

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

May 2, 2018
5:30 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Devine, Eggert, Farrell, Oates, and Wohleben.

Absent: Alderman Abbott.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

050218.1

APPROVAL OF MINUTES

On motion of Alderman Wohleben, seconded by Alderman Devine, the minutes of the Regular Meeting of April 18, 2018 are hereby approved as printed in the Journal of Proceedings. Ayes 5. Carried.

FROM THE MAYOR

Appointments:

4/24/18 David P. Smith, 49 Regent Street, Lockport, NY – appointed as a member of the Housing Authority. Said term expires April 26, 2023.
Received and filed.

4/25/18 Scott Collins, 70 Maple Street, Lockport, NY – appointed as a member of the Environmental Advisory Committee. Said term expires April 25, 2020.
Received and filed.

4/25/18 Marc Glynn, 415 South Transit Street, Lockport, NY – appointed as a member of the Environmental Advisory Committee. Said term expires April 25, 2020.
Received and filed.

4/26/18 Ronald B. Dernbach, 19 Livingston Place, Lockport, NY – appointed as Assistant Chief Operator for the Waste Water Treatment Plant effective April 26, 2018. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.
Received and filed.

5/2/18 Steven J. Barone, 198 Ash Street, Lockport, NY – appointed as Operator Trainee for the Waste Water Treatment Plant effective May 7, 2018. Said appointment is permanent 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)

4/26/18 Kelly Standage of the Buffalo Niagara YMCA, requests permission to hold their Fitness in the Parks program at Nelson G. Goehle Marina on Wednesdays, June through August this summer.
Referred to the Committee of the Whole.

Notice of Defect:

4/23/18 437 Walnut Street – tree
4/23/18 Lincoln Avenue at Kingston Circle – sinkhole
4/25/18 169 Allen Street – tree
Referred to the Director of Streets and Parks.

Notice of Claim:

4/24/18 Joseph Taylor, 178 Irving Street, Lockport, NY
4/25/18 Jack and Melissa Carson, Jr., 5878 Locust Street Ext., Lockport, NY
4/25/18 Jonathan Castro, 420 Pine Street, Lockport, NY
Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

050218.2

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 May 4, 2018 as follows:

General Fund	Fund A	\$ 115, 256.19
Water Fund	Fund FX	\$ 42,344.40
Sewer Fund	Fund G	\$ 12,670.99
Capital Projects	Fund H181	\$ 81,472.04

Refuse & Recycling Fund CL		\$ 232.20
Health Insurance Fund MS		\$ 290,738.17
Payroll	Pay Date 4/26/18	\$ 452,719.32

Seconded by Alderman Oates and adopted. Ayes 5.

050218.3

By Alderman Eggert:

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

<u>Employee</u>	<u>Years of Service</u>	<u>Title</u>
Paul M. Chaffin	20	Municipal Worker
Toby J. Trowbridge	10	Police Lieutenant

Seconded by Alderman Oates and adopted. Ayes 5.

050218.4

By Alderman Wohleben:

Whereas, the City Treasurer, Director of Finance, and City Engineer in conjunction with the department managers charged with project oversight, have completed a review of all open capital projects, and

Whereas, all completed projects as of 12/31/2017 have been identified and the associated account balances verified, and

Whereas, closure of all completed projects require Council approval, and

Whereas, all remaining funds must be returned to the original funding source, now, therefore be it

Resolved, that the following capital projects be closed, the account balances be transferred to the original funding source, and all related budgets be closed:

<u>Project #</u>	<u>Sponsor Fund</u>	<u>Project Title</u>	<u>Funding Source(s)</u>	<u>Cash Balance</u>
#0108	General	Economic Development	Debt	\$2,803.89
#4155	General	Flagpole Improvement	Debt	\$295.00
#4122	General	Interest	General	\$1,146.41
#4162	General	Veterans Bricks	General	\$7,651.96
TOTAL				\$11,897.26

And be it further

Resolved, that the cash balance total of \$11,897.26 be returned to the original funding source as follows:

Debt Service Reserve, General	\$3,098.89
General Fund	\$8,798.37
TOTAL	\$11,897.26

Seconded by Alderman Farrell and adopted. Ayes 5.

050218.5

By Alderman Devine:

Whereas, the New York State Water Infrastructure Improvement Act Grant Program and the New York State Revolving Fund Program, awarded a grant and loan to the City of Lockport for the replacement of the approximately two-mile section of steel lock bar pipe, and

Whereas, on August 2, 2017, the City of Lockport authorized the Mayor to sign an agreement with GHD Consulting Services Inc. for Professional Engineering Services to design the steel lock bar replacement by Resolution 080217.10, and

Whereas, GHD Consulting Services Inc. and the City of Lockport have determined that additional engineering design and construction phase services in connection to the replacement of the existing 24-inch watermain on Summit Street is needed to optimize water distribution in the industrial area located at the west side of the City; and

Whereas, GHD Consulting Services Inc. has submitted a proposal for Professional Engineering Services to provide said engineering services; now, therefore, be it

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized and directed to modify the Agreement between the City and GHD Consulting Services Inc. and accept its Proposal for Professional Engineering Services Amendment dated April 16, 2018 for \$49,700, to be charged to the NYS Environmental Facilities Corporation grant and loan awarded to the City through the New York State Water Infrastructure Improvement Act Grant Program and the New York State Revolving Fund Program. The original cost of \$427,700 for professional engineering services of the project is hereby amended to be \$477,400.

Seconded by Alderman Eggert and adopted. Ayes 5.

050218.6

By Alderman Wohleben:

Whereas, the City of Lockport (City) supports clean energy actions and improving the environment; and

Whereas, the City applied for a 2017 Zero-Emission Vehicle (ZEV) Clean Vehicle Infrastructure Grant administered by the New York State (State) Department of Environmental Conservation (NYSDEC) for the installation of and electric vehicle charging station at the Municipal Building; and

Whereas, the City has been awarded \$16,000 from the grant program and offered a contract from the State; and

Whereas, Nussbaumer & Clarke, Inc. submitted a proposal dated April 23, 2018 to prepare design documents for installation of an ZEV charging station at the municipal building; now, therefore, be it

Resolved, that the Mayor is hereby authorized to execute a grant agreement and all other required documents related to the ZEV grant program with the State; and be it further

Resolved, that the Mayor is hereby authorized to execute with Nussbaumer & Clarke, Inc. for a Lump Sum Fee of \$7,500 for the Scope of Work included in their April 23, 2018 proposal to the City.

Seconded by Alderman Oates and adopted. Ayes 5.

050218.7

By Alderman Oates:

Whereas, the City of Lockport (City) proposes to have constructed a public kayak launch into the Erie Canal at the Widewaters Marina; and

Whereas,

1. In accordance with the New York State Environmental Quality Review regulations (SEQR), the City of Lockport intends to serve as Lead Agency for the proposed action;
2. The City of Lockport has determined that the proposed action is a Type II action pursuant to NYCRR 617.5 (c)(1) as defined under SEQR;
3. Although not required for Type II actions, the City of Lockport, has caused to be prepared a Short Environmental Assessment Form to consider the significance of and potential environmental impact of the action described above.
4. The City of Lockport has considered Parts 1, 2 and 3 of the Short Environmental Assessment Form prepared for this action; and

Whereas, a permit application will be required from the New York State Canal Corporation (NYSCC) to install a kayak launch within the Erie Canal Right-of-Way; and

Whereas, a New York State Department of Environmental Conservation (NYSDEC) / United States Army Corps of Engineers (USACOE) Joint Application must also be completed for the project; now, therefore, be it

Resolved, The City of Lockport declares that it will serve as Lead Agency for the construction of the public kayak launch at Widewaters Marina; and, The City of Lockport declares that, based on the Short Environmental Assessment Form which has been prepared, the project will result in no significant adverse environmental impacts and, therefore, a Negative Declaration under SEQR is issued for this project; and be it further

Resolved, that the Mayor is authorized to sign the NYSCC and Joint Applications and related documents for the construction of a Public Kayak launch at Widewaters Marina.

