



AGENDA
NIAGARA COUNTY LEGISLATURE
January 16, 2018 – 7:00 P.M.

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

Mary Jo Tamburlin, Clerk
Niagara County Legislature

The next meeting of the Legislature will be held on February 20, 2018



AGENDA
NIAGARA COUNTY LEGISLATURE
January 16, 2018 – 7:00 P.M.

Regular Meeting – January 16, 2018

- *AD-001-18** Administration, re Authorization for Real Property Tax Refunds/Corrections 2018 – Real Property
- *AD-002-18** Administration, re Authorization to Convey Certain Real Property (Town of Lockport, New York)
- *CSS-001-18** Community Safety & Security and Administration Committees, re 2018 Probation Software Maintenance Agreement for Caseload Explorer – Probation
- *CSS-002-18** Community Safety & Security and Administration Committees, re Probation Budget Modification - Juvenile EHM – Probation
- *CSS-003-18** Community Safety & Security Committee, re Niagara County Public Defender’s Office Accept Office of Indigent Legal Services (OILS) Distribution #3 (C000329) Grant – Public Defender
- *CSS-004-18** Community Safety & Security and Administration Committee, re Niagara County Sheriff’s Office Abolish Criminal Investigator Position and Create and Fill Lieutenant Position – Sheriff
- *CSS-005-18** Community Safety & Security and Administration Committees, re Niagara County Sheriff’s Office Budget Modification Donation for Car Seats – Sheriff
- *CSS-006-18** Community Safety & Security and Administration Committees, re Niagara County Sheriff’s Office Budget Modification – STOP DWI Foundation Grant – Sheriff
- IL-002-18** Legislators John Syracuse and David E. Godfrey, re Adoption of a Local Law Increasing the Salary of the County Coroner District 1, Niagara Falls
- IL-003-18** Legislators Wm. Keith McNall, Randy R. Bradt, John Syracuse, Richard L. Andres, David E. Godfrey, et al., re Resolution calling on Governor Cuomo to Delay the Pistol Permit Recertification Deadline

- IL-004-18** Legislator Richard L. Andres, re Resolution Urging the State to Restore Funding for Land Banks Pursuant to Recommendations of New York State Association of Land Banks
- IL-005-18** Legislator Clyde L. Burmaster, re Resolution in Support of Important Safety Needs by the Town of Porter for communication Equipment Vitally Necessary in Case of Emergency
- IL-006-18** Legislator Randy R. Bradt, re Resolution Seeking Final Disposition of Salvadoran "Refugees" Living in New York State, Including Potential Deportation and/or Termination of Public Benefits, and Directing County Agencies to Disregard Guidance from Governor Cuomo that is in Opposition to the Directives of the Federal Department of Homeland Security


Mary Jo Tamburlin, Clerk
Niagara County Legislature

*** Indicates Preferred Agenda items**

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

The next meeting of the Legislature will be held on February 20, 2018

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee DATE: 01/16/18 RESOLUTION# AD-001-18

APPROVED BY
CO. ATTORNEY



REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
AD - 1/8/18

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____
Rejected: Ayes _____ Abs. _____ Noes _____
Referred: _____

**AUTHORIZATION FOR REAL PROPERTY TAX
REFUNDS/CORRECTIONS - 2018**

WHEREAS, New York State Real Property Tax Law, sections 554 and section 556, provides for an administrative correction of error process that assists property owners in obtaining refunds and/or corrections for real property tax payments or billings, and

WHEREAS, certain clerical errors, unlawful entries and errors in essential fact, as defined in the New York State Real Property Tax Law, are permitted to be corrected by a taxing jurisdiction based upon the recommendation of the Director of Real Property Tax Services, and

WHEREAS, the taxing jurisdiction can delegate, by resolution, on an annual basis, to an official who is empowered to authorize payment of bills without prior audit, the authority to perform the duties of the tax levying body in regard to Real Property Tax Law, Sections 554 and 556, now, therefore, be it

RESOLVED, that the Niagara County Treasurer is hereby delegated the authority to perform the duties of the tax levying body during 2018 when the Real Property Tax Director's recommended refund and/or correction is twenty-five hundred dollars or less, and be it further

RESOLVED, that on or before the fifteenth day of each month, the Niagara County Treasurer shall submit a report to the Niagara County Legislature of the refunds and or corrections processed during the preceding month, containing the name of each recipient, the location of the property, and the amount of the refund.

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Administration Committee

DATE: 01/16/18

RESOLUTION # AD-002-18

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
AD - 1/8/18

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

**AUTHORIZATION TO CONVEY CERTAIN REAL PROPERTY
(TOWN OF LOCKPORT, NEW YORK)**

WHEREAS, the County of Niagara is the owner of record of a certain parcel which was formerly part of Tonawanda Creek Road in the Town of Lockport New York which now creates a gap between real property owned by James R. Haley and Ellen E. Haley and the relocated Tonawanda Creek Road, and

WHEREAS, James R. Haley and Ellen E. Haley through their counsel have notified the County of Niagara of their interest in receiving title to said parcel in return for nominal consideration of one dollar (and no more), and

WHEREAS, said parcel has no market value and the transfer of title of said parcel to James R. Haley and Ellen E. Haley is in best interest of the County of Niagara and its taxpayers, and

WHEREAS, the transfer of said parcel to James R. Haley and Ellen E. Haley will not result in the termination or impairment of any rights of the County Niagara, now, therefore, be it

RESOLVED, that, pursuant to County Law §215 (8) the Niagara County Legislature hereby authorizes and directs the Chairman of the Niagara County Legislature to convey title to the parcel of land in front of 7060 Tonawanda Creek Road located in the Town of Lockport, County of Niagara and State New York (former Tonawanda Creek roadbed) to the abutting land owners James R. Haley and Ellen E. Haley by quit claim deed with a the legal description, subject to review by the Niagara County Attorney of all transfer documents and, be it further

RESOLVED, that Chairman of the Niagara County Legislature as determined by the Niagara County Attorney, is authorized to execute and deliver the quit claim deed and any and all documents reasonable and necessary to accomplish the transfer authorized by this resolution.

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security DATE: 01/16/18 RESOLUTION# CSS-001-18
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION

LEGISLATIVE ACTION

CSS - 1/8/18

Approved: Ayes _____ Abs. _____ Noes _____

AD - 1/18/18

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

2018 PROBATION SOFTWARE MAINTENANCE AGREEMENT FOR CASELOAD EXPLORER

WHEREAS, the Niagara County Probation Department has been using the Caseload Explorer case management software system since 2008, and

WHEREAS, Caseload Explorer is used by the Probation Department to track and manage all aspects of Probation cases, generate reports used to effectively manage and ensure efficiency in the Probation Department, automatically update the NYS Integrated Probation Registration System, NYS criminal history records, the DCJS Sex Offender Registry, and the statewide Pre-Sentence Investigation Repository as well as generate data and reports required by NYS to ensure continued funding, and

WHEREAS, AutoMon, LLC is the only company to offer Caseload Explorer, and Caseload Explorer is the only probation case management software system with access to the aforementioned state systems and the ability to generate the specific data reports required by NYS Department of Criminal Justice Services, and

WHEREAS, the maintenance costs and user fees associated with Caseload Explorer are included in the approved 2018 Niagara County Budget, now, therefore, be it

RESOLVED, that the Niagara County Legislature does hereby determine that AutoMon, LLC is the "sole source" of the software needed by the Probation Department, and soliciting alternate proposals is therefore not feasible, and be it further

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized to sign the software maintenance agreement for Caseload Explorer in the amount of \$12,486.63 for the period of January 1, 2018 through December 31, 2018, subject to approval by the County Attorney's Office.

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security DATE: 01/16/18 RESOLUTION# CSS-002-18
Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
CSS - 1/8/18
AD - 1/8/18

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

PROBATION BUDGET MODIFICATION – JUVENILE EHM

WHEREAS, the Niagara County Probation Department submitted a proposal to the Niagara County Department of Social Services to use STSJP funding, provided by NYS Office of Family and Children Services, to provide electronic monitoring services for “at risk” juveniles as an alternative to detention and placement imposed by the Family Court of Niagara County, and

WHEREAS, the Niagara County Department of Social Services was awarded STSJP funding for the period of October 1, 2017 through September 30, 2018, and electronic monitoring services for “at risk” juveniles were approved as part of the Department of Social Services STSJP Plan, and

WHEREAS, avoiding the use of cost prohibitive detention and/or placement of youth that could be safely supervised in the community by the Probation Department with the use of electronic monitoring will create significant cost savings for Niagara County and enhance public safety, and

WHEREAS, the Probation Department can provide the services necessary to assist the Department of Social Services, and

WHEREAS, the Department of Social Services is desirous to retain the Probation Department to provide said services, and

WHEREAS, the Department of Social Services has made the funds for juvenile electronic monitoring available to the Probation Department in the amount of \$19,872, and

WHEREAS, the Probation Department will procure the necessary monitoring equipment and services through an approved vender with a NYS Office of Government Services contract, and provide supervision services, now, therefore, be it

RESOLVED, that the Probation Department accepts the funding from the Department of Social Services, and be it further

RESOLVED, that the Probation Department will provide electronic monitoring services for juveniles as agreed upon in a Memorandum of Understanding with the Department of Social Services, and be it further

RESOLVED, that the 2018 Probation Department Budget be modified as followed:

INCREASE REVENUE:

A.18.3140.000 .XXXX STSJP funds from DSS \$19,872

INCREASE APPROPRIATIONS:

A.18.33140.000 .74500.01 Contractual Expenses \$19,872

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

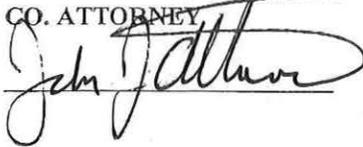
NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security
Committee

DATE: 01/16/18

RESOLUTION # CSS-003-18

APPROVED BY
CO. ATTORNEY



REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
CSS - 1/8/18

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

**NIAGARA COUNTY PUBLIC DEFENDER'S OFFICE
ACCEPT OFFICE OF INDIGENT LEGAL SERVICES (OILS)
DISTRIBUTION #3 (C000329) GRANT**

WHEREAS, the 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 \$329,289 for the period of June 1, 2013, through May 31, 2016, and

WHEREAS, these funds are to be used to improve the quality of legally mandated representation in Niagara County, and

WHEREAS, the Public Defender's Office will use these funds for the Public Defender salary and fringe benefits, Maintenance in Lieu of Rent (MILOR), and the Public Defender Case Management System (PDCMS) annual maintenance and software support agreement, and

WHEREAS, funding from the New York State Office of Indigent Legal Services for the above items is necessary so that the Niagara County Public Defender's Office can continue providing quality services pursuant to Article 18-B of the County Law, 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.

COMMUNITY SAFETY & SECURITY
COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security DATE: 01/16/18 RESOLUTION # CSS-004-18

Committee and Administration Committee

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

COMMITTEE ACTION
CSS - 1/8/18

AD - 1/8/18

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____

**NIAGARA COUNTY SHERIFF'S OFFICE
ABOLISH CRIMINAL INVESTIGATOR POSITION AND
CREATE AND FILL LIEUTENANT POSITION**

WHEREAS, the Niagara County Sheriff reviews all positions in the Sheriff's Office budget to ensure that positions, duties and supervision are at an appropriate level to ensure the most effective operation of the Sheriff's Office for the safety and security of the Niagara County residents, and

WHEREAS, the Sheriff has determined that additional supervision is needed in the Criminal Investigation Bureau, and

WHEREAS, the Sheriff's Office has experienced the retirement of a Criminal Investigator at the end of 2017, and

WHEREAS, the Sheriff would satisfy the need for supervision by abolishing a Criminal Investigator position and creating a Lieutenant position which would also handle investigative duties, and

WHEREAS, the Criminal Investigator Step 1 rate is \$35.85/hour and the Lieutenant Step 1 rate is less at \$35.74/hour so there is no additional cost to the county, now, therefore, be it

RESOLVED, that the position #00433 Criminal Investigator be abolished and a Lieutenant position be created and filled, and be it further

RESOLVED, that the following modifications to the 2018 budget be effectuated:

DECREASE APPROPRIATION:

A.17.3110.000.71010.00 Position Expense \$75,912
(Investigator Position #00433)

INCREASE APPROPRIATION:

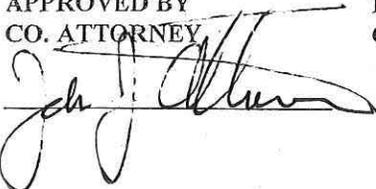
A.17.3110.000.71010.00 Position Expense \$75,912
(Lieutenant Position # to be determined)

COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Community Safety & Security DATE: 01/16/18 RESOLUTION # CSS-006-18
Committee and Administration Committee

APPROVED BY CO. ATTORNEY	REVIEWED BY CO. MANAGER	COMMITTEE ACTION	LEGISLATIVE ACTION
		<u>CSS - 1/8/18</u>	Approved: Ayes _____ Abs. _____ Noes _____
		<u>AD - 1/8/18</u>	Rejected: Ayes _____ Abs. _____ Noes _____
			Referred: _____

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – STOP DWI FOUNDATION GRANT**

WHEREAS, the New York State Governor's Traffic Safety Committee, STOP-DWI Foundation has notified the Niagara County Sheriff's Office of an additional \$10,000 in grant funds available to use this year, and

WHEREAS, the grant funds are utilized for enforcement efforts by multiple law enforcement agencies during peak holidays with the goal of reducing the number of crashes, injuries and deaths on Niagara County roads, and

WHEREAS, it is necessary to modify revenue and appropriations to utilize these funds, now, therefore, be it

RESOLVED, that the following line item transfers be effectuated:

INCREASE REVENUE:

A.17.3315.000.44389.09	Other Public Safety Traffic	\$10,000
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INCREASE APPROPRIATIONS:

A.17.3315.000.74400.09	Miscellaneous Expenses Payments Other Agencies	\$10,000
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COMMUNITY SAFETY & SECURITY
COMMITTEE

ADMINISTRATION COMMITTEE

NIAGARA COUNTY LEGISLATURE

FROM: Legislators John Syracuse and
David E. Godfrey

DATE: 01/16/18

RESOLUTION# IL-002-18

APPROVED BY
CO. ATTORNEY

REVIEWED BY
CO. MANAGER

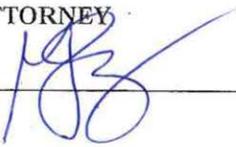
COMMITTEE ACTION

LEGISLATIVE ACTION

Approved: Ayes _____ Abs. _____ Noes _____

Rejected: Ayes _____ Abs. _____ Noes _____

Referred: _____



**ADOPTION OF A LOCAL LAW INCREASING THE SALARY OF THE COUNTY CORONER
DISTRICT 1, NIAGARA FALLS**

WHEREAS, Legislator John Syracuse and Legislator David E. Godfrey present in writing the following proposed Local Law:

A Local Law of the County of Niagara, New York for the year 2018 increasing the salary of the County Coroner District 1, Niagara Falls;

WHEREAS, a public hearing was held on the 16th day of January, 2018 at 6:45 p.m. in the Legislative Chambers, Courthouse, Lockport, New York, on said Local Law, and

WHEREAS, _____ people appeared to speak on said Local Law, and

WHEREAS, _____ amendment(s) was (were) made to said Local Law, now, therefore, be it

RESOLVED, that a Local Law of the County of Niagara, New York increasing the salary of the County Attorney be enacted by the County Legislature of the County of Niagara, as follows:

1. The salary of the County Coroner District 1 shall be increased from \$17,500 per year to \$25,500 per year commencing immediately upon the effective date of this local law.
2. This Local Law shall become effective in accordance with the statutes of the State of New York.

LEGISLATOR JOHN SYRACUSE

LEGISLATOR DAVID E. GODFREY

NIAGARA COUNTY LEGISLATURE

FROM: Legislators Wm. Keith McNall, Randy R. Bradt, DATE: 01/16/18 RESOLUTION # IL-003-18
John Syracuse, Richard L. Andres, David E. Godfrey, et al.

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

RESOLUTION CALLING ON GOVERNOR CUOMO TO DELAY THE PISTOL PERMIT DEADLINE

WHEREAS, on January 4, 2018 Senator Robert G. Ortting called on Governor Cuomo to delay the NY SAFE Act's pistol recertification deadline, and

WHEREAS, this Legislative body has long advocated for the protection of the rights afforded our citizens under the Constitution, which has for generations guided our Nation and served as a framework to our republic and society, and

WHEREAS, the Second Amendment of the United States provides for the "right of the people to keep and bear arms" and further states that this right "shall not be infringed", and

WHEREAS, members of the Niagara County Legislature, being elected to represent the people of Niagara County, are duly sworn by their oath office to uphold the Constitution of the United States, and

WHEREAS, members of the New York State Assembly and the New York State Senate, being elected by the people of New York State, are duly sworn by their oath of office to uphold the Constitution of the United States, and

WHEREAS, the Civil Rights Law of the Senate of New York States in Article 2 Section 4, "Right to keep and bear arms. A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms cannot be infringed", and

WHEREAS, the enactment of the NY SAFE Act has engendered significant controversy over both the process by which it was enacted and certain provisions contained within, and

WHEREAS, the New York State SAFE Act's pistol permit recertification is fast approaching, pistol permit holders who fail to recertify their license by the January 31, 2018 deadline will result in having their license revoked, and

WHEREAS, with approximately 33,000 Niagara County pistol permits that need to be renewed and many permit holders not receiving the proper paperwork alerting them of this deadline, now, therefore, be it

RESOLVED, the Niagara County Legislature is calling upon Governor Cuomo to delay or extend the pistol permit deadline, which will allow the residents and the county clerks of the state the appropriate time to process, now, be it further

RESOLVED, that the clerk of the Legislature shall forward certified copies of this Resolution to the Governor of the State of New York Andrew Cuomo, Senate Majority Leader John Flanagan, Senator Robert Ortting, Speaker of the New York State Assembly Carl Heastie, Assembly Minority Leader Brian M. Kolb, Assemblyman Angelo Morinello, Assemblyman Michael J. Norris, New York State Association of Counties, InterCounty of Western New York, Niagara County Clerk Joseph A. Jastrzemski and others deemed necessary and proper.

LEGISLATOR WM. KEITH MCNALL

LEGISLATOR RANDY R. BRADT

LEGISLATOR JOHN SYRACUSE

LEGISLATOR RICHARD L. ANDRES

LEGISLATOR DAVID E. GODFREY

LEGISLATOR WILLIAM J. COLLINS

LEGISLATOR REBECCA J. WYDYSH

LEGISLATOR KATHRYN L. LANCE

LEGISLATOR CLYDE L. BURMASTER

LEGISLATOR MICHAEL A. HILL

LEGISLATOR ANTHONY J. NEMI

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Richard L. Andres DATE: 01/16/18 RESOLUTION # IL-004-18

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

RESOLUTION URGING STATE TO RESTORE FUNDING FOR LAND BANKS PURSUANT TO RECOMMENDATION OF NEW YORK STATE ASSOCIATION OF LAND BANKS

WHEREAS, Niagara County did authorize and establish a land bank, the Niagara Orleans Land Improvement Corp., via IL-051-17 and ED-019-17, and

WHEREAS, said land bank did initiate operations upon state approval of its operations under Article 16 of the New York State Not-for-Profit Law and the Land Bank Act of 2011 in November 2017, and

WHEREAS, Land Banks are a proven solution for strengthening communities, revitalizing neighborhoods, supporting local economic development, creating more affordable housing, and protecting the environment, and

WHEREAS, grant monies previously administered via the Attorney General’s office for utilization by land banks are no longer available, and the New York State Association of Land Banks, comprised of the 23 land banks operating across the state, has been advocating for a dedicated funding source to be placed in the upcoming state budget, and

WHEREAS, since the Governor signed the Land Bank Act in 2011 properties all across the state have been rehabilitated and communities have been revitalized, including in neighboring counties, and

WHEREAS, NORLIC is prepared to address local issues of blight control and community revitalization provided it has adequate funding, now, therefore, be it

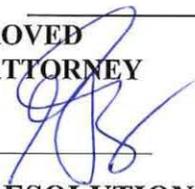
RESOLVED, that the Legislature of the County of Niagara does hereby call upon the New York State Legislature to enact funding either directly or through the 2018-2019 state budget for the purpose of funding land banks, and be it further

RESOLVED, that the County of Niagara shall forward copies of this Resolution to Governor Cuomo, Senate Temporary President and Majority Leader John Flanagan; Senator Robert G. Ort; Speaker of the Assembly Carl Heastie; Assembly Majority Leader Joseph D. Morelle; Assembly Minority Leader Brian M. Kolb; Member of the Assembly Michael J. Norris; Member of the Assembly Ray Walter; Member of the Assembly Angelo Morinello; Member of the Assembly Robin Schimminger; and all others deemed necessary and proper.

LEGISLATOR RICHARD L. ANDRES

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Clyde L. Burmaster DATE: 01/16/18 RESOLUTION # IL-005-18

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

RESOLUTION IN SUPPORT OF IMPORTANT SAFETY NEEDS BY THE TOWN OF PORTER FOR COMMUNICATION EQUIPMENT VITALLY NECESSARY IN CASE OF EMERGENCY

WHEREAS, the ability to be able to communicate between all agencies in the event of emergency situations as well as daily safety and efficiency for the sake of our Citizens all over the County, and

WHEREAS, the equipment for optimum coverage is expensive and often unavailable through municipality budgets, leaving our people, businesses, visitors and communities at serious risk should a crisis occur, and

WHEREAS, such condition does exist at present with critical need for communication radios which will bring the community to a state of readiness, now, therefore, be it

RESOLVED, that the sum of \$1,800.00 be granted to the Town of Porter for the purchase of two portable radios for use in communication and emergency preparedness in keeping the community safe and that the funds be awarded from Casino monies available, be it further

RESOLVED, that Niagara County supports the Town of Porter as follows:

Town of Porter	Two portable radios	\$1,800.00
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and be it further

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

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.812 40599.01	Appropriated Fund Balance - Committed Funds	\$1,800.00
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INCREASE APPROPRIATIONS:

A.28.8020.812 74400.15	Seneca Niagara Community Development Fund	\$1,800.00
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LEGISLATOR CLYDE L. BURMASTER

NIAGARA COUNTY LEGISLATURE

FROM: Legislator Randy R. Bradt DATE: 01/16/18 RESOLUTION # IL-006-18

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

RESOLUTION SEEKING FINAL DISPOSITION OF SALVADORAN “REFUGEES” LIVING IN NEW YORK STATE, INCLUDING POTENTIAL DEPORTATION AND/OR TERMINATION OF PUBLIC BENEFITS, AND DIRECTING COUNTY AGENCIES TO DISREGARD GUIDANCE FROM GOVERNOR CUOMO THAT IS IN OPPOSITION TO THE DIRECTIVES OF THE FEDERAL DEPARTMENT OF HOMELAND SECURITY

WHEREAS, Governor Andrew M. Cuomo did, on January 9, direct entities within New York State’s government to “increase outreach and communication to residents and communities impacted” by the Department of Homeland Security’s rescinding of the protected status of Salvadorans that came to the U.S. under federal “Temporary Protected Status” in 2001 after a major earthquake struck their county of residence, and

WHEREAS, there are currently 16,200 Salvadorans living in New York under a “temporary” status afforded them 17 years ago, and

WHEREAS, said long-term “temporary” refugees have been ordered to leave the United States by Sept. 9, 2019 or face deportation, and

WHEREAS, this Legislature affirms the Constitutional concepts of federal supremacy and federal authority to uphold borders and immigration laws, and deplores the actions of states such as California that have undertaken secessionist actions such as declaration of “Sanctuary” status, and

WHEREAS, this Legislature is skeptical that Governor Cuomo’s actions in defiance of federal authority, and

WHEREAS, this Legislature rejects the characterization of a 17-year residency as “Temporary Protected Status” and supports the termination of such status, and

WHEREAS, this Legislature notes that the Government of El Salvador did, on March 7, 2001, publish a “Recovery Plan from the Damage Caused by the Earthquakes of Jan. 13th and Feb. 13th, 2001,” and has taken actions to restore said country to a state of normalcy, and

WHEREAS, El Salvador, as of 2012, enjoyed an estimated 1.5% annual GDP growth and 6.9% unemployment, despite the earthquakes of a decade earlier, and

WHEREAS, this notes that those Salvadorans remaining in New York State and the United States that are able-bodied are not participating in the rebuilding of their country, now, therefore, be it

RESOLVED, that the Legislature of the County of Niagara does hereby direct its agencies to adopt a position of support for the policy promulgated by Secretary of Homeland Security Kirsten Nielsen and disregard any directives or requests from New York State that run contrary to its spirit and intent, and be it further

RESOLVED, that the Legislature of the County of Niagara deploras Governor Cuomo's actions in rebellion against the federal government, and be it further

RESOLVED, that the Legislature of the County of Niagara supports, fully, the Homeland Security order pertaining to the Temporary Protected Status of Salvadorans, and be it further

RESOLVED, that the County of Niagara shall forward copies of this Resolution to President Donald J. Trump, Secretary Nielsen, Governor Cuomo, Senate Temporary President and Majority Leader John Flanagan; Senator Robert G. Ort; Speaker of the Assembly Carl Heastie; Assembly Majority Leader Joseph D. Morelle; Assembly Minority Leader Brian M. Kolb; Member of the Assembly Jane L. Corwin; Member of the Assembly Ray Walter; Member of the Assembly Robin Schimminger; Assemblyman-Elect Michael J. Norris; Assemblyman-Elect Angelo Morinello; and all others deemed necessary and proper.

LEGISLATOR RANDY R. BRADT