

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

June 16, 2021
5:30 P.M.

Mayor Michelle M. Roman called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Abbott, Allport, Devine, Kantor, Oates, and Schratz.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

061621.1

APPROVAL OF MINUTES

On motion of Alderman Devine, seconded by Alderman _____, the minutes of the Regular Meeting of June 2, 2021 are hereby approved as printed in the Journal of Proceedings. Ayes _____. Carried.

FROM THE MAYOR

Appointments:

06/11/21 Michael Tracy, 10 Cherry Street, Lockport, NY – reappointed to the Traffic Advisory Committee effective June 1, 2021. Said term expires on June 1, 2026.

Received and filed.

Resignation:

06/01/21 Wayne Hale, resigned as a member of the Human Relations Commission. Effective May 31, 2021.

Received and filed.

FROM THE CITY CLERK

The Clerk submitted payrolls, bills for services and expenses, and reported that the Department Heads submitted reports of labor performed in their departments. Referred to the Finance Committee.

Communications (which have been referred to the appropriate City officials)

6/7/21 Deborah A. Coder, Assistant Superintendent for Finance and Management Services for Lockport City School District, confirming the Board of Education approved the City's use of the athletic field at North Park for its July 4th fireworks display.

6/7/21 Steven Pawlak, Niagara Orleans District Order of the Eastern Star, requesting permission to use the city parking lot next to the Masonic building for a chicken barbeque fundraiser on September 15, 2021.

Referred to the Committee of the Whole

Notice of Complaint:

6/7/21 43 Stevens Street – tree
6/11/21 187 Elmwood Avenue – tree
6/14/21 180 Spalding Street – tree
6/14/21 202 Cottage Street – tree
6/15/21 Washburn Street Parking Lot - concrete

Referred to the Director of Streets and Parks.

MOTIONS & RESOLUTIONS

061621.2

By Alderman Oates:

Resolved, that the Mayor and City Clerk be authorized to issue orders in favor of the claimants for payrolls, bills, and services to be paid on June 17, 2021 as follows:

General Fund	Fund A	\$83,572.26
Water Fund	Fund FX	\$21,887.22
Sewer Fund	Fund G	\$23,437.19
Capital Projects	Fund H	\$113,839.89
Refuse Fund	Fund CL	\$98,501.89
Health Insurance	Fund MS	\$57,936.62
Worker's Comp	Fund S	\$6,250.00
Community Dev.	Fund CD	\$22,440.00
Payroll	Pay Date 6/3/21	\$466,796.92

Seconded by Alderman _____ and adopted. Ayes _____.

061621.3

By Alderman Schratz:

Resolved, that pursuant to their request, Lockport Main Street, Inc. be and the same is hereby given permission to use the Pine and Main Street parking lots on Friday, July 9th through Sunday, July 11th to conduct the Lockport Chalk Walk, and be it further

Resolved, said permission is subject to Lockport Main Street, Inc. filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange delivery and pick-up of City barricades, trash receptacles and temporary no parking

signs for the parking lanes on Main and Pine Streets between the parking lots, to allow for additional pedestrian space, and be it further

Resolved, that said permission is subject to any and all Executive Orders by the New York State Governor, and any and all Local Laws and Regulations, with regard to social distancing and COVID-19 regulations.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.4

By Alderman Oates:

Resolved, that resolution 020321.6 adopted by the Common Council at their February 3, 2021 meeting, granting Great Lakes Racing, LLC permission to conduct the annual Summer Beast of Burden Ultra Marathon at Nelson C. Goehle Wide Waters Marina on July 31 and August 1, 2021, be and the same is hereby rescinded.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.5

By Alderman Oates:

Resolved, that pursuant to their request, Happily Running, LLC is hereby granted permission to use the rest room facilities and pavilion at Nelson C. Goehle Wide Waters Marina on the weekend of July 31 and August 1, 2021, for the annual Summer Beast of Burden Ultra Marathon. Said permission is subject to Happily Running, LLC filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for the preparation of the restroom facilities for said event and to arrange for delivery of barricades to close off the parking lot, and be it further

Resolved, that said permission is subject to any and all Executive Orders by the New York State Governor, and any and all Local Laws and Regulations, with regard to social distancing and COVID-19 regulations.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.6

By Alderman Kantor:

Resolved, that pursuant to their request, permission is hereby granted to the Lockport Summer Recreation Program to barricade the south side of Outwater Drive in the park on Wednesday, July 14, 2021, from 9am until 12:30pm for a truck demonstration for the kids by local towing and rigging companies, and be it further

Resolved, that the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.7

By Alderman Oates:

Whereas, the City of Lockport (City) proposes to conduct a Wastewater Engineering Planning Study to identify locations of excessive infiltration and inflow and to prioritize rehabilitation activities for the City's wastewater collection system; and

Whereas, the City of Lockport prepared a successful application for a NYS Environmental Facilities Corporation (NYSEFC) Engineering Planning Competitive Grant

Program to investigate sewers tributary to CSO's 6 and 8 which will fund a maximum of 80% of the proposed Planning Study costs up to \$30,000, and

Whereas, NYSEFC requires that the City submit an executed engineering agreement in order to enter into a Grant Agreement between NYSEFC and the City; and

Whereas, the City's engineering consultant Nussbaumer & Clarke, Inc. assisted the City with preparation of the grant application and submitted a proposal dated June 3, 2021 to provide engineering services related to the CSO 6 and 8 tributary area evaluation; and

Whereas, TECsmith, Inc. submitted a proposal to the City dated June 2, 2021 for flow monitoring services required for the CSO 6 and 8 tributary area evaluation and has successfully completed similar work for the City on previous such studies; now, therefore, be it

Resolved, that the Mayor is authorized to execute agreements for the proposal dated June 3, 2021 from Nussbaumer & Clarke, Inc. for \$24,150 and proposal dated June 2, 2021 from TECsmith for \$11,850 to complete the proposed Wastewater Planning Study; and be it further

Resolved, that no work shall commence on the project until the Grant Agreement is executed between the City and New York State Environmental Facilities Corporation.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.8

By Alderman Allport:

Whereas, Lockport High School will be conducting graduation exercises at the Kenan Center on Friday, June 25th at 3pm, 5pm, and 7pm; now, therefore, be it

Resolved, that pursuant to the request of the Chief of Police, Locust Street from Lincoln Avenue to Willow Street, and, Beattie Avenue from Lincoln Avenue to Willow Street will be closed to traffic for said ceremonies; and be it further

Resolved, that said closings will be in effect from 2:30pm until 7:30pm on June 25th; and be it further

Resolved, that the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.9

By Alderman Allport

Whereas, the Lockport Public Library has requested that the City of Lockport partner in a "Story Walk" Project; and

Whereas, the Lockport Public Library is requesting to utilize City property to display said "Story Walk" project displays; and

Whereas, the Lockport Public Library is requesting that displays be shipped to the City Highway Department, and the City employees construct and install said displays; and

Whereas, the City wishes to partner with the Lockport Public Library on this project; now, therefore, be it

Resolved, that the Common Council grants permission for the Mayor to enter into a contract with the Lockport Public Library for the following on the "Story Walk" Project:

- (1) The Library may use City property to display the anticipated 22 exhibits of pages on a book that will change throughout May-October on a yearly basis; and
- (2) The Library may have the displays shipped to the City Highway Department and the City employees will construct and install said displays for the project; and

- (3) The Library will be responsible for the ongoing costs and purchasing of the displays, but the City will be responsible for any occasional repairs that may arise; and
- (4) This Resolution will be reviewed yearly by the Common Council
- (5) The Mayor is authorized to send a letter of support, on behalf of the City, for the grant application by the Library, before August 1, 2021

Seconded by Alderman Schratz and adopted. Ayes _____.

061621.10

By Alderman Oates:

Whereas, COVID-19 has had significant impact on the financial security of the City of Lockport since early FY 2020; and

Whereas, the City of Lockport's FY 2021 Appropriated Budget was developed in a particularly conservative nature, as typical revenue sources had uncertain futures; and

Whereas, the City has now acquired unbudgeted revenue sources (State AIM funds) that have been received and recommended by the NYS Comptroller' Office to be accounted for in the 2021 fiscal year; and

Whereas, the administration has compiled a recommendation for the use of these funds in the form of a FY 2021 Supplemental Budget #2, which proposes that said funds be appropriated for three distinct purposes - (1) restoration of the general fund contingency budget (2) reduction in the budgeted amount of general fund balance appropriation, and (3) as an interfund transfer to capital for the purchase of a bucket truck for public works; now, therefore, be it

Resolved, that the FY 2021 General Fund and Capital Budget be altered to reflect the changes below:

Revenue

Increase

A.0000.33001	State Aid Per Capita	662,605
H159.5110.32801.A	Interfund Revenue, From General Fund	180,000

Decrease

A.0000.30599	Appropriated Fund Balance	307,500
--------------	---------------------------	---------

Expenditures

Increase

A.1900.54775	Contingency	175,105
A.9901.5900.H	Interfund Transfer to Capital	180,000
H159.5110.52420	Machinery and Equipment - Heavy Equipment	180,000

Seconded by Alderman _____ and adopted. Ayes: _____.

