

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

August 2, 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, Devine, Fogle, Kantor, and Pasceri.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

080222.1

APPROVAL OF MINUTES

On motion of Alderman Kantor, seconded by Alderman Pasceri, the minutes of the Regular Meeting of July 27, 2022 are hereby approved as printed in the Journal of Proceedings. Ayes 5. Carried.

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.

Notice of Claim:

8/1/22 State Farm Mutual Automobile Insurance Company – Subrogation for
Angelo J. Nunnari, 419 Hawley Street, Lockport, NY

Referred to the Corporation Counsel

Notice of Complaint:

7/28/22 431 High Street - tree

Referred to the Director of Highways, Parks and Water Distribution

Notice of Petition: (To review real property tax assessment pursuant to Article 7 of the Real Property Tax Law)

- 7/29/22 104 Old Niagara Road, LLC -vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport
- 7/29/22 Velco, Inc. –vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport
- 7/29/22 Centennial Development, LTD –vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport
- 7/29/22 A Square Supplies LLC –vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport
- 7/29/22 Niagara Industrial Properties, Inc. –vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport
- 8/1/22 Thomas H. Brandt –vs- City of Lockport, Assessor of the City of Lockport, and the Board of Assessment Review of the City of Lockport

Notice of Petition: (Small Claims Assessment Review)

- 7/25/22 Jody Chesko, 453 Willow Street, Lockport, NY
- 7/29/22 Michael Crane, 77 Outwater Drive, Lockport, NY
- 7/29/22 Joel M. Grundy, 58 Summit Street, Lockport, NY

Referred to the City Assessor.

MOTIONS & RESOLUTIONS

080222.2

By Alderman Fogle:

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 August 3, 2022 as follows:

General Fund	Fund A	\$90,262.88
Water Fund	Fund FX	\$21,069.56
Sewer Fund	Fund G	\$13,029.97
Capital Projects	Fund H	\$38,922.12
Refuse & Recycle	Fund CL	\$817.13

Payroll	Pay Date 7/14	\$589,281.53
	Pay Date 7/28	\$553,485.63

Seconded by Alderman Barnard and adopted. Ayes 5.

080222.3

By Alderman Pasceri:

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>
Matthew K. Hurtgam	15	Police Lieutenant
Luke W. Giansante	15	Police Officer
Anthony D. Pittman	15	Sr. Police Lieutenant
Wade V. Boyer	5	Police Officer

Seconded by Alderman Fogle and adopted. Ayes 5.

080222.4

By Alderman Devine:

Whereas, the Real Property Management Committee (“RPMC”) reviews all unimproved or abandoned properties within the City that are in title to the City and not on the tax rolls to determine what may be the highest and best use for said properties; and

Whereas, the RPMC has identified properties located at 2 Washburn Street, 10 Washburn Street and 97 Union Street, the former Dussault Foundry, for future improvement and a return to the tax rolls; and

Whereas, there is at least one local business with an interest in acquiring said properties; now, therefore, be it

Resolved, that the Director of Engineering is authorized and directed to issue a Request for Proposals (RFP) seeking interested parties to develop the properties in question, and that upon receipt of said RFP, the City Clerk is hereby authorized and directed to advertise the same; and be it further

Resolved, that the RPMC, in conjunction with the Mayor, shall be authorized to accept the most responsible bidder for the future development of the properties.

Seconded by Alderman Fogle and adopted. Ayes 5.

080222.5

By Alderman Fogle:

Whereas, pursuant to Section 61 of the City of Lockport Charter when the Common Council has determined and so declared that real or personal property owned by the City of Lockport, New York, should be sold or conveyed for the interest of the City, the City of Lockport may sell and/or convey such personal or real property, for a valuable consideration, at public sale or by a negotiated private sale, and

Whereas, pursuant to Section 279-B of the City Charter no such sale shall be effective unless and until it has been reviewed by the City of Lockport Property Management Committee and has been approved and confirmed by a majority vote of the Common Council for sale or disposition by sealed bid; negotiated sale under provisions of the City's Best Use Policy; Homestead Policy; or negotiated sale; except that no such approval shall be required when the property is sold at public auction to the highest bidder, and

Whereas, the Real Property Management Committee met and determined that the following properties are not needed for municipal purposes, have little market value due to their irregular size and location and recommended that the properties be offered for sale to either the adjoining owners or other interested parties, and

Whereas, the following purchasers submitted a proposal offering to acquire each property for nominal consideration, and

Whereas, the City of Lockport desires to return said parcels to the tax rolls; now, therefore, be it

Resolved, that the Mayor be and is hereby authorized to enter into a Contract of Sale and execute a quit claim deed and related title documents necessary for the sale of the following properties to the following purchasers for nominal consideration.

PARCEL ID	Address	Purchaser
108.19-1-36	555 West Ave	Clark Property Management, LLC

Seconded by Alderman Devine and adopted. Ayes 5.

