

**CITY OF LOCKPORT**  
**CORPORATION PROCEEDINGS**

Lockport Municipal Building

Regular Meeting  
Official Record

February 23, 2022  
6:30 P.M.

Mayor Michelle M. Roman called the meeting to order.

**ROLL CALL**

The following Common Council members answered the roll call:

Aldermen Barnard, Beakman, Devine, Fogle, Kantor, and Pasceri.

**INVOCATION**

**MAYOR'S UPDATE**

**RECESS**

Recess for public input.

**Minutes Correction – February 9, 2022:**

2/7/22 Roxanne M. Devine, 114 Maple Street, Lockport – appointed to the Zoning Board effective January 1, 2022 ~~Said term expires on December 31, 2024 to fill the unexpired term of Thomas Hull.~~ **Said term expires November 15, 2022.**

**022322.1**

**APPROVAL OF MINUTES**

On motion of Alderman Beakman, seconded by Alderman Barnard, the minutes of the Regular Meeting of February 9, 2022 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**FROM THE MAYOR**

**Appointments:**

2/16/22 Willfrederick Volmy, 324 Church Street, Lockport, NY 14094 – appointed to Senior Water and Sewer Maintenance Worker for the City of Lockport Water Distribution Department effective February 18, 2022. 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)

2/14/22 Brian J. Hutchison, attorney at law – notice of condition of city streets regarding ice and snow removal.

Referred to the Corporation Counsel.

**Notice of Claim:**

2/16/22 Robin Andrews, 342 Green Street, Lockport, NY

Referred to the Corporation Counsel.

**Notice of Complaint:**

2/16/22 265 Pine Street – tree

Referred to the Director of Streets, Parks and Water Distribution

**MOTIONS & RESOLUTIONS**

**022322.2**

By Alderman Beakman:

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 February 24, 2022 as follows:

General Fund	Fund A	\$153,461.22
Water Fund	Fund FX	\$30,818.74
Sewer Fund	Fund G	\$26,415.55
Capital Projects	Fund H	\$15,561.28
Refuse Fund	Fund CL	\$478.49
Health Insurance	Fund MS	\$75,639.80
Community Dev.	Fund CD	\$16,500.00
Payroll	Pay Date 2/10	\$487,921.16

Seconded by Alderman Fogle and adopted. Ayes 6.

**022322.3**

By Alderman Pasceri:

Whereas, the Department of Finance has completed a review of all open capital projects, and

Whereas, all completed projects have been identified, associated account balances verified, and budgetary balances resolved (see attachment included), and

Whereas, closure of all completed projects with outstanding funds require Council approval to move excess funds to original funding sources, and

Whereas, capital projects requiring additional funds because of reductions in revenues or unrealized funding must have funds supplied from the 2021 operating budget; now, therefore, be it

Resolved, that the following capital project be closed, the account balance be transferred to the original funding source or from operating sources, and all related budgets be closed:

PROJECT	FUNDING SOURCE	SPONSOR FUND	SURPLUS/(DEFICIT)
H184 Raw Water	Bonds	Debt Service	\$ 53,284.71
H193 WW System - Grant	Operating	Sewer	\$ (11,971.41)
H198 Equity Improvement	Operating	General	\$ 67,000.00
H192 WW Clarifier	Bonds	Debt Service	\$ 128,500.00
H197 Tree Inventory	Operating	General	\$ 22,820.00

Seconded by Alderman Devine and adopted. Ayes 6.

**022322.4**

By Alderman Fogle:

Whereas, through resolution 111721.3, the Council directed the City Treasurer to transfer funds from under expended appropriations accounts to over expended accounts in the 2021 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, and

Whereas, the City Treasurer and the Director of Finance have prepared and posted the necessary budgetary amendments to balance the budgets for 2021, with the adjustments recorded having been attached to this resolution; now, therefore, be it

Resolved, that the 2021 General Fund, Water, Sewer and Refuse Budgets are hereby amended.

Seconded by Alderman Devine and adopted. Ayes 6.

**022322.5**

By Alderman Kantor:

Whereas, the City of Lockport completed a Community Needs Assessment through the New York State Office of Community Renewal, and

Whereas, the Community Needs Assessment recommended an action plan that identified the need to offer grants to homeowners for making significant housing improvements, and

Whereas, the New York State Office of Community Renewal offers a Home Improvement Program through the Affordable Housing Corporation that offers grants for significant housing improvements, and

Whereas, the City of Lockport applied for and was awarded a \$500,000 grant through the Office of Community Renewal for a Home Improvement Program, with \$50,000 in Administrative/Operating Expenses, now, therefore, be it

Resolved, that the Director of Community Development is hereby authorized and directed to prepare bid specifications for the Affordable Housing Corp. Grant Program management and delivery services to implement the City of Lockport home improvement program, 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 Fogle and adopted. Ayes 6.

**022322.6**

By Alderman Devine:

Whereas, the City of Lockport, pursuant to Agreement dated December 17, 1969, and multiple amendments thereto, accepted sewage from the Town of Lockport sewage collector system, located in certain areas of the Town, and

Whereas, the City and Town entered into a new Agreement dated August 6, 2003, running from January 1, 2002 through December 31, 2006, and

Whereas, the City and Town entered into an extension of said Agreement dated August 6, 2003, running from January 1, 2007 through December 31, 2008, and

Whereas, the parties entered into renewals of said contract for an additional period of two years through December 31, 2010, and through December 31, 2012, and for a period of five years from January 1, 2015 through December 31, 2018, and

Whereas, the parties again extended the sewer contract for an additional period from January 1, 2019 through December 31, 2021, for the sum of \$637,660.00 per year; and

Whereas, the parties wish to renew said Agreement dated August 6, 2003 for an additional two years while the City investigates and analyzes the inflow from Town sewer pipes; now, therefore, be it

Resolved that the Mayor be and is hereby authorized and directed to renew the August 3, 2003 sewer contract for an additional period from January 1, 2022 through December 31, 2022, at an increased rate of three percent (3%), and from January 1, 2023 through December 31, 2023 at an additional increase of two and one-half percent (2 ½ %).

Seconded by Alderman Barnard. Ayes 6.

**022322.7**

By Alderman Beakman:

Whereas, on resolution 042016.4 dated April 20, 2016, the Common Council authorized the Mayor to enter into a contract with Nussbaumer and Clarke, Inc. to provide General Engineering Support Services on as-needed or "on-call" basis; and

Whereas, per Engineering Department request, Nussbaumer & Clarke, Inc. has submitted a proposal to amend the original contract dated April 20, 2016 for supporting the City as Retained Engineer for Fiscal Year 2022; now, therefore, be it

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized and directed to sign an amendment to the original contract between the City and Nussbaumer & Clarke, Inc., 3556 Lake Shore Road, Suite 500, Buffalo, New York.

Seconded by Alderman Pasceri and adopted. Ayes 6.

**022322.8**

By Alderman Barnard:

Whereas, the City of Lockport Police Department participates in joint enforcement activities with the Federal Drug Enforcement Agency and the Niagara County Drug Task Force; and

Whereas, the City of Lockport Police Department receives, from time to time, funds generated from these joint enforcement activities which are to be used for the purchase, maintenance and/or replacement of capital equipment within the Police Department; and

Whereas, the Police Department has identified the need to improve their communication room; now, therefore, be it

Resolved, that the 2022 General Fund Budget is hereby amended as follows:

Increase:

Expense: A3120.54515 Special Supplies \$11,724.01

Revenue: A.3120.34389 Other Federal Public Safety \$11,724.01

Seconded by Alderman Pasceri and adopted. Ayes 6.

**022322.9**

**ADJOURNMENT**

At 6:49 P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday, March 9, 2022.

Seconded by Alderman Pasceri and adopted. Ayes 6.

PAUL K. OATES  
City Clerk