

A public hearing was held pursuant to CW-001-24, adopted by the Legislature on January 2, 2024, for the purpose of hearing public comments on A Local Law Increasing the Salary of Niagara County Board of Elections Commissioners. Legislator Godfrey opened the hearing 5:50 p.m. and closed it at approximately 5:51 p.m.

OFFICIAL RECORD

Lockport, New York
January 23, 2024

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 and Hill.

No citizens spoke on the Agenda.

Moved by Nemi, second by Robins to accept the Preferred Agenda

Resolution No. AD-001-24

From: Administration Committee.

Dated: January 23, 2024

AUTHORIZATION FOR REAL PROPERTY TAX REFUNDS/CORRECTIONS - 2024

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

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

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

RESOLVED, that the Niagara County Treasurer is hereby delegated the authority to perform the duties of the tax levying body during 2024 when the Real Property Tax Director's recommended refund and/or correction is twenty five hundred dollars or less, and be it further,

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. AD-002-24

From: Administration Committee.

Dated: January 23, 2024

**NIAGARA COUNTY REAL PROPERTY TAX SERVICES
EAGLEVIEW SOLE SOURCE FOR AERIAL IMAGERY, GEOSPATIAL DATA AND ANALYTICS**

WHEREAS, Niagara County Real Property Tax Services is purchasing an EagleView (f.k.a. Pictometry) flight for use by its Tax Mapping staff as well as other County staff members, the local Assessment community and Public Safety personnel, as well as training, maintenance and support and

WHEREAS, the flight, training, maintenance and support for the EagleView system are in an amount not to annually exceed \$76,000, and

WHEREAS, EagleView Technologies, Inc., is the only source for the aerial photography that integrates with our Online Assessment application from PROS, and the Aegis Software from New World Systems, now, therefore, be it

RESOLVED, that it is hereby determined that EagleView is Niagara County's sole source for aerial imagery, measurement tools, and analytics, and

RESOLVED, and that Niagara County Real Property Department is hereby authorized to purchase the flight 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, and

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. AD-003-24

From: Administration Committee.

Dated: January 23, 2024

**RESOLUTION OF NIAGARA COUNTY AUTHORIZING THE RETENTION
OF NAPOLI SHKOLNIK, PLLC**

WHEREAS, Napoli Shkolnik PLLC, attorneys at law, are uniquely familiar with the players in the pharmaceutical industry that engineered massive price increases for insulin products via a conspiratorial kickback scheme, and have the ability to recover damages in the event the County has been damaged by such unlawful practices, and

WHEREAS, the anticipated defendants are all major players in the pharmaceutical industry and engineered massive price increase for insulin products via conspiratorial kickback scheme, which has exponentially increased their profits at the expense of payors and their plan members, and

WHEREAS, it is well known that the price range for insulin today can range from \$330 to \$700 despite costing manufacturers as little as \$2 to produce; the expenses associated with diabetes medications have surged tenfold in the last two decades, and

WHEREAS, Napoli Shkolnik PLLC, made a proposal to Niagara County to represent its interests to recover damages that have resulted and will result from such improper insulin pricing practices, and

WHEREAS, law firm has agreed to do such litigation for Niagara County on a contingent fee basis and will not charge Niagara County for its services unless a recovery occurs for Niagara County, now, therefore, be it

RESOLVED, that Niagara County hereby authorizes the retention of the services of Napoli Shkolnik PLLC, pursuant to the terms of the fee proposal offered to Niagara County, as more fully set forth in the retainer agreement, and be it further

RESOLVED, that the County hereby authorize Claude Joerg, as Niagara County Attorney to execute the Napoli Shkolnik PLLC retainer agreement, and be it further

RESOLVED, that the County hereby authorize Claude Joerg, to cause same to be delivered to Napoli Shkolnik PLLC.

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. AD-004-24

From: Administration Committee.

Dated: January 23, 2024

**AUTHORIZE AN EXCEPTION TO THE RESIDENCY REQUIREMENT
FOR JOHN S. SANSONE ASSISTANT NIAGARA COUNTY ATTORNEY**

WHEREAS, it is the strong desire of the Niagara County community to install Niagara County residents in the position of Assistant Niagara County Attorney; it is a strong belief of Niagara County that Niagara County residents are knowledgeable about and concerned with the affairs of Niagara County and Niagara County also recognizes that it is important to retain employees with exceptional qualifications when they locate to an adjoining County; John Sansone a current Assistant County Attorney, and a lifelong resident of Niagara County brings such skills and qualifications to the position he currently holds; He has been on Staff of the Niagara County Attorney's Office for 22 years, and

WHEREAS, John Sansone has been a prosecutor in the Niagara County Attorney's Office for over 22 years and handles all felony and misdemeanor level crimes involving juveniles and juvenile offender cases transferred from Youth Court in the Eastern portion of the County, and

WHEREAS, the current caseload in family court has felony and misdemeanor cases pending and some matters have trial dates scheduled, and

WHEREAS, in addition to his prosecution duties, John Sansone has participated in handling all FOIL (Freedom of Information Law) requests to Niagara County since 2001, and

WHEREAS, John Sansone possesses certain unique skills, knowledge and experience, and has built lasting relationships with law enforcement agencies in Niagara County, that will be significantly difficult, if not impossible, to immediately replace and that Niagara County confirms the commitment to retain individuals who have the necessary qualifications and skills to meet the requirements of the position of Assistant County Attorney, and

WHEREAS, it is the purpose of this Resolution to confirm the commitment of Niagara County to hire residents who have the necessary qualifications and skills to meet the requirements of the position of Assistant Niagara County Attorney; this resolution will permit Niagara County to make an exception to the residency requirement for Assistant Niagara County Attorney John Sansone in order to retain his experience in the Office of the Niagara County Attorney, and

WHEREAS, the County Attorney is hereby authorized to make an exception to the residency requirement to retain John Sansone in Niagara County as an Assistant Niagara County Attorney, now, therefore, be it

RESOLVED, that an exception to the Niagara County residency requirement is justified under these circumstances and shall be made, and be it further

RESOLVED, that a Residency Wavier shall be granted to John Sansone in order to retain his knowledge and experience in Niagara County.

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CS-001-24

From: Community Services and Administration Committees.

Dated: January 23, 2024

**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SVCS. -
ABOLISH FULL TIME LICENSED CLINICIAN POSITION/ CREATE AND FILL FULL TIME
COMMUNITY MENTAL HEALTH AIDE POSITION – BUDGET MODIFICATION**

WHEREAS, the Niagara County Department of Mental Health & Substance Abuse Services (NCDMH) is committed to providing exceptional treatment and integrated care services to Niagara County residents in need, and

WHEREAS, position changes within the Department is necessary to address departmental and client needs, and

WHEREAS, NCDMH has had difficulty in recruiting full time Licensed Clinicians for the Assisted Outpatient Treatment (AOT) program, and creating a Community Mental Health Aide position would allow us to fulfill care management responsibilities, monitor the stability of clients in the community, and assist clients in successfully reaching their treatment goals, and

WHEREAS, NCDMH is committed to and has demonstrated operating in a fiscally responsible manner, and

WHEREAS, abolishing the Licensed Clinician position and creating the Community Mental Health Aide position will reduce the departmental budget, is supported 100% through State Aid, and is at no cost to the County, now, therefore, be it

RESOLVED, that one Licensed Clinician (vacant as of September 23, 2023), Grade 11, Step 4, position number MHD300100.13274, salary \$62,557.74 - \$68,023.06, be abolished, effective January 23, 2024, and be it further

RESOLVED, that one full time Community Mental Health Aide, Grade 8, Step 1, position number, MHD300100.XXXXX, salary \$46,748.66 - \$54,066.32, be created within the Niagara County Department of Mental Health, and filled effective January 23, 2024, and be it further

RESOLVED, the following 2024 budget modification be effectuated:

INCREASE REVENUE:		
A.21.4310.000.43490.05	Reinvestment Programs	\$ 75,573
DECREASE REVENUE:		
A.21.4310.000.41620.00	Mental Health Fees	\$ 97,067

INCREASE APPROPRIATIONS:

A.21.4310.000.71010.XXXXXX	Positions (Community Mental Health Aide)	\$ 46,749
A.21.4310.000.71050.00	Overtime Expense	\$ 892
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.78100.00	Retirement Expense	\$ 5,253
A.21.4310.000.78200.00	FICA	\$ 3,704
A.21.4310.000.78300.00	Worker's Comp	\$ 1,046
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

DECREASE APPROPRIATIONS:

A.21.4310.000.71010.00.13274	Positions (Licensed Clinician)	\$ 64,447
A.21.4310.000.71050.00	Overtime Expense	\$ 949
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.71070.00	Shift Differential Expense	\$ 41
A.21.4310.000.78100.00	Retirement Expense	\$ 7,206
A.21.4310.000.78200.00	FICA	\$ 5,065
A.21.4310.000.78300.00	Worker's Comp	\$ 1,430
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CS-002-24

From: Community Services and Administration Committees.