080222.6

By Alderman Fogle:

Whereas, the City of Lockport has identified the need to remodel the Lockport Fire Department shower area; now, therefore, be it

Resolved, that the City is authorized and directed to prepare and issue a Request for Proposals (RFP) for the remodel services; 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 Pasceri and adopted. Ayes 5.

080222.7 – Budget Amendment Re: Purchase from IT Infrastructure Fund - WITHDRAWN

By Alderman Devine:

Resolved, that the reading of the foregoing resolution be and the same is hereby waived.

Seconded by Alderman Fogle and adopted. Ayes 5.

080222.8

By Alderman Devine:

Whereas, the City has experienced a number of unforeseen increases in costs associated with utilities (electricity and natural gas), gasoline, chemicals, and postage that have exceeded this year's budgeted allocations; and

Whereas, continued operations and maintenance of our programs and operations will require additional funding in this year's budget; and

Whereas, a review of revenues and expenditures for impacted funds has been done to mitigate the full impact of said increases on the contingency accounts of the General, Water, and Sewer funds; now, therefore, be it

Resolved, that the Common Council hereby amend the FY 2022 General, Water, and Sewer Fund operating budgets to reflect this need:

Expenditures:

Increase:

A.1900.54078	Gasoline, Oil, Diesel Fuel	\$100,000
A.1900.54620	Utilities – Natural Gas	\$28,000
A.1900.54623	Utilities – Electricity	\$20,000
A.5182.54623	Utilities – Electricity	\$60,000
A.7180.54520	Chemicals	\$3,500
FX.1900.54075	Gasoline, Oil, Diesel Fuel	\$10,600
FX.8310.54020	Postage Expenses	\$2,000
FX.8320.54520	Chemicals	\$12,000
FX.8320.54623	Utilities – Electricity	\$41,000
FX.8330.54620	Utilities – Natural Gas	\$20,000
FX.8330.54623	Utilities – Electricity	\$20,000
G.1900.54078	Gasoline, Oil, Diesel Fuel	\$10,000

Decrease

A.1440.51040	Part Time Wages	\$10,000
A.1900.54605	Telephone Services	\$29,513
A.3620.58040	Hospital and Medical Insurance	\$16,705
A.5110.54065	Equipment Rental / Lease	\$13,000
A.5110.58040	Hospital and Medical Insurance	\$14,458
FX.8330.5110	Overtime	\$8,500
FX.8330.58040	Hospital and Medical Insurance	\$5,000
FX.9000.58052	Retirement Leave Buyout	\$10,000
FX.8310.54057.A	Administrative Expense-General	\$75,000
FX.1900.54775	Contingency	\$7,100
G.1900.54775	Contingency	\$10,000

Revenues:

Increase:

A.0000.31110	Sales and Use Tax: Pre-empted	\$64,427
A.0000.31120	Sales and Use Tax: County Distribution	\$138,397

Decrease:

A.0000.32801.FX	Interfund Revenue from Water Fund	\$75,000
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Seconded by Alderman Pasceri and adopted. Ayes 5.

080222.9

By Alderman Devine:

Whereas, the City of Lockport Police Department received gifts and donations in late FY 2021 that were not fully expensed in, prior to the end of the fiscal year, and

Whereas, the City of Lockport Police Department has received additional junior police academy funding in FY 2022 that was not budgeted for, and

Whereas, the department has requested to use said funds for special supplies in the current fiscal year; now, therefore, be it

Resolved, that the City of Lockport Common Council hereby amends the FY 2022 general fund budget as follows:

Increase:

A.3120.54515	Special Supplies	\$7,245
A.0000.30599	Appropriated Fund Balance	\$2,000
A.3120.31589	Public Safety Income	\$5,245

Seconded by Alderman Barnard and adopted. Ayes 5.

080222.10

By Alderman Fogle:

Whereas, the City of Lockport Police Department has an Asset Forfeiture bank account that has accumulated funds; and

Whereas, the City of Lockport Police Chief has ensured that funds can be used appropriately for Police Department upgrades and maintenance; and

Whereas, the City must amend its 2022 budget to properly account for the use of these funds; and

Whereas, the Police Department has identified the need to purchase two patrol bikes and equipment; now, therefore, be it

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

Increase:

Expense: A3120.52070	Public Safety Equipment	\$4,229.95
Revenue: A.3120.34389	Other Federal Public Safety	\$4,229.95

Seconded by Alderman Barnard and adopted. Ayes 5.

080222.11

ADJOURNMENT

At 6:46 P.M. Alderman Kantor moved the Common Council be adjourned until 6:30 P.M., Wednesday, August 24, 2022.

Seconded by Alderman Devine and adopted. Ayes 5.

PAUL K. OATES
City Clerk

State of New York