockport, New York, for the purpose of hearing public comments on the inclusion of predominantly viable agricultural land within agricultural district #7. Two (2) parcels have been proposed for inclusion. The Niagara County Agricultural and Farmland Protection Board recommends the inclusion of the following parcels of predominantly viable agricultural land into the Agricultural District: Parcel 153.00-2-12.1, consisting of 44.28 acres, located on Tonawanda Creek Road in the Town of Lockport. Parcel 118.00-2-15.1, consisting of 14.71 acres, located on Townline Road in the Town of Lewiston. Questions about Agricultural District inclusion may be directed to Amanda Henning, Cornell Cooperative Extension at 716-433-8839 x231.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. ED-020-22

From: Economic Development Committee.

Dated: September 13, 2022

**COMMUNITY DEVELOPMENT BLOCK GRANT COMPLIANCE WITH SECTION 3 OF 24 CFR
PART 135 OF THE HOUSING AND URBAN DEVELOPMENT ACT OF 1968**

WHEREAS, the U.S. Department of Housing and Development (HUD) has designated the County of Niagara as a recipient of Community Development Block Grant Funds, and

WHEREAS, to receive Community Development Block Grant funding, federal regulations require that the County, when applicable, comply with Section 3, and

WHEREAS, Section 3 of 24 CFR Part 135 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) (section 3) is to ensure that employment and other economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, and consistent with existing Federal, State and local laws and regulations, be directed to low- and very low-income persons, particularly those who are recipients of government assistance for housing, and to business concerns which provide economic opportunities to low- and very low-income persons, and

WHEREAS, the County supports Section 3 of 24 CFR Part 135 of the Housing and Urban Development Act of 1968, now, therefore, be it

RESOLVED, the County of Niagara will comply with Section 3.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. ED-021-22

From: Economic Development and Administration Committees.

Dated: September 13, 2022

**BUDGET MODIFICATION - TO COVER EMPOWER NIAGARA ALLOCATION
REIMBURSEMENTS FOR REMAINDER OF 2022 BUDGET YEAR**

WHEREAS, Niagara County administers the Empower Niagara Program which offers low-cost hydro power allocations to qualifying small businesses, and

WHEREAS, the low-cost hydro power allocations result in cash reimbursements to qualifying companies to assist them in paying their electric bills, and

WHEREAS, the electric commodity rates in 2022 have increased to unexpectedly high levels, totally depleting the funds made available in the 2022 budget for reimbursement to Empower Niagara businesses, and

WHEREAS, the historically high pricing is expected to persist at least through March of 2023, with the upcoming winter having the potential to set new records for gas and electric pricing in New York State, now, therefore, be it

RESOLVED, that in order to fulfill the County's obligations stemming from the agreements between the County and the nine existing Empower Niagara businesses, and per the advice of the County's energy consultant, that additional funds be placed in the Niagara County Economic Development 2022 budget, and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2022 budget as set forth below:

INCREASE REVENUE:

A.15.1620.108 42655.03	Sale of Excess Power	\$160,000
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INCREASE APPROPRIATION:

A.15.1620.108 74500.01	Contractual	\$160,000
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INCREASE REVENUE:

A.28.8020.813 42189.01	Activities – Eco Dev	\$160,000
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INCREASE APPROPRIATION:

A.28.8020.813 74550.30	Empower Niagara	\$160,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-108-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**BUDGET MODIFICATION FOR WATER TREATMENT PLANT
ADMIN ROOF REPLACEMENT – WATER DISTRICT**

WHEREAS, Niagara County Water District Administrative Board authorized the Administrative Director to go to bid for the Water Treatment Admin Roof Replacement, and

WHEREAS, bids received were above the estimated project cost in the 2022 operating budget, and

WHEREAS, the Niagara County Water District Administrative Board has accepted the bids, under Contract No. 22-3, WPN 3146-22-04, and

WHEREAS, there are sufficient funds in the Water District's Fund Balance to cover the balance of the cost of this project; now, therefore, be it

RESOLVED, that the following 2022 budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

FX.40599.00	Appropriated Fund Balance	\$110,000
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INCREASE APPROPRIATION:

FX.31.8330.000 72200.01	Building Improvements	\$110,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-109-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**CAPITAL PROJECT CREATION & BUDGET MODIFICATION
WATER TREATMENT PLANT WASH WATER TANK REPLACEMENT**

WHEREAS, the Niagara County Water District plans to replace the existing backwash tank with a glass-lined tank at the Water Treatment Plant, and

WHEREAS, prior to that, a wash tank bypass needs to installed, and

WHEREAS, the existing tank is at the end of its useful life and rehabilitation will be more costly and more time consuming than constructing a new tank, and

WHEREAS, the Niagara County Water District Administrative Board authorized the Administrative Director to go to move forward with the wash tank bypass and new tank which is estimated to be \$3,375,000 including construction, contingency, engineering and legal costs, and

WHEREAS, there are sufficient funds in the Water District's Operating Budget and Fund Balance to cover the cost of this project; now, therefore, be it

RESOLVED, that the following capital project be created and funded from the following Water District budget lines:

INCREASE APPROPRIATED FUND BALANCE:

FX.40599.00	Appropriated Fund Balance	\$3,000,000
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DECREASE APPROPRIATIONS:

FX.31.8330.000.72100.27	Water/Sewer System Improvements	\$375,000
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INCREASE APPROPRIATIONS:

FX.31.9950.000.79010.00	Transfer to Capital Construction	\$3,375,000
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INCREASE ESTIMATED REVENUE:

H758.31.8397.000.45031.00	Interfund Trans, From Operating	\$3,375,000
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INCREASE APPROPRIATIONS:

H758.31.8397.000.72600.03	Backwash Tank Replacement	\$3,375,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-110-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**CAPITAL PROJECT CREATION
METER PIT COMMUNICATIONS & SCADA UPGRADES – WATER DISTRICT**

WHEREAS, Niagara County Water District Administrative Board has established an appropriation of \$1,500,000 from its Fund Balance and \$1,000,000 from its Capital Reserve Fund and requests appropriate action by the Niagara County Legislature, and

WHEREAS, the appropriation is for upgrades to the communication system for the remote meter pits and the various pump stations, tanks, treatment plant, and service center at a total estimated cost of the project is \$2,500,000, and

WHEREAS, there are sufficient funds in the Water District's Fund Balance and Capital Reserves to cover the cost of this project; now, therefore, be it

RESOLVED, that the following 2022 budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

FX.40599.00	Appropriated Fund Balance	\$1,500,000
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INCREASE APPROPRIATIONS:

FX.31.9950.000 79010.00	Transfer to Capital Construction	\$1,500,000
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INCREASE ESTIMATED REVENUE:

H759.31.8397.000 45031.00	Interfund Transfer, From Operating	\$1,500,000
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H759.31.8397.000 45031.10	Interfund Transfers from Capital Reserves	\$1,000,000
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INCREASE APPROPRIATED RESERVE:

FXH 40511.00	Appropriated Capital Reserve	\$1,000,000
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INCREASE APPROPRIATIONS:

FXH.31.9950.000 79010.00	Transfer to Capital Construction	\$1,000,000
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INCREASE APPROPRIATIONS:

H759.31.8397.000 72100.27	Meter Pit Comm. & SCADA Upgrades	\$2,500,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-111-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – NIAGARA COUNTY PROCUREMENT GROUP

WHEREAS, the Niagara County Procurement Group is responsible for paying all natural gas and electric utility bills for the various members of the group, and

WHEREAS, due to the increase in electric and natural gas rates, it is necessary to do a budget modification to cover expenses for the remainder of 2022, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

A.15.1490.107.42210.06	Other Gov Electric Reimb	\$1,000,000
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A.15.1490.107.42210.07	Other Gov Natural Gas Reimb	\$ 515,000
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INCREASE APPROPRIATION:

A.15.1490.107.74850.02	Utilities – Electric	\$1,000,000
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A.15.1490.107.74850.03	Utilities – Natural Gas	\$ 515,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-112-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – NIAGARA COUNTY POWER MANAGEMENT

WHEREAS, the Niagara County Power Management Budget is responsible for paying all natural gas and electric transportation and usage utility bills for the various County Office locations throughout Niagara County, and

WHEREAS, due to the increase in natural gas rates and an increase in transportation charges, it is necessary to do a budget modification to cover expenses for the remainder of 2022, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

A.15.1620.108.42655.03	Sale of Excess Power	\$300,000
A.15.1620.108.42770.01	Unclassified Revenue	\$150,000

INCREASE APPROPRIATION:

A.15.1620.108.74850.02	Utilities – Electric	\$150,000
A.15.1620.108.74850.03	Utilities – Natural Gas	\$150,000
A.15.1620.108.74400.10	Misc Expenses Other Expenses	\$150,000

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-113-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – COURT HOUSE 2ND FLOOR RENOVATIONS

WHEREAS, the State of New York Court System has requested renovations for the 2nd floor of the Niagara County Court House located in Lockport, New York, and

WHEREAS, the requested design services and renovation costs will be reimbursed by the State at a rate of 100%, and

WHEREAS, the County has selected LaBella Associates, Olympic Towers, 300 Pearl Street, Suite 130, Buffalo NY 14202, to provide design services, for a fee not to exceed \$40,000, 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 following budget modifications be effectuated:

INCREASE ANTICIPATED REVENUE:

H760.15.1620.000.435021.00	State Aid Court Facilities Revenue	\$300,000
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INCREASE APPROPRIATIONS:

H760.15.1620.000.72200.01	Building Improvements	\$300,000
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and be it further

RESOLVED, the contract for design services for the Court House 2nd Floor redesign be awarded to LaBella Associates, Olympic Towers, 300 Pearl Street, Suite 130, Buffalo, NY 14202, and be it further

RESOLVED, that following the County Attorney's review, the Court House 2nd Floor redesign agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-114-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – GOLF COURSE PRO SHOP MERCHANDISE

WHEREAS, the Pro Shop at the Niagara County Golf Course, procures merchandise to sell at the course pro-shop, and

WHEREAS, the actual sales to date for merchandise in 2022 has exceeded the anticipated 2022 Budget Appropriation, and

WHEREAS, funds to purchase additional pro-shop merchandise is needed for the remainder of 2022, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

A.15.7110.000.42025.02	Special Recreation Facility Charges – Pro Shop	\$6,000
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INCREASE APPROPRIATION:

A.15.7110.000.74450.01	Special Activities Pro Shop Merchandise	\$6,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-115-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND DYEING TO DISC GOLF

WHEREAS, the Dyeing to Disc Golf has requested that the County of Niagara grant them exclusive rights to operate a Disc Golf Tournament in an area situated in the County owned property at Clyde L. Burmaster Bond Lake Park, and

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

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

WHEREAS, it is the desire of the Disc Golf Club to hold one Tournament on September 18, 2022, and

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

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Dyeing to Disc Golf, 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 Dyeing to Disc Golf contract for the disc golf tournament on September 18, 2022, may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-116-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**AWARD CONSULTANT CONTRACT
EAST CANAL ROAD CULVERT REHABILITATION**

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the rehabilitation of Niagara County culvert no. 130-2 located on East Canal Road in the Town of Pendleton, 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 project to proceed for consultant services and construction:

INCREASE ANTICIPATED REVENUE:

H739.15.5197.000 43501.00	Consolidated Highway Aid Revenue	\$150,000
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INCREASE APPROPRIATIONS:

H739.15.5197.000 72600.02	Infrastructure Bridges	\$150,000
	Folder H739-03	

RESOLVED, that the consultant services contract for the Rehabilitation of the East Canal Road Culvert Project be awarded to CHA Consulting Inc., 2200 Main Place Tower, Buffalo, NY 14202, for a contract amount not to exceed \$36,000, and be it further

RESOLVED, that following the County Attorney's review, the consultant services contract for the Rehabilitation of the East Canal Road Culvert Project, may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-117-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**BUDGET MODIFICATION – BRIDGE MAINTENANCE PROJECTS 2019
WILSON BURT RD BRIDGE OVER EIGHTEEN MILE CREEK**

WHEREAS, design services for the Wilson-Burt Road Bridge over Eighteen Mile Creek, Vertical Down Project, is not a eligible expense under the federal aid agreement for this project, and

WHEREAS, the Public Works Department hired C & S Engineers, Inc, to provide design services for the Wilson-Burt Rd Vertical Down project, and

WHEREAS, the design services are not federal-aid eligible for reimbursement but are reimbursable through the Consolidated Highway Improvement Projects funds, now, therefore, be it
RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

H698.15.5197.000.43501.00	Consolidated Highway Aid Revenue	\$150,000
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INCREASE APPROPRIATION:

H698.15.5197.000.72600.02	Infrastructure -- Bridges	\$150,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-118-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – BRIDGE/GUIDE RAIL SAFETY IMPROVEMENTS

WHEREAS, additional funds are required for Bridge/Guide Rail safety improvements for the remainder of 2022, and

WHEREAS, these improvements are eligible for funding through the Consolidated Highway Improvement Projects funds,

RESOLVED, that the following budget modifications be effectuated:

INCREASE REVENUE:

H702.15.5197.000.43501.00	Consolidated Highway Aid Revenue	\$100,000
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H702.15.5197.000.42690.01	Restitution	\$ 4,300
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INCREASE APPROPRIATION:

H702.15.5197.000.72600.01	Infrastructure – Roads	\$104,300
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-119-22

From: Infrastructure & Facilities Committees.

Dated: September 13, 2022

CONTRACT EXTENSION – TESTING AND INSPECTION SERVICES

WHEREAS, the Department of Public Works awarded the contract for Testing and Inspection Services to Terracon Consultants NY, Inc., 461 Tonawanda Street, Buffalo, NY 14207 on January 19, 2021 by Resolution No. IF-003-21, and

WHEREAS, the Department of Public Works and Terracon Consultants NY, Inc. have agreed to a one-year extension through December 31, 2022 as per the terms of the current contract, and

WHEREAS, Terracon Consultants has asked for and the Department of Public Works has agreed to a 9% increase in all costs for the duration of the contract extension, due to fuel and inflationary cost increases, 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 Testing and Inspection Services to Terracon Consultants-NY-Inc., 461 Tonawanda Street, Buffalo, NY 14207, be extended through December 31, 2022, with a 9% increase in costs for all services, and be it further

RESOLVED, that following the County Attorney's review, the Testing and Inspection Services Agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-120-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – GAS AND OIL REIMBURSEMENT

WHEREAS, the Niagara County Highway Department is responsible for all of the diesel and gasoline purchases for the fuel island, and

WHEREAS, various county agencies reimburse the DM.15.5130.000, external fuel line purchases for the fuel pumped at the County's Highway Fuel Island, and

WHEREAS, due to the increased cost in fuel, it is necessary to do a budget modification to cover expenses for the remainder of 2022, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

D.40599.00	Appropriated Fund Balance	\$20,000.00
DM.40599.00	Appropriated Fund Balance	\$65,000.00

INCREASE ESTIMATED APPROPRIATION:

D.15.5110.000 74750.21	Supplies, General Gas and Oil	\$20,000.00
DM.15.5130.000 74750.21	Supplies, General Gas and Oil	\$65,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-121-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – EXTERNAL GAS AND OIL PURCHASES

WHEREAS, the Niagara County Highway Department is responsible for all of the diesel and gasoline purchases for the fuel island, and

WHEREAS, due to the increase in fuel costs, it is necessary to do a budget modification, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE ANTICIPATED REVENUE:

DM.15.5130.000.40999.43	Recovery of Shared Services Gas and Oil	\$125,000
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INCREASE APPROPRIATION:

DM.15.5130.000.74750.22	External Gas and Oil Purchases	\$125,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-122-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – HIGHWAY MAINTENANCE ROAD CONSTRUCTION ACCOUNT

WHEREAS, Highway staff performs certain maintenance activities on the County's road that have a service life of greater than ten (10) years, and

WHEREAS, these maintenance activities with a ten (10) year life are reimbursable through the Consolidated Highway Improvement Projects funds, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

INCREASE ANTICIPATED REVENUE:

D.15.5110.000.43501.00	Consolidated Highway Aid Revenue	\$400,000
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INCREASE APPROPRIATION:

D.15.5110.000.72600.01	Infrastructures Roads	\$400,000
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-123-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

BUDGET MODIFICATION – SAFE STREETS FOR ALL PLANNING GRANT APPLICATION

WHEREAS, the Bipartisan Infrastructure Law established this new program that supports, regional, local and Tribunal initiatives through grants to prevent roadway deaths and serious injuries, and

WHEREAS, the Safe Streets for All will include \$5-6 Billion in grants over the next 5 years and supports the National Roadway Safety Strategy for a goal of zero deaths and serious injuries on our roadways, and

WHEREAS, the Metropolitan Planning Organization (MPO) or Greater Buffalo Niagara Regional Transportation Council (GBNRTC), has agreed to apply for a grant that will cover all municipalities in the two (2) County MPO planning area, which includes Niagara County, and

WHEREAS, the grant does require a 20% local match, and

WHEREAS, Niagara County's share for the local match shall not exceed \$10,000, and

WHEREAS, these funds are available within Highway funds, 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 Niagara County Public Works is granted permission to participate in the Safe Streets for All grant application, being prepared by the Greater Buffalo Niagara Regional Transportation Council, and be it further

RESOLVED, that Niagara County Public Works is granted permission to pay in the first instance up to \$10,000 for the local match, and be it further

RESOLVED, that following the County Attorney's review, the Safe Streets for All Planning Grant Application may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-124-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**OPPENHEIM PARK EASEMENT FOR
NATIONAL FUEL GAS DISTRIBUTION CORPORATION**

WHEREAS, the County of Niagara has taken ownership of certain property located in the Town of Wheatfield, County of Niagara, said property being known as the Oppenheim Park (the "Park") previously owned by Oppenheim Zoological Society of Niagara County Inc., and

WHEREAS, National Fuel Gas Distribution Corporation ("National Fuel Gas") required an easement to effectively bring fuel within the Park and to the Wheatfield community, and

WHEREAS, National Fuel Gas now requires a 15 foot wide gas line easement to install and/or relocate a gas pipeline, which is necessary for the reason that the New York State Department of Transportation is making revisions to the driveway/entryway of the Park, and

WHEREAS, the property in question, and the current easement follows along a south boundary of the Park and under the proposed 15 foot wide easement, it would be commencing at a point in the boundary of the Park, as more fully described in said easement, now, therefore, be it

RESOLVED, that the Niagara County Legislature grant to National Fuel Gas a 15 foot wide easement running along the boundary of the Oppenheim Park, and be it further

RESOLVED, that the Niagara County Legislature hereby authorizes the Niagara County Attorney to approve an easement consistent with this Resolution and authorizes the Chairman of the Legislature to sign same.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IF-125-22

From: Infrastructure & Facilities and Administration Committees.

Dated: September 13, 2022

**AUTHORIZATION FOR RE-ZONING OF 5465 UPPER MOUNTAIN ROAD
TOWN OF LOCKPORT**

WHEREAS, the County of Niagara currently owns 5465 Upper Mountain Road, Town of Lockport, commonly known as the Shaw Building, which currently serves the Department of Mental Health and Department of Health, including clinical services for Niagara County Residents, and

WHEREAS, Cazenovia Recovery Systems, Inc. has expressed interest in the purchase of said property, to continue providing clinical and supportive services to residents, and

WHEREAS, in order to provide said services, a portion of the property (see attached description and survey) will need to be re-zoned to R-2, Residential Multi-Family by applying to the Town of Lockport, and

WHEREAS, Cazenovia is willing to apply for the re-zone but needs approval to act on the County's behalf prior to sale, now, therefore, be it

RESOLVED, that Cazenovia Recovery Systems, Inc. be authorized by the Niagara County Legislature to apply for re-zoning of 5465 Upper Mountain Road, Town of Lockport to R-2, Residential Multi-Family.

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-076-22

From: Legislators Richard L. Andres, Randy R. Bradt, Jesse P. Gooch and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE KNIGHTS OF COLUMBUS
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Knights of Columbus in North Tonawanda was established in 1924, and

WHEREAS, the Knights of Columbus was founded on the principles of charity, unity and fraternity, and

WHEREAS, the Knights of Columbus building is used for many functions such as banquets, weddings, bingo, etc. where these profits go to help those in need in the community, and

WHEREAS, the Knights of Columbus are requesting funds to help with the cost of upgrading the building with TV's, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Knights of Columbus appropriating monies from said Community Partnership Fund as follows:

Knights of Columbus

\$4,500.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-077-22

From: Legislator Christopher Voccio and Economic Development Committee.

Dated: September 13, 2022

RESOLUTION IN SUPPORT OF NIAGARA STREET NEIGHBORHOOD REVITALIZATION ORGANIZATION THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, the Niagara Street Neighborhood Revitalization Organization is an important neighborhood group dedicated to the prosperity of the Niagara Street area in Niagara Falls which is an important corridor in the city, and

WHEREAS, the Niagara Street Neighborhood Revitalization Organization has plans for improvements to Gill Creek Park including a Memorial Garden and Remembrance Walk, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Niagara Street Neighborhood Revitalization Organization by appropriating monies from said Community Partnership Fund as follows:

Niagara Street Neighborhood Revitalization Organization.	\$5,000.00
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent — Bradt.

Resolution No. IL-078-22

From: Legislator Christopher Voccio and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF ST. JOSEPH OUTREACH
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, St. Joseph Outreach operates a food pantry on Pine Avenue in Niagara Falls that serves hundreds of families, and

WHEREAS, St. Joseph Outreach would like to establish a personal hygiene program as part of their operation, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports St. Joseph Outreach by appropriating monies from said Community Partnership Fund as follows:

St. Joseph Outreach	\$500.00
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-079-22

From: Legislator Christopher Voccio and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF NIAGARA FALLS VETERANS MEMORIAL COMMISSION
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Niagara Falls Veterans Memorial Commission is responsible for a world-class veterans monument in Hyde Park in Niagara Falls which is an important attraction for the region and a place of special significance for so many who have served their country, and

WHEREAS, Niagara Falls Veterans Memorial Commission had ornamental concrete benches installed and one of these benches was recently destroyed by vandals, as has been widely reported, and

WHEREAS, Niagara Falls Veterans Memorial Commission plans to replace the destroyed bench and install a security system, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the good works of Niagara Falls Veterans Memorial Commission and wants to help replace the bench and help with a security system by appropriating monies from said Community Partnership Fund as follows:

Niagara Falls Veterans Memorial Commission

\$1,500.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-080-22

From: Legislator Jeffrey Elder and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE NIAGARA FALLS JUNIOR YOUTH ORGANIZATION
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Niagara Falls Junior Youth Organization (NFJYO) is dedicated to making a safe place where our youth can learn discipline, sportsmanship, dance, gymnastics, hard-work, dedication and loyalty, and

WHEREAS, the NFJYO'S goal is to offer guidance and opportunity for Niagara Falls youth to become amazing athletes and dancers, but more than that become amazing young adults, and

WHEREAS, funding is needed to help cover the hard cost of uniforms, safety equipment, music rights, and youth competition entrance fees, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Niagara Falls Junior Youth Organization by appropriating monies from said Community Partnership Fund as follows:

The Niagara Falls Junior Youth Organization

\$1,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-081-22

From: Legislator Jeffrey Elder and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE NIAGARA ARTS & CULTURAL CENTER
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Niagara Arts & Cultural Center (NACC), of Niagara Falls, NY is committed to providing opportunities for art and cultural experiences, and

WHEREAS, the NACC provides an ideal place for teams to practice, host community events and provide outreach to the area youth population in the heart of the city, and

WHEREAS, the space to host athletic events is not currently in the condition to be safely utilized, requiring a Gym Renovation Project of flooring, ceiling and infrastructure work, and

WHEREAS, this multi-generational historic location is connected to the personal and family history of the city's athletes, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Gym Renovation Project of the NACC of Niagara Falls, NY by appropriating monies from said Community Partnership Fund as follows:

Niagara Arts & Cultural Center	\$1,000.00
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Moved by Hill, seconded by Robins.
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-082-22

From: Legislator Anthony J. Nemi and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF ORGANIZATIONS IN THE TOWN OF PENDLETON THROUGH
THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Community Partnership funds help support numerous organizations across Niagara County that are important to local communities, and

WHEREAS, the Pendleton Business & Community Association helps promote local businesses and community pride, and

WHEREAS, the Pendleton Veterans Association exists to recognize the veterans of our community with gratitude for their distinguished service, and

WHEREAS, the Pendleton Lions Club serves the community by helping the blind, deaf, physically handicapped and anyone in our community that needs assistance, and

WHEREAS, the Pendleton Seniors offers important services to our local senior citizen community, and

WHEREAS, the Pendleton Historical Society plays an important part in preserving and promoting the town's tremendous history for both local residents and visitors, and

WHEREAS, the Wendelville Volunteer Fire Company is an all-volunteer emergency services provider that protects the Town of Pendleton, and

WHEREAS, the Pendleton Food Pantry provides food to persons in need residing in the Starpoint School District area, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the above mentioned organizations as follows:

Pendleton Community & Business Association	\$1,500.00
Pendleton Veterans Association	\$1,000.00
Pendleton Lions Club	\$1,000.00
Pendleton Seniors	\$1,000.00
Pendleton Historical Society	\$1,000.00
Wendelville Volunteer Fire Company	\$1,000.00
Pendleton Food Pantry	\$1,000.00

Moved by Hill, seconded by Robins.
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-083-22

From: Legislators Irene M. Myers, Rebecca J. Wydysh and Economic Development Committee.

Dated: September 13, 2022

RESOLUTION IN SUPPORT OF INTER-COMMUNITY SERVICES, INC. CARE-N-SHARE FOOD PANTRY THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, The Inter-Community Services, Inc. Care-N-Share Food Pantry is a volunteer group that helps to provide services for food and clothing to meet the needs of individuals and families through the operation of the food pantry and provide access to quality clothing to community members, and

WHEREAS, the Inter-Community Services, Inc. Care-N-Share Food Pantry has been serving the communities of Ransomville, Youngstown, Lewiston, Sanborn and some parts of Wilson and Cambria since 2015, while prior to 2015 it operated as the Care -n-Share Food Pantry, and

WHEREAS, the Inter-Community Services, Inc. Care-N-Share Food Pantry served over 62 families in June, equating to 1089 meals, and typically have 175 families that are provided food through the monthly mobile pantry, and

WHEREAS, the Inter-Community Services, Inc. Care-N-Share Food Pantry will provide food and clothing on an emergency basis, such as in the event of a fire, and

WHEREAS, supporting the Inter-Community program with Community Partnership Funds will help offset rent costs of a new location, which will allow them more room to operate, and a much more feasible location, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Inter-Community Services, Inc. Care-N-Share Food Pantry by appropriating monies from said Community Partnership Fund as follows

Inter-Community Services, Inc. Care-N-Share Food Pantry	\$4,000.00
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Moved by Hill, seconded by Robins.
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-084-22

From: Legislator Irene M. Myers and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF CUB SCOUTS OF AMERICA PACK #829
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Cub Scouts of America provides the nation's foremost youth program of character development and values-based leadership training, allowing its youth to promote to the Boy Scouts of America program serving 2.2 million youth members between the ages of 5 and 21, and

WHEREAS Cub Scout Pack #829 out of Youngstown, New York is a very active pack in our community, and

WHEREAS the COVID-19 pandemic significantly impacted the ability of Pack #829 to conduct their annual fundraisers, which help support a number of scout initiatives and offset the costs of educational material, equipment purchases, pack activities and uniforms, now, therefore be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports Cub Scout Pack #829 by appropriating monies from said Community Partnership Fund as follows:

Cub Scout Pack #829	\$2,000.00
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-085-22

From: Legislator Irene M. Myers and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF BOY SCOUTS OF AMERICA TROOP #829
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Boy Scouts of America (BSA) provides the nation's foremost youth program of character development and values-based leadership training, serving 2.2 million youth members between the ages of 5 and 21, and

WHEREAS, BSA Troop 829 out of Youngstown, New York is a very active troop in our community, and

WHEREAS the COVID-19 pandemic significantly impacted the ability of Troop 829 to conduct their annual fundraisers, which help support number scout initiatives including camperships for needy scouts; equipment purchases, troop activities and trips, as well as Eagle Scout projects which directly benefits our community, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports Boy Scouts of America Troop 829 by appropriating monies from said Community Partnership Fund as follows:

Boy Scout Troop 829	\$3,000.00
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Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-086-22

From: Legislators Shawn A. Foti, Irene M. Myers, Michael A. Hill, David E. Godfrey, Rebecca J. Wydysh, Richard L. Andres, Randy R. Bradt, William J. Collins, Anthony J. Nemi, Jesse P. Gooch, Christopher Voccio and Richard E. Abbott.

Dated: September 13, 2022

A RESOLUTION IN SUPPORT OF SENATE BILL S9509 TO ELIMINATE THE FARM LABORERS WAGE BOARD CREATED THROUGH THE FARM WORKERS FAIR LABOR PRACTICES ACT

WHEREAS, Niagara County is in full support of legislation to repeal the Act, Section 674-a of the Labor Law, relating to establishing the Farm Laborers Wage Board and urging Governor Hochul to eliminate the three-member Farm Laborers Wage Board, and

WHEREAS, the Wage Board is charged with making a recommendation on whether to reduce the current 60-hour overtime threshold for farm workers to 40 hours, and

WHEREAS, in January 2022, after numerous public hearings on the issue that included testimony from farmers, farm workers and industry stakeholders, the Wage Board recommended lowering the threshold, despite the fact that more than 70 percent of the testimony conveyed the harm that would be caused by such a change, and

WHEREAS, the Wage Board proposes four-hour decreases in the overtime threshold every other year. Farmers would pay overtime wages up front and then be reimbursed for overtime hours, which it would be unlikely, hours worked over 60 hours would be covered by tax credit, and

WHEREAS, the Wage Board has just one member with an agricultural background, making it ill-equipped to render sound, informed decisions concerning New York State's critically-important agriculture industry, and

WHEREAS, data from a 2021 Cornell University study is being ignored by the Wage Board which showed that lowering the threshold would economically hurt both farmers and farm workers, and

WHEREAS, New York State farmers continue to face a tremendous number of challenges outside of their control including changes in consumer demand leading to price change, obtaining labor, climate change regulation and mandates, land management policies, foreign and regional market competition, NYS regulations, livestock and crop disease, and

WHEREAS, farmers are heavily relied on to continue to produce food during shortages throughout the country while keeping in mind that farmers and farm workers remained constant during the pandemic, and

WHEREAS, New York State farms donate the majority of produce used in food pantries and local feeding programs. These programs will suffer due to higher mandated costs of labor, making less donated produce available to Nourish NY programs, and

WHEREAS, Niagara County is urging the State Legislature to provide the farmers and farm workers relief from the already onerous burden the Farm Workers Fair Labor Practices Act and other existing government mandates have placed our farms at a competitive disadvantage with neighboring states and Canada, now, therefore, be it

RESOLVED, Niagara County emphatically opposes any decrease to the 60 hour farm worker overtime threshold proposed by the Farm Laborers Wage Board, and be it further

RESOLVED, Niagara County urges Governor Hochul to strongly consider repealing the Act, section 674-a of the Labor Law, relating to establishing the Farm Laborers Wage Board and eliminating the three-member Farm Laborers Wage Board, and be it further

RESOLVED, that copies of this resolution be sent to Governor Hochul, Senate Majority Leader Stewart-Cousins, NYS Assembly Speaker Heastie, Senator Ortt, and Assembly members Morinello, McMahon, Norris and Hawley, the New York Farm Bureau and NYSAC.

Moved by Foti, seconded by Myers.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-087-22

From: Legislators Mark J. Grozio, Christopher A. Robins, Jeffery Elder and Christopher Voccio.

Dated: September 13, 2022

**NIAGARA COUNTY SHERIFF'S OFFICE
INTER-MUNICIPAL PATROL VEHICLE AGREEMENT**

WHEREAS, Niagara County currently possesses a 2015 Chevrolet Tahoe previously used by the Niagara County Sheriff's Office with an odometer reading of approximately 123,000 which is no longer needed for County use and which the County wishes to declare as surplus property, and

WHEREAS, the Niagara Falls Fire Department has need of a vehicle matching the above description for use by the Niagara Falls Fire Department in the performance of their duties, and

WHEREAS, an Inter-Municipal Agreement between the County of Niagara and the Niagara Falls Fire Department has been drafted by the County Attorney's Office which details the terms of a transfer of the aforementioned 2015 Chevrolet Tahoe, now, therefore, be it

RESOLVED, that the County of Niagara declares the 2015 Chevrolet Tahoe to be surplus property and authorizes an agreement with the Niagara Falls Fire Department transfer the ownership of the 2015 Chevrolet Tahoe, and be it further

RESOLVED, that following the County Attorney's review, the Chairman of the Legislature be, and hereby is, authorized to execute the agreement with the Niagara Falls Fire Department.

Moved by Grozio, seconded by Elder.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-088-22

From: Legislator Irene M. Myers and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE AMERICAN LEGION POST #830-RANSOMVILLE
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, The American Legion is the nation's largest wartime veteran's organization advocating patriotism and honor to the veterans, service members and communities it serves, and

WHEREAS, The American Legion's success depends entirely on active membership, participation, and volunteerism, and

WHEREAS, American Legion Post #830 would like to recognize veterans through the "Hometown Hero Program", and

WHEREAS, the COVID-19 pandemic put financial strain on the post, which significantly impacted the ability of American Legion Post #830 to conduct fundraising for its daily operations expense, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the American Legion O. Leo Curtiss Post #830 by appropriating monies from said Community Partnership Fund as follows:

American Legion Post #830	\$1000.00
Moved by Hill, seconded by Robins.	
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.	

Resolution No. IL-089-22

From: Legislator Irene M. Myers and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE YOUNGSTOWN VOLUNTEER FIRE COMPANY
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, The Youngstown Volunteer Fire Company has been serving the residents of Youngstown and the Town of Porter since 1911, and

WHEREAS, The Youngstown Volunteer Fire Company is raising money for a new ambulance, along with turnout gear and air packs, and

WHEREAS, this equipment is necessary for the safety of the first responders and those in need of emergency/lifesaving services, and

WHEREAS, the COVID-19 put financial strain on many fire companies and volunteer organizations due to the lack of fundraising abilities, thus delaying purchases of lifesaving equipment, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Youngstown Volunteer Fire Company by appropriating monies from said Community Partnership Fund as follows:

Youngstown Volunteer Fire Company	\$1,000.00
Moved by Hill, seconded by Robins.	
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.	

Resolution No. IL-090-22

From: Legislators Rebecca J. Wydysh, Irene M. Myers and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE HISTORICAL ASSOCIATION OF LEWISTON, INC.
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Historical Association of Lewiston, Inc. is a not-for-profit organization dedicated to preserving and promoting the rich heritage of the Lewiston area through community events and its maintenance of the Lewiston Museum, and

WHEREAS, the association has planned its annual Lewiston Jeopardy fundraiser event for September 15, 2022, and

WHEREAS, the event will bring together association members, local leaders, and residents for a night of trivia and fun, while raising funds for the ongoing work of the Historical Association of Lewiston, Inc. and the Lewiston Museum, and

WHEREAS, the Niagara County Legislature wishes to support the continuation of programs and projects that enhance our local quality of life, protect our cherished historical landmarks and buildings, and promote our unique and valued heritage assets, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the efforts of the Historical Association of Lewiston, Inc. by appropriating monies from said Community Partnership Fund as follows:

Historical Association of Lewiston, Inc.	\$1,000.00
Moved by Hill, seconded by Robins.	
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.	

Resolution No. IL-091-22

From: Legislator Shawn A. Foti and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF NEWFANE BUSINESS ASSOCIATION
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the mission of Newfane Business & Professional Association (NBPA) is to promote the business within their membership area and grow the community by using the expertise of existing members and the town, county, state, and federal government organizations, and

WHEREAS, the NBPA is hosted a first ever "Newfane Community Day" event on August 27th 2022 which brought together residents of the community for a family friendly event and supported local businesses/vendors, and

WHEREAS, it is beneficial for the town to host events such as this in order to create and promote community togetherness and support for residents, and

WHEREAS, financial support from the Community Partnership Fund will help offset costs for the event including bands, entertainment, dunk tank, community groups, vendors, etc., now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports "Newfane Community Day" event hosted by Newfane Business Association by appropriating monies from said Community Partnership Fund as follows:

Newfane Business Association	\$2,500.00
Moved by Hill, seconded by Robins.	
Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.	

Resolution No. IL-092-22

From: Legislator Jesse P. Gooch and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE BOY SCOUTS OF AMERICA TROOP 833
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Boy Scouts of America (BSA) provides the nation's foremost youth program of character development and values-based leadership training, serving 2.2 million youth members between the ages of 5 and 21, and

WHEREAS, BSA Troop 833 located in Niagara-Wheatfield is a very active troop in our community, and

WHEREAS, the COVID-19 pandemic significantly impacted the ability of Troop 833 to conduct their annual fundraisers, which help support numerous scout initiatives including camperships for needy scouts; equipment purchases, troop activities and trip; and Eagle Scout projects which directly benefit our community, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports Boy Scouts of America Troop 833 by appropriating monies from said Community Partnership Fund as follows:

Boy Scout Troop 833

\$2,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-093-22

From: Legislators Christopher Voccio, Jeffrey Elder and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF PINE AVENUE REDEVELOPMENT PROJECT
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Pine Avenue Redevelopment Project is an important neighborhood group dedicated to the prosperity of Pine Avenue in Niagara Falls, is an important corridor in the city, and

WHEREAS, the Pine Avenue Redevelopment Project has plans for concrete decorative planters, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports the Pine Avenue Redevelopment Project by appropriating monies from said Community Partnership Fund as follows:

Pine Avenue Redevelopment Project

\$6,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-094-22

From: Legislator Mark J. Grozio and Economic Development Committee.

Dated: September 13, 2022

**RESOLUTION IN SUPPORT OF THE GREATER NIAGARA BALLET COMPANY (GNBC)
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, The Greater Niagara Ballet Company, located in the City of Niagara Falls, serves local youth and families from the City of Niagara Falls and surrounding areas with extracurricular activities in their music curriculum, and

WHEREAS, funding is needed to assist local youth and families from The Greater Niagara Ballet Company, and for instructors to encourage participation to attend the cultural performance of The Nutcracker Ballet, and

WHEREAS, monies will help ensure the safety of local youth and families assisting them in transportation and maintain and support their music curriculum, and

WHEREAS, the GNBC strives to continue to provide our local youth and families a safe and structured entertainment and to help with financial difficulties so that every child can access extracurricular activities, and

WHEREAS, to continue to support The Greater Niagara Ballet Company for the commitment to our local youth and families of the area and the Niagara County Legislature wishes to support this influx of revenue, now, therefore, be it

RESOLVED, that Niagara County's Community Partnership Fund was established in the 2022 budget, and be it further

RESOLVED, that Niagara County supports The Greater Niagara Ballet Company by appropriating monies from said Community Partnership Fund as follows:

Greater Niagara Ballet Company

\$1,000.00

Moved by Hill, seconded by Robins.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Resolution No. IL-095-22

From: Legislators Shawn A. Foti, Rebecca J. Wydysh, Randy R. Bradt, Michael A. Hill, David E. Godfrey, Richard L. Andres, Irene M. Myers, Jesse P. Gooch, Christopher Voccio, William J. Collins, Anthony J. Nemi, Richard E. Abbott, Christopher A. Robins, Mark J. Grozio and Jeffrey Elder.

Dated: September 13, 2022

**A RESOLUTION IN OPPOSITION TO NEW YORK STATE ACTIONS RESTRICTING 2ND
AMENDMENT RIGHTS**

WHEREAS, Niagara County has a long, proud tradition of staunchly supporting the 2nd Amendment of the United States Constitution, and

WHEREAS, the Niagara County Legislature created a Gun Owners Advisory Panel last year to further promote the safe and responsible gun ownership rights of residents across Niagara County, and

WHEREAS, in the wake of the evil, heinous actions against defenseless persons at Tops Market in Buffalo, the New York State Legislature seized on that terrible tragedy to rush through 10 new laws that are meant to erode the right of legal gun owners and punish the legal & legitimate businesses in the firearms industry, and

WHEREAS, shortly thereafter, the Bruen Opinion was handed down from the United States Supreme Court striking down the restrictive nature of laws limiting and pertaining to Pistol Permits in New York, and

WHEREAS, with the ink barely dry on New York's newest gun laws, the New York State Senate and Assembly, in response to the Bruen Opinion, rushed to pass S.51001 & A.41001 during an Extraordinary Session that essentially gutted the Second Amendment rights of citizens across New York State to carry their concealed firearm in public, and

WHEREAS, the New York State Sheriffs' Association recognized, these new laws as "punitive licensing requirements that aim only to restrain and punish law-abiding citizens who wish to exercise their Second Amendment Rights", and

WHEREAS, as county legislators, we take an oath of office to uphold the Constitution and this a clearly a flagrant violation of the constitutional rights of our citizens, taking away their ability to protect themselves and their loved ones and creating a bureaucratic boondoggle that ultimately seeks to disarm our residents, now therefore, be it

RESOLVED, that the Niagara County Legislature is committed to pursuing all legislative and legal remedies, either alone or in concert with other like-minded counties and organizations, to overturn this assault on our Constitutional rights, and be it further

RESOLVED, that copies of this resolution be sent to all county governments in New York State with hope that we can join together to overturn these wrong-headed laws.

Moved by Foti, seconded by Nemi.

Adopted. 14 Ayes, 0 Noes, 1 Absent – Bradt.

Moved by Hill, second by Robins to enter into Executive Session at 7:10 p.m. to discuss Union Contract.

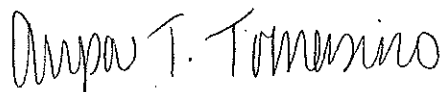
Moved by Myers, second by Collins to adjourn Executive Session at 7:50 p.m.

Resolution No. CW-018-22 was read at this time. (Appears in numerical order)

Moved by Hill, seconded by Robins that the Board adjourn.

The Chairman declared the Board adjourned at 7:53 p.m., subject to the call of the Clerk.

0 citizens spoke at this time on the General Welfare of the County.



Alysa T. Tomasino, Clerk