Dated: January 23, 2024

**NIAGARA COUNTY DEPARTMENT OF MENTAL HEALTH & SUBSTANCE ABUSE SVCS. -
CREATE AND FILL FULL TIME LICENSED PROFESSIONAL NURSE POSITION – BUDGET
MODIFICATION**

WHEREAS, the Niagara County Department of Mental Health & Substance Abuse Services (NCDMH) is committed to providing exceptional treatment and integrated care services to Niagara County residents in need, and

WHEREAS, position changes within the Department is necessary to address departmental and client needs, and

WHEREAS, there is an increased number of individuals with seriously persistent mental illness (SPMI) who require our outpatient clinic services. This has expanded the number of clients within Niagara County Department of Mental Health and Substance Abuse services who require injectable medication and health monitoring services, and

WHEREAS, due to a professional workforce shortage, we are unable to recruit and retain qualified registered nursing staff, thus requiring Licensed Practical Nursing (LPN) staff to provide these basic services, and

WHEREAS, NCDMH is committed to and has demonstrated operating in a fiscally responsible manner, and

WHEREAS, the Licensed Professional Nurse is reimbursed through third party revenue at no current additional cost to the County (Legacy costs may be applicable), now, therefore, be it

RESOLVED, that one full time Licensed Professional Nurse, Grade 8, Step 1, position number, MHD300100.XXXXX, salary \$46,748.66 - \$54,066.32, be created within the Niagara County Department of Mental Health, and filled effective January 23, 2024, and be it further

RESOLVED, the following 2024 budget modification be effectuated:

INCREASE REVENUE:

A.21.4310.000.41620.00	Mental Health Fees	\$ 75,419
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INCREASE APPROPRIATIONS:

A.21.4310.000.71010.XXXXX	Positions (Licensed Professional Nurse)	\$ 46,749
A.21.4310.000.71050.00	Overtime Expense	\$ 765
A.21.4310.000.71055.00	On Call Pay Expense	\$ 772
A.21.4310.000.78100.00	Retirement Expense	\$ 5,239
A.21.4310.000.78200.00	FICA	\$ 3,694
A.21.4310.000.78300.00	Worker's Comp	\$ 1,043
A.21.4310.000.78400.01	Hospital/Medical Insurance	\$ 15,784
A.21.4310.000.78400.05	HRA Employer Contribution	\$ 850
A.21.4310.000.78700.00	NYS Disability Insurance	\$ 77
A.21.4310.000.78800.00	Flex 125	\$ 446

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-001-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

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

WHEREAS, the New York State STOP-DWI Foundation, Inc. has notified the Niagara County Sheriff's Office of an award of \$35,000 in grant funds available to use for High Visibility Engagement Campaigns this year, and

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

WHEREAS, the 2024 budget was created with \$28,000 in STOP DWI Foundaton funds as was originally communicated, and

WHEREAS, it is necessary to modify the 2024 budget to utilize the additional \$7,000, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3315.000 44389.09	Other Public Safety Traffic	\$7,000
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INCREASE APPROPRIATIONS:

A.17.3315.000 74400.09	Miscellaneous Expenses Payments Other Agencies	\$7,000
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Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-002-24

From: Community Safety & Security and Administration Committees.
Dated: January 23, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
ACCEPT FORENSIC LABORATORY COVERDELL GRANT**

WHEREAS, the Niagara County Sheriff's Office received a renewal grant from the New York State Department of Criminal Justice Services for the Forensic Laboratory in the amount of \$57,433 for the period of October 1, 2023 through September 30, 2024 under the Paul Coverdell Forensic Sciences Improvement Grant Program, and

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

WHEREAS, the grant funds are in the 2024 budget, now, therefore, be it

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

RESOLVED, that following the County Attorney's review, the Paul Coverdell Forensic Sciences Improvement Grant Program Agreement may be executed pursuant to the Niagara County Contract Policy

Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-003-24

From: Community Safety & Security and Administration Committees.
Dated: January 23, 2024

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

WHEREAS, the Niagara County Sheriff's Office has been awarded a Police Traffic Services Grant from the Governor's Traffic Safety Committee for the period October 1, 2023 through September 30, 2024 in the amount of \$24,750, and

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

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

WHEREAS, the 2024 Budget needs to be modified in order to utilize these funds, now, therefore, be it

RESOLVED, that following the County Attorney review, the New York State Governor's Traffic Safety Committee Police Traffic Services 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.17.3110.000 44389.09 Other Public Safety Traffic \$24,750

INCREASE APPROPRIATIONS:

A.17.3110.000 71050.00 Overtime Expense \$24,750

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-004-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION – STOP DWI FUNDS FOR DISTRICT ATTORNEY OFFICE**

WHEREAS, the Niagara County Sheriff's Office manages the STOP DWI program for Niagara County which includes partnerships throughout Niagara County including law enforcement agencies, Northpointe Council, Niagara County Probation and the Niagara County District Attorney's Office in an effort to reduce the number of incidents of drivers in Niagara County under the influence of alcohol or drugs, and

WHEREAS, one component of the STOP DWI Plan is to hold impact panels which has speakers whose lives have been affected by the actions of DWI drivers speaking to those who have been arrested for DWI offenses, and

WHEREAS, the Niagara County District Attorney's Office manages the impact panels and would like to be able to show appreciation for the impact panel speakers as they take the time to share their stories in an effort to promote change, and

WHEREAS, the 2024 budget needs to be amended to use \$1,000 of the dedicated STOP DWI rollover funds for this purpose, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3315.000 40599.02 Appropriated Fund Balance \$1,000

INCREASE APPROPRIATIONS:

A.17.3315.000 74450.04 Special Activities D.A.Contract \$1,000

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-005-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

**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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-006-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

**NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION - BJA FY23 PAUL COVERDELL FORENSIC SCIENCE
IMPROVEMENT GRANT**

WHEREAS, on October 17, 2023 the Niagara County Legislature passed Resolution #CSS-100-23 to accept a grant to the Niagara County Sheriff's Office Forensic Laboratory from the United States Department of Justice in the amount of \$500,000 under the Bureau of Justice Assistance FY23 Paul Coverdell Forensic Science Improvement Grant for the performance period October 1, 2023 through September 30, 2026, and

WHEREAS, this grant provides federal funding to crime laboratories to improve the quality and timeliness of forensic science services, and

WHEREAS, this grant will be used to upgrade the Forensic Laboratory Information Management System (LIMS) and add Barcoding Technology to streamline the workflow processes in the lab, and

WHEREAS, the 2024 budget needs to be amended to make the grant funds available in the current year, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44389.07	Other Public Safety Forensic Lab	\$500,000
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INCREASE APPROPRIATIONS:

A.17.3110.000 72100.04	Hospital, Medical, Lab Equipment	\$481,380
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A.17.3110.000 74600.03	Training / Education	\$ 18,620
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Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-007-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

NIAGARA COUNTY SHERIFF'S OFFICE
BUDGET MODIFICATION ASSET FORFEITURE FUNDS DRUG TASK FORCE VEHICLE AND K9

WHEREAS, the Niagara County Sheriff's Office has Federal Asset Forfeiture Funds which are in a Committed Fund and federally regulated on qualifying expenditures, and

WHEREAS, the Niagara County Sheriff's Office has identified needs within the Sheriff's Office which are qualifying expenditures under the Federal Equitable Sharing guidelines, and

WHEREAS, the Sheriff's Office would like to use asset forfeiture funds to purchase a new K9 and fund its training after the retirement of Chief, and

WHEREAS, the Drug Task Force is in need of an undercover vehicle due to very high mileage of current vehicles, now, therefore, be it

RESOLVED, that the following budget modification be effectuated:

INCREASE ESTIMATED REVENUE:

A.17.3110.000 44389.12	Other Public Safety Asset Forfeiture Dept Treasury	\$81,000
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INCREASE APPROPRIATIONS:

A.17.3110.000 72100.32	Mach & Equip Asset Forfeiture Dept Treasury	\$61,000
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A.17.3110.000 74500.06	Contractual Exp Asset Forfeiture Dept Treasury	\$20,000
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Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-008-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

AID TO DEFENSE PROGRAM RENEWAL 2023-2024 PUBLIC DEFENDER

WHEREAS, the Niagara County Public Defender's Office has been awarded renewed funding from the New York State Division of Criminal Justice Services under the Aid to Defense Program for the purpose of continuing aid in the defense of repeat violent and serious felony offenders in Niagara County, and

WHEREAS, funding has been awarded in the amount of \$15,980 for the period April 1, 2023 through March 31, 2024 with no matching funds requirement, and

WHEREAS, the funds have been appropriated in the Niagara County Public Defender's 2024 budget, now, therefore, be it

