

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

November 20, 2019
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, Devine, Eggert, Farrell, Oates and Wohleben.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

112019.1

APPROVAL OF MINUTES

On motion of Alderman Devine, seconded by Alderman Oates, the minutes of the Regular Meeting of November 6, 2019 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Retirement:

11/9/19 Rolando Moreno, Director of Engineering, submitted his intent to retire effective January 15, 2020.
Received and filed.

Appointments:

10/14/19 Craig Hugill, 23 Utica Street, Lockport, NY – reappointed to the Planning & Zoning Board effective October 14, 2019. Said term expires October 14, 2022.
Received and filed.

11/4/19 Cheryl L. Brown, 422 W. Caledonia Street, Lockport, NY – appointed to the Police Board effective November 4, 2019 to fill the unexpired term of John T. Pitrello, expiring December 31, 2021.
Received and filed.

11/15/19 Nancy Babis 138 Grant Street, Lockport, NY – reappointed to the Zoning Board of Appeals effective November 15, 2019. Said term expires on November 15, 2022. Received and filed.

11/15/19 Meghan Lutz, 207 Washington Street, Lockport, NY – reappointed to the Zoning Board of Appeals effective November 15, 2019. Said term expires on November 15, 2022. 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)

Notice of Defect:

11/7/19 113, 118, and 121 John Street
Referred to the Director of Streets and Parks.

MOTIONS & RESOLUTIONS

112019.2

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 November 20, 2019 as follows:

General Fund	Fund A	\$ 76,040.06
Water Fund	Fund FX	\$ 24,446.68
Sewer Fund	Fund G	\$ 85,693.48
Capital Projects	Fund H	\$ 4,117.90
Refuse Fund	Fund CL	\$ 97,404.01
Self Insurance	Fund MS	\$144,791.33
Payroll	Pay Date 11/7	\$449,592.55

Seconded by Alderman Eggert and adopted. Ayes 6.

112019.3

By Alderman Eggert:

WHEREAS, the City of Lockport has previously entered into a certain payment – in – lieu-of tax agreement, dated as of January 1, 1983, as amended by the First Amendment to PILOT Agreement, and

WHEREAS, pursuant to a lease agreement dated May 31, 1978, as amend July 1, 2006, and

WHEREAS, the PILOT Agreement provides for the assignment of the PILOT Agreement by and upon prior written consent of the City of Lockport, and

WHEREAS, the city has been requested to sign a further Amendment to PILOT permitting the transfer of said agreement by assignment to the new owner, LH Urban Park Towers, LLC, and NOW THEREFORE BE IT

RESOLVED, the Mayor is hereby authorized to sign such Amendment to PILOT Agreement, upon approval of Corporation Counsel.

Seconded by Alderman Wohleben and adopted. Ayes 6.

112019.4 Adopt General Fund Budget - WITHDRAWN

112019.5 Adopt Water Fund Budget - WITHDRAWN

112019.6

By Alderman Oates:

Resolved, that the City of Lockport 2020 Budget containing appropriations for operating the City's Refuse & Recycling, be and the same is hereby adopted as follows:

CITY OF LOCKPORT, NEW YORK
2020 SPECIAL REVENUE FUND – RECYCLING & REFUSE SUMMARY

Appropriations:

Personal Services	\$ 0
Equipment	36,516
Contractual	1,234,906
Fringe Benefits	0
Debt Service	36,398
Interfund	0

Total Appropriations:	\$1,307,820
Estimated Revenues:	\$1,307,820

Seconded by Alderman Abbott and adopted. Ayes 6.

112019.7 Adopt Sewer Fund Budget - WITHDRAWN

112019.8

By Alderman Oates:

Resolved, that the City Treasurer be and the same is hereby authorized and directed to transfer funds from under expended appropriations accounts to over expended accounts in the 2019 General, Water, Sewer, and Refuse Fund budgets and to appropriate fund balance to the extent necessary to balance the budgets, and furthermore, report to the Common Council on those accounts having had transfers.

Seconded by Alderman Farrell and adopted. Ayes 6.