Seconded by Alderman Devine and adopted. Ayes 5.

050218.8

By Alderman Oates:

Resolved, that pursuant to their request, permission is hereby granted to All Saints Church to barricade Church Alley Street from Church St to Lock St on June 7, 2018, for a Chicken Barbeque, 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 Wohleben and adopted. Ayes 5.

050218.9

By Alderman Oates:

Resolved, that pursuant to their request, AN-JO Bombers 14U Baseball is hereby granted permission to use the 90 ft baseball diamond at Outwater Park for their 2018 home games subject to approval of the schedule by Highways & Parks Department and AN-JO Baseball filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Devine and adopted. Ayes 5.

050218.10

By Alderman Devine:

Whereas, on January 24, 2018 the Common Council approved resolution 012418.14 authorizing the Mayor to enter into an agreement with Nussbaumer & Clarke Inc. to provide an

active Grade D Licensed New York Water Operator with experience in management of water distribution systems, and

Whereas, the Common Council would like to extend the Scope of Work for an additional not-to-exceed \$10,000 through August 2018, now, therefore be it

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized to enter into an agreement with Nussbaumer & Clarke, Inc. to extend the Scope of Work for consulting services for a fee not-to-exceed \$10,000 and be charged to account #002-8340.4428.

Seconded by Alderman Farrell and adopted. Ayes 5.

050218.11

By Alderman Wohleben:

Whereas, the City has created the Hometown Heroes program to honor local past and present members of the community that have served in the military; and

Whereas, as part of this program, the City will be purchasing banners paid from donations received requiring amending the 2018 budget; and

Whereas, the City has incorporated this program into its accounting system to preserve these donations; now, therefore, be it

Resolved, that the 2018 General Fund Budget is hereby amended as follows:

Revenue:

Increase:

A.0000.32705.HH	Gifts & Donations – Hometown Heroes	\$ 10,000
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Expense:

Increase:

A.8510.54510.HH	Program Expense – Hometown Heroes	\$ 10,000
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Seconded by Alderman Eggert and adopted. Ayes 5.

050218.12

By Alderman Wohleben:

Whereas, the City solicited a proposal for a fleet management system from its cellular provider, Verizon; and

Whereas, Verizon holds a State contract for the provision of vehicle monitoring equipment; and

Whereas, implementation of a fleet management and monitoring system is expected to improve the maintenance and management of the City's fleet, improve productivity and reduce maintenance and fuel costs;

Now, therefore, be it

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized and directed execute an agreement with Verizon in an amount of \$4,515, one time and a reoccurring monthly amount of \$2,430 for fleet management services.

Seconded by Alderman Farrell and adopted. Ayes 4. Alderman Devine voted no.

050218.13

By Alderman Oates:

Resolved, that pursuant to their request, permission is hereby granted to the residents of Howard Avenue to barricade their Street from East Avenue to E. Union Street on May 27, 2018, for a 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 Eggert and adopted. Ayes 5.

050218.14

By Alderman Oates:

Resolved, that pursuant to their request, the Buffalo Niagara YMCA, is hereby granted permission to conduct "Fitness in the Parks" at Nelson C Goehle Marina Park on Wednesdays beginning June 6, 2018 until August 22, 2018. Said permission is subject to the YMCA filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Farrell and adopted. Ayes 5.

050218.14A

By Alderman Wohleben:

Resolved, that pursuant to the request of the American Cancer Society, permission is hereby granted to "Paint the City Purple" to raise awareness of the fight against cancer by placing purple ribbons on various trees within the City's right-of-ways throughout the business district.

Seconded by Alderman Devine and adopted. Ayes 5.

050218.15

ADJOURNMENT

At 5:56 P.M. Alderman Wohleben moved the Common Council be adjourned until 5:30 P.M., Wednesday, May 16, 2018.

Seconded by Alderman Devine and adopted. Ayes 5.

RICHELLE J. PASCERI
City Clerk