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

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

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-009-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

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

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

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

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

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-010-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

**WAIVER OF RESIDENCY REQUEST
DIRECTOR OF SOCIAL WORK POSITION**

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

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

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

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-011-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

PROBATION BUDGET MODIFICATION – NYS PRETRIAL SERVICES AWARD

WHEREAS, New York State enacted legislation aimed at creating criminal justice reform which, among other things, required Niagara County to provide pretrial release services to individuals released under supervision as part of “Bail Reform”, and

WHEREAS, the Probation Department is the agency certified to provide these services including but not limited to screening, assessments, supervision, and reporting in Niagara County, and

WHEREAS, on December 20, 2023 New York State notified Niagara County Probation that they have been awarded funding in the amount of \$514,071 to offset the costs associated with the provision of certified pretrial services and reporting as provided in the enacted New York State Budget for the State Fiscal Year 2023-2024, and

WHEREAS, the Probation Department wishes to accept the funding, now, therefore, be it

RESOLVED, that the County of Niagara does hereby accept these funds to offset the costs of pretrial services, and be it further

RESOLVED, that the following budget modification be effectuated to the Probation Department 2024 budget:

INCREASE REVENUE:

A.18.3140.000.43310.01	Probation Services General	\$93,665
A.18.3989.302.43310.02	Probation Services Alternatives to Incarceration	\$70,720

INCREASE EXPENSE:

A.18.3140.000.71050.00	Overtime Expense	\$22,000
A.18.3140.000.72100.21	Machinery and Equip., LE Equipment	\$58,000
A.18.3140.000.74200.02	Rents/Leases Copier Rental	\$1,440
A.18.3140.000.74250.01	Office Expenses Office Supplies	\$3,600
A.18.3140.000.74300.06	Reimbursements Uniforms/Clothing	\$525
A.18.3140.000.74450.02	Special Activities Safety/Wellness Activities	\$500
A.18.3140.000.74600.03	Prof. Development Training & Education	\$5,100
A.18.3140.000.74650.08	Services, Professional Consult/Expert Services	\$1,500
A.18.3140.000.74750.05	Supplies, General Law Enforcement	\$1,000
A.18.3989.302.71050.00	Overtime Expense	\$70,000
A.18.3989.302.74200.02	Rents/Leases Copier Rental	\$720

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CSS-012-24

From: Community Safety & Security and Administration Committees.

Dated: January 23, 2024

**APPOINTMENT OF DEPUTY FIRE COORDINATOR
FOR TECHNICAL RESCUE TEAM (TRT)**

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 Deputy Fire Coordinator for Technical Rescue Team (TRT) position, and

WHEREAS, the Fire Coordinator desires to appoint Scott Seib of Gasport as Deputy Fire Coordinator for Technical Rescue Team (TRT), and

WHEREAS, the Fire Advisory Board has approved the appointment of Scott Seib as Deputy Fire Coordinator for Technical Rescue Team (TRT), now, therefore, be it

RESOLVED, that Scott Seib be appointed Deputy Fire Coordinator for Technical Rescue Team (TRT), pursuant to Section 401 of the County Law and subject to the approval of the Niagara County Legislature.

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. CW-002-24

From: Committee of the Whole.

Dated: January 23, 2024

**ADOPTION OF A LOCAL LAW INCREASING THE SALARY OF
NIAGARA COUNTY BOARD OF ELECTIONS COMMISSIONERS**

WHEREAS, the Committee of the Whole present in writing the following proposed Local Law:
A Local Law of the County of Niagara, New York for the year 2024 increasing the salary of the Niagara County Board of Elections Commissioners, and

WHEREAS, a public hearing was held on the 23rd day of January, 2023 at 5:50 pm in the Legislative Chambers, Niagara County Courthouse, Lockport, New York, on said Local Law, and

WHEREAS, no people appeared to speak on said Local Law, and

WHEREAS, no amendment(s) was (were) made to said Local Law, now, therefore, be it

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

1. The salary of the Niagara County Board of Elections Commissioners shall be increased from \$94,300 for year 2024 to \$105,000 for year 2024, with a 3% annual increase in years 2025 and 2026. Such salary increases shall become effective upon enactment.

2. This Local Law shall become effective in accordance with the statutes of the State of New York.
Moved by Andres, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. ED-001-24

From: Economic Development and Administration Committees.

Dated: January 23, 2024

**DEPARTMENT OF ECONOMIC DEVELOPMENT
CREATION OF THE NIAGARA COUNTY PRODUCTION PROGRAM**

WHEREAS, Niagara County has received funds from the Coronavirus State and Local Fiscal Recovery Fund (CSLFRF), a part of the American Rescue Plan Act, and

WHEREAS, the Coronavirus State and Local Fiscal Recovery Fund (CSLFRF), American Rescue Plan Act, Small Business Economic Assistance, provides aid for small businesses to respond to the negative economic impacts of the COVID-19 public health crisis, and

WHEREAS, the Niagara County Legislature recognizes the importance of supporting the manufacturing industry, and

WHEREAS, the Niagara County Legislature understands there is a shortage of labor that is making it increasingly difficult for manufacturers to produce their products and compete in a global marketplace, and

WHEREAS, the Niagara County Legislature wishes to address this issue with assistance to ensure the stabilization and future growth of or local manufacturers, and

WHEREAS, the Niagara County Legislature seeks to allocate funding for the creation of the Niagara County Production Program, which will stimulate the advancement of small to medium sized manufacturers, by aiding with the purchase of new equipment, that will enable efficiencies, and

WHEREAS, manufacturers that are able to purchase machines that provide automation and reduce production costs will be better positioned to compete, and

WHEREAS, local manufacturers that find stability as a result of this assistance will remain in our community and provide livable wage jobs for our residents, and

WHEREAS, the Department of Economic Development will develop the Niagara County Production Program to facilitate said investment, within the parameters of the American Rescue Plan, and

WHEREAS, the Department of Economic Development hereby requests that the Niagara County Legislature allocate \$1,000,000 towards the creation of the Niagara County Production Program, now, therefore, be it

RESOLVED, that the Legislature of the County of Niagara hereby creates the Niagara County Production Program, and be it further

RESOLVED, that the Department of Economic Development is to create the program within the parameters of the American Rescue Plan guidelines and requirements, conditions and documents necessary to be complied with by the applicant, and be it further

RESOLVED, that upon the Department of Economic Development creating the documents requirement and conditions that the same should be reviewed by the County Manager and approved by the Niagara County Attorney's Office, and be it further

RESOLVED, that the following budget modification be effectuated:

INCREASE REVENUE:

A.28.8020.817 44089.07	ARPA State/Local Rec Fund	\$1,000,000
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INCREASE APPROPRIATIONS:

A.28.8020.817 74500.01	Contractual	\$1,000,000
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Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. ED-002-24

From: Economic Development and Administration Committees.

Dated: January 23, 2024

**AUTHORIZATION TO CONVEY CERTAIN TAX LIENS TO NIAGARA ORLEANS LAND
IMPROVEMENT CORPORATION**

WHEREAS, pursuant to Section 902 of the Real Property Tax Law of the State of New York the Niagara County Treasurer, acting in his capacity as Tax Enforcing Officer, acquired a tax lien on the following properties commonly known as

130.19-2-1 3425 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
and

WHEREAS, the Property is a tax delinquent commercial parcel that requires environmental remediation,
and

WHEREAS, Section 1616 of the Not-for-Profit Law of the State of New York authorizes a municipality to enter into a contract to sell some or all of the delinquent tax liens held by it to a land bank, and

WHEREAS, the Niagara County Legislature transferred the tax liens for similar Properties listed below pursuant to ED-024-22

130.15-3-2.1	4225 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
130.15-5-10	4401 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
130.15-5-11	4425 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
130.15-5-14	Delaware Ave., Niagara Falls, New York in the Town of Niagara
130.15-5-15	Delaware Ave., Niagara Falls, New York in the Town of Niagara
130.15-5-19	4311 Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
130.15-5-20	Hyde Park Blvd., Niagara Falls, New York in the Town of Niagara
130.15-5-21	James Ave., Niagara Falls, New York in the Town of Niagara
130.15-5-8	Pennsylvania Ave., Niagara Falls, New York in the Town of Niagara
130.15-5-9	Pennsylvania Ave., Niagara Falls, New York in the Town of Niagara
131.09-2-28.2	4287 Witmer Rd., Niagara Falls, New York in the Town of Niagara

and

WHEREAS, the Niagara County Treasurer is seeking legislative approval to request the transfer of the tax lien for SBL #130.19-2-1, to the Niagara Orleans Land Improvement Corporation ("NORLIC") with the understanding that NORLIC will be pursuing tax foreclosure and/or seeking a qualified developer who will seek tax foreclosure on the property pursuant to Resolution ED-024-22 and this resolution, and

WHEREAS, the above Property is not needed for municipal purposes, and

WHEREAS, the lien transferred will result in the Property being put back on the tax rolls in productive use, and

WHEREAS, the benefits accruing the County of Niagara (avoidance of the costs of environmental

remediation, demolition and other expenses) will become the obligation of the land bank, now, therefore, be it

RESOLVED, pursuant to County Law Section 215 and Real Property Tax Law Section 902, Niagara County is hereby authorized to enter into a contract with NORLIC to sell the tax lien on 130.19-2-1 for one and no more dollars, and be it further

RESOLVED, that following the County Attorney's review, a contract, and all other reasonable and necessary title transfer documents shall be executed pursuant to the Niagara County Contract Policy.
Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-001-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**NIAGARA COUNTY REFUSE AND DISPOSAL DISTRICT: ACCEPTANCE OF
MEMORANDUM OF UNDERSTANDING**

WHEREAS, the County of Niagara, by and through the Niagara County Refuse and Disposal District, has been requested by New York State Energy Research and Development Authority (hereinafter referred to as "NYSERDA") to enter into a Memorandum of Understanding (hereinafter referred to as "MOU") to conduct a feasibility assessment for the development of a utility-scale solar photovoltaic renewable energy project with the potential for energy storage (hereinafter referred to as "Project") on select parcels of real property owned by County of Niagara and Town of Wheatfield, and

WHEREAS, the New York State Climate Leadership and Community Protection Act (hereinafter referred to as "CLCPA") requires the establishment of programs requiring that a minimum of 70% of statewide electric generation be produced by renewable energy systems by 2030, and

WHEREAS, in furtherance of CLCPA targets, the Accelerated Renewable Energy Growth and Community Benefit Act (hereinafter referred to as "Act") seeks to ensure that new renewable energy facilities can be sited in a timely and cost-effective manner while considering interests of local , communities and minimizing adverse environmental impacts, and

WHEREAS, the MOU would allow for County of Niagara, by and through the Niagara County Refuse and Disposal District, and NYSERDA to work collaboratively on the above-referenced Project to strive to obtain the programs detailed in CLCPA and objectives of the Act, and

WHEREAS, the MOU will provide NYSERDA the exclusive ability to conduct a Project feasibility assessment on those above-referenced select parcels of the property owned by County of Niagara and Town of Wheatfield, and to facilitate further cooperation and assessment of said select parcels of property for potential use as a Build-Ready site, and

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

RESOLVED, that the County is authorized to enter into the MOU as described above, 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 Memorandum of Understanding.

Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-002-24

From: Infrastructure & Facilities and Administration Committees.
Dated: January 23, 2024

**APPROVAL OF AN EXTENSION OF AGREEMENT BETWEEN NIAGARA COUNTY REFUSE
DISPOSAL DISTRICT AND GHD SERVICES INC.**

WHEREAS, Niagara County Refuse Disposal District (hereinafter referred to as “NCRDD”) is a member of the Wheatfield Landfill Trust (hereinafter referred to as “Trust”) with said Trust managed by a Steering Committee of Potentially Responsible Parties (PRPs) that entered into a Consent Decree (Case: United States vs. Booth Oil et. Al.) to remediate the site, and

WHEREAS, the Trust was formed to implement a remedial alternative based upon a Record of Decision (ROD) that also includes post-closure monitoring, and

WHEREAS, NCRDD was allocated 23.72% of financial responsibility for the expenses related to the Wheatfield Landfill Trust,

WHEREAS, for approximately the last twenty four (24) years, the Trust has employed a professional services contractor to conduct routine Operations, Maintenance and Monitoring (hereinafter referred to as “OM&M”) services, which include, but are not limited to, water level testing, various samplings, and inspections at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, GHD Services Inc. (hereinafter referred to as “GHD”), is the current professional services contractor providing the above-referenced routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, the current agreement by and between Trust and GHD which provided for GHD to perform the routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York expired, and

WHEREAS, GHD has submitted a cost proposal to provide OM&M services for the year 2024 in the amount of \$41,100.00 for their professional services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, and

WHEREAS, all of the members of the Trust have agreed to such one (1) year extension of the agreement with GHD as the professional services contractor providing the above-referenced routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York, with the proposed cost increase submitted by GHD, and

WHEREAS, NCRDD’s obligation as a member of said Trust is to cover approximately twenty-four percent (23.72%) of the expenses related to managing the site located on Witmer Road in the Town of Wheatfield, New York, which includes the cost of the professional services performed by GHD for the above-referenced routine OM&M services, and

WHEREAS, GHD and Trust will work together to implement the extension agreement to accomplish site inspection , groundwater control system operation, and other routine activities listed in the scope of work in the extension agreement, and

WHEREAS, that the Niagara County Refuse District agrees to pay 23.72% of the increased costs in an established budget that shall be included in the extension agreement, and

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

RESOLVED, that following the County Attorney's review, the extension Agreement retaining GHD as the professional services contractor to perform the routine OM&M services at the Niagara County Refuse site located on Witmer Road in the Town of Wheatfield, New York for the Trust during the period of January 1, 2024 up to and including December 31, 2024, may be executed pursuant to the Niagara County Contract Policy Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-003-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**AWARD OF CONTRACT – NIAGARA COUNTY COURTHOUSE
ROOFTOP UNIT REPLACEMENT**

WHEREAS, the Niagara County Purchasing Department has joined the purchasing partners called OMNIA, for purchasing solutions for government equipment, products and solutions, and

WHEREAS, OMNIA has awarded HVAC Products, Installation, and related products and services to Trane US, Inc., for the period of September 1, 2022 through August 31, 2027, and

WHEREAS, the Niagara County Courthouse Rooftop Unit has outlasted its useful life and is in need of replacement, 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 replacement of the Courthouse Rooftop Unit be awarded to Trane US, Inc., 45 Earhart Drive, Suite 103, Buffalo, NY 14221-7809, for an amount not to exceed \$344,000, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-004-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**DRAINAGE FOR NIAGARA COUNTY GOLF COURSE
DRIVING RANGE PROJECT - CHANGE ORDER NO. 2-FINAL**

WHEREAS, Resolution No. IF-127-23, dated August 1, 2023, awarded the contract for the Drainage for the Niagara County Golf Course Driving Range Project to Palladino Excavating & Concrete, 5653 Wendy Circle, Lockport, NY 14094, for a contract amount not to exceed \$135,000, and

WHEREAS, Resolution No. IF-136-23, dated September 19, 2023, authorized Change Order No. 1 to increase the contract in the amount of \$41,000, for a revised contract amount of \$176,000, and

WHEREAS, the project has been completed on time and on budget, 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 be approved for a final contract amount of \$176,000 for the Golf Course Drainage Project, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-005-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

OPPENHEIM PARK ENTRANCE REVISION-NYSDOT OFFER OF SETTLEMENT

WHEREAS, the New York State Department of Transportation (NYSDOT) is progressing the Oppenheim Park Entrance Revision project, and

WHEREAS, NYSDOT requires permanent easements from Niagara County-owned parcel nos. 53, 54, and 55 on Map No. 49, Map Ref. No. 175.00-1-10.12, as shown on the Acquisition Map, for the project to proceed, and

WHEREAS, NYSDOT has made an offer of just compensation for said County property in the amount of sixty-seven thousand dollars (\$67,000), and

WHEREAS, the County Attorney has approved said offer of compensation, now, therefore, be it

RESOLVED, that the Niagara County Legislature approves the offer of sixty-seven thousand dollars (\$67,000) for permanent easements on parcel nos. 53, 54, and 55 on Map No. 49, Map Ref. No. 175.00-1-10.12, as shown on the attached Acquisition Map, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-006-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

PURCHASE OF PROPERTY AT 6595 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE RAPIDS ROAD REHABILITATION PROJECT

WHEREAS, the Community Church of Raymond is the owner of property located at 6595 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of two thousand one hundred dollars (\$2,100.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 2, Parcel No. 2 of the Acquisition Map, in the amount of two thousand one hundred dollars (\$2,100.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-007-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6597 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, the Community Church of Raymond is the owner of property located at 6597 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of eight thousand six hundred fifty dollars (\$8,650.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 3, Parcel No. 3 of the Acquisition Map, in the amount of eight thousand six hundred fifty dollars (\$8,650.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-008-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6599 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, the Community Church of Raymond is the owner of property located at 6599 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, the Community Church of Raymond, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and the Community Church of Raymond have agreed to the sum of nine hundred dollars (\$900.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property shown and described in Map No. 5, Parcel No. 5 of the Acquisition Map, in the amount of nine hundred dollars (\$900.00), payable to the Community Church of Raymond, 6597 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-009-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6658 RAPIDS ROAD, LOCKPORT, NEW YORK FOR
THE RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, James M. Jurewicz and Susan D. Jurewicz are the owners of property located at 6658 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owners, James M. Jurewicz and Susan D. Jurewicz, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and James M. Jurewicz and Susan D. Jurewicz have agreed to the sum of six hundred fifty dollars (\$650.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 9, Parcel No. 10 of the Acquisition Map, in the amount of six hundred fifty dollars (\$650.00), payable to James M. Jurewicz and Susan D. Jurewicz, 6658 Rapids Road, Lockport, NY

14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-010-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6659 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, Lisa K. Smith, f/k/a Lisa K. Glosser, is the owner of property located at 6659 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, Lisa K. Smith, f/k/a Lisa K. Glosser, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Lisa K. Smith, f/k/a Lisa K. Glosser have agreed to the sum of twelve thousand dollars (\$12,000.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 8, Parcel No. 9 of the Acquisition Map, in the amount of twelve thousand dollars (\$12,000.00), payable to Lisa K. Smith, f/k/a Lisa K. Glosser, 6659 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-011-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6592 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, Susan M. Pelloth is the owner of property located at 6592 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, Susan M. Pelloth, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Susan M. Pelloth have agreed to the sum of three thousand

seven hundred dollars (\$3,700.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. I, Parcel No. 1 of the Acquisition Map, in the amount of three thousand seven hundred dollars (\$3,700.00), payable to Susan M. Pelloth, 6592 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-012-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6598 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, Susan M. Pelloth is the owner of property located at 6598 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owner, Susan M. Pelloth, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Susan M. Pelloth have agreed to the sum of one thousand seven hundred fifty dollars (\$1,750.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 4, Parcel No. 4 of the Acquisition Map, in the amount of one thousand seven hundred fifty dollars (\$1,750.00), payable to Susan M. Pelloth, 6592 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-013-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PURCHASE OF PROPERTY AT 6638 RAPIDS ROAD, LOCKPORT, NEW YORK FOR THE
RAPIDS ROAD REHABILITATION PROJECT**

WHEREAS, Toni Wollaber and Justin Goeke are the owners of property located at 6638 Rapids Road, Town of Lockport, and

WHEREAS, Niagara County has negotiated with the property owners, Toni Wollaber and Justin Goeke, for a portion of this property in fee simple interest for purposes connected with the Rapids Road Rehabilitation Project, and

WHEREAS, as compensation, Niagara County and Toni Wollaber and Justin Goeke have agreed to the sum of twelve thousand seven hundred fifty dollars (\$12,750.00), and

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

RESOLVED, that the Niagara County Legislature approves the purchase of property particularly shown and described in Map No. 7, Parcel Nos. 7 and 8 of the Acquisition Map, in the amount of twelve thousand seven hundred fifty dollars (\$12,750.00), payable to Toni Wollaber and Justin Goeke, 6638 Rapids Road, Lockport, NY 14094, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-014-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**KRULL PARK SHORELINE WALL AND BANK RECONSTRUCTION PROJECT
CHANGE ORDER NO. 1**

WHEREAS, Resolution No. IF-145-22, dated November 15, 2022, awarded the contract for the Krull Park Shoreline Wall and Bank Reconstruction Project to 4th Generation Construction, 5650 Simmons Avenue, Niagara Falls, NY 14304, for a contract amount not to exceed \$3,518,698.00, and

WHEREAS, it is necessary to increase the contract in the amount of \$65,217.41 for work to provide additional pavement resurfacing at Franklin Street, additional handrail at the rear of the band stage, and additional fencing at the pier gates, for a revised contract amount of \$3,583,915.41, 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 to increase the contract by \$65,217.41 for the Krull Park Shoreline Wall and Bank Reconstruction Project, for a revised contract amount of \$3,583,915.41, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-015-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**ANGELO DELSIGNORE CIVIC BUILDING ROOF REPLACEMENT
CHANGE ORDER NO. 1**

WHEREAS, Resolution No. IF-146-22, dated November 15, 2022, awarded the contract for the Angelo DelSignore Civic Building Roof Replacement Project to Jameson Roofing Company, 3649 Lake Shore Drive East, Dunkirk, NY 14048, for a contract amount not to exceed \$607,695, and

WHEREAS, it is necessary to extend the contract completion date to February 29, 2024 and increase the contract in the amount of \$3,911 for additional work to extend the third floor exhaust fans through the roof, for a revised contract amount of \$611,606, 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 to extend the contract completion date to February 29, 2024 and increase the contract by \$3,911 for the Angelo DelSignore Civic Building Roof Replacement Project, for a revised contract amount of \$611,606, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-016-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**ROYALTON CENTER ROAD BRIDGE OVER MUD CREEK BRIDGE REPLACEMENT
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-100-23, dated June 20, 2023, authorized the contract for consultant services for the Royalton Center Road Bridge over Mud Creek Bridge Replacement Project to Greenman-Pedersen Inc., 4950 Genesee Street, Suite 100, Cheektowaga, NY 14225, for a contract amount not to exceed \$135,362, and

WHEREAS, it is necessary to increase the contract in the amount of \$1,000 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$136,362, 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 in the amount of \$1,000 for the Royalton Center Road Bridge over Mud Creek Bridge Replacement Project, for the revised contract amount of \$136,362, to Greenman-Pedersen Inc., 4950 Genesee Street, Suite 100, Cheektowaga, NY 14225, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-017-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**WILLOW ROAD BRIDGE OVER THE EAST BRANCH OF TWELVE MILE CREEK
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-103-23, dated June 20, 2023, authorized the contract for consultant services for the Willow Road over the East Branch of Twelve Mile Creek Bridge Replacement Project to Mott MacDonald NY Inc., 438 Main Street, Suite 300, Buffalo, NY 14202, for a contract amount not to exceed \$199,524, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,280 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$202,804, 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 in the amount of \$3,280 for the Willow Road over the East Branch of Twelve Mile Creek Bridge Replacement Project, for the revised contract amount of \$202,804, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-018-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**HUNT STREET BRIDGE OVER BERGHOLZ CREEK
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-119-21, dated December 14, 2021, authorized the contract for consultant services for the Hunt Street Bridge over Bergholz Creek Project to Watts Engineering and Architecture, 95 Perry Street, Suite 300, Buffalo, NY 14203, for a contract amount not to exceed \$199,963, and

WHEREAS, it is necessary to increase the contract in the amount of \$5,900 to perform an assessment for salamander mussels in the creek, for a revised contract amount of \$205,863, 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 in the amount of \$5,900 for the Hunt Street Bridge over Bergholz Creek Project, for the revised contract amount of \$205,863, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-019-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**FAÇADE ASSESSMENT/DESIGN SERVICES – 111 MAIN STREET
AMENDMENT NO. 1-FINAL**

WHEREAS, Resolution No. IF-098-21, dated September 21, 2021, authorized the contract for Assessment and Design Services for the Façade Structure at 111 Main Street, Lockport, NY, Project to Nussbaumer & Clarke, Inc., 3556 Lake Shore Road, Suite 500, Buffalo, NY 14219, for a contract amount not to exceed \$31,700.00, and

WHEREAS, it is necessary to decrease the contract in the amount of \$8,684, as the project is now complete, for a revised contract amount of \$23,016, 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-Final to decrease the contract by \$8,684 for the Assessment and Design Services for the Façade Structure at 111 Main Street, Lockport, NY, Project, for a revised contract amount of \$23,016, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-020-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**KRULL PARK PAVING PROJECT
CHANGE ORDER NO. 1 - FINAL**

WHEREAS, Resolution No. IF-125-23, dated August 1, 2023, awarded the contract for the Krull Park Paving Project to Amherst Paving, 330 Meyer Road, Amherst, NY 14226, for a contract amount not to exceed \$340,638.00, and

WHEREAS, it is necessary to decrease the contract in the amount of \$38,893.96, as the project is now complete, for a revised contract amount of \$301,744.04, 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 \$38,893.96 for the Krull Park Paving Project, for a revised contract amount of \$301,744.04, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-021-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**SLAYTON SETTLEMENT ROAD REHABILITATION
CHANGE ORDER NO. 1 - FINAL**

WHEREAS, Resolution No. CW-018-23, dated May 16, 2023, awarded the contract for the Slayton Settlement Road Rehabilitation Project to Concrete Applied Technologies Corp., d/b/a CATCO, 1266 Townline Road, Alden, NY 14004, for a contract amount not to exceed \$2,560,370.77, and

WHEREAS, it is necessary to increase the contract in the amount of \$217,315.55 for additional work to rebuild Slayton Settlement Road from Harrington Road to Dale Road, for a revised contract amount of \$2,777,686.32, 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 increase the contract by \$217,315.55 for the Slayton Settlement Road Rehabilitation Project, for a revised contract amount of \$2,777,686.32, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-022-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**PREVENTIVE MAINTENANCE OF TWO BRIDGES
CHANGE ORDER NO. 2-FINAL**

WHEREAS, Resolution No. IF-104-23, dated June 20, 2023, awarded the contract for the Preventive Maintenance of Two Bridges Project, BINs 3329220 and 3362330, to Edbauer Construction, 2790 Clinton Street, West Seneca, NY 14224, for a contract amount not to exceed \$982,177, and

WHEREAS, Resolution No. IF-156-23, dated October 17, 2023, extended the contract completion date to October 31, 2023, at no additional cost to the County, and

WHEREAS, it is necessary to decrease the contract in the amount of \$51,891.81, as the project is now complete, for a revised contract amount of \$930,285.19, 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 \$51,891.81 for the Preventive Maintenance of Two Bridges Project, BINs 3329220 and 3362330, for a revised contract amount of \$930,285.19, 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 Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-023-24

From: Infrastructure & Facilities and Administration Committees.
Dated: January 23, 2024

**CULVERT LININGS 2023
CHANGE ORDER NO. 2 - FINAL**

WHEREAS, Resolution No. IF-052-23, dated March 21, 2023, authorized the contract for the Culvert Linings 2023 Project to Precision Trenchless LLC, 1710 Erie Blvd., Schenectady, NY 12308, for a contract amount not to exceed \$265,000, and

WHEREAS, Resolution No. IF-157-23, dated October 17, 2023, extended the contract completion date to October 31, 2023, at no additional cost to the County, and

WHEREAS, it is necessary to decrease the contract in the amount of \$8,772.86 as the project is now complete, for a revised contract amount of \$256,227.14, 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 \$8,772.86 for the Culvert Linings 2023 Project, for a revised contract amount of \$256,227.14, 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 Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-024-24

From: Infrastructure & Facilities and Administration Committees.
Dated: January 23, 2024

**SHARED SERVICES AGREEMENT FOR STORMWATER MANAGEMENT
CONSULTANT AMENDMENT NO. 1-FINAL**

WHEREAS, Resolution No. IF-007-22, dated January 18, 2022, authorized the contract for the shared services agreement with the City of Tonawanda to assist the County with the compliance of Phase II Stormwater Regulations for the period March 1, 2022 – February 28, 2023, in the amount of \$47,100, and

WHEREAS, it is necessary to decrease the contract in the amount of \$433.36, as the contract is complete, for a revised contract amount of \$46,666.64, 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-Final to decrease the contract in the amount of \$433.36 for the shared services agreement with the City of Tonawanda for the period March 1, 2022 – February 28, 2023, for the revised contract amount of \$46,666.64, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-025-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**UNCOMPLETED WORK AGREEMENT – SLAYTON SETTLEMENT
ROAD REHABILITATION PROJECT – EPN 2206**

WHEREAS, the Department of Public Works recommends executing an Uncompleted Work Agreement with Concrete Applied Technologies Corp., 1266 Townline Road, Alden, NY 14004, for Topsoil, Turf Establishment and Striping, and

WHEREAS, Concrete Applied Technologies Corp, 1266 Townline Road, Alden, NY 14004, has agreed to submit a certified check, payable to Niagara County, in the amount of \$50,509.50, which is double the contract value, as a security deposit, and

WHEREAS, upon completion and approval by the County of any uncompleted work, the check will be returned, and final payment will be issued for the work, 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 Uncompleted Work Agreement with Concrete Applied Technologies Corp., 1266 Townline Road, Alden, NY 14004, for Topsoil, Turf Establishment and Striping, be approved, and

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-026-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**JOHNSON CREEK ROAD OVER GOLDEN HILL CREEK BRIDGE REPLACEMENT
CONSULTANT AMENDMENT NO. 1**

WHEREAS, Resolution No. IF-102-23, dated June 20, 2023, authorized the contract for consultant services for the Johnson Creek Road over Golden Hill Creek Bridge Replacement Project to Mott MacDonald NY Inc., 438 Main Street, Suite 300, Buffalo, NY 14202, for a contract amount not to exceed \$197,787, and

WHEREAS, it is necessary to increase the contract in the amount of \$3,280 for the preparation of a Bridge New York application for this bridge, for a revised contract amount of \$201,067, and

WHEREAS, additional funds are required to allow for this increase to the contract and to provide funds for any other incidental cost that may arise in the near future, 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:

INCREASE APPROPRIATED FUND BALANCE:

AH 40511.00	Appropriated Capital Reserve	\$10,000
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INCREASE APPROPRIATIONS:

AH.07.9950.000 79010.00	Transfer to Capital Construction	\$10,000
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INCREASE ANTICIPATED REVENUE:

H778.15.5197.000 45031.10	Transfer from Capital Reserves	\$10,000
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INCREASE APPROPRIATIONS:

H778.15.5197.000 72600.02	Infrastructure Bridges	\$10,000
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and be it further

RESOLVED, that Amendment No. 1 to increase the contract in the amount of \$3,280 for the Johnson Creek Road over Golden Hill Creek Bridge Replacement Project, for the revised contract amount of \$201,067, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-027-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**SHARED SERVICES AGREEMENT FOR
STORMWATER MANAGEMENT COORDINATOR**

WHEREAS, the Department of Public Works desires to continue the shared services agreement with the City of Tonawanda to assist the County with the compliance of Phase II Stormwater Regulations, and

WHEREAS, the continuation of the shared services agreement with the City of Tonawanda would be beneficial to both municipalities for a one-year period with the option to renew for two (2) additional one (1) year terms, and

WHEREAS, funds are available in account D.15.5140.000 74650.08, Consultant Services for 2024, 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 shared services agreement for the implementation of the Phase II Stormwater Regulations be executed with the City of Tonawanda, 200 Niagara Street, Tonawanda, NY 14150, for a contract amount not to exceed \$49,950 for the initial period of March 1, 2024 through February 28, 2025, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-028-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**CREATE AND FILL
ONE SR. ENGINEERING AIDE POSITION**

WHEREAS, due to vacancies within the Engineering Division of the Public Works Department, the department has reviewed its operational needs, and

WHEREAS, after studying the services we provide and evaluating all options it has been determined that it would be in the best interest of the department, as well as the taxpayers, to fund one (1) Sr. Engineering Aide position from the currently vacant Jr. Civil Engineer position #13720, now, therefore be it

RESOLVED, that the position of Sr. Engineering Aide, CSEA Grade 8, Step 3, at an annual salary of \$48,084, be created and filled, effective February 5, 2024, and be it further

RESOLVED, that the following budget modification be made:

FROM:

A.15.1440.000.71010.00 Positions (Jr. Civil Engineer – Pos. #13720) \$48,084.00

TO:

A.15.1440.000.71010 .00 Positions - Sr. Engineering Aide, Pos #XXXXXX) \$48,084.00

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-029-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**AWARD CONSULTANT CONTRACT – DESIGN OF AMPHITHEATER AT
ROYALTON RAVINE PARK**

WHEREAS, the Department of Public Works evaluated proposals from pre-qualified consulting engineering firms to assist the County with the Design of an Amphitheater at Royalton Ravine Park, and

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

RESOLVED, that the following budget modification be effectuated to allow the project to proceed:

INCREASE REVENUE:

H749.15.7110.000 42089.01 Other Culture/Recreation Income Greenway \$189,352

INCREASE APPROPRIATIONS:

H749.15.7110.000 72400.00 Land Improvements Expense \$189,352

and be it further

RESOLVED, that the consultant services contract for the Design of an Amphitheater at Royalton Ravine Park be awarded to Wendel WD Architecture, Engineering, Surveying and Landscape Architecture P.C., 375 Essjay Road, Suite 200, Williamsville, NY 14221, for a contract amount not to exceed \$10,644, 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 Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-030-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

AWARD OF CONTRACT – ROYALTON RAVINE FRONT BUILDOUT

WHEREAS, the Department of Public Works has prepared specifications and the Niagara County Purchasing Department has advertised for bids for the Royalton Ravine Front Buildout Project, and

WHEREAS, funds are available in account number H749.15.7110.000 72400.00, Land Improvements, and

WHEREAS, the following bids were publicly opened and read by our Purchasing Department on January 4, 2024 as tabulated below:

1.	LDC Construction, Inc. 1920 Baseline Road Grand Island, NY 14072	\$ 88,690.00
2.	Anastasi Trucking & Paving Co. 4430 Walden Avenue Lancaster, NY 14086	\$124,550.00
3.	Palladino Excavating 5653 Wendy Circle Lockport, NY 14094	\$148,875.00
4.	Durable Transport P.O. Box 71 Lockport, NY 14095	\$165,575.00
5.	J & D's Sealtech Corp. 138 Chandler Street Buffalo, NY 14207	\$173,525.00
6.	Sutton Excavating P.O. Box 253 East Amherst, NY 14051	\$203,600.00
7.	Occhino Corp. 2650 Seneca Street West Seneca, NY 14224	\$219,850.00

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| 8. | Louis Del Prince and Sons
580 Cayuga Road
Cheektowaga, NY 14225 | \$241,841.00 |
| 9. | Edbauer Construction
2790 Clinton Street
West Seneca, NY 14224 | \$248,461.00 |
| 10. | Laubacker Enterprises
1875 Grand Island Blvd.
Grand Island, NY 14072 | \$407,087.17 |

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 Royalton Ravine Front Buildout Project be awarded to the lowest responsible bidder, LDC Construction, Inc., 1920 Baseline Road, Grand Island, NY 14072, in the amount of \$88,690.00, and be it further

RESOLVED, that, following the County Attorney's review, the Agreement for the Royalton Ravine Front Buildout Project may be executed pursuant to the Niagara County Contract Policy.

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-031-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**DPW – HIGHWAY
EXPENDITURE OF COUNTY ROAD FUND MONIES**

WHEREAS, the Commissioner of Public Works recommends the expenditure of County Road Fund monies for maintenance of roads under Section 129 of the Highway Law, as set forth on the attached form, in the sum of 9,098,142, and

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

RESOLVED, that the attached recommendation of the commissioner of Public Works be approved and the sum of \$9,098,142 be appropriated from the County Road Fund for maintenance during the year 2024, and be it further

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

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-032-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

**CAPITAL PROJECT BUDGET MODIFICATION, CLOSE OUT
AND REALLOCATION OF PROJECT FUNDS**

WHEREAS, there are several capital projects that have been completed in 2023, and

WHEREAS, the remaining funds should be returned to the original funding source or to an existing capital project, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated:

DECREASE ESTIMATED REVENUES:

H735.15.1620.000 41289.02	Other General Gov Income	\$ 12,193.30
H735.15.1620.000 43021.00	State Aid Court Facilities	\$140,152.70
H737.15.7110.000 45031.00	Transfers from Operating	\$ 11,422.50
H746.15.1620.000 44089.07	Other ARPA State/Local Fiscal Rec Fund	\$ 10,016.93

DECREASE APPROPRIATIONS:

H735.15.1620.000 72200.01	Building Improvements	\$141,013.17
H737.15.7110.000 72100.25	Golf Course Equipment	\$ 11,422.50
H746.15.1620.000 72200.01	Building Improvements	\$ 10,016.93

INCREASE ESTIMATED REVENUE:

H735.15.1620.000 45031.00	Transfer from Operating	\$11,332.83
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and be it further

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

- H735 – Court House 3rd Floor Upgrades
- H737 – Park Equipment 2022
- H746 – Bottle Filling Stations

and be it further

RESOLVED, that the balance for these accounts in the amount of \$89.67 is to be returned to the original funding source as follows:

Operating - \$89.67

Moved by Nemi, seconded by Robins.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IF-033-24

From: Infrastructure & Facilities and Administration Committees.

Dated: January 23, 2024

CAPITAL PROJECTS BUDGET MODIFICATION

WHEREAS, invoices for two (2) separate capital project accounts are reimbursable by New York State, and

WHEREAS, the capital project account needs to have these revenue accounts created, and

WHEREAS, it is best to do this accounting modification prior to the capital projects being rolled into 2024, and

WHEREAS, budget modifications for the 2023 fiscal year can continue to be made into the first quarter of 2024, now, therefore, be it

RESOLVED, that the following budget modifications be effectuated to the 2023 County budget:

INCREASE ESTIMATED REVENUE:

H662.15.1620.000 43021.00	State Aid Court Facilities Revenue	\$2,801.00
H763.15.1620.000 43021.00	State Aid Court Facilities Revenue	\$1,721.00

INCREASE APPROPRIATIONS:

H662.15.1620.000 72200.01	Building Improvements	\$2,801.00
H763.15.1620.000 72200.04	Building Improvements	\$1,721.00

Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IL-001-24

From: Legislators Richard L. Andres, Randy R. Bradt, Jesse P. Gooch and Economic Development Committee.
Dated: January 23, 2024

RESOLUTION IN SUPPORT OF THE NORTH TONAWANDA STEPHEN SIKORA POST 1322 AMERICAN LEGION THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING

WHEREAS, Stephen Sikora Post 1322 of North Tonawanda is comprised of over 300 proud Veterans, who have served in the United States Military during times of conflict, and

WHEREAS, Stephen Sikora Post is the only Veteran’s organization located in North Tonawanda, and

WHEREAS, the North Tonawanda Stephen Sikora Post 1322 American Legion is committed to maintaining the North Tonawanda property as a destination for 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 efforts of the North Tonawanda Stephen Sikora Post 1322 American Legion by appropriating monies from said Community Partnership Fund as follows:

Stephen Sikora Post 1322 American Legion	\$6,000.00
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Moved by Nemi, seconded by Robins.
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

Resolution No. IL-002-24

From: Legislator Irene M. Myers and Economic Development Committee.
Dated: January 23, 2024

**RESOLUTION IN SUPPORT OF THE FRIENDS OF YOUNGSTOWN THROUGH THE USE OF
COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, The Friends of Youngstown is a newly founded not-for-profit organization focused on supporting the community and enhancing programs in the Village of Youngstown, and

WHEREAS, The Friends of Youngstown have focused on a specific project for 2024 that will provide renovations, maintenance, rejuvenate and enhance the splash pad in Falkner Park including the painting of education materials on the pad itself allowing for education while having fun, and

WHEREAS, enhancing Falkner Park will include “timers” for the splash pad that will turn the water on and off at a set time which will save money to not to have someone assigned for that specific duty, and

WHEREAS, this enhancement will make Falkner Park a place where everyone young and old alike can enjoy a nice hot summer day, 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 Friends of Youngstown by appropriating monies from said Community Partnership as follows:

The Friends of Youngstown	\$4,500.00
Moved by Nemi, seconded by Robins.	
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.	

Resolution No. IL-003-24

From: Legislator Irene M. Myers and Economic Development Committee.
Dated: January 23, 2024

**RESOLUTION IN SUPPORT OF OLD FORT NIAGARA
THROUGH THE USE OF COMMUNITY PARTNERSHIP FUNDING**

WHEREAS, Old Fort Niagara is a historical site built in 1726, located in the Town of Porter, at the mouth of the beautiful Niagara River and the shores of Lake Ontario, and

WHEREAS, Old Fort Niagara welcomes over 200,000 visitors a year providing an economic driving force to the Town of Porter, and

WHEREAS, the planned connectivity of the “bike trail” from the escarpment to Lake Ontario would welcome visitors by bicycles to Old Fort Niagara, therefore creating a need for a proper place for bicyclists to park their bicycles, now, therefore, be it

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

RESOLVED, that Niagara County supports Old Fort Niagara by appropriating monies from said Community Partnership Fund as follows:

OLD FORT NIAGARA	\$1,250.00
Moved by Nemi, seconded by Robins.	
Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.	

Resolution No. IL-004-24

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, Christopher J. McKimmie, Richard E. Abbott, Shawn A. Foti and Michael A. Hill.

Dated: January 23, 2024

A RESOLUTION REQUESTING STATE LEGISLATION TO ALLOW THE USE OF RIFLES FOR BIG GAME HUNTING IN NIAGARA COUNTY

WHEREAS, Niagara County has a long, proud tradition of supporting outdoor activities, wildlife conservation and all types of hunting, and

WHEREAS, the Niagara County Gun Owners’ Rights Advisory Panel has recommend that to further enhance the hunting experience in Niagara County, the use of rifles for big game hunting should be permissible, and

WHEREAS, allowing such rifle use in Niagara County requires an amendment to state law that adds Niagara County to the list of other counties where this is allowed, and

WHEREAS, the first step in the process is for the Niagara County Legislature to request such legislation, now, therefore, be it

RESOLVED, that the Niagara County Legislature requests the New York State Legislature enact legislation that will allow the use of rifles for big game hunting in all of Niagara County, and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to Senator Robert Ort and Assembly members William Conrad, Angelo Morinello and Michael Norris.

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

Carried.

Moved by Foti, seconded by Myers.

Adopted. 13 Ayes, 0 Noes, 2 Absent – Bradt, Hill.