061621.11

By Alderman Abbott:

Whereas, Resolution 112420.8 established the IT Infrastructure Reserve Fund (H203) to be used for upkeep of systems, utility improvements, structures, and equipment, upon Council approval, and

Whereas, the Network Coordinator of IT has proposed that said funds be utilized for 7 laptop replacements for police and general use from CDW Government, Inc. for a total of \$15,478.75; now, therefore, be it

Resolved, that the City of Lockport Common Council hereby approves of the authorization of the funds in H203.

Seconded by Alderman _____ and adopted. Ayes: _____.

061621.12

By Alderman Abbott:

Whereas, on May 26, 2021, the City of Lockport Common Council heard from New York State Electric and Gas (NYSEG) representatives regarding a proposal for LED conversion of public lights city-wide; and

Whereas, said program would require budgeted funds in the department for FY 2022 in the amount of \$85,165 for one-time start-up costs, but would then result in an estimated annual savings of \$163k each year after; now, therefore, be it

Resolved, that the City of Lockport Common Council hereby approves of the Mayor to enter into a contract with NYSEG, pending approval of Corporation Counsel.

Seconded by Alderman _____ and adopted. Ayes: _____.

061621.13

By Alderman Devine:

Whereas, Resolution 040721.8 (FY 2021 Budget Supplement #1) established a Park Revitalization Program (H206) in the Capital Budget with \$275,000 in available funding; and

Whereas, the Director of Highways and Parks has estimated costs and quotes for two separate projects to be: (1) asphalt work in Outwater Park for \$28,500 and \$5,000 for Dolan Park, and (2) fence upgrades for Outwater Park for \$7,300 and Dolan Park for \$3,100; now, therefore, be it

Resolved, that the City of Lockport Common Council hereby approves of the authorization of the funds in H206 for these purposes.

Seconded by Alderman _____ and adopted. Ayes: _____.

061621.14

By Alderman Kantor:

Whereas, the City has experienced the need for an additional youth and recreation leader in the Parks and Recreation Department; now, therefore, be it

Resolved, that the City of Lockport FY 2021 budget and personnel detail is hereby altered as follows:

Expense:

Decrease:

A.1900.54775	Contingency	\$ 3,860
--------------	-------------	----------

Increase:

A.7140.51060	Temporary/Seasonal	\$ 3,600
A.7140.58010	FICA	\$ 260

Seconded by Alderman _____ and adopted. Ayes: _____.

061621.15

By Alderman Schratz:

Whereas, the City of Lockport has entered into a contract with Young Explosives Corporation for Fourth of July fireworks at a cost of \$7,550; and

Whereas, the FY 2021 budget did not include said costs because of the uncertainty of COVID-19; and

Whereas, the Lockport City School District has given approval for the use of the North Park Junior High School Athletic Field for said fireworks display; now, therefore, be it

Resolved, that the City of Lockport FY 2021 budget is hereby altered as follows:

Expense:

Decrease:

A.1900.54775	Contingency	\$ 7,550
--------------	-------------	----------

Increase:

A.8510.54510	Program Expenses	\$ 7,550
--------------	------------------	----------

and be it further,

Resolved, that pursuant to the request of the Chief of Police, Corinthia Street will be closed between Trowbridge and Prospect Streets, and Passaic Avenue will be closed between Green and Corinthia Streets, and be it further

Resolved, that the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.16

By Alderman Oates:

Resolved, that the Director of Highways and Parks is hereby authorized and directed to sell via online auction, to the highest bidders, used vehicles and surplus equipment, including a 2003 Chevrolet dump truck, 2000 Volvo dump truck, 2019 Kenworth pot hole vehicle, and a 2013 Ford van; and be it further

Resolved, that the City Clerk is authorized and directed to advertise for same.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.17

By Alderman Oates:

Resolved, that pursuant to the request of Nancy Rivera, 14 Butler Street, permission is hereby granted to the residents of Butler Street to barricade Butler from Vine Street to Adam Street on August 9, 2021, from 5-10pm for a block party; and be it further

Resolved, said permission is subject to any and all Executive Orders by the New York State Governor, and any and all Local Laws and Regulations, with regard to social distancing and COVID-19 regulations; and be it further

Resolved, that the Director of Streets and Parks be and the same is hereby authorized and directed to arrange for delivery of barricades to said area prior to said event.

Seconded by Alderman _____ and adopted. Ayes _____.

061621.18

ADJOURNMENT

At _____ P.M. Alderman Devine moved the Common Council be adjourned until 5:30 P.M., Wednesday, July 7, 2021.

Seconded by Alderman _____ and adopted. Ayes _____.

PAUL K. OATES
City Clerk