112019.9

By Alderman Abbott:

Whereas, the Salvation Army provides warm shelter for the homeless or persons without heat when the temperature falls below 15 degrees Fahrenheit calling for a "Code Blue", and

Whereas, in order to provide the "Code Blue" Warming Center to City residents, the Salvation Army is dependent upon financing from multiple sources, including municipalities whose residents it services, and

Whereas, the Common Council of the City of Lockport desires to provide funding to the Salvation Army in the amount of \$2,500.00 to provide "Code Blue" Warming Shelter services from October 1, 2019 through March 31, 2020, now therefore be it

Resolved, that the Mayor is authorized and directed to execute a contract with the Salvation Army to operate the Code Blue Warming Shelter for City residents from October 1, 2019 through March 31, 2020, and be it further

Resolved, payment to the Salvation Army shall not exceed \$2,500.00 for the operation of the Code Blue Warming Shelter from October 1, 2019 through March 31, 2020 and said funds shall be expended from the A.8510.54075 Service Contracts and be it further

Resolved, that the Mayor is hereby authorized to declare a "Code Blue" when the weather conditions indicate the temperature will fall below 15 degrees Fahrenheit overnight and shall notify the Salvation Army to open the Code Blue Warming Shelter and this resolution shall take effect immediately.

Seconded by Alderman Farrell and adopted. Ayes 6.

112019.10 PH LL#1-2019 Exemption - WITHDRAWN

112019.11

By Alderman Farrell:

WHEREAS, the City of Lockport presently has an ongoing Microenterprise Grant from the State Office of Community Renewal; and

WHEREAS, the City of Lockport is holding a hearing regarding this grant with the purpose of obtaining citizen views regarding any aspect of the project's implementation and anything resulting from the project;

NOW, THEREFORE BE IT RESOLVED, that a public hearing be held regarding the Microenterprise Program in the Common Council Chambers located in One Locks Plaza, Lockport, New York 14094 on December 4, 2019 at 5:30 PM., or as soon as possible thereafter; and

BE IT FURTHER RESOLVED, that the Clerk duly publish a notice of said hearing in the official newspaper of the City at least eight (8) days prior to the scheduled hearing date.

Seconded by Alderman Abbott and adopted. Ayes 6.

112019.11A

By Alderman Farrell:

Resolved, that pursuant to their request, Light Up Lockport be and the same is hereby granted permission to use the City's right-of-way to conduct the following events on Saturday, November 30, 2019:

Tacky Sweater 5K run beginning at the Palace Theater starting at approximately 9:00 A.M

Horse Drawn Carriage Rides beginning at the Palace Theater from 12:00 P.M. until 3:00 P.M.

Parade in the Dark commencing at 6:00 PM at Ida Fritz Park, east on Main Street to Charles Street

And be it further

Resolved, that said permissions are subject to approval of the routes by the Police Chief, and Light Up Lockport 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 delivery of barricades and temporary no parking signs for the entire length of the south side of Main St. prior to said events.

Seconded by Alderman Oates and adopted. Ayes 6.

112019.11B

By Alderman Farrell:

Whereas, the City of Lockport (City), is seeking a grant for the 2019 Urban and Community Forest Tree Maintenance program and intends to submit via the New York Grants Gateway to the DEC; and

Whereas, the Urban and Community Forest Tree Maintenance program through NYS Department of Conservation (NYSDEC) is authorized to fund up to \$50,000 of the project cost; and

Whereas, Nussbaumer & Clarke, Inc. is authorized to prepare a grant application on behalf of the City of Lockport (City) via the Grants Gateway Application to the NYSDEC Urban and Community Forest Tree Maintenance program; now, therefore, be it

Resolved, that the Mayor is authorized to sign a grant application on behalf of the City via Grants Gateway to the NYSDEC for the Urban and Community Forest Tree Maintenance Program; and, be it further

Resolved, that the City authorizes and appropriates a minimum of 25% local match as required by the Urban and Community Forest Tree Maintenance program. Under the Urban and Community Forest Tree Maintenance program, this local match must be at least 25% of total maximum grant of \$50,000 for a total cost to the City of \$12,500 local share. The \$12,500 share will be spent on overtime wages for the DPW Tree Maintenance Crew funded by contingency. The Mayor may increase this local match through the use of in-kind services without further approval from the City; and be it further

Resolved, that should an Urban and Community Forest Tree Maintenance grant be awarded to the City, the Mayor is authorized to execute a Grant Agreement with the NYSDEC and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the City's obligations under the Urban and Community Forest Tree Maintenance Grants Program through NYSDEC.

Seconded by Alderman Abbott and adopted. Ayes 6.

112019.12

ADJOURNMENT

At 5:52 P.M. Alderman Devine moved the Common Council be adjourned until 5:30 P.M., Tuesday, November 26, 2019.

Seconded by Alderman Oates and adopted. Ayes 6.

RICHELLE J. PASCERI
City Clerk