

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

Lockport Municipal Building

Regular Meeting  
Official Record

December 7, 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.  
**120722.1**

**APPROVAL OF MINUTES**

On motion of Alderman Beakman, seconded by Alderman \_\_\_\_\_, the minutes of the Regular Meeting of --, 2022 are hereby approved as printed in the Journal of Proceedings. Ayes \_\_\_\_\_. Carried.

**PUBLIC HEARING**

The Mayor announced a public hearing on a proposed local law to establish the City of Lockport Code Enforcement Program.

The Mayor asked the City Clerk if any petitions or communications relative to said proposed local law have been received.

Recess for public input.

The Mayor closed the public hearing.

**FROM THE MAYOR**

**Appointments:**

11/28/22 Dani Kelkenberg, Lockport C.A.R.E.S, requests permission to conduct a walk-a-thon fundraiser, "Coldest Night of the Year" to benefit Lockport C.A.R.E.S Homeless Shelter on February 25, 2023.

**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)

11/28/22 –Lockport CARES request permission to conduct a walk-a-thon fundraiser, “Coldest Night of the Year” to benefit Lockport CARES Homeless Shelter on February 25, 2023.

12/2/22 Sarah K. Lanzo, City Clerk – notification that the Lockport Municipal Offices will be closed on the following days in December for Christmas and New Year’s.

Friday, December 23<sup>rd</sup>, 2022

Monday, December 26<sup>th</sup>, 2022

Monday, January 2<sup>nd</sup>, 2023

There will be no change in the garbage collection schedule.

Referred to the Media

**Notice of Complaint:**

Referred to the Director of Highways, Parks and Water Distribution.

**Notice of Claim:**

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS**

**120722.2**

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 December 7, 2022 as follows:

General Fund	Fund A	\$149,748.16
Water Fund	Fund FX	\$53,351.06
Sewer Fund	Fund G	\$46,795.48
Capital Projects	Fund H	\$71,655.50
Refuse Fund	Fund CL	\$426.55
Self Insurance	Fund MS	\$75,289.80
Community Dev.	Fund CD	\$98,344.24

Payroll	Pay Date 12/1	\$590,887.16
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Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

### 120722.3

By Alderman Beakman:

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>
Mark A. Smith	15	Water Treatment Plant Operator
Eric P. Heineman	15	Sr. Water Treatment Plant Operator
Nicholas D. Saunders	5	Sr. Water Treatment Plant Operator
Jason S. Richards	5	Water Treatment Plant Operator

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

### 120722.4

By Alderman \_\_\_\_\_:

Whereas: The Governor of the State of New York ended her emergency powers in September 2022, thereby eliminating the ability for public bodies to conduct meetings through videoconferencing; and

Whereas: Public Officers Law §103-a permits public bodies to conduct videoconferencing of meetings under certain conditions; and

Whereas: The Lockport City Common Council desires to have videoconferencing as an option for common council meetings, in compliance with Public Officers Law §103-a; and

Whereas: The Lockport City Common Council conducted a public hearing on October 26, 2022, regarding implementing the Videoconferencing Policy.

Now, therefore, be it resolved that:

The Common Council hereby adopts the attached Videoconferencing Policy, relative to permitting the City Common Council from having videoconferencing and/or hybrid meetings, and amends that section of the Charter § C-52. Said Policy is incorporated herein and attached hereto.

#### **Lockport City Common Council Videoconferencing Policy**

The Lockport City Common Council may, in its discretion, use videoconferencing to conduct Common Council and Committee of the Whole meetings, and any other meetings needed to conduct regular and special business.

The Common Council has the authority to determine whether videoconferencing may be utilized under the following circumstances:

1. Common Council Aldermen, and the Mayor, must be physically present at any regular or special meeting, or committee meeting, unless an Alderman or the Mayor is unable to attend due to extraordinary circumstances, including, but not limited to: disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the Alderman's or Mayor's physical attendance at such meeting.
2. A quorum of Aldermen must be present, in person, in the same physical location or locations where the public can attend. In the event that no "in person" quorum is reached, the Aldermen appearing by videoconferencing shall not be permitted to vote at said meeting. No Alderman appearing virtually shall be considered in establishing a quorum. Once an "in

person" quorum is reached, the Alderman attending by videoconference may fully participate in said meeting, and vote upon any resolutions presented.

3. Except during executive session, the Public shall be permitted to attend the meeting virtually and participate, if applicable, in the event videoconferencing is utilized.

4. The public notice for said meeting shall inform the public that videoconferencing will be utilized with the virtual link and physical location of the meeting.

5. All resolutions and any relevant documents, with the exception of privileged or protected documents, will be made available to the public on the City website prior to said meeting.

6. Any meeting that utilizes videoconferencing shall be recorded and said recording must be posted on the City's website for public viewing within five (5) business days of the conclusion of said meeting. Said recording shall remain available to the public to view for a minimum of five years thereafter. Upon request, the recording of said meeting shall be transcribed.

The Lockport Common Council shall conspicuously post this Videoconferencing Policy on the City website.

The Lockport Common Council shall, in the minutes of each meeting, keep record of any Alderman that participated remotely, pursuant to section 106 of Public Officers Law.

This policy shall be suspended, and the limitations therein shall not apply, in the event that the New York State Governor, or the President of the United States, declares a State of Emergency affecting public assembly or public meetings.

Alderman Barnard VOTING	_____
Alderman Beakman VOTING	_____
Alderman Devine VOTING	_____
Alderman Fogle VOTING	_____
Alderman Kantor VOTING	_____
Alderman Pasceri VOTING	_____

The ordinance was thereupon declared duly adopted.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

#### **120722.5**

By Alderman \_\_\_\_\_:

Whereas, the City of Lockport was involved in protracted litