

OFFICIAL RECORD

Lockport, New York
February 21, 2023

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 Legislators Bradt, Foti, Gooch, Myers and Robins.

Legislator Elder was called to the lectern to speak on the importance of Black History Month.

Chairman Wydysh presented the 2023 State of the County Address.

1 citizen spoke on the Agenda.

Moved by Hill, second by Grozio to accept the Preferred Agenda.

Resolution No. AD-002-23

From: Administration Committee.

Dated: February 21, 2023

REAL PROPERTY TAX CORRECTIONS/CANCELLATIONS NO. COE-2023 A

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

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

RESOLVED, that the applications and/or lien cancellations be approved and/or denied as set forth in the attached Exhibit No. COE-2023 A, which is made a part hereof, and subsequently be charged back to the applicable town, city, special district and school district within the County of Niagara.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-003-23

From: Administration Committee.

Dated: February 21, 2023

EXTENSION OF CLAIMS ADMINISTRATION CONTRACT BETWEEN THE NIAGARA COUNTY WORKERS' COMPENSATION PLAN MUTUAL SELF –INSURANCE PLAN ("MUSIP") AND OMNI UNDERWRITING MANAGERS LLC, D/B/A FUTURECOMP FROM JANUARY 01, 2023 TO DECEMBER 31, 2023.

WHEREAS, the Niagara County Legislature authorized the signing and delivery of a contract between MuSIP and OMNI Underwriting Managers LLC, d/b/a FutureComp. for the provision of claims administration services for the MuSIP for a twelve (12) month period from January 01, 2022 to December 31, 2022 at an annual fee of \$85,000, billed quarterly (Resolution AD-018-07), and

WHEREAS, OMNI Underwriting Managers LLC, d/b/a FutureComp, has rendered professional and competent services to the County and to the MuSIP pursuant to said, and

WHEREAS, the MuSIP requires, and OMNI Underwriting Managers LLC, d/b/a FutureComp has offered to render, the same professional services set forth in said agreement at the same annual fee of \$85,000 as it charged the MuSIP for the period covered by the previous agreement, now, therefore, be it

RESOLVED, that the Niagara County Legislature hereby approves the extension of the agreement between the MuSIP and OMNI Underwriting Managers LLC, d/b/a FutureComp, Inc., for a one (1) year period and two (2) successful annual renewal options with an addendum fee schedule for optional claims administration services, and be it further

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

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-004-23

From: Administration Committee.

Dated: February 21, 2023

COUNTY PARTICIPATION IN A COOPERATIVE INVESTMENT

WHEREAS, Section XII of the Niagara County Investment Policy authorizes the participation in a cooperative investment program with other authorized municipal corporations pursuant to Article 5-G of the General Municipal Law and in accordance with Article 3-A of the General Municipal Law, with approval from the County Legislature and County Manager, and

WHEREAS, the County Treasurer would like to pursue investments within the NY MuniTrust, a local government investment pool managed by Dreyfus, a division of BNY Mellon, and

WHEREAS, BNY Mellon is an approved bank depository for the County, and

WHEREAS, the NY MuniTrust has two separate investment funds available, the Excelsior Fund exclusive to Counties, and the Empire Fund for municipal corporations, and

WHEREAS, NY MuniTrust meets the requirements set forth by the Niagara County Investment Policy, allowable investments per General Municipal Law 11, and Articles 5-G and 3-A of the General Municipal Law, and

WHEREAS, it is beneficial for the County to have multiple investment options and a diversified portfolio, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to participate in the NY MuniTrust Excelsior and Empire Funds.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-005-23

From: Administration Committee.

Dated: February 21, 2023

DESIGNATION OF DEPOSITORY AND DEPOSIT AMOUNT

WHEREAS, pursuant to Section 212 of the County Law and Section 10 of the General Municipal Law, the Niagara County Legislature shall designate the depositories within the State of New York and the maximum which may be kept on deposit at any time in each depository, and

WHEREAS, the last designation by the County Legislature occurred on May 12, 2020, and

WHEREAS, since the last designation by the County Legislature, additional investment opportunities have become available and banks have changed due to mergers and acquisitions or expansions into the county marketplace, and

WHEREAS, it is beneficial to have numerous banks involved in the bidding process for investments and borrowings, now, therefore, be it

RESOLVED, that the maximum amounts to be deposited in the following bank depositories are as follows:

JP Morgan Chase Bank	\$110,000,000
Bank of America	\$110,000,000
Key Bank	\$110,000,000
M&T Bank	\$110,000,000
Evans Bank	\$110,000,000
Bank on Buffalo	\$110,000,000
BNY Mellon	\$110,000,000

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-006-23

From: Administration Committee.

Dated: February 21, 2023

FORMAL UPDATE OF THE NIAGARA COUNTY INVESTMENT POLICY

WHEREAS, Section 39 of the General Municipal Law requires each local government to adopt by resolution a comprehensive investment policy detailing the local government's operative policy and instructions to officers and staff regarding the investing, monitoring, and reporting of funds of the local government, and

WHEREAS, The County investment policy was last updated on December 1, 2020, and

WHEREAS, The New York State Office of the State Comptroller recommends that said investment policy be reviewed annually, and

WHEREAS, the revised investment policy meets the requirements of said General Municipal Law and the guidelines of the Office of the State Comptroller, now, therefore, be it,

RESOLVED, that the Niagara County Legislature hereby adopts the attached investment policy as the investment policy of the County of Niagara.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-007-23

From: Administration Committee.

Dated: February 21, 2023

BUDGET MODIFICATION – DISTRIBUTION OF SALES TAX

WHEREAS, the County Treasurer's Office has reviewed the year-to-date distribution of county-wide sales tax revenue for 2022, and

WHEREAS, sales tax revenue for the fiscal year 2022, the final payment of which was received in January 2023, came in higher than anticipated and must be accrued back to 2022 per Generally Accepted Accounting Principles (GAAP), and

WHEREAS, such unanticipated increase in sales tax revenue has led the County to distribute higher than anticipated amounts of revenue to the local municipalities, and

WHEREAS, budget modifications for the 2022 fiscal year can continue to be made into the first quarter of 2023, now, therefore, be it

RESOLVED, the following budget modification be effectuated to the 2022 County budget:

INCREASE ESTIMATED REVENUE:

A.07.1985.000 41110.01 Sales and Use Tax General Distribution	\$11,006,206
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INCREASE APPROPRIATION:

A.07.1985.000 74500.01 Distribution of Sales Tax	\$11,006,206
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. AD-008-23

From: Administration Committee.

Dated: February 21, 2023

**REQUESTING THE ENACTMENT OF A BILL AUTHORIZING AND EMPOWERING THE
COUNTY OF NIAGARA TO EXTEND THE ADDITIONAL RATE OF ONE PERCENT
SALES AND COMPENSATING USE TAX**

WHEREAS, the County of Niagara thereafter deemed it necessary to extend the additional one percent (1%) sales tax, as set forth in Home Rule Message Resolution CW-007-20 adopted March 10, 2020 and imposition resolution CW-018-20 adopted June 16, 2020 to enable the County of Niagara to continue to offset the cost of the local share of mandated Medicaid costs, and

WHEREAS, the extension of the one percent (1%) rate was imposed from the period beginning December 1, 2020 and ending November 30, 2023, and

WHEREAS, the Niagara County Legislature hereby finds that it is necessary to further extend the additional one percent (1%) sales tax for the period beginning December 1, 2023 and ending November 30, 2026 to enable the County of Niagara to continue to offset the cost of the local share of mandated Medicaid costs, now, therefore, be it

RESOLVED, that the Niagara County Legislature requests and urges the New York Senate to work with the New York State Assembly, along with the Governor to enact a bill to authorize the County of Niagara to

continue to impose an additional one percent (1%) rate of tax for the period beginning December 1, 2023 and ending November 30, 2026 in addition to the three percent (3%) the County is authorized to impose and to dedicate the funds from the additional one percent (1%) rate to the payment of the local share of Medicaid costs, said authorization in the form of a Senate Bill and an Assembly Bill.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-004-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

NIAGARA COUNTY YOUTH BUREAU – NEW YORK STATE AID APPLICATION

WHEREAS, the County of Niagara has been designated as eligible to receive State Aid for 2022 youth programs through its Youth Bureau from the New York State Office of Children and Family Services in the amount of \$191,813, \$41,051, \$63,867, and

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

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

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

Youth Development Program	\$191,813
Youth Sports and Education Opportunity	\$ 41,051
Runaway and Homeless Youth	\$ 63,867
 TOTAL	 \$296,731

and be it further,

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

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-005-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

ABOLISH AND CREATE POSITIONS – SOCIAL SERVICES

WHEREAS, the Department of Social Services is committed to helping individuals and families who are most in need in our community, and

WHEREAS, an Employment Case Manager position would support our population of homeless individuals in need of housing and case management services and allow for more direct support services for applicants and recipients of public assistance, and

WHEREAS, upon evaluation of the increased needs of the Department, it was determined that an Employment Case Manager position would more directly impact service delivery to clients than that of a Job Developer, and

WHEREAS, the abolishment of a Job Developer position and creation of an Employment Case Manager position would be a cost savings to Niagara County, now, therefore, be it

RESOLVED, that a vacant Job Developer position #4707, Group 11, step 1 at \$31.26 per hour be abolished effective March 6, 2023, and be it further

RESOLVED, that an Employment Case Manager position, Group 10, Step 1 at \$28.74 per hour, be created and filled effective March 6, 2023, and be it further

RESOLVED, that the following line item transfer be effectuated to the Social Services 2023 budget:

FROM:

A.22.6010.000 71010.4707	Job Developer	\$ 43,254
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TO:

A.22.6010.000 71010.XXXX	Employment Case Manager	\$ 43,254
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-006-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

BUDGET MODIFICATION CHILD CARE AND DEVELOPMENT FUND

WHEREAS, Executive Budget did make Federal funds available to local districts for the provision of early childhood development and before-and-after school child care services and of quality improvement activities under the Federal Child Care and Development Block Grant Program, and

WHEREAS, these funds enable Niagara County to direct resources to satisfy federal requirements, as they relate to the registration and inspection of Child Care Centers, as well as the corresponding reporting requirements, and

WHEREAS, Niagara County did receive a renewed allocation which is 100% federally funded, effective January 1, 2023, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services will continue to contract with Niagara Community Action Program, Inc. to carry out the required roles and responsibilities under the Child Care and Development Program, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2023 budget:

INCREASE REVENUE:

A.22.6010.000 44610.00	DSS Admin Revenue	\$ 180,824
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INCREASE APPROPRIATION:

A.22.6010.000 74500.01	Contractual Exp – Contractual	\$ 180,824
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-007-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION
FLEXIBLE FUND FOR FAMILY SERVICES**

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

WHEREAS, these funds enable Niagara County to direct resources toward a number of areas of program needs, including, but not limited to Employment related activities, Child Welfare Services, PINS Detention Diversion Services, Substance Abuse Assessments, Domestic Violence Screenings & Non-residential Domestic Violence services, Title XX Services, JD/PINS Foster care Costs, Child Care & Development, and

WHEREAS, Niagara County did receive a 100 % federally funded allocation, effective 7/22 – 6/23, not all of which has been expended, now, therefore, be it

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

RESOLVED, that the following budget modification be effectuated to the Social Services 2023 budget:

INCREASE REVENUE:

A.22.6010.000 44610.00	DSS Admin Revenue	\$ 66,680
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INCREASE APPROPRIATION:

A.22.6010.000 74500.01	Contractual Exp-Contractual	\$ 66,680
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-008-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION
HEALTHY FAMILIES NEW YORK PROGRAM**

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

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

WHEREAS, Effective 7/1/22, Niagara County did receive a revised 100% state funded allocation of \$537,755, which was subsequently amended to \$559,265, not all of which has been fully expended, now, therefore, be it

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

RESOLVED, that the following budget modification be effectuated to the Social Services 2023 budget:

INCREASE REVENUE:

A.22.6010.000 43610.01	DSS Admin General	\$ 223,170
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INCREASE APPROPRIATION:

A.22.6010.000 74500.01	Contractual Exp-Contractual	\$ 223,170
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-009-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION
SAFE HARBOR INITIATIVE**

WHEREAS, 2008 New York State legislation, The Safe Harbor for Exploited Children Act, ended the prosecution of minors under prostitution charges and instead identified minors as victims of commercial sexual exploitation by adults, and

WHEREAS, The Safe Harbor Act is the result of years of advocacy work in New York and around the country in advancing the cause for child victims; the number of sexually exploited children, in addition to data surrounding the correlation between abuse and mental health concerns, highlighted the need for a model shift from criminalizing to protecting victims, and

WHEREAS, resources have been made available for the identification of Commercially Sexually Exploited (CSE) youth, the provision of case coordination and advocacy for CSE youth, assisting youth with access to medical care, mental health counseling, financial assistance, emergency shelter and other basic living and safety needs, crisis intervention, problem solving, action planning, and skill building, and

WHEREAS, Niagara County was selected as one of few counties across the state to receive funds to support the Safe Harbor program, and did receive a renewed allocation of \$43,350 effective 01/01/2023 – 12/31/2023, which is 100 % state funded, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services will continue to contract and collaborate with Niagara Falls Memorial Medical Center - Child Advocacy Center, with the goal of providing immediate and intensive services to youth who are sexually exploited, and reduce the risk of continued sexual exploitation and abuse, in accordance with the Safe Harbor Initiative, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2023 budget:

INCREASE REVENUE:

A.22.6010.000 43610.01	DSS Admin General	\$ 43,350
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INCREASE APPROPRIATION:

A.22.6010.000 74500.01 Contractual Exp-Contractual \$ 43,350

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-010-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION
RENTAL SUPPLEMENT PROGRAM CONTINUATION**

WHEREAS, the New York State Office of Temporary and Disability Assistance (OTDA) did make state-wide funds available for the Rental Supplement Program, and

WHEREAS, these resources are available to provide rental supplements to individuals and families who are experiencing homelessness or facing an imminent loss of housing, and

WHEREAS, Niagara County did receive an allocation of \$742,819, which is 100% state funded, all of which has not been expended, now, therefore, be it

RESOLVED, that Niagara County Department of Social Services continue to administer the Rental Supplement Program as approved by OTDA, and be it further

RESOLVED, that the following budget modification be effectuated to the Social Services 2023 budget:

INCREASE REVENUE:

A.22.6010.000 3610.01 DSS Admin Revenue \$ 601,510

INCREASE APPROPRIATION:

A.22.6010.000 74000.03 Administrative Costs \$ 601,510

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-011-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION – REAPPROPRIATE MEDICAL RESERVE CORPS FUNDS
EMERGENCY PLANNING- DEPARTMENT OF HEALTH**

WHEREAS, the Emergency Planning Program of the Niagara County Department of Health provides services, information and training to protect the health and safety of the citizens of Niagara County, and

WHEREAS, The National Association of County & City Health Officials awarded Emergency Planning Program funds to assist in preparedness of local Medical Reserve Corps (MRC) capabilities approved through resolution CS-013-21, re-appropriated through resolution CS-008-22, and

WHEREAS the Department of Health requests re-appropriation of 2022 MRC balance to 2023 budget, now, therefore, be it

RESOLVED, the budget modification be effectuated:

INCREASE REVENUE:

CM.20.4189.406 43401.00 PH state aid Revenue \$ 4,163.05

INCREASE APPROPRIATIONS:

CM.20.4189.406 71050.00 Overtime \$ 2,000.00

CM.20.4189.406 74000.02 Miscellaneous Fees \$ 600.00

CM.20.4189.406 74750.02 Supplies \$ 700.00

CM.20.4189.406 74375.01 Adv & Promo \$ 446.25

CM.20.4189.406 78100.00 Retirement \$ 213.40

CM.20.4189.406 78200.00 FICA \$ 153.00

CM.20.4189.406 78300.00 Worker's Comp \$ 50.40

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-012-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION –REAPPROPRIATE COVID-19 RESPONSE FUNDS
EMERGENCY PLANNING DIVISION - DEPARTMENT OF HEALTH**

WHEREAS, the Emergency Planning Division of the Niagara County Department of Health provides services, information and training to protect the health and safety of the citizens of Niagara County, and

WHEREAS, the New York State Department of Health awarded the Public Health Emergency Planning Division Center for Disease Control ELC (Epidemiology & Laboratory Capacity) COVID-19 Enhanced Detection funds for COVID-19 response approved through Resolution CS-032-20, re-appropriated through Resolution CS-007-21, CS-009-22, and

WHEREAS, the Department of Health requests re-appropriation of fund balance, now, therefore, be it

RESOLVED, the following budget modification be effectuated:

INCREASE REVENUE:

CM.20.4189.406 44489.08 Other Health Response \$400,000.00

INCREASE APPROPRIATIONS:

CM.20.4189.406 74750.02 Supplies/Materials \$100,000.00

CM.20.4189.406 74800.10 Miscellaneous Equip under \$500 \$300,000.00

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-013-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION –REAPPROPRIATE ELC COVID-19 SCHOOL TESTING FUNDS-
EMERGENCY PLANNING DIVISION
DEPARTMENT OF HEALTH**

WHEREAS, the Emergency Planning Division of the Niagara County Department of Health provides services, information and training to protect the health and safety of the citizens of Niagara County, and

WHEREAS, the New York State Department of Health allocated Niagara County Department of Health Center for Disease Control Health and Human Services funds awarded the Public Health Emergency Planning Division funds to support COVID-19 prevention in schools approved through Resolution CS-037-21, re-appropriated through CS-010-22, and

WHEREAS, the Department of Health requests re-appropriation of 2022 fund balance, now, therefore, be it

RESOLVED, the following budget modification be effectuated:

INCREASE REVENUE:

CM.20.4189.406 44489.10 Other Health COVID-19 School Testing	\$3,027,000.00
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INCREASE APPROPRIATIONS:

CM.20.4189.406 74500.01 Contractual	\$2,000,000.00
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CM.20.4189.406 74750.02 Supplies/Materials	\$ 27,000.00
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CM.20.4189.406 74800.10 Misc Equipment <\$500	\$1,000,000.00
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-014-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION – EDUCATION OF HANDICAPPED CHILDREN
DEPARTMENT OF HEALTH**

WHEREAS, the Education of Handicapped Children Program of the Niagara County Department of Health provides essential mandated services to preschool age children with disabilities, and

WHEREAS, funds enable the Niagara County Department of Health to satisfy New York State Education Department requirements, as they relate to Education of Handicapped Preschool Children, as well as the corresponding reporting requirements, and

WHEREAS, American Rescue Plan funds have been added to Individuals with Disabilities Education Act funds from the Wilson and North Tonawanda school district, and

WHEREAS, the Niagara County Education of Handicapped Children Program requests a budget modification to accept the additional revenues and appropriations, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.20.2960.000 44289.01	Education Handicapped Child grant	\$ 21,616
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INCREASE APPROPRIATIONS:

A.20.2960.000 74400.10	Other Expenses	\$ 21,616
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-015-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**MH - 2023 BUDGET MODIFICATION – REAPPROPRIATE UNITED STATES
DEPARTMENT OF JUSTICE (DOJ) COMPREHENSIVE OPIOID, STIMULANT, AND
SUBSTANCE ABUSE PROGRAM’S (COSSAP) GRANT FUNDS**

WHEREAS, the Niagara County Department of Mental Health, as the Local Governmental Unit (LGU), is responsible for the planning and oversight of the services system to ensure the availability and continuance of services to adults with mental illness and substance use disorders who are living in Niagara County, and

WHEREAS, the Niagara County Department of Mental Health provides services to adults with mental illness and substance use disorders who are living in Niagara County, and

WHEREAS, Niagara County Department of Mental Health and Substance Abuse Services has been awarded Comprehensive Opioid, Stimulant, and Substance Abuse Program’s (COSSAP) Grant funding by the Office of Justice Programs at the U.S. Department of Justice, to participate in a locally driven response to the Opioid Epidemic, approved through Resolution #CS-042-22, and

WHEREAS, the Niagara County Department of Mental Health requests re-appropriation of the grant’s balance to 2023, now, therefore, be it

RESOLVED, that the following 2023 budget modifications be effectuated:

INCREASE REVENUES:

A.21.4310.000.44389.13	Comprehensive Opioid Abuse Site Program	\$ 59,102
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INCREASE APPROPRIATIONS:

A.21.4310.000.72100.05	Computer Equipment	\$ 19,680
A.21.4310.000.74000.03	Administrative Cost	\$ 130
A.21.4310.000.74375.01	Advertising & Promotion	\$ 500
A.21.4310.000.74375.05	Communications Cellular Phone	\$ 126
A.21.4310.000.74500.01	Contractual	\$ 32,337
A.21.4310.000.74650.11	Physical Exams/Testing	\$ 105
A.21.4310.000.74750.12	General Computer Supplies	\$ 6,224

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CS-016-23

From: Community Services and Administration Committees.

Dated: February 21, 2023

**MH – BUDGET MODIFICATION - UTILIZE SAMHSA CERTIFIED COMMUNITY
BEHAVIORAL HEALTH CLINIC (CCBHC) GRANT FUNDS TO PURCHASE
ELECTRONIC HEALTH RECORD AND CONTRACT WITH STREAMLINE
HEALTHCARE SOLUTIONS**

WHEREAS, Niagara County Purchasing, through the Request for Proposal (RFP) process, received proposals from various Electronic Health Record (EHR) providers, and

WHEREAS, through the Request for Proposal (RFP) process, Streamline Healthcare Solutions has been selected as the provider that best meets the NCDMH's requirements for the provision of the EHR, and

WHEREAS, in October 2022, Niagara County Department of Mental Health and Substance Abuse Services (NCDMH) was awarded the SAMHSA Certified Community Behavioral Health Clinic (CCBHC) totaling \$3,826,453 spread over a period of 4 years, which was accepted through Resolution #CS-043-22, and

WHEREAS, SAMHSA has given permission to utilize SAMHSA Certified Community Behavioral Health Clinic (CCBHC) Grant funds that allows for the purchase of the EHR, and

WHEREAS, the Niagara County Department of Mental Health requests re-appropriation of the grant's 2022 unspent balance to 2023 in the amount of \$258,978, and

WHEREAS, additional funds from the already awarded SAMHSA grant are available to be added to the 2023 budget for this purchase in the amount of \$105,957, and

WHEREAS, utilization of EHR Technology is a SAMHSA Certified Community Behavioral Health Clinic (CCBHC) requirement of this grant, 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 the department's budget and the department authorized to enter into contract with Streamline Healthcare Solutions to begin implementation of the Electronic Health Record effective February 21, 2023:

INCREASE REVENUE:

A.21.4310.000.44490.00	Mental Health Revenue	\$364,935
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INCREASE APPROPRIATION:

A.21.4310.000.72100.05	Machinery & Equip Computer Equip	\$283,075
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A.21.4310.000.74500.02	Maintenance Service Contracts	\$ 81,860
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-011-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT BODY-WORN CAMERAS GRANT**

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Division of Criminal Justice Services that it has been awarded a grant in the amount of \$80,000 through the Body-Worn Camera Grant, and

WHEREAS, this grant will allow the Niagara County Sheriff's Office to purchase more Body-Worn Cameras which are important for officer safety and for liability concerns, and

WHEREAS, the grant funds need to be added to the 2023 budget in order to be utilized, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Body-Worn Camera Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3150.000 43389.26	Other Public Safety	\$80,000
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INCREASE APPROPRIATIONS:

A.17.3150.000 72100.21	Law Enforcement Equipment	\$80,000
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-012-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – AMERICAN RESCUE PLAN ACT EQUIPMENT PURCHASES**

WHEREAS, the Niagara County Sheriff's Office and the Niagara County Emergency Management Office analyzed their ability to respond to Niagara County Citizens' needs after the massive snow storm in December 2022, and

