

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

March 1, 2017
6:30 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Abbott, Devine, Oates, O'Shaughnessy, Mullane, and Wohleben.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

030117.1

APPROVAL OF MINUTES

On motion of Alderman Wohleben, seconded by Alderman _____, the minutes of the Regular Meeting of February 15, 2017 are hereby approved as printed in the Journal of Proceedings. Ayes _____. Carried.

PUBLIC HEARING

The Mayor announced a public hearing on a proposed Local Law to amend Chapter A192 Plumbing Rules and Regulations of the Lockport City Code.

The Mayor asked the City Clerk if any petitions or communications relative to said Local Law have been received.

Recess for public input.

The Mayor closed the public hearing.

FROM THE MAYOR

Appointment:

2/27/17 Lisa Burruano, 7038 Akron Road, Lockport, NY – appointed as Tax Enforcement Clerk for the Treasurer’s Department effective February 27, 2017. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations. 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)

1/13/17 Luke Hider, Soccer Shots Buffalo – request permission to use Altro Park for a Summer Soccer program.
Referred to the Committee of the Whole

1/24/17 Taren La Gamba, Director, MCF – request permission to apply for the American Conifer Society Grant Award for 2017.
Referred to the Committee of the Whole

2/24/17 Shawn Decareaux, BIKETernity, LLC – request permission to use Ida Fritz park as a water stop for the Empire State Ride on August 5, 2017.
Referred to the Committee of the Whole

2/28/17 Mike Hanley, Chairman, B. Leo Dolan Post No. 410 – request permission to conduct a Memorial Day Parade on May 28, 2017.
Referred to the Committee of the Whole

Notice of Defect:

2/17/17 212 South Street – tree
2/22/17 Michigan Street & Park Avenue – potholes
2/24/17 41 Allen Street – tree
2/24/17 181 Lincoln Avenue – road condition
Referred to the Director of Streets and Parks.

Notice of Claim:

2/15/17 Beverly Lambert, 220 Erie Street, Lockport, NY
Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

030117.2

By Alderman Wohleben:

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 March 3, 2017 as follows:

2016 Expenses

General Fund	Account #001	\$ 9,285.85
Self Insurance	Account #002	\$ 179.75

2017 Expenses

General Fund	Account #001	\$ 113,137.14
Water Fund	Account #002	\$ 14,238.97
Sewer Fund	Account #003	\$ 8,416.79
Self Insurance	Account #015	\$ 144,160.65
Payroll	Pay Date 2/16/07	\$ 462,210.92

Seconded by Alderman _____ and adopted. Ayes _____.

030117.3

By Alderman Abbott:

Resolved, that the Mayor and Common Council do hereby extend congratulations and appreciation to the following City employee for his years of dedicated service to the City of Lockport:

<u>Employee</u>	<u>Years of Service</u>	<u>Title</u>
Derrick J. Starks	10	Laborer

Seconded by Alderman _____ and adopted. Ayes _____.

030117.4

By Alderman Oates:

WHEREAS, the Dog Control Officer for the City of Lockport is in need of a vehicle, and WHEREAS, the Water Department has a vehicle that is no longer needed in the Water Department for Water Department purposes. NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid vehicle in the Water Fund Budget be transferred to the General Fund.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.5

By Alderman Devine:

City of Lockport
Local Law No. 3 of the year 2017

A LOCAL LAW to amend Chapter A192 Plumbing Rules and Regulations of the Lockport City Code.

BE IT ENACTED by the Common Council of the City of Lockport, New York as follows:

Section 44-4 of Chapter A192 of the City of Lockport Plumbing Rules and Regulations as amended, is hereby further amended by deleting the same in its entirety and substituting therefor a new Section 44-4 to read as follows:

4. To charge and collect from each person applying for examination the sum of \$150.00 or such other fee as shall be established by the Common Council by resolution for each examination made by such Board, and all monies so collected shall be paid over by the Board monthly to the Chamberlain or Treasurer of such city in which such Board shall be appointed.

This law shall be effective upon filing with the office of the Secretary of State.

Seconded by Alderman _____. A roll call vote was taken which resulted as follows:

Alderman Abbott	VOTING	_____
Alderman Devine	VOTING	_____
Alderman Mullane	VOTING	_____
Alderman Oates	VOTING	_____
Alderman O'Shaughnessy	VOTING	_____
Alderman Wohleben	VOTING	_____

The Local Law was thereupon declared duly adopted.

030117.6

By Alderman Devine:

Resolved, that Taren La Gamba be and the same is hereby authorized to submit an application on behalf of the City of Lockport to the 2017 William G. Mayne, Jr. Business/Community Enhancement Program for a grant to be used for repairs and landscaping for John Henry Park.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.7 **WITHDRAWN** (Water, Sewer, Refuse uncollected – in rem)

UPDATED MINUTES – INCLUDES ADDENDUM ITEMS

030117.8

By Alderman Oates:

WHEREAS, the NYS Canal Corporation plans to remove sediment from the Lockport Canal at West Genesee Street known as "parcel #33" located between State Road and the Canal for the following purposes: (1) Canal Access; (2) equipment lay-down; (3) water treatment operations and (4) soil handling, and

WHEREAS, the work will be conducted over a two month period during non-navigational conditions in 2018 at locations set forth in the Sediment Removal PDI Work Plan/Canal Sediment Excavation Proposed Layout Plan last plotted February 2, 2017. NOW, THEREFORE, BE IT

RESOLVED, that Mayor be and is hereby authorized to execute an access agreement with the NYS Canal Corporation to accomplish the above project.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.9 WITHDRAWN (Police Chief Compensation Package)

030117.10 WITHDRAWN (Fire Chief Compensation Package)

030117.11

By Alderman Devine:

WHEREAS, clean water infrastructure is vital to improving the well-being of our citizens, protecting public health, the environment and fostering community growth all across New York State, especially Western New York, and

WHEREAS, most communities have aging and crumbling water and sewer infrastructure causing damage to our roads, streets, schools, homes and businesses, and WHEREAS, investing in infrastructure projects creates good jobs, a solid foundation for businesses to build on, and protects public health, and

WHEREAS, key members in both the Senate and Assembly, along with the Governor and the Attorney General, recognized that local governments need support and passed the Water Infrastructure Act of 2015. NOW THEREFORE, BE IT

RESOLVED that the Mayor be and is hereby authorized and directed to send a letter with this resolution to the Governor encouraging and requesting that he continue to fund water infrastructure projects and include a dedicated line for drinking and wastewater infrastructure that invests \$800 million annually.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.12

By Alderman Abbott:

Resolved, that a public hearing be held at the Common Council Meeting of March 15, 2017 starting at 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to PACE financing, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.13

By Alderman _____:

Resolved, that the 2017 General Fund Budget be amended to delete one Highways and Parks Municipal Worker position and add one Highways and Parks Department Tree Trimmer position.

Seconded by Alderman _____ and adopted. Ayes _____.

UPDATED MINUTES – INCLUDES ADDENDUM ITEMS

030117.14

By Alderman _____:

Resolved, that a public hearing be held at the Common Council Meeting of March 15, 2017 starting at approximately 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to a request for a Special Use Permit made by Darrin Chiappone, for approval for a recreational building to be located at 1 Short Street, situated in an I-2 Zone, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.15

By Alderman _____:

Resolved, that a public hearing be held at the Common Council Meeting of March 15, 2015 starting at approximately 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to a request for a Special Use Permit made by Durable Demolition, for approval for outdoor storage to be located at 40 State Road, situated in a B-5 Zone, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16

By Alderman _____:

Resolved, that a public hearing be held at the Common Council Meeting of March 15, 2017 starting at approximately 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to a request for a Re-zoning request made by Lawrence M Eggert and Marea A. Eggert, to re-zone 731 Davison Road from a B-4 to R-1 Zone, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16A

By Alderman _____:

Resolved, that a public hearing be held at the Common Council Meeting of March 15, 2015 starting at approximately 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to a request for a Special Use Permit made by Jeffrey L. Walker, for approval for a home improvement business to be located at 33 Nicholls Street, situated in an R-2 Zone, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16B

By Alderman _____:

Resolved, that Taren La Gamba be and the same is hereby authorized to submit an application on behalf of the City of Lockport for the American Conifer Society Grant Award for a grant to be used for signage for the John Henry Park tree garden.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16C

By Alderman _____:

Resolved, that pursuant to their request, Empire State Ride/Roswell Park Alliance Foundation is hereby granted permission to use the pavilion at Ida Fritz Park on Saturday, August 5, 2017 for a water stop for their 7-day Empire State Ride. Said permission is subject to Empire State Ride/Roswell Park Alliance Foundation filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16D

By Alderman _____:

Resolved, that pursuant to their request, Soccer Shots Buffalo is hereby granted permission to conduct a Summer Soccer Program at Altro Park beginning April 20, 2017 through July 1, 2017, subject to Soccer Shots Buffalo filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16E

By Alderman _____:

Resolved, that pursuant to their request, Cornerstone Arena is hereby granted permission to install not more than 20 temporary signs in various locations in the city's right-of-way in the central business district to promote upcoming hockey tournaments. Said permission is effective immediately and removal of said signage shall be the responsibility of Cornerstone Arena after a two-week period.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16F

By Alderman _____:

Resolved, that pursuant to their request, B. Leo Dolan Post No. 410 is hereby granted permission to conduct a Memorial Day Parade in the City of Lockport on Sunday, May 28, 2017 subject to approval of the parade route by the Police Chief. Said parade will form at noon at Veteran's Park on East Avenue where a brief Memorial Service will be conducted. At approximately 1:00 p.m. the parade units will proceed west on East Avenue/Main Street using the right side of Main Street and terminate at the County Courthouse, and be it further

Resolved, that permission is hereby granted to barricade a portion of Niagara Street in front of 42-44 Niagara Street between 12 noon and 5 PM subject to approval by the Police Chief, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and no parking signs to keep the right side of Main Street clear where dividers occur, and be it further

Resolved, that the City Clerk is hereby authorized and directed to issue a parade permit for said event, and be it further

Resolved, that the City Clerk is hereby authorized to purchase 12 monument wreaths to be used for Memorial Day ceremonies. Cost of same to be charged to account #001-8510-4379.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.16G

By Alderman _____:

WHEREAS, Iskalo Development Corp. acquired 57 Canal Street, Lockport, New York for professional office and retail space, and

WHEREAS, Iskalo is in the process of renovating the first floor suite of 57 Canal Street and needs to place two dumpsters and a portable toilet in the parking lot owned by the City of Lockport. NOW, THEREFORE, BE IT

RESOLVED, that Iskalo Development Corp. be and is hereby authorized to temporarily place/locate two dumpsters and a portable toilet in the City owned parking lot for 57 Canal Street, Lockport, New York from the date of the issuance of a building permit until the date of the issuance of a certificate of occupancy for the work performed.

Seconded by Alderman _____ and adopted. Ayes _____.

030117.17

ADJOURNMENT

At _____ P.M. Alderman Wohleben moved the Common Council be adjourned until 6:30 P.M., Wednesday, March 15, 2017.

Seconded by Alderman _____ and adopted. Ayes _____.

RICHELLE J. PASCERI
City Clerk

UPDATED MINUTES – INCLUDES ADDENDUM ITEMS