

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

September 1, 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.

090121.1

APPROVAL OF MINUTES

On motion of Alderman Schratz, seconded by Alderman Allport, the minutes of the Regular Meeting of August 18, 2021 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

8/25/21 Donald A. Stevens, 230 State Street, Lockport, NY – Appointed to the Planning Board effective August 25, 2021. Said term expires October 14, 2024.

8/27/21 Cassy L. Schurr, 377 Vine Street, Lockport, NY – Appointed to the Audit Committee effective August 27, 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)

8/23/21 Paul K. Oates, City Clerk – notification that the Lockport Municipal Offices will be closed as follows in the month of September in observance of Labor Day.
Monday, September 6

Garbage will be collected on the day following regularly scheduled collection that week.

Referred to the media.

8/25/21 Heinrich Chevrolet, 5775 South Transit Road, holding a truck parade to benefit veterans, from Outwater Park to the dealership, on Saturday, September 11, 2021.

Referred to the Police Chief and Fire Chief.

Notice of Complaint:

8/23/21 5 Georgia Avenue – tree
8/24/21 368 West Avenue – tree
8/26/21 331 Lincoln Avenue – tree
8/30/21 102 Grand Street - tree

Referred to the Director of Streets and Parks.

Notice of Claim:

8/24/21 GEICO General Insurance Company – Subrogation for David Roth, 4641 E. Shelby Road, Medina, NY 14103
8/24/21 Michele Davidson, 368 West Avenue, Lockport, NY 14094

Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

090121.2

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 September 2, 2021 as follows:

General Fund	Fund A	\$145,732.56
Water Fund	Fund FX	\$23,683.11
Sewer Fund	Fund G	\$59,251.69
Capital Projects	Fund H	\$44,862.22
Refuse Fund	Fund CL	\$153.46
Health Insurance	Fund MS	\$82,540.20
Payroll	Pay Date 8/12/21	\$492,861.94

Seconded by Alderman Abbott and adopted. Ayes 6.

090121.3

By Alderman Allport:

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>
Kevin S. Lucinski	15	Police Officer

Seconded by Alderman Devine and adopted. Ayes 6.

090121.4

By Alderman Devine:

Whereas, the City of Lockport Common Council wishes to assess the advisability of submitting a New York State Affordable Housing Corporation (the "AHC") Home Improvement application to the New York State Office of Homes and Community Renewal (the "OCR") for a grant to fund incentives supporting homeowners' rehabilitation within the City of Lockport, and

Whereas, the City of Lockport is required to hold a public hearing to provide information to the public and to consider citizen comments regarding community needs and the plan proposal prior to submitting an application for AHC funding; now, therefore, be it

Resolved, that the Common Council hereby calls for a Public Hearing whereas all interested parties shall be heard regarding the AHC program, the City's community development programs, and the proposed funding application. Such Public Hearing to be held on September 15, 2021, at 5:30 pm in the Common Council Chambers at One Locks Plaza, Lockport, New York; and be it further

Resolved, that at least eight (8) days' notice of such hearing shall be given by publishing such notice at least once in the official newspaper of the City.

Seconded by Alderman Schratz and adopted. Ayes 6.

090121.5

By Alderman Abbott:

Whereas, General City Law 20(3) authorizes the City to accept donations from individuals or organizations, and to use said donations per the restrictions placed on them by the donor, regardless of minimum value; now, therefore, be it

Resolved, that the Mayor and Common Council do hereby extend thanks and appreciation to the Lockport VFW Auxiliary for the gift of \$900 to be used to help fund Youth and Recreation supplies.

Seconded by Alderman Allport and adopted. Ayes 6.

090121.6

By Alderman Allport:

Resolved, that the City Clerk is hereby authorized and directed to prepare a Request for Proposals for General Liability Insurance broker and Excess Workers Compensation Insurance broker; and be it further

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

Seconded by Alderman Oates and adopted. Ayes 6.

090121.7

By Alderman Oates:

Whereas, the deer population within the city limits has increased dramatically, causing significant damage to McCollum Orchards, the only farm located wholly within the city limits, with estimates of annual product loss exceeding \$10,000; and

Whereas, the New York State Department of Environmental Conservation, in recognition of this problem throughout New York State, has developed a deer-damage permit

process to reduce the number of deer within specified areas that are otherwise outside approved hunting areas and have experienced financial loss as a result; and

Whereas, the owners of McCollum Orchards have taken all necessary steps to procure the appropriate permit from the DEC for bow hunting, subject to Common Council authorization; and

Whereas, the City Code ordinarily prohibits the use of bow and arrow as a deadly weapon within the city limits, but there are no other methods for thinning the deer population that are acceptable and humane; now, therefore, be it

Resolved, that the owners of McCollum Orchards are authorized, in accordance with its DEC permit, to issue tags to bow hunters in the limits set forth in said permit, and in accordance with all other restrictions incorporated into said permit; and be it further

Resolved, that there will be no discharge of firearms authorized by this resolution in connection with any deer-hunting; and be it further

Resolved, that this authorization is limited to McCollum Orchards, and no other city residents unless and until they obtain their own DEC permits and apply to the Common Council on a case-by-case basis.

Seconded by Alderman Abbott and adopted. Ayes 6.

090121.8

By Alderman Schratz:

Whereas, the Lockport City Building Inspector, Planning Board and Zoning Board of Appeals anticipate receipt of several technical submissions relative to a proposed planned unit development within the city limits within the next month; and

Whereas, the nature of these submissions requires specialized legal analysis to ensure proper compliance with local, state, and federal laws that goes beyond the scope of work regularly handled by the Corporation Counsel staff; and

Whereas, the City has traditionally employed special counsel in such circumstances; and

Whereas, the budget allocated for outside counsel for fiscal year 2021 did not anticipate the situation that the Building Inspector and Planning and Zoning Boards now face; now, therefore, be it

Resolved, that the following budget amendment be made to address this situation for fiscal year 2021:

Expenditures:

Decrease

A1900.54775	Contingency	\$10,000
-------------	-------------	----------

Increase

A1420.54055	Professional Services	\$10,000
-------------	-----------------------	----------

Seconded by Alderman Allport and adopted. Ayes 6.

090121.9

By Alderman Oates:

Resolved, that pursuant to their request, the GLDC is hereby granted permission to place two dumpsters in the city right-of-way at 13 W. Main Street, from September 1st through October 5th, 2021, for their renovation project. Said permission is subject to the GLDC filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Kantor and adopted. Ayes 6.

090121.10

By Alderman Abbott:

Whereas, the City of Lockport has identified the need to remove debris from the section of 18-Mile Creek from Davison Road to Remick Parkway; now, therefore, be it

Resolved, that the Director of Engineering is authorized and directed to prepare and issue a Request for Proposals (RFP) for the cleaning of debris from 18-Mile Creek at a cost not to exceed \$60,000; and be it further

Resolved, that upon receipt of said Request for Proposals (RFP), the City Clerk is hereby authorized and directed to advertise the same.

Seconded by Alderman Devine and adopted. Ayes: 6.

090121.11

By Alderman Oates:

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 compiled quotes for a concrete floor for the "Parco" pavilion north of the hardball diamond at Outwater Park, by Palladino Concrete for \$6,300; and

Whereas, the Community Pool needs concrete repairs and other repairs to limit any liabilities for trip hazards or any other hazards, to include masonry repairs to exterior walls, replacement of damaged downspouts, painting of the exterior of the building, as well as metal support posts and wood ceiling, for \$12,500; and

Whereas, Resolution 042121.8 established that pickle ball courts are on the current consensus list of improvements that should be made; and

Whereas, Rogers Park has an ice skating area, approximately 55 X 100 feet, that can double as pickle ball courts during warm weather months; and

Whereas, that can be improved by City crews excavating the area, and by adding stone and asphalt, at a cost of \$16,500; and

Whereas, the Director of Highways and Parks has requested placing removable Bollard posts at the entrances of Kibler and Grossi Parks at a cost of \$2,215.75 per quote from Reliance Foundry; now, therefore, be it

Resolved, that the City of Lockport Common Council hereby approves of the Mayor to enter into contracts with above vendors and utilize funds in the H206 capital project.

Seconded by Alderman Kantor and adopted. Ayes: 6.

090121.12

ADJOURNMENT

At 5:46 P.M. Alderman Schratz moved the Common Council be adjourned until 5:30 P.M., Wednesday, September 15, 2021.

Seconded by Alderman Kantor and adopted. Ayes 6.

PAUL K. OATES
City Clerk