

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

October 7, 2015
6:00 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Kibler, Lombardi, Mullane, Fogle, Schrader, and Genewick.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

100715.1

APPROVAL OF MINUTES

On motion of Alderman Kibler, seconded by Alderman Lombardi, the minutes of the Regular Meeting of September 16, 2015 are hereby approved as printed in the Journal of Proceedings. Ayes _____. Carried.

FROM THE MAYOR

Appointments:

9/22/15 Robin McCowen, 55 Waterman Street, Lockport, NY – removed from the Zoning Board of Appeals per chapter 190 Zoning, Section 187 (I). Received and filed

9/22/15 Meghan Lutz, 207 Washington Street, Lockport, NY appointed to the Zoning Board of Appeals to fill the unexpired term of Robin McCowen. Said term expires November 15, 2016. 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)

UPDATED MINUTES – INCLUDES ADDENDUM ITEMS

9/28/15 Richelle J. Pasceri, City Clerk – Notification of bids received for Correlator for Water Leak Detection The following bid proposal for the above referenced were received and opened on September 25, 2015:

Matchpoint, Inc. Wilmington, NC	\$18,995.00
Pow-R Mole Sales, LLC Lancaster, NY	\$20,869.10
Lock City Supply Inc. Lockport, NY	\$30,686.25

Referred to the Assistant City Engineer

10/5/15 Richelle J. Pasceri, City Clerk – Notification that the Lockport Municipal Offices will be closed on Monday, October 12, 2015 in observance of Columbus Day. There will be no change in the garbage pickup schedule.

Referred to the Media

Notice of Defect:

- 9/17/15 10 Nicholls Street – tree
- 9/18/15 142 Irving Street – trees
- 9/18/15 128 LeVan Avenue – trees
- 9/18/15 31 Harwood Street – trees
- 9/24/15 4 Park Lane Circle – trees
- 9/28/15 69 Minard Street – trees
- 9/29/15 350 South Street – tree

Referred to the Director of Streets and Parks.

Notice of Claim:

9/17/15 Joel Garven, 3300 Palmer Road, Ransomville, NY

Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

100715.2

By Alderman Genewick:

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 October 9, 2015 as follows:

General Fund	Account #001	\$ 171,077.32
Water Fund	Account #002	\$ 32,707.89
Sewer Fund	Account #003	\$ 57,634.30
Capital Projects	Account #004	\$ 333,204.61
Refuse Fund	Account #012	\$ 1,213.08
Small Cities	Account #013	\$ 9,325.00
Payroll	Pay Date 9/17/15	\$ 488,291.51
	Pay Date 10/1/15	\$ 456,464.72

Seconded by Alderman _____ and adopted. Ayes _____.

100715.3

By Alderman Mullane:

Resolved, that the Assistant Director of Engineering be and the same is hereby authorized to arrange for the installation of streetlights to be placed on pole #3206/2 on Briarwood Drive.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.4

By Alderman Lombardi:

Whereas, the City of Lockport applied for a grant from the New York Empire State Development to assist with Phase II of the Flight of Five Rehabilitation Project, and

Whereas, the City received a Regional Council Capital Fund - Capital Grant – Project #2703/CFA #39702 in the amount of \$1,315,493.00, now therefore be it

Resolved, that the Mayor be and is hereby authorized and directed to accept and execute the New York Empire State Development Regional Council Award – incentive proposal dated August 24, 2015 and revised September 10, 2015.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.5

By Alderman Genewick:

Resolved, that pursuant to Chapters C-61 and C-279 of the City Charter, the request of Roger and Rhodesa Pease, 35 Elmwood Avenue, and the recommendation of the Property Management Committee, the Mayor, subject to Corporation Counsel approval, is hereby authorized to execute a quit claim deed for the sale of 31 Elmwood Avenue for the sum of \$1,000.00 and recording costs.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.6

By Alderman Lombardi:

Resolved, that the Director of Finance is hereby authorized to transfer any unused capital grant funds from Phase I to Phase II of the Flight of Five project.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.7

By Alderman Kibler:

Resolved, that Saturday, October 31, 2015 is hereby designated as Halloween Day in the City of Lockport with the hours for trick or treating scheduled from 4:00 p.m. to 7:00 p.m.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.8

By Alderman Lombardi:

Whereas, the City of Lockport and Bergman Associates, Architects, Engineers, Landscape Architects & Surveyors of New York signed an agreement on January 1st, 2013 to design and prepare specifications for the Locks District Gateway Entry Exhibit at Canal Street , and

Whereas, Bergman Associates, Architects, Engineers, Landscape Architects & Surveyors of New York has completed the final design and contractual documents of the Locks District Gateway Entry Exhibit and the project is ready for public bid proposals, and

Whereas, Bergman Associates, Architects, Engineers, Landscape Architects & Surveyors of New York has proposed the City to provide Engineering /Consultant services for

bidding process, construction administration, resident inspection, and post-construction phase services for a cost not to exceed \$25,000.00, and

Resolved, to amend the contract between the City and Bergman Associates, Architects, Engineers, Landscape Architects & Surveyors of New York signed on January 1st, 2013 and authorize the Mayor, subject to the Corporation Counsel approval, to extend the Agreement with Bergman Associates, Architects, Engineers, Landscape Architects & Surveyors of New York, 28 East Main Street, 200 First Federal Plaza, Rochester, NY 14614 for an amount not to exceed \$25,000.00 to be financed with grant funds approved by the Greenway Commission and by the Dormitory Authority State of New York, and

Resolved, authorize and direct the City Clerk to advertise for bid proposals for the Locks District Gateway Entry Exhibit at Canal Street project.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.9

By Alderman Schrader:

Whereas, the City of Lockport applied for and was awarded a Federal Grant for purchase of Scott SCBA air pac's, and

Whereas, the 2015 Budget did not budget the matching grant expense nor the grant revenue and must be amended; now therefore be it

Resolved, that the City hereby accepts this grant and hereby authorizes the Mayor to execute any and all agreements related to this award; and be it further

Resolved, that the 2015 Budget is hereby amended as follows:

Increase:

Revenue

01-0001-4389 Federal Public Safety \$128,793.00

Expense

001.3410.0260 Public Safety Equipment \$141,672.00

Decrease:

001-3410-0100 Personal Services Regular \$12,879.00

Seconded by Alderman _____ and adopted. Ayes _____.

100715.10

By Alderman Genewick:

Resolved, that the 2015 Budget is hereby amended as follows:

Increase:

001-1630-4704 Landscape/Grounds Maintenance/Supplies \$3,000.00

Increase:

001-0001-1570 Demolition/Grass Cutting Fees \$3,000.00.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.11

By Alderman Schrader:

Resolved, that the Assistant Director of Engineering is hereby authorized and directed to prepare bid specifications for Turbidity Meters at the City of Lockport Water Treatment Plant, and be it further

Resolved, that upon receipt of said specifications, the City Clerk is authorized and directed to advertise for bid proposals for same.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.12

By Alderman Mullane:

Resolved, that permission is hereby granted to barricade Spalding Street (from Washburn Street to Erie Street) from 3:00 p.m. to 8:00 p.m. on October 31, 2015 for the 2nd Annual "Haunt for Hunger" food drive, and be it further

Resolved, that permission is granted to have various fundraising activities to benefit local food pantries, 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 the event.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.13

By Alderman Kibler:

Whereas the Hickory Club PBA (hereinafter PBA) and the City of Lockport (hereinafter City) are parties to a collective bargaining agreement which expired on December 31, 2012 but the terms of which continued upon expiration pursuant to applicable law; and

Whereas a dispute has arisen between the PBA and the City regarding a Memorandum of Understanding, a copy of which is attached hereto as Exhibit "A", and

Whereas the parties have resolved their differences and have negotiated a Memorandum of Agreement, attached hereto as Exhibit "B" which sets forth their agreement.

Now, therefore, be it resolved as follows:

1) The Common Council hereby ratifies and approves the Memorandum of Understanding attached hereto as Exhibit "A" and the Memorandum of Agreement attached hereto as Exhibit "B"; and be it further resolved that

2) The Mayor is authorized on behalf of the City to execute a collective bargaining agreement with the Hickory Club P.B.A. incorporating the terms of Exhibits "A" and "B" in a form acceptable to counsel for the City.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.14

By Alderman Kibler:

WHEREAS, the County of Niagara (hereinafter "County") purchased 111 Main Street, 20-40 East Avenue and 50 Main Street in the City of Lockport, New York at auction, and

WHEREAS, the County has several County offices and agencies located at the above addresses with employees that need parking during business hours, and

WHEREAS, the City of Lockport (hereinafter "City") owns a municipal parking lot bounded to the west by Market Street, to the South by Grigg Lewis Way (fka Chestnut Street)

and to the East by Elm Street as set forth a certain lease agreement with schedule "A" incorporated herein by reference, and

WHEREAS, the County would like access the aforesaid parking lot(s) for its employees and the general public for use during business hours.

WHEREAS, the City has agreed to lease to the County municipal parking set forth in the above referenced lease agreement and corresponding map/diagram annexed thereto for a term of five (5) years, commencing October 7, 2015 and terminating on September 30, 2020, with an automatic renewal option, unless the County gives six (6) months prior written notice to terminate the lease, and

WHEREAS, the County agreed to pay rent to the City in the amount of Sixty Thousand dollars (\$60,000.00) per year for said parking as fair and adequate consideration and the annual rent of Sixty Thousand Dollars (\$60,000) will be paid quarterly (\$15,000 per quarter) by the County to the City on the first day of the month of each quarter.

NOW THEREFORE BE IT

RESOLVED, that the Mayor be and is hereby directed and authorized to sign a lease agreement with the County of Niagara to provide parking for the County employees for a term of five years for Sixty Thousand Dollars a year as set forth in more detail in the lease agreement.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.14A

By Alderman Fogle:

Resolved, that pursuant to their request, permission is hereby granted to the residents of Bacon Street to barricade Bacon Street from Prospect Street to Webb Street on October 31, 2015, for a Halloween block party, 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 _____.

100715.14B

By Alderman Lombardi:

Whereas, the property at 135 Charlotte Street is a City owned structure that was acquired through a tax foreclosure, and

Whereas, the City is granting permission to repurpose the structure for official city use as a fire training center, now therefore be it

Resolved, that the Assessor's will transfer the property to tax exempt status on the next taxable status day in 2016.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.14C

By Alderman _____

Whereas, the New York State Department of Transportation is rehabilitating the Main Street Bridge over the Erie Canal, Bin 4454170, Pin 5812.79, and

Whereas, the New York State Department of Transportation proposes to adjust the elevation of lighting pull boxes at the corner of Church and Main Street, and

Whereas, the adjustment will be done by the State's contractor at no cost to the City of Lockport, now therefore be it

Resolved, that the Common Council of the City of Lockport does hereby grant the State of New York authority to perform the necessary adjustments to the lighting pull boxes for the

City of Lockport and agree that the City of Lockport to maintain facilities adjusted via State-let contract, be it further

Resolved, that the Clerk of the City of Lockport is hereby directed to transmit four (4) certified copies of this resolution to the New York State Department of Transportation.

Seconded by Alderman _____ and adopted. Ayes _____.

100715.15

ADJOURNMENT

At _____ P.M. Alderman Kibler moved the Common Council be adjourned until 6:00 P.M., Wednesday, October 21, 2015.

Seconded by Alderman _____ and adopted. Ayes _____.

RICHELLE J. PASCERI
City Clerk

BUDGET PRESENTATION