APPOINTMENTS:

	<u>Appt.</u>	<u>Expires</u>
<u>COMMUNITY SERVICES BOARD:</u>		
Richard E. Abbott, Legislator 93 Lewis Street, Lockport 14094	01/23/24	12/31/27
<u>EMERGENCY MEDICAL SERVICES COUNCIL:</u>		
<u>VOLUNTEER AMBULANCE</u>		
Phil Richardson, Tri-Town Ambulance	01/23/24	12/31/25
Alternate: Sherri Reischel, Tri-Community Ambulance	01/23/24	12/31/25
<u>EMERGENCY MANAGEMENT/FIRE COORDINATOR</u>		
Jonathan Schultz, Dir. of Emerg./Mgmt Fire Coordinator 5574 Niagara St. Ext.	01/23/24	12/31/25
Alternate: Dan Leven, Deputy Fire Coordinator	01/23/24	12/31/25
<u>COMMERCIAL AMBULANCE</u>		
Andrew Knoell, Twin City Ambulance 555 Commerce Dr. Amherst 14228	01/23/24	12/31/25
Alternate: Sandra Dysard	01/23/24	12/31/25

COMMUNICATIONS

Director, Marc Kasprzak, 5526 Niagara St. Ext, Lockport 14095-0496 01/23/24 12/31/25
Alternate: David Ganz, 5526 Niagara St., Lockport 14094 01/23/24 12/31/25

CONSUMER

Randy Hildebrant 01/23/24 12/31/25
137 Vermont Ave., Lockport NY 14094

COUNTY EMERGENCY MEDICAL SERVICES

Thomas Eggert , 5574 Niagara St., Lockport 14094 01/23/24 12/31/25
Alternate: Michael Carroll, 5574 Niagara St., Ext., Lockport 14094 01/23/24 12/31/25

DISASTER

Tracy Fricano-Chalmers, Health Dept., 5467 Upper Mt. Road, Lockport 14094 01/23/24 12/31/25
Alternate: Fransisco MezaAquero 01/23/24 12/31/25

HEALTH and ENVIRONMENTAL SERVICES

Adrienne Kasbaum, Health Dept., 5467 Upper Mt. Rd., Lockport 14094 01/23/24 12/31/25
Alternate: Albert Cheverie, NYS DOH 01/23/24 12/31/25

HOSPITAL

Emily Rowels, Mt. St. Mary's Hospital, 5300 Military Rd, Lewiston 14092 01/23/24 12/31/25
Alternate: Rob Orłowski 01/23/24 12/31/25

INDUSTRY

Timothy Balunis 50 Sweeny Ct. North Tonawanda 14120 01/23/24 12/31/25

LOCKPORT FIRE DEPARTMENT

Luca Quagliano, Fire Dept., One Locks Plaza, Lockport 14094 01/23/24 12/31/25
Alternate: Peter Burke 01/23/24 12/31/25

MEDICAL

Dr. Naveen Seth 5932 Corrine Ln., Clarence Center 14302 01/23/24 12/31/25
Alternate: Dr. Michael O'Brian, ECMC 462 Grider St. Buffalo 14215 01/23/24 12/31/25

NIAGARA FALLS FIRE DEPARTMENT

Thomas Colangelo, 2926 Michigan Ave. Niagara Falls, 14305 01/23/24 12/31/25

NORTH TONAWANDA FIRE DEPARTMENT

Asst. Chief Aaron Mohr, 495 Zimmerman St., N. T. 14120 01/23/24 12/31/25
Alternate: David Cole 01/23/24 12/31/25

PRE-HOSPITAL

Jonathan McKnight 4031 Lake Ave Lockport, 14094 01/23/24 12/31/25
Alternate: Brent Ast 01/23/24 12/31/25

TRAINING

Chad Shepherd 01/23/24 12/31/25
3292 Saunders Settlement Rd., Sanborn 14132

VOLUNTEER FIRE SERVICE

Roger Schreader, 4400 Green Rd. Lockport 14094 01/23/24 12/31/25
Alternate: Stephan Miller, 5979 Park Ln., P.O. Box 424, Olcott 14126 01/23/24 12/31/25

MEMBERS AT-LARGE

Jeff Abbott, Mercy Flight, 100 Amherst Villa Rd. Buffalo 14225 01/23/24 12/31/25
 Sara McCartin

FIRE ADVISORY BOARD:

Lowell Dickinson, (Fire Chief's Assn) 01/23/24 12/31/24
 3810 Lockport-Olcott Rd. Lockport 14094
 John Waggoner (Fire Chief's Assn) (replaces Mickey Suitor) 01/23/24 12/31/24
 854 Onondaga St. Lewiston 14092
 Jim Mihalko (Fire Chief's Assn) 01/23/24 12/31/24
 Adams Fire Co., 7113 Nash Rd. North Tonawanda 14120
 Paul Gurnett (Fire Chief's Assn) 01/23/24 12/31/24
 5964 Southwood Dr., Lockport 14094
 Nicholas Baes (Fire Chief's Assn) 01/23/24 12/31/24
 7841 Chestnut Ridge Rd. Gasport 14067
 Arthur Kroening (Vol. Firemens Assn) Vice Chairman 01/23/24 12/31/24
 2553 Niagara Rd., Niagara Falls 14304
 John Voutour (Vol. Firemens Assn) 01/23/24 12/31/24
 3140 Kruger Rd. North Tonawanda 14120
 Greg Robertson (Vol. Firemens Assn) 01/23/24 12/31/24
 526 East Oak Terrace, Youngstown 14174
 Dave Schmidt (Vol. Firemens Assn)(replaces Peter Smith) 01/23/23 12/31/24
 PO Box 523 Sanborn, 14132
 Gary Pochatko, Chief (replaces Joe Pedulla) 01/23/23 12/31/24
 Fire Headquarters, Box 69, 3115 Walnut Ave., NF 14302
 Bernard Lucantonio, Battalion Chief 01/23/23 12/31/24
 Fire Headquarters, Box 69, 3115 Walnut Ave., NF 14302
 James Scapellitti, Assisstant Chief (replaces Joseph Prica) 01/23/24 12/31/24
 Fire Headquarters, One Locks Plaza, Lockport 14094
 Luca Quagliano, Fire Chief 01/23/24 12/31/24
 Fire Headquarters, One Locks Plaza, Lockport 14094
 James Diermyer Jr. 01/23/24 12/31/24
 Fire Headquarters 1495 Zimmerman St., No. Ton. 14120-9527
 Joseph Sikora, Fire Chief 01/23/24 12/31/24
 Fire Headquarters 495 Zimmerman St., No. Ton. 14120
 Michael Kislack - Secretary 01/23/24 12/31/24
 2464 Jagow Rd., Niagara Falls 14304

Legislators: Godfrey, Abbott, Foti, McKimmie, Robins

Ex-officio:

Jonathan Schultz, Niagara County Fire Coordinator, 5574 Niagara St. Ext., PO Box 496 Lockport 14095
 Daniel Leven, Dep. Fire Coord., 1048 Elliott Dr. Lewiston 14092
 Edward Zimmerman, Dep. Fire Coord. (Replaces Pat J. Barney), Dep. Fire Coord. 5891 Garlow Rd., NF 14304
 Robert Walker, 2754 Stenzel Ave., North Tonawanda 14120
 Jeff Dewart, Area 3 Deputy Coord., PO Box 187, 8686 Coleman Rd., Barker 14012
 Jeffrey Baes, Dep. Fire Coord. Area 4, 4011 Wruck Rd., Gasport 14067
 Chad Shepherd, Dep. Fire Coord, 3292 Saunders Settlement Rd, Sanborn 14132
 Dennis McAvoy, Deputy Coord, Fire Investigations, 10 Church St., Middleport 14150
 Vacant -Les Myers, TRT (Technical Rescue Team) Deputy Coord., 335 Merrie Rd., Lewiston 14092
 Mark Walter, Dep. Fire Coord., Fire Police Team, 4935 Meyer Rd., North Tonawanda, 14120

Mark Hain, Haz-Mat Deputy Coord., 7818 Ridge Rd., Gasport 14067
Kevin Hodgson, Haz-Mat Rep., 67 Jesella Dr. North Tonawanda, 14120
Capt. Marc Kasprzak, Sheriff Dept.
Aaron McLane, Chief (replaces Richard "Red" Kennerson), Chief, 1 Firelane-Bldg 821Niagara Falls 14304

TRAFFIC SAFETY BOARD :

David Martek, Captain, NYS Police 6566 Dysinger Rd., Lockport 14094	01/02/24	12/31/26
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YOUTH BOARD:

Chereé J. Copelin 9302 Hennepin Ave., Niagara Falls 14304	01/23/24	12/31/26
Rick Sweney 3609 Woodland Ave., Niagara Falls 14304	01/23/24	12/31/26
Samika Sullivan 261 Portage Rd. Apt #10, Niagara Falls 14304	01/23/24	12/31/26

Moved by Nemi, seconded by Robins.

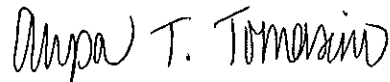
Moved by Andres, second by Myers to enter into Executive Session at 6:09 p.m. for discussing two matters of Pending Litigation.

Moved by Voccio, second by Andres to adjourn Executive Session at 6:58 p.m.

Moved by Myers, seconded by Speranza that the Board adjourn.

The Chairman declared the Board adjourned 6:59 p.m., subject to the call of the Clerk.

No citizens spoke at this time on the General Welfare of the County.



Alysa T. Tomasino, Clerk