WHEREAS, during a snow emergency, personnel need to have the ability to travel into areas that traditional vehicles could not travel in order to address medical needs of the community which includes: getting essential medications or treatments from medical providers and delivering them to patients, taking citizens from their residence to awaiting transportation to get them to necessary medical treatments, getting emergency medics to citizens that are having a medical emergency and transporting patients from their home to an ambulance that cannot get through the snow to the residence, and

WHEREAS, the two offices identified areas of need for equipment to improve on the County's response to the medical needs of the community, and

WHEREAS, the American Rescue Plan Act funds would allow for the purchase of this equipment to improve mobility in a snow emergency in order to address the medical needs of the citizens of Niagara County, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44089.07	Federal Aid, Other ARPA State/Local Fiscal Rec Fund	\$273,250
A.19.3640.000 44089.07	Federal Aid, Other ARPA State/Local Fiscal Rec Fund	\$126,750

INCREASE APPROPRIATIONS:

A.17.3110.000 72100.12	Machinery & Equip Cars, Vans, Light trucks	\$ 66,750
A.17.3110.000 72100.21	Law Enforcement Equipment	\$203,500
A.17.3110.000 74750.05	Law Enforcement Supplies	\$ 3,000
A.19.3640.000 72100.11	Machinery & Equip Other Vehicles	\$126,750

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-013-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - STATE FARM INSURANCE GRANT REVENUE ACCRUAL**

WHEREAS, the Niagara County Legislature passed Resolution #CSS-054-21 on May 11, 2021 and Resolution #CSS-017-22 on February 15, 2022 to accept Good Neighbor Citizenship Grants from State Farm Insurance, and

WHEREAS, the funds are designated to be used to keep kids safe in Niagara County by addressing young driver safety, bike safety and child car seat safety, and

WHEREAS, there is revenue left in the grants at the end of 2022 which need to be accrued to the 2023 budget in order to be utilized, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

CM.17.3989.303 42705.00	Gifts and Donations Revenue	\$18,508
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INCREASE APPROPRIATIONS:

CM.17.3989.303 74800.16	Safety Equipment	\$ 5,000
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CM.17.3989.303 74600.03	Training and Education	\$13,508
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-014-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
DRONESENSE SOLE SOURCE DESIGNATION**

WHEREAS, the Niagara County Sheriff's Office currently has a Drone Program which uses drones for aid in locating missing persons, locating suspects, security at large events and as a safety tool to give the Sheriff's Office visual contact in situations where physical proximity is not safe, and

WHEREAS, the Sheriff's Office has been researching unmanned aerial software platforms for public safety/law enforcement, and

WHEREAS, the DroneSense Unmanned Aerial Software Platform has been found to be the only software that integrates flight features like real-time collaboration between drone pilots and live video feed to incident commanders in a secure manner, as well as assisting with management of the Unmanned Aerial System (UAS) program by recording necessary statistics and flights, which need to be provided for accreditation and accountability, and

WHEREAS, the integration of flight features with the features to manage activity records and policy and procedure is needed to effectively manage the Niagara County Sheriff's Office Drone Program, now, therefore, be it

RESOLVED, that for reasons of efficiency and economy, pursuant to General Municipal Law 103(5), there is a need for standardization for the Niagara County Sheriff's Office in the purchase of an Unmanned Aerial Software Platform, and be it further

RESOLVED, that it is hereby, determined that DroneSense is the sole source for Unmanned Aerial Software Platform which integrates features necessary to the Sheriff's Office and that the Sheriff's Office is hereby authorized to purchase such software and services directly from DroneSense without the need to solicit for alternate proposals or sealed bids, such purchases to be made in consultation with the Purchasing Department and in accordance with budgetary procedures.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-015-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
FEDERAL EQUITABLE SHARING ANNUAL RECERTIFICATION**

WHEREAS, the United States Department of Justice requires that the Niagara County Sheriff's Office file an annual Federal Equitable Sharing Program Agreement and Certification Report in order to remain eligible to submit requests for federal forfeited property or proceeds, and

WHEREAS, the Agreement is entered into by the United States Department of Justice, the County of Niagara and the Niagara County Sheriff's Office, now, therefore, be it

RESOLVED, that the Niagara County Sheriff's Office be authorized to continue to participate in the Federal Equitable Sharing Program, and be it further

RESOLVED, that following the County Attorney's review, the United States Department of Justice Federal Equitable Sharing Agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-016-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
FORT HAYS SOLE/ SINGLE SOURCE DESIGNATION FOR COPS COMMUNITY POLICING
DEVELOPMENT GRANT DE-ESCALATION TRAINING PROJECT**

WHEREAS, the Niagara County Legislature passed Resolution CSS-108-21 on November 16, 2021 to accept a US Department of Justice COPS Office FY2021 Community Policing Development Program Grant for the performance period September 1, 2021 through August 31, 2023 in the amount of \$200,000 with a match of \$84,434, and

WHEREAS, the grant funds will be used to ensure that 100% of the officers at the Sheriff's Office and at other Niagara County Law Enforcement Agencies are trained and experienced in de-escalation techniques, and

WHEREAS, the De-escalation training that will be offered to the Sheriff's Office employees as well as other Niagara County Law Enforcement Agencies has to be approved by the COPS Office to ensure that the content is consistent with the goals of the program, and

WHEREAS, Fort Hay State University De-escalation Training was identified and approved by the COPS Office as an online training resource that is acceptable to use under this grant, and

WHEREAS, the Fort Hays State University De-escalation Training online has a cost of \$35 per student, which is a good use of resources in order to use the approximately \$88,000 in funds allocated to training law enforcement officers throughout Niagara County, and

WHEREAS, it would not be appropriate to send out a Request for Proposals for a De-escalation Training which has to have been approved by the US Department of Justice COPS Office as suitable for the grant, now, therefore, be it

RESOLVED, that the Niagara County Sheriff's Office be authorized to waive the requirement for a Request for Proposal for the Professional Service of De-escalation Training as related to the COPS Community Policing Development Grant De-escalation Training Project

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-017-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
NIAGARA REGIONAL TRAFFIC SAFETY PROGRAM**

WHEREAS, the Niagara Regional Traffic Safety Program will be held on April 25th and April 26th of this year, and

WHEREAS, young men and women need to know that the choices they make every day affect their lives and the lives of people around them, and

WEHREAS, high school seniors from Niagara County schools will participate in the Niagara Regional Traffic Safety Program at the Kenan Center, and

WHEREAS, each school will be responsible for their own expenses incurred throughout the program, now, therefore, be it

RESOLVED, that the twenty-sixth annual Niagara Regional Traffic Safety program will be held April 25th and April 26th of 2023.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-018-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT RESIDENTIAL SUBSTANCE ABUSE TREATMENT (RSAT)
JAIL-BASED COGNITIVE BEHAVIORAL TREATMENT PROGRAM GRANT**

WHEREAS, the Niagara County Sheriff's Office has been notified by the New York State Division of Criminal Justice Services that it has been awarded a grant in the amount of \$29,800 for the performance period October 1, 2022 through September 30, 2023 through the Residential Substance Abuse Treatment (RSAT) – Jail-Based Cognitive Behavioral Treatment Program, and

WHEREAS, this grant will allow the Niagara County Jail to continue this program which addresses substance abuse and addiction issues with the goal of changing the incarcerated individual's addiction behaviors to improve their lives and reduce recidivism, and

WHEREAS, the grant funds need to be added to the 2023 budget in order to be utilized, now, therefore, be it

RESOLVED, that following the County Attorney's review, the Residential Substance Abuse Treatment Grant may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3150.000 44089.00	Federal Aid, Other Revenue	\$29,800
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INCREASE APPROPRIATIONS:

A.17.3150.000 74400.09	Payments Other Agencies	\$29,800
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-019-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION EXPENDITURE OF ALARM FINES REVENUE FOR
COMMUNICATIONS TRAINING**

WHEREAS, the Niagara County Legislature passed Resolution # CSS-034-10 on August 24, 2010 which established avoidable alarm fines fees as a dedicated revenue to be used for future purchases for the Niagara County Sheriff's Office Police and Fire Communications System, and

WHEREAS, the Niagara County Sheriff's Office has identified the need for computers, monitors and equipment to use to train new Emergency Dispatchers for the E911 Communications System, and

WHEREAS, County Purchasing Guidelines will be followed for the purchases, and

WHEREAS, the 2023 Budget needs to be modified to allow for the expenditure of the alarm fine fees revenue for the computers, monitors and training equipment, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3020.000 40599.01	Appropriated Fund Balance Committed Funds	\$15,200
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INCREASE APPROPRIATIONS:

A.17.3020.000 72100.05	Computer Equipment	\$10,554
A.17.3020.000 74250.01	Office Supplies	\$ 2,994
A.17.3020.000 74750.02	General Supplies / Materials	\$ 1,652

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-020-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

NIAGARA COUNTY SHERIFF'S OFFICE

BUDGET MODIFICATION – FY20 STATE HOMELAND SECURITY PROGRAM BALANCE OF GRANT FUNDS

WHEREAS, the Niagara County Legislature passed Resolution #CSS-050-22 on August 2, 2022 to add funds from the Niagara County Emergency Management Office's FY20 State Homeland Security Program to the Sheriff's Office Budget to have patrols assist in addressing the priorities of the grant, and

WHEREAS, the grant's performance period is through August 31, 2023 and has not been fully expended, and

WHEREAS, the remaining funds need to be added to the 2023 budget so they may be utilized for the grant, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3645.000 44305.02	Civil Defense Homeland Security 17GRTSHSP21-R1	\$14,664
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INCREASE APPROPRIATIONS:

A.17.3645.000 71050.00	Overtime Expense 17GRTSHSP21-E1	\$11,534
A.17.3645.000 78100.00	Retirement Expense 17GRTSHSP21-E1	\$ 1,949
A.17.3645.000 78200.00	FICA Expense 17GRTSHSP21-E1	\$ 882
A.17.3645.000 78300.00	Worker's Comp Expense 17GRTSHSP21-E1	\$ 299

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-021-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

NIAGARA COUNTY SHERIFF'S OFFICE

BUDGET MODIFICATION – PERIMETER GATES REPLACEMENT PROJECT

WHEREAS, Niagara County had Capital Project H632 in 2016 which was closed in 2019 to install a Perimeter Fence Enclosure with Rolling Gates at the Niagara County Sheriff's Office, and

WHEREAS, the Niagara County Sheriff's Office has had multiple performance issues with the rolling gates from this project to the point that one of the gates does not function which causes a security risk, and

WHEREAS, Foit-Albert Associates was the engineer on the project with sub-contractors, including Overhead Door for the gates, and

WHEREAS, the Sheriff's Office referred the issue to the County Attorney's Office for assistance working with the vendor to work out an agreement for financial responsibility for the failures, and

WHEREAS, an agreement was reached for Overhead Door to be partially responsible for the cost of replacing the gates, and

WHEREAS, the Niagara County Legislature passed Resolution #CSS-091-22 on October 18, 2022 to authorize the execution of the agreement with Overhead Door and to fund the County's portion of the project, and

WHEREAS, the project could not be done in 2022 due to weather conditions so the funds need to be added to the 2023 budget in order to complete the project, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE APPROPRIATED FUND BALANCE:

A 40599.00	Appropriated Fund Balance	\$39,538
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INCREASE APPROPRIATION:

A.17.3150.000 74800.03	Building Maintenance	\$39,538
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-022-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
EVERLASTING WATER INC DBA CAMTECH PLUMBING AND MECHANICAL CONTRACT
CHANGE ORDER NO. 1**

WHEREAS, on September 14, 2022, pursuant to Sealed Bid 2022-43 Jail Lav/Toilet Fixture Replacement for Niagara County Sheriff's Office, the County of Niagara entered into a contract for the Jail Lav/Toilet fixture replacement for a contract amount of \$143,878, and

WHEREAS, it is necessary to increase the contract in the amount of \$14,100 for a revised contract amount of \$157,978 due to a request by the Niagara County Jail to install cleanout on the toilets and rework sanitary piping, and

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

RESOLVED, that Change Order No.1 increase the contract by \$14,100 for the Jail Lav/Toilet Fixture Replacement for the Niagara County Sheriff's Office, and be it further

RESOLVED, that following the County Attorney's review, the Everlasting Water Inc DBA Camtech Plumbing and Mechanical Contract Change No.1 may be executed pursuant to the Niagara County Contract Policy
Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-023-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
EXPENDITURE OF CELLULAR E911 FUNDS
TO REPLACE ANTENNA SYSTEM**

WHEREAS, the Niagara County Legislature passed a Local Law on 11/5/2017, which established an E911 surcharge for cellular phones to establish a dedicated revenue to be used for future payments for system costs, eligible wireless 911 service costs, or other costs associated with the administration, design, enhanced wireless 911 service costs serving Niagara County, and

WHEREAS, such expenditures require the authorization of the Niagara County Legislature, and

WHEREAS, the Sheriff's Office has identified a need to replace two Antenna systems which are part of the Communications System and are at end of life, and

WHEREAS, the funds are already in the 2023 Budget, now, therefore be it

RESOLVED, that the Niagara County Sheriff's Office be authorized to spend \$3,495 in cellular E911 funds for the necessary replacement of the antenna system on the Mount View Tower.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-024-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
FLOCK SAFETY SOLE/ SINGLE SOURCE DESIGNATION**

WHEREAS, the Niagara County Legislature passed Resolution CSS-038-19 on November 16, 2021 to standardize Axon as the sole source for camera equipment and evidence storage for the Niagara County Sheriff's Office, and

WHEREAS, the Niagara County Sheriff's office is working on purchasing a license plate reader (LPR) system that will provide data collection points throughout the county on license plates to assist with investigations and apprehensions for crimes, and

WHEREAS, the Sheriff's Office has researched multiple systems but only one system, Flock Safety, has the proprietary feature of being the only LPR provider to officially partner with Axon to be natively and directly integrated into Evidence.com, and

WHEREAS, the integration of stationary LPR data with data from the Axon mobile LPRs is critical for the efficiency and accuracy of data and investigations, and

WHEREAS, any attempt to use a stationary LPR system, which does not integrate with Axon would be more costly due to the need for training on an additional system as well as less efficient and accurate for investigations, now, therefore, be it

RESOLVED, that for reasons of efficiency and economy, pursuant to General Municipal Law 103(5), there is a need for standardization for the Niagara County Sheriff's Office in the purchase of an integrated stationary LPR system and that the purchase be standardized to Flock Safety brand services, and, be it further

RESOLVED, that it is hereby, determined that Flock Safety is the sole source for such Stationary LPR System and that the Sheriff's Office is hereby authorized to purchase such equipment and services directly from Flock Safety without the need to solicit for alternate proposals or sealed bids, such purchases to be made in consultation with the Purchasing Department and in accordance with budgetary procedures

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-025-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ABOLISH FORENSIC SCIENTIST II
(FIREARMS/TOOLMARKS/BALLISTICS) AND CREATE FORENSIC SCIENTIST I
(FIREARMS/TOOLMARKS/BALLISTICS)**

WHEREAS, Niagara County has a forensic laboratory which is accredited by New York State and must maintain high standards to ensure accuracy and credibility within the law enforcement community as well as the court system, and

WHEREAS, the Niagara County Sheriff's Office has a vacancy in the Forensic Scientist II (Firearms/Toolmarks/Ballistics) position which it has been unable to fill with an experienced Firearms Examiner due to an industry shortage of Firearms Examiners, and

WHEREAS, in the absence of experienced candidates, the Sheriff's Office Forensic Laboratory could hire a Forensic Scientist I (Firearms/Toolmarks/Ballistics) and conduct the necessary training for Firearms Analysis Proficiency, and

WHEREAS, due to the highly technical nature of the forensic laboratory positions the ability to attract qualified candidates within Niagara County may be limited, and

WHEREAS, the position savings of the change from a Forensic Scientist II Job Group 14 to a Forensic Scientist I Job Group 12 will be needed for consultant services for training, now, therefore, be it

RESOLVED, that the Forensic Scientist II (Firearms/Toolmarks/Ballistics) #13675 at the rate of \$41.74 per hour be abolished effective March 19, 2023, and be it further

RESOLVED, that one Forensic Scientist I (Firearms/Toolmarks/Ballistics) be created and filled in Job Group 12 at a rate of \$33.53 per hour effective March 19, 2023, and be it further

RESOLVED, that the Niagara County Sheriff's Office be granted a one-time residency waiver to fill the Forensic Scientist I position if the most qualified candidate resides outside of Niagara County, and be it further

RESOLVED, that the following budget modification be effectuated:

DECREASE APPROPRIATIONS:

A.17.3110.000 71010.00	Position expense	\$ 79,973
	Forensic Scientist II (position #13675)	

A.17.3110.000 78100.00	Retirement Expense	\$ 2,373
A.17.3110.000 78200.00	FICA Expense	\$ 1,911
A.17.3110.000 78300.00	Worker's Compensation Expense	\$ 647

INCREASE APPROPRIATIONS:

A.17.3110.000 71010.00	Position Expense	\$ 54,989
	Forensic Scientist I (position # new)	
A.17.3110.000 74500.01	Contractual Expenses	\$ 29,915

Moved by Hill, seconded by Grozio.
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-026-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – FY22 STATE HOMELAND SECURITY PROGRAM**

WHEREAS, the Niagara County Emergency Management Office has accepted an FY22 State Homeland Security Program(SHSP) Grant with Niagara County Legislature approval for the performance period of September 1, 2022 through August 21, 2025, and

WHEREAS, the FY22 SHSP Grant stipulates that a percentage of the funds are to be used for law enforcement terrorism prevention activities and combatting domestic violence extremism, and

WHEREAS, the Niagara County Sheriff's Office will be partnering with the Office of Emergency Management to address these priorities with the grant using overtime for extra focused patrols, and

WHEREAS, the funds need to be added to the 2023 budget so they may be utilized for the grant, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3645.000 44305.02	Civil Defense Homeland Security	\$ 83,000
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INCREASE APPROPRIATIONS:

A.17.3645.000 71050.00	Overtime Expense	\$ 65,283
A.17.3645.000 78100.00	Retirement Expense	\$ 11,032
A.17.3645.000 78200.00	FICA Expense	\$ 4,994
A.17.3645.000 78300.00	Worker's Comp Expense	\$ 1,691

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-027-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – FY19 EXPLOSIVE DETECTION
CANINE TEAM GRANT BALANCE OF FUNDS**

WHEREAS, the Niagara County Legislature passed Resolution CSS-055-21 on May 11, 2021 to accept a grant in the amount of \$15,000 from the New York State Division of Homeland Security and Emergency Services under the FY19 Explosive Detection Canine Team Grant, and

WHEREAS, the Legislature passed Resolution #CSS-039-22 on June 21, 2022 to accept a performance period extension of the grant until August 31, 2023, and

WHEREAS, the FY19 Explosive Detection Canine Team Grant has not been fully expended so the balance of the funds need to be added to the 2023 budget in order to fulfill the grant, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3645.000 44305.02 Civil Defense Homeland Security 17GRTE DCT19-R1 \$ 675

INCREASE APPROPRIATIONS:

A.17.3645.000 74750.05 Law Enforcement Supplies 17GRTE DCT19-E1 \$ 675

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-028-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – ACCEPT VEST REIMBURSEMENT**

WHEREAS, the Niagara County Sheriff's Office Deputy Sheriffs sign an agreement to reimburse the county for the cost of uniforms and equipment issued if they leave voluntarily in less than a year, and

WHEREAS, a Deputy Sheriff voluntarily left Niagara County employment is less than a year, and

WHEREAS, the Sheriff's Office worked with the County Attorney's Office to reach an agreement with the former employee to reimburse the County, and

WHEREAS, those funds need to be added to the 2023 budget so it they may be used to replace equipment, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 41510.01 Sheriff Fees General \$1,000

INCREASE APPROPRIATIONS:

A.17.3110.000 72100.21 Law Enforcement Equipment \$1,000

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-029-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

2023 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 2023 Niagara County Budget Request, 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 \$18,012.37 for the period of 1/1/2023 through 12/31/2023, subject to approval by the County Attorney's Office.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent — Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-030-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY PUBLIC DEFENDER'S OFFICE
ABOLISH AND UPGRADE 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 Niagara County Public Defender's Office has grown significantly into a full-time office with more staff and more demands that make the current structure less than desirable, now, therefore, be it

RESOLVED, that the Administrative Assistant position/Job Group 10, Step 8 at \$33.37 per hour be abolished effective February 19, 2023, and be it further

RESOLVED, that a Fiscal Manager/Job Group XII, Step 3 at \$35.73 per hour be created and filled effective February 19, 2023, and be it further

RESOLVED, that this upgrade to the position become coterminous with the funding of the Hurrell-Harring Grant, and be it further

RESOLVED, that the following 2023 budget be modified as follows:

INCREASE REVENUE:

A.03.1170.000.43025.03	Indigent Legal Service	\$ 4,530
	Hurrell-Harring Reform Grant	

INCREASE APPROPRIATIONS:

A.03.1170.000 71010.00	Positions	\$ 3,634
A.03.1170.000 78100.00	Retirement Expense	\$ 524
A.03.1170.000 78200.00	FICA	\$ 278
A.03.1170.000 78300.00	Worker's Comp	\$ 94

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-031-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**ADOPTING THE NIAGARA COUNTY MULTI-JURISDICTIONAL
HAZARD MITIGATION PLAN**

WHEREAS, Niagara County Department of Emergency Services with the assistance from the Mitigation Advisory Committee (MAC) and University at Buffalo Regional Institute, has gathered information and prepared the 2022 Niagara County Multi-jurisdictional Hazard Mitigation Plan, and

WHEREAS, the 2022 Niagara County Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000, and

WHEREAS, Niagara County is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan, and

WHEREAS, Niagara County has reviewed the Plan and affirms that the Plan will be updated no less than every five years, now, therefore, be it

RESOLVED, by the Niagara County Legislature, that the Niagara County adopts the 2022 Niagara County Multi-jurisdictional Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-032-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**OFFICE OF EMERGENCY SERVICES
ACCEPTANCE OF FUNDING REALLOCATION / PROJECT INCREASE TO STATE HOMELAND
SECURITY PROGRAM 2020 AND 2021 GRANT**

WHEREAS, the County of Niagara is required to certify its acceptance of amended budget to State Homeland Security Program 2020 (CSS-056-20) and 2021 (CSS-095-21), at no cost to the County, and

WHEREAS, the two grants will expand on the existing project for interoperable equipment under the National Priority requirement for intel and info sharing to allow the county to proceed with purchasing an integrated data management software system; this software will give communication capabilities between 911 dispatch, county ambulance, and hospitals; the 2021 grant will also be increasing the existing project for physical security enhancement under the National Priority requirements for Soft Target and Domestic Violent Extremism, the increases to these projects were available due to the discontinuation of our T1 Lease line maintenance, now, therefore, be it

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

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-033-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**OFFICE OF EMERGENCY SERVICES
APPOINTMENT OF AREA 1 DEPUTY FIRE COORDINATOR**

WHEREAS, pursuant to Section 401 of the County Law, the Fire Coordinator may appoint or remove the Deputy Fire Coordinator with the approval of the Niagara County Legislature, and

WHEREAS, a vacancy exists in the Area 1 Deputy Fire Coordinator position, and

WHEREAS, the Fire Coordinator desires to appoint Edward Zimmerman of Lewiston as Area 1 Deputy Fire Coordinator, and

WHEREAS, the Fire Advisory Board has approved the appointment of Edward Zimmerman as Area 1 Deputy Fire Coordinator, now, therefore, be it

RESOLVED, that Edward Zimmerman be appointed Area 1 Deputy Fire Coordinator pursuant to Section 401 of the County Law and subject to the approval of the Niagara County Legislature.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. CSS-034-23

From: Community Safety & Security and Administration Committees.

Dated: February 21, 2023

**NIAGARA COUNTY OFFICE OF EMERGENCY SERVICES
2023 BUDGET MODIFICATION
ROLLOVER 2022 HOMELAND SECURITY UNSPENT FUNDS**

WHEREAS, Homeland Security funds were not fully expended in 2022, now, therefore, be it

RESOLVED, that the remaining funds for 2019 State Homeland Security Program (approved #CSS-072-19), 2020 State Homeland Security Program (approved #CSS-056-20), 2021 State Homeland Security Program

(approved #CSS-095-21), and 2020 Technical Rescue & Urban Search and Rescue Grant Program (approved #CSS-105-22) be re-appropriated into the 2023 budget, and be it further

RESOLVED, that the remaining funds for 2021 Emergency Management Preparedness Grant (approved #CSS-106-21) and 2022 Emergency Management Preparedness Grant (approved #CSS-082-22), be re-appropriated into the 2023 budget and county contributions be re-appropriated from the Fund Balance, and be it further

RESOLVED, that the following 2023 budget modification be effectuated effective immediately:

INCREASE REVENUE: **SHSP19**

A.19.3645.000 44305.02	Civil Defense Homeland Security	\$ 3,795.36
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INCREASE APPROPRIATION: **SHSP19**

A.19.3645.000 74800.10	Misc. Equipment <\$500	\$ 3,795.36
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INCREASE REVENUE: ** SHSP20**

A.19.3645.000 44305.02	Civil Defense Homeland Security	\$234,696.68
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INCREASE APPROPRIATION: **SHSP20**

A.19.3645.000 72100.05	M&E Computer Equipment	\$ 21,959.00
A.19.3645.000 72100.14	M&E Misc. Equipment	\$ 71,043.00
A.19.3645.000 72100.15	M&E-Communications Equip	\$ 15,438.00
A.19.3645.000 74400.09	Misc. Expense Payments	\$ 14,663.03
A.19.3645.000 74500.02	Contr. Expense-Maint Contr.	\$ 36,979.65
A.19.3645.000 74750.10	Hazardous Material Inventory	\$ 14,946.00
A.19.3645.000 74800.01	Communication Supplies/Svc	\$ 18,413.41
A.19.3645.000 74800.10	Misc. Equipment <\$500	\$ 41,254.59

INCREASE REVENUE: **TR20**

A.19.3645.000 44305.02	Civil Defense Homeland Security	\$ 44,513.31
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INCREASE APPROPRIATION: **TR20**

A.19.3645.000 72100.14	M&E Miscellaneous Equipment	\$ 36,513.31
A.19.3645.000 74800.18	S/S, Maintenance Technical Rescue	\$ 8,000.00

INCREASE REVENUE: ** SHSP21**

A.19.3645.000 44305.02	Civil Defense Homeland Security	\$466,679.92
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INCREASE APPROPRIATION: **SHSP21**

A.19.3645.000 72100.05	M&E Computer Equipment	\$ 72,246.00
A.19.3645.000 72100.14	M&E Misc. Equipment	\$ 28,204.00
A.19.3645.000 72100.15	M&E-Communications Equip	\$ 37,490.56
A.19.3645.000 74300.01	Travel, Conference	\$ 9,994.58
A.19.3645.000 74500.01	Contractual Exp.	\$120,410.00
A.19.3645.000 74500.02	Contr. Expense-Maint Contr.	\$ 88,334.78
A.19.3645.000 74725.06	Computer Services Contract	\$ 12,000.00
A.19.3645.000 74750.11	Medical/Lab/Clinic supplies	\$ 66,000.00
A.19.3645.000 74750.12	General Computer Supplies/Svc	\$ 32,000.00

INCREASE APPROPRIATION FUND BALANCE - ASSIGNED: **EMPG21**

A.40599.00	Appropriated Fund Balance	\$ 14,171.70
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INCREASE REVENUE: ** EMPG21**

A.19.3645.000 44305.02	Civil Defense HS	\$ 14,171.71
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INCREASE APPROPRIATION: ** EMPG21**

A.19.3645.000 72100.14	M&E-Misc. Equipment	\$ 14,171.70
A.19.3645.000 74800.10	Misc. Equipment <\$500	\$ 14,171.71

INCREASE APPROPRIATION FUND BALANCE - ASSIGNED: **EMPG22**

A.40599.00	Appropriated Fund Balance	\$ 3,458.67
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INCREASE REVENUE: ** EMPG22**

A.19.3645.000 44305.02	Civil Defense Homeland Security	\$ 3,458.68
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INCREASE APPROPRIATION: ** EMPG22**

A.19.3645.000 74800.10	M&E Other Vehicles	\$ 6,851.95
A.19.3645.000 72100.14	M&E-Misc. Equipment	\$ 8.00
A.19.3645.000 74300.01	Travel, Conference	\$ 57.40

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. ED-001-23

From: Economic Development and Administration Committees.

Dated: February 21, 2023

**BUDGET MODIFICATION – REAPPROPRIATE GRANT FUNDS
BROWNFIELDS ASSESSMENT**

WHEREAS, Resolution ED-019-21 authorized acceptance of a grant in the amount of Three Hundred Thousand Dollars (\$300,000) from the United States Environmental Protection Agency for a Brownfield Assessment Project that is 100% reimbursable, and

WHEREAS, One Hundred Fifty Thousand Four Hundred and Thirty Two Dollars (\$150,432) was budgeted for the 2023 Budget, and

WHEREAS, less money was spent than anticipated from the 2022 Budget, in the amount of Fifty Three Thousand Nine Hundred Fifty Nine Dollars (\$53,959), now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

CM.28.6989.611.44989.04	Other Home and Community Services	\$53,959
	EPA Brownfield Revenue	

INCREASE APPROPRIATION:

CM.28.6989.611.74500.01	Contractual Expenses	\$53,959
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-016-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**WAIVER OF RESIDENCY REQUIREMENT
ENVIRONMENTAL ANALYST POSITION
PUBLIC WORKS SOLID WASTE/ENGINEERING DIVISION**

WHEREAS, the Niagara County Department of Public Works has permission to fill an Environmental Analyst position vacancy, and

WHEREAS, the Department has made a diligent and sincere effort to recruit the best qualified candidates for the position from within Niagara County, including announcements and job recruitment sites, and

WHEREAS, the best qualified candidate does not currently reside in Niagara County but does reside in the contiguous County of Erie and has agreed to re-locate to Niagara County upon permanent appointment, now, therefore, be it

RESOLVED, that a Waiver of Residency be granted, until the candidate is made a permanent appointment from the certified Civil Service Eligible List for this position, and be it further

RESOLVED, once a permanent appointment has been made, the candidate will have ninety (90) days to become a resident of Niagara County.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-017-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA
AND THE OLCOTT LION'S CLUB**

WHEREAS, the Olcott Lions Club has requested that the County of Niagara grant them permission to use the north section of Krull Park on March 5, 2023 for the purpose of holding the annual charity event known as the Lion's Club Polar Swim for Sight, and

WHEREAS, this event has been successful for many years in attracting thousands of visitors from across Niagara County and Greater Western New York in order to raise money for Lion's Club sight and other charity programs, and

WHEREAS, The Lion's Club has also raised money through this event for improvements which benefit Krull Park, the surrounding community and 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 Niagara County to enter into a formal agreement with the Olcott Lion's Club, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Olcott Lion's Club, as appears on the proposed agreement, is hereby approved in all respects, and be it further

RESOLVED, that following the County Attorney's review, the Chairman of the Legislature is hereby,

authorized to execute the required documents.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-018-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE SOCCER SHOTS BUFFALO

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

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

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

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and Soccer Shots Buffalo, the County Attorney will review said Agreement for approval as to legal form, language and compliance, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and Soccer Shots Buffalo, as appears on the proposed agreement, is hereby approved in all respects, and be it further

RESOLVED, that following the County Attorney's review, Soccer Shots Buffalo Agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-019-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND THE NEWFANE SOCCER CLUB

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

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

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

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

WHEREAS, prior to the execution of the License Agreement between the County of Niagara and the Newfane Soccer Club, the County Attorney will review said Agreement for approval as to legal form, language and

compliance, and

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

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Newfane Soccer Club, as appears on the proposed agreement, is hereby approved in all respects, and be it further

RESOLVED, that following the County Attorney's review, the Newfane Soccer Club agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-020-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**AGREEMENT BETWEEN THE COUNTY OF NIAGARA AND
THE BUFFALO ORIENTEERING CLUB INC.**

WHEREAS, the Buffalo Orienteering Club Inc. has requested that the County of Niagara grant them exclusive rights to operate an Orienteering Event on March 4, 2023 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, 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

WHEREAS, it is the desire of Niagara County to enter into a formal agreement with the Buffalo Orienteering Club Inc. for this event, and

RESOLVED, that the terms and conditions of the agreement between the County of Niagara and the Buffalo Orienteering Club Inc., 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 Buffalo Orienteering Club Inc. Agreement may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-021-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**RESCINDING THE RESOLUTION ENTITLED
DISBANDING THE BOND LAKE ENVIRONMENTAL AND BEAUTIFICATION COMMITTEE**

WHEREAS, Niagara County Resolution No. IF-128-22 disbanded the Bond Lake Environmental and Beautification Committee as an advisory group assisting in the planning of Bond Lake Park improvements and to assist in the enhancement of the park as an educational asset for the County of Niagara, and

WHEREAS, although the Committee has not convened in several years, the group now desires to have a new Chairman of the Committee appointed and volunteers reappointed, so that the committee may continue with the planning, improvements and any enhancement of the Clyde L. Burmaster Park (formerly Bond Lake), now, therefore, be it

RESOLVED, that Niagara County Resolution IF-128-22 entitled "Disbanding the Bond Lake Environmental and Beautification Committee" be rescinded, and be it further

RESOLVED, that the County Legislature authorizes the Niagara County Chairman to appoint the Clyde L. Burmaster Park Environmental and Beautification Committee Chairman and the volunteers in order to re-establish an active committee, for an initial term of two (2) years.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-022-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**EAST CANAL ROAD CULVERT REHABILITATION
CHANGE ORDER NO. 1 - FINAL**

WHEREAS, Resolution No. IF-131-22, dated October 18, 2022, awarded the contract for the East Canal Road Culvert Rehabilitation Project to Union Concrete and Construction, 451 Meyer Road, West Seneca, NY 14224, for a contract amount not to exceed \$222,221.50, and

WHEREAS, it is necessary to decrease the contract in the amount of \$12,000.00, due to final quantities adjustments, for a revised contract amount of \$210,221.50, and

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

RESOLVED, that Change Order No. 1-Final to decrease the contract by \$12,000.00 for the East Canal Road Culvert Rehabilitation Project, for a revised contract amount of \$210,221.50, be approved, and be it further

RESOLVED, that, following the County Attorney's review, the Change Order may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-023-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**ANGELO DELSIGNORE CIVIC BUILDING – ROOF REPLACEMENT PROJECT
CHANGE ORDER NO. 2**

WHEREAS, by Resolution No. IF-049-22, dated March 11, 2022, the Legislature awarded the contract for consultant services for the Angelo DelSignore Civic Building Roof Replacement Project to Watts Architects and Engineers, 95 Perry Street, Suite 300, Buffalo, NY 14203 for a contract amount of \$51,850.00, and

WHEREAS, Resolution No. IF-095-22, dated June 21, 2022, approved Change Order No. 1 for additional services for the Stair Penthouse Door Reconfiguration, in the amount of \$2,600, for a revised contract amount of \$54,450.00, and

WHEREAS, it is necessary to increase the contract in the amount of \$6,850.00 for design services for review of the cooling tower, for a revised contract amount of \$61,300.00, and

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

RESOLVED, Change Order No. 2 to increase the contract by \$6,850.00 for the Angelo DelSignore Civic Building Roof Replacement Project, for a revised contract amount of \$61,300.00 to Watts Architecture & Engineers, 95 Perry Street, Suite 300, Buffalo, NY 14203, be approved, and be it further

RESOLVED, following the County Attorney's review, the required documents can be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-024-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**WILSON-BURT ROAD BRIDGE OVER HOPKINS CREEK
CHANGE ORDER NO. 2 - FINAL**

WHEREAS, Resolution No. IF-051-22, dated March 22, 2022, awarded the contract for the Wilson-Burt Road Bridge over Hopkins Creek Project to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, for a contract amount of \$822,536.00, and

WHEREAS, Resolution No. IF-132-22, dated October 18, 2022, authorized Change Order No. 1 to extend the completion date to December 15, 2022, at no additional cost to the County, and

WHEREAS, it is necessary to reduce the contract in the amount of \$6,832.84 for final quantities adjustments, for a revised contract amount of \$815,703.16, and

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

RESOLVED, that Change Order No. 2-Final to decrease the contract by \$6,832.84 for the Wilson-Burt Road Bridge over Hopkins Creek Project, for a revised contract amount of \$815,703.16, to Concrete Applied Technologies Corp. (CATCO), 1266 Townline Road, Alden, NY 14004, be approved, and be it further

RESOLVED, that, following the County Attorney's review, Change Order No. 2-Final may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-025-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

SHAW WATERLINE REPLACEMENT PROJECT – CHANGE ORDER NO. 2 - FINAL

WHEREAS, Resolution No. IF-091-22 dated June 21, 2022 awarded the contract for the Shaw Waterline Replacement Project to NFP & Sons, 7311 Ward Road, North Tonawanda, NY 14120, for a contract amount of \$273,950, and

WHEREAS, Resolution No. IF-157-22, dated December 6, 2022, approved Change Order No. 1 to extend the contract completion date to December 31, 2022, and also to increase the contract in the amount of \$30,697.05 for rock excavation and other additional work requested of the Contractor by the County, for a revised contract price of \$304,647.05, and

WHEREAS, the work has been completed satisfactorily and no adjustments are required to the contract, and

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

RESOLVED, that the contract for the Shaw Waterline Replacement project be finalized at a contract amount of \$304,647.05, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE ANTICIPATED REVENUE:

H744.15.1620.000 44089.07	ARPA State/Local Fiscal Rec Fund	\$9,000
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INCREASE APPROPRIATIONS:

H744.15.1620.000 72400.00	Land Improvements	\$9,000
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-026-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**KRULL PARK ADA RESTROOM
CHANGE ORDER NO. 1-FINAL**

WHEREAS, by Resolution No. IF-064-19, dated May 7, 2019, the Legislature awarded the contract for consultant services for the Krull Park ADA Compliant Restrooms Project to Watts Architects and Engineers, 95 Perry Street, Suite 300, Buffalo, NY 14203 for a contract amount of \$28,000, and

WHEREAS, it is necessary to decrease the contract in the amount of \$2,800.00, for a revised contract amount of \$25,200.00, and

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

RESOLVED, Change Order No. 1-Final to decrease the contract by \$2,800.00 for the Krull Park ADA Compliant Restrooms Project, for a revised contract amount of \$25,200.00 to Watts Architecture & Engineers, 95 Perry Street, Suite 300, Buffalo, NY 14203, be approved, and be it further

RESOLVED, following the County Attorney's review, the required documents can be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-027-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**SLAYTON SETTLEMENT ROAD SURVEY SERVICES
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-102-22, dated August 2, 2022, authorized the contract for professional surveying services for the Slayton Settlement Road Survey Project to Greenman-Pedersen, Inc., 4960 Genesee Street, Suite 100, Buffalo, NY 14225, for a contract amount not to exceed \$118,000, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,900 for an assessment of the guiderail sections along 6.7 miles of Slayton Settlement Road between Lake Avenue on the west and Root Road on the east, for a revised contract amount of \$121,900, 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 Amendment No. 1 to increase the contract by \$3,900 for the Slayton Settlement Road Survey Project, for a revised contract amount of \$121,900, be approved, and be it further

RESOLVED, that, following the County Attorney's review, the Amendment may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-028-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**WAIVER OF RESIDENCY REQUIREMENT
ENGINEERING INTERN POSITION (TEMPORARY)–PUBLIC WORKS ENGINEERING DIVISION**

WHEREAS, the Niagara County Department of Public Works has permission to fill an Engineering Intern position vacancy, and

WHEREAS, it is the policy of the Niagara County Legislature to hire only Niagara County residents to fill vacancies or fill new positions as established by Resolution Number 243-80, and

WHEREAS, the Department has made a diligent and sincere effort to recruit the best qualified candidates for the position from within Niagara County, including announcements at local colleges and job recruitment sites, and

WHEREAS, the best qualified candidate does not currently reside in Niagara County but does reside in the contiguous County of Erie, and

WHEREAS, it is not practical for the candidate to relocate to Niagara County for a temporary position, now, therefore, be it

RESOLVED, that a Waiver of Residency be granted, for this temporary Engineering Intern position.
Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-029-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

**AWARD CONSULTANT CONTRACT – REHABILITATION OF
WOLCOTTSVILLE ROAD AND ROYALTON CENTER ROAD UP TO ERNEST ROAD**

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Rehabilitation of Wolcottsville Road and Royalton Center Road up to Ernest Road Project, and

WHEREAS, funds are available in account H764.15.5112.000 72600.01, Roads, and

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

RESOLVED, that the consultant services contract for preliminary engineering for the Rehabilitation of Wolcottsville Road and Royalton Center Road up to Ernest Road Project be awarded to Urban Engineers of New York D.P.C, 403 Main Street, Suite 530, Buffalo, NY 14203, for a contract amount not to exceed \$239,990, and be it further

RESOLVED, that following the County Attorney's review, the Contract may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-030-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

AWARD OF CONTRACT – TESTING AND INSPECTION SERVICES

WHEREAS, the Department of Public Works has prepared specifications and the Niagara County Purchasing Department has solicited for bids for the Professional Services Contract to supply Testing and Inspection Services on a time and material basis as directed in the Request for Proposals No. 2023-01 prepared by the Purchasing Department, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on January 26, 2023, as tabulated below:

1. Terracon Consultants-NY, Inc.
461 Tonawanda Street

\$ 70,910

Buffalo, NY 14207

2. SJB Services, Inc. \$ 105,495
5167 South Park Avenue
Hamburg, NY 14075
3. Atlantic Testing Laboratories, Limited \$ 144,011
6431 US Highway 11
Canton, NY 13617
4. CME Associates, Inc. ** \$ 52,615
2727 Broadway Street, Suite 2
Cheektowaga, NY 14227
**non-responsive bidder

and

WHEREAS, the Infrastructure & Facilities Committee has examined the bid, and

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

RESOLVED, that the contract for the Professional Services Contract to supply Testing and Inspection Services on a Time and Material basis be awarded to the lowest responsible bidder, Terracon Consultants-NY Inc., 461 Tonawanda Street, Buffalo, NY 14207, for an amount not to exceed \$70,910, and be it further

RESOLVED, that, following the County Attorney's review, the contract may be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-031-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

BUDGET MODIFICATION – BRIDGE MAINTENANCE PROJECTS

WHEREAS, additional funds are required for necessary design consultant for the required repairs on the Wilson Burt Road Bridge over Eighteen Mile Creek, and

WHEREAS, these improvements are eligible for funding 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	\$400,000
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INCREASE APPROPRIATION:

H698.15.5197.000.72600.02	Infrastructure – Bridges	\$400,000
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-032-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

NIAGARA COUNTY SECTION 5311 CONSOLIDATED GRANT APPLICATION

WHEREAS, the County of Niagara is submitting a request for a consolidated grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 US Code, for federal financial operating assistance in the amount of \$112,500 for 2022 and \$115,000 for 2023 for a project to provide a route deviation public transportation service for the non-urbanized areas of Niagara County including the towns, Cambria, Hartland, Lewiston, Lockport, Newfane, Niagara, Pendleton, Porter, Royalton, Somerset, Wheatfield, Wilson and the cities of Lockport, Niagara Falls, and North Tonawanda, to be serviced by Niagara Falls Coach Lines, Inc., during the period January 1, 2022 through December 31, 2023, and

WHEREAS, the County of Niagara is receiving additional funding in the amounts of \$50,000 from Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) and \$125,000 from American Rescue Plan Act (ARPA) for 2023, and

WHEREAS, the County of Niagara and the State of New York have entered into a continuing agreement which authorizes the undertaking of the Project and reimbursement of the federal and applicable state share, and

WHEREAS, the County of Niagara, is contracting with a third party subcontractor, Niagara Falls Coach Lines, Inc., for the project described above, 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 Chairman of the Niagara County Legislature is authorized to act on behalf of the County of Niagara to sign the application and progress and completed the above mentioned project, and be it further

RESOLVED, that, following the County Attorney's review, the documentation can be executed pursuant to the Niagara County Contract Policy.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-033-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

RURAL NIAGARA TRANSPORTATION NAME CHANGE TO CONNECT NIAGARA

WHEREAS, the County of Niagara (Rural Niagara Transportation) in conjunction with our third party operator, Niagara Falls Coach Lines, Inc., provides a public transportation service open to all residents of Niagara County, and

WHEREAS, the County of Niagara's public transportation service provides a route deviation public transportation service for the non-urbanized areas of Niagara County including the towns of, Cambria, Hartland, Lewiston, Lockport, Newfane, Niagara, Pendleton, Porter, Royalton, Somerset, Wheatfield, Wilson and the cities of Lockport, Niagara Falls, and North Tonawanda, to be serviced by Niagara Falls Coach Lines, Inc., during the period January 1, 2019 through December 31, 2023, and

WHEREAS, the County of Niagara and Niagara Falls Coach Lines, Inc. comply with all pertinent state and federal regulations regarding non-discriminatory practices of Americans with Disabilities Act (ADA), and

WHEREAS, the Rural Transportations service maximizes coordinated efforts to identify, support, and enhance the needs of the residents to provide access to employment, education, healthcare, shopping, and recreation, and

WHEREAS, the County of Niagara funds this program through the use of federal and state grants, County match, the collection of fares/tokens and advertising revenue, if any, and

WHEREAS, the County of Niagara would like to change the name of its transportation program from Rural Niagara Transportation to "Connect Niagara", also, changing the logo, printed materials, advertisement layout, all while keeping the current scope, purpose, and goals of this public transportation program intact, and

WHEREAS, the County of Niagara will provide five (5) County owned buses to be marked with "Open to the Public" and "Connect Niagara" with logo to be solely used for rural public transportation system; and request all third party subcontractor(s) to do the same with any vehicles it owns and uses for the program, and

WHEREAS, the third party sub-contractor(s) will continue to provide vehicle maintenance, fuel, and bus drivers that are required to meet all safety and program guidelines, and provisions of the "Third Party Agreement" as well as meet all State and federal regulations, and

WHEREAS, the routes and general advertisement will be published in two (2) local papers, on the Niagara County website, and brochures provided to the public through various County Offices, local Municipalities, local libraries and Health and Service Agencies, now, therefore, be it

RESOLVED, that the County "rural public transportation program" name be changed to "Connect Niagara", with new logo and printed materials reflecting the name change, but keeping the same scope, purpose, and goals of Rural Niagara Transportation, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Department of Transportation (NYSDOT), and be it further

RESOLVED, that following the County Attorney's review, any required documents may be executed pursuant to the Niagara County Contract Policy, and be it further

RESOLVED, that this Resolution shall take effect immediately.

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IF-034-23

From: Infrastructure & Facilities and Administration Committees.

Dated: February 21, 2023

2022 BUDGET MODIFICATION – NIAGARA COUNTY POWER MANAGEMENT AND PROCUREMENT GROUP COST CENTERS

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, the Niagara County Procurement Group Budget is responsible for paying all natural gas and electric usage utility bills for the various municipalities that participate in the joint utility procurement program, and

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

WHEREAS, budget modifications for the 2022 fiscal year can continue to be made into the first quarter of 2023, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated to the 2022 County budget:

INCREASE APPROPRIATED FUND BALANCE:

A 40599.00	Appropriated Fund Balance	\$ 70,179.59
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INCREASE REVENUE:

A.15.1490.107.42210.06	Other Gov Electric Reim. Procurement Group	\$ 554,657.13
A.15.1490.107.42701.01	Refund Prior Years Expense	\$ 30,163.28
A.15.1620.108.42655.03	Sale of Excess Power	\$ 4,050.00
A.15.1620.108.42770.01	Unclassified Revenue	\$ 100,250.00

INCREASE APPROPRIATION:

A.15.1490.107.74850.02	Utilities – Electric	\$655,000.00
A.15.1620.108.74400.10	Misc. Expenses – Other Expenses	\$100,250.00
A.15.1620.108.74500.01	Contractual Expenses	\$ 4,050.00

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-008-23

From: Legislator Richard E. Abbott and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF FUNDING LOCKPORT IN BLOOM
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Lockport in Bloom is a not-for-profit organization, chartered in 2005, that promotes the beautification of Lockport by encouraging residents to share with others their beautiful and creative gardens, and

WHEREAS, by encouraging neighborhood beautification, Lockport in Bloom helps promote community pride by bringing people to the area to view the many beautiful gardens, and

WHEREAS, through their annual Garden Festival, Lockport in Bloom brings thousands of visitors to the City of Lockport to view the 40 plus gardens that are put on display every summer, and

WHEREAS, local businesses and restaurants benefit greatly from the increase in foot traffic that Lockport in Bloom generates throughout the City of Lockport, and

WHEREAS, Niagara County is interested in supporting efforts that generate increased revenue for businesses and create a sense of pride throughout the community, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports Lockport in Bloom by appropriating monies from said Community Partnership Program Fund as follows:

Lockport in Bloom \$1,500.00
Moved by Hill, seconded by Grozio.
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-009-23

From: Legislator Shawn Foti and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF NEWFANE HISTORICAL SOCIETY
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Newfane Historical Society is an all-volunteer organization, formed in 1975, and was established to educate the public on the history of Newfane and Olcott and their place in history, and

WHEREAS, the Historical Society owns and maintains the Van Horn Mansion which was built in 1823, is listed on the National Register of Historic Places, and will be celebrating its 200th birthday in 2023, and

WHEREAS, the Van Horn Mansion is in need of significant repairs including, roof/skylight repairs, landscaping, painting, kitchen repairs, ADA compliance and many others, and

WHEREAS, it is important to the Newfane community and Niagara County to maintain historical properties, which are a tourist destination as well as a critical part of our history and heritage, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports the Newfane Public Library by appropriating monies from said Community Partnership Program Fund as follows:

Town of Newfane Historical Society \$2,500.00
Moved by Hill, seconded by Grozio.
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-010-23

From: Legislator Shawn Foti and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF OLCOTT BEACH COMMUNITY ASSOCIATION
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Olcott Beach Community Association (OBCA) is a volunteer group with the mission to improve the Olcott Beach community and businesses through beautification and event promotion, and

WHEREAS, the OBCA plants and maintains flowers along Main Street and the Olcott Gazebo, maintains the replica lighthouse, hosts and sponsors events such as Saturday Cruise Night, Super Sunday Car Cruise in May, Annual Duck Race, July 3rd Fireworks, Olcott Beach Jazz Trail, along with many other local events, and

WHEREAS, their mission and efforts attract many local and out-of-town tourists which helps to promote our region and support local small businesses, and

WHEREAS, supporting OBCA will allow the group to increase their efforts and continue to provide attractions and entertainment throughout the Olcott Beach Community, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that funding for the program not allocated in 2022, was assigned to a committed fund balance for future use, and be it further

RESOLVED, that Niagara County supports the Olcott Beach Community Association by appropriating monies from said Community Partnership Program Fund as follows:

Olcott Beach Community Association	\$1,500.00
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and be it further

RESOLVED, that the following budget modification be effectuated to the Niagara County Economic Development 2023 budget:

INCREASE APPROPRIATED FUND BALANCE:

A.28.8020.814 40599.01	Appropriated Fund Balance – Committed Funds	\$1,500.00
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INCREASE APPROPRIATION:

A.28.8020.814 74500.01	Community Partnership Fund Expense	\$1,500.00
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Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-011-23

From: Legislator Shawn Foti and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF OLCOTT BEACH CAROUSEL PARK ASSOCIATION INC.
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Olcott Beach Carousel Park Association (OBCPA) is a lakeside vintage amusement park that offers families an affordable day of family fun by riding and enjoying restored nostalgic amusement park rides, and

WHEREAS, the OBCPA annually hosts “The Park After Dark” fundraising event (August 8th, 2023) which helps raise funds to cover operating costs and improvements to the park, and

WHEREAS, proceeds from “The Park After Dark 2023” event will be used to create jobs for local students, offset increased minimum wage, refurbish park rides, and support their mission, and

WHEREAS, the OBCPA requires constant fundraising support in order to provide low cost family entertainment to Niagara County residents and tourists from all over the world, which also benefits local businesses, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports "The Park After Dark" fundraising event hosted by Olcott Beach Carousel Park Association by appropriating monies from said Community Partnership Program Fund as follows:

The Olcott Beach Carousel Park

\$2,500.00

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-012-23

From: Legislators Richard E. Abbott, William J. Collins, Anthony J. Nemi and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF COLD SPRING CEMETERY
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Cold Spring Cemetery located in Lockport in Niagara County, that was established in the mid-19th century, and

WHEREAS, it is a lovely Victorian rural cemetery that is the oldest cemetery in City and Town of Lockport, and

WHEREAS, Cold Spring Cemetery was entered into National Register of Historic Places in 2004 and is a decorated military cemetery, and

WHEREAS, events are held to honor our veterans on Memorial Day and Veterans Day, and

WHEREAS, installation of plaques on gravesites to recognize our military veterans are needed, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports Cold Spring Cemetery by appropriating monies from said Community Partnership Program Fund as follows:

Cold Spring Cemetery

\$3,300.00

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-013-23

From: Legislators Richard E. Abbott, William J. Collins, Anthony J. Nemi and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF GLENWOOD CEMETERY
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Glenwood Cemetery located in Lockport in Niagara County that was established in the later part of the 19th century, and

WHEREAS, Glenwood Cemetery has an established history of honoring our military veterans, and

WHEREAS, Glenwood Cemetery is the final resting place for veterans of every war from Revolutionary War through the War in Afghanistan, and

WHEREAS, Glenwood Cemetery has events honoring our veterans on Memorial Day and Veterans Day, and

WHEREAS, Glenwood Cemetery needs to replace flags of all military branches, United States flags and New York flags throughout the property, resurfacing of select headstones for military veterans and expansion of honorary veteran recognition area, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports Glenwood Cemetery by appropriating monies from said Community Partnership Program Fund as follows:

Glenwood Cemetery	\$8,700.00
Moved by Hill, seconded by Grozio.	
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.	

Resolution No. IL-014-23

From: Legislator Rebecca J. Wydysh and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF THE LEWISTON GARDEN CLUB
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Lewiston Garden Club is a not-for-profit organization that promotes all phases of home gardening, good horticultural practices, civic beauty and conservation of natural resources, and

WHEREAS, the club plays a major role in the beautification of the Village of Lewiston through maintenance and enhancement of gardens along Center Street, and

WHEREAS, the club plans to update and replace garden fixtures along Center Street to add to the benefits of a recent project by New York State to refinish paving, street signs, street lights and other roadway markings, and

WHEREAS, these beautification projects enhance the lives of community residents, while also helping to encourage and promote tourism, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports the Lewiston Garden Club by appropriating monies from said Community Partnership Program Fund as follows:

Lewiston Garden Club	\$2,500.00
Moved by Hill, seconded by Grozio.	
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.	

Resolution No. IL-015-23

From: Legislator Rebecca J. Wydysh and Economic Development Committee.

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF THE LEWISTON JAZZ FESTIVAL
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, the Northwest Jazz Festival will be held in historic Lewiston, NY on August 25-26, 2023, and

WHEREAS, the committee plans a weekend of spectacular entertainment featuring international stars, as well as its own local super talents, and

WHEREAS, the festival plays a significant role in enhancing the quality of life in the Niagara region and also serves as an economic engine for local businesses, attracting more than 40,000 attendees from across Western New York and beyond, and

WHEREAS, an economic impact on the area is estimated to be in excess of \$1.4million, and

WHEREAS, an event of this magnitude can only be successful through full community participation and sponsorships, and the Niagara County Legislature wishes to support this influx of revenue, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports Glenwood Cemetery by appropriating monies from said Community Partnership Program Fund as follows:

Lewiston Jazz Festival

\$2,500.00

Moved by Hill, seconded by Grozio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-016-23

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

Dated: February 21, 2023

**RESOLUTION IN SUPPORT OF THE BOYS & GIRLS CLUB OF THE NORTHTOWNS
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, for over 80 years the Boys & Girls Clubs have served the youth in the North Tonawanda Community, and

WHEREAS, the Boys & Girls Clubs of the Northtowns mission is to inspire and enable all young people, especially those who need us most, to realize their full potential as productive and caring citizens, and

WHEREAS, they are able to do so by offering daily access to a broad range of programs in five core program areas: Education & Career Development, Character & Leadership Development, the Arts, Health & Life Skills and Sports, and Fitness and Recreation, and

WHEREAS, the organization is in need of additional funds to continue to provide quality, comprehensive youth programs & services to boys and girls ages 6-18 the community, now, therefore, be it

RESOLVED, that the Niagara County Legislature authorized the allocation of funding for the Community Partnership Program Fund through resolution CW-001-23, and be it further

RESOLVED, that Niagara County supports the Boys & Girls Clubs of the Northtowns by appropriating monies from said Community Partnership Program Fund as follows:

Boys & Girls Clubs of the Northtowns	\$4,500.00
Moved by Hill, seconded by Grozio.	
Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.	

Resolution No. IL-017-23

From: Legislators Mark J. Grozio and Christopher A. Robins.

Dated: February 21, 2023

**NIAGARA COUNTY EMERGENCY SERVICES OFFICE
INTER-MUNICIPAL TRAILER TRANSFER AGREEMENT**

WHEREAS, Niagara County currently possesses a 2010 Sure Trac Cargo Trailer previously used by the Niagara County Emergency Services Office which is no longer needed for County use and which the County wishes to declare as surplus property, and

WHEREAS, the Niagara Active Fire Company has a need for a trailer matching the above description for use by the Niagara Active Fire Company in the performance of their duties, and

WHEREAS, an Inter-Municipal Agreement between the County of Niagara and the Niagara Active Fire Company has been drafted by the County Attorney's Office which details the terms of a transfer of the aforementioned 2010 Sure Trac Cargo Trailer, now, therefore, be it

RESOLVED, that the County of Niagara declares the 2010 Sure Trac, Cargo trailer to be surplus property and authorizes an agreement with the Niagara Active Fire Company to transfer the ownership of the 2010 Sure Trac, Cargo Trailer, 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 Niagara Active Fire Company.

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

Carried.

Moved by Grozio, seconded by Elder.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-018-23

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

Dated: February 21, 2023

**A RESOLUTION CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-THRU
FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID ASSISTANCE
PERCENTAGE FUNDS**

WHEREAS, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City, and

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers, and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included, and

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027, and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will increase Niagara County's budget by approximately \$6.0 million dollars annually, and

WHEREAS, this State Budget proposal will increase the County property tax levies and have a negative long-term impact on other county services, and

WHEREAS, it is the strong view of New York State Association of Counties (NYSAC) that Congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match, and

WHEREAS, since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress, and

WHEREAS, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion, and

WHEREAS, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC, and

WHEREAS, counties strongly disagree with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024, now, therefore, be it

RESOLVED, that the Niagara County Legislature calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years, and be it further

RESOLVED, that copies of this resolution to the Governor of the State of New York, the Niagara County Delegation to the New York State Legislature, the New York State Congressional Delegation, and all others deemed necessary and proper.

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

Carried.

Moved by Nemi, seconded by Voccio.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-019-23

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

Dated: February 21, 2023

A RESOLUTION IN OPPOSITION TO THE PROPOSED BAN ON NATURAL GAS HEATING AND APPLIANCES IN NEW YORK STATE

WHEREAS, Governor Hochul's state-of-the-state address contained a proposal to "...end the sale of new fossil powered heating equipment by 2030 by calling for construction of – all new construction needs to be zero emission – starting in 2025 for small buildings and 2028 for large buildings," and

WHEREAS, President Biden and the White House have come out against any prohibition of gas stoves, and

WHEREAS, the State's proposal is intended to help address climate change, but could create a burden for our region's working-class residents, and

WHEREAS, a ban on natural gas appliances and water heaters is not feasible for Western New York with harsh winter weather and exposed electrical infrastructure. Appliances used to heat water and cook food need to work during power outages especially during times of inclement weather, and

WHEREAS, this past December saw a blizzard rip through the Buffalo Metro Area leaving tens of thousands of residents stuck in their home without power, many for several days. Gas appliances, fed by more resilient infrastructure, allowed those residents to heat their homes, boil water, and safely cook their food for the days needed to clear the roads and restore electricity. Nearly four dozen people died during this storm, many more would have suffered if they had to rely on our power grid for cooking and emergency heating, and

WHEREAS, what is more, alternatives to natural gas-powered heating have yet to be proven reliable as a sole-source heating system in cold-weather climates, and

WHEREAS, electrical appliances have more moving parts and are expensive to maintain and repair, mandating their purchase is an unnecessary burden we are placing on families across New York State at a time when the cost of living has significantly outpaced wage growth, and

WHEREAS, currently, due to market conditions and technology limitations, most electric appliances are less efficient and absent improvements in electricity efficiencies and the electrical infrastructure grid, would likely cause increases in energy costs, and

WHEREAS, as we have seen with California's recent push to make everything electric, improperly planned energy transitions can lead to an increased strain on a state's electrical grid, leading to blackouts and rationing, which is especially dangerous with the winter weather we experience, and

WHEREAS, the costs to transition the state's energy infrastructure grid should go through a more thorough review to understand how this will impact the energy production and distribution system as a whole, how it will impact energy costs to consumers and how it will be paid for, before any action is taken, now, therefore, be it

RESOLVED, the Niagara County Legislature opposes the state's plan to ban natural gas heating and appliances as currently drafted, as it does not adequately address concerns about our winter weather conditions, and be it further

RESOLVED, that the Niagara County Legislature urges Governor Hochul and the New York State Legislature to

pause on their rush and to fully examine the real life impact their decisions will have for all New Yorkers, especially those least able to afford them, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor Hochul's Office, the Western New York Delegation to the New York State Senate and Assembly, and any other party deemed necessary and proper Moved by Andres, seconded by Abbott, to implement the portion of Rule 15 that pertains to voting on a resolution as opposed to referring it to committee.

Carried.

Moved by Andres, seconded by Abbott.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

Resolution No. IL-020-23

From: Legislators Michael A. Hill, Shawn A. Foti, David E. Godfrey and Irene M. Myers.

Dated: February 21, 2023

RESOLUTION CREATING THE AGRICULTURAL RIGHTS ADVISORY PANEL

WHEREAS, Niagara County has a long, proud tradition as an agricultural community that strongly supports the rights of farmers to run their operations free from harassment and with the support of our local governments, and

WHEREAS, agriculture, including related agribusinesses, is one of Niagara County's largest market sectors producing close to \$20 million in products sold annually, and

WHEREAS, at time when there is a global focus on addressing food security and nutrition, it is recognized that local agriculture is tremendously important in addressing these issues, for both personal and public consumption, especially in times of pandemics or natural disasters, and

WHEREAS, in recent years, there seems to be constant efforts in New York State to enact ill-considered legislation and policies by those with little to no understanding of farm economics that is making it increasingly difficult for our local farms to succeed, and

WHEREAS, Niagara County is also not immune to militant ideologies that are seeking to undermine the rights of farmers, attack the livestock industry and provoke confrontation, and

WHEREAS, while Niagara County has consistently passed resolutions opposing such actions, there is a desire to find more concrete ways to support our farmers within the enumerated powers of county government, and

WHEREAS, an Agriculture Rights Advisory Panel is one way to engage with the farming community, and

WHEREAS, such a panel could, among other actions, make recommendations to the Niagara County Legislature for resolutions and local laws, propose process improvements, link with the mainline agriculture organizations like the Farm Bureau, Cornell Cooperative Extension and others, and help promote Niagara County as a place that welcomes and encourages the agriculture industry, now, therefore, be it

RESOLVED, that the Niagara County Legislature creates the Agriculture Rights Advisory Panel, and be it further

RESOLVED, all appointments to the panel are to be made by the Chairman of the Legislature, and all Niagara County Legislators are invited to submit names for consideration.

Moved by Wydysh, seconded by Hill to amend the resolution.

Amendment: Second WHEREAS, "...Change the \$20 million to \$122 million..."

Moved by Hill, seconded by Godfrey to implement the portion of Rule 15 that pertains to voting on a resolution as

opposed to referring it to committee.

Carried.

Moved by Hill, seconded by Godfrey.

Adopted. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

APPOINTMENTS:

	<u>Appt.</u>	<u>Expires</u>
<u>BOND LAKE ENVIRONMENTAL AND BEAUTIFICATION COMMITTEE:</u>		
Mark Gray 2708 Albright Rd., Ransomville 14131	02/21/23	12/31/23
Linda Gray 2708 Albright Rd., Ransomville 14131	02/21/23	12/31/23
Bruce Aikin PO Box 26, Newfane 14108	02/21/23	12/31/23
Margaret Meyer 4222 Wicks Road, Lockport 14094	02/21/23	12/31/23
Nina Nanula 2990 Lower Mountain Rd., Sanborn 14132	02/21/23	12/31/23
Carol Schmelz 6751 Townline Rd., No. Tonawanda 14120	02/21/23	12/31/23
Richard Schmelz 6751 Townline Rd., No. Tonawanda 14120	02/21/23	12/31/23
Leah Davis 4391 Porter Center Road, Ransomville 14131	02/21/23	12/31/23
Terry Ehlen 3150 Palmer Road, Ransomville 14131	02/21/23	12/31/23
Jeannine Hardy 4873 Townline Road Sanborn 14132	02/21/23	12/31/23
Kelly O'Conner 3701 Beebe Road Newfane 14108	02/21/23	12/31/23
Heather Sprenger 1134 Raymond St. North Tonawanda 14120	02/21/23	12/31/23
Nona McQuay 4308 Lower Mountain Rd., Lockport 14094	02/21/23	12/31/23
Alexis Stopa-Weis 4379 Porter Center Road, Ransomville 14131	02/21/23	12/31/23
Linda Harvey 4628 Model City Rd., Model City 14107	02/21/23	12/31/23
Julie Taylor 3538 Human Road, Sanborn, 14132	02/21/23	12/31/23
Karen Koch 172 Grove Street, Tonawanda 14150	02/21/23	12/31/23
Mary Kate Fonzi 609 Christiana St., No. Tonawanda 14120	02/21/23	12/31/23
Jeffrey Gaston, Director of Buildings and Grounds	02/21/23	12/31/23
Irene M. Myers, Legislator	02/21/23	12/31/23

COMMUNITY SERVICES BOARD:

Suzanne Diez 3321 East Ave., Youngstown 14174 Representative of USAFR Niagara Falls Airbase	02/21/23	12/31/26
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Betsy Farkas	02/21/23	12/31/26
2726 Brown Rd., Newfane, 14108		
Dr. Ronald Barstys	02/21/23	12/31/26
226 Counsil St. Niagara Falls, 14304		
Donald Jablonski	02/21/23	12/31/26
5705 Jennifer Drive West, Lockport 14094		

Subcommittee for People with Developmental Disabilities

Alan Venesky	02/21/23	12/31/26
7100 Fieldcrest Drive, Lockport 14094		

Mental Health Subcommittee

Michelle Scheib	02/21/23	12/31/26
740 Portage Road, Niagara Falls 14301		

MUTUAL SELF INSURANCE ADVISORY COMMITTEE (AD HOC):

Jennifer Pitarresi, Director of Risk Management	03/22/23	03/22/24
Niagara County Mu.S.I.P., 111 Main St., Lockport 14094		
Matthew Foe, Deputy Supervisor, Town of Cambria	03/22/23	03/22/24
4160 Upper Mountain Rd, Sanborn 14132		
W. Ross Annable, Supervisor, Town of Hartland	03/22/23	03/22/24
8940 Ridge Rd, Gasport 14067		
Amy Smith, Confidential Secretary, Town of Lewiston	03/22/23	03/22/24
P.O. Box 330, Lewiston 14092		
Christine Nilson, Payroll/Benefits Clerk, Town of Newfane	03/22/23	03/22/24
2737 Main Street, Newfane 14108		
Joel Maerten, Supervisor, Town of Pendleton	03/22/23	03/22/24
6570 Campbell Blvd., Lockport 14094		
Kim Boyer, Bookkeeper, Town of Porter	03/22/23	03/22/24
3265 Creek Road, Youngstown 14174		
Anthony William Evans, Deputy Supervisor	03/22/23	03/22/24
3505 Wilson-Cambria Rd., Wilson 14172		
Amanda Detschner, Clerk-Treasurer, Village of Barker	03/22/23	03/22/24
1697 East Ave. PO Box 298 Barker 14012		
Stephanie Longwell, Treasurer, Village of Lewiston	03/22/23	03/22/24
145 N. Fourth St., P.O. Box 325, Lewiston 14092-0325		
Lisa VanBuren, Clerk-Treasurer, Vill. of Middleport	03/22/23	03/22/24
P.O. Box 186, Middleport 14105		
Carey O'Conner, Clerk, Tresurer & Registrar, Village of Wilson	03/22/23	03/22/24
240 Lake St., P.O. Box 371, Wilson 14172		
Rob Reisman, Mayor of Youngstown	03/22/23	03/22/24
P.O. Box 168, Youngstown 14174		
Kevin Klumpp, Treasurer, Newfane Central School	03/22/23	03/22/24
6048 Godfrey Rd., Burt NY 14028		
Jill Heck, Superintendent, Royalton Hartland School	03/22/23	03/22/24
54 State St., Middleport NY 14105		
Jonathan R. Andrews, Director of HR, Starpoint School	03/22/23	03/22/24
4363 Mapleton Rd, Lockport 14094		
Carolyn Oliveri, Business Director, Wilson Central School	03/22/23	03/22/24
412 Lake St., P.O. Box 648, Wilson 14172-0648		
Catherine Brown, Assistant VP of Human Resources	03/22/23	03/22/24
NCCC, 3111 Saunders Settlement Rd, Sanborn 14132		
Jonathan Schultz, Niagara County Fire Coordinator	03/22/23	03/22/24
5574 Niagara St. Ext., PO Box 496 Lockport 14095		

Legislator Anthony J. Nemi, Vice Chairman, Administration Committee

03/22/23

03/22/24

Moved by Hill, seconded by Grozio.

Approved. 10 Ayes, 0 Noes, 5 Absent – Bradt, Foti, Gooch, Myers, Robins.

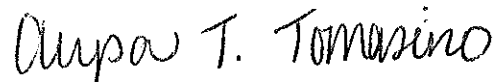
Moved by Andres, second by Hill to enter into Executive Session at 6:46 p.m. to discuss: Pending Litigation.

Moved by Voccio, second by Grozio to adjourn Executive Session at 7:14 p.m.

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

The Chairman declared the Board adjourned 7:15 p.m., subject to the call of the Clerk.

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

A handwritten signature in cursive script that reads "Alysa T. Tomasino".

Alysa T. Tomasino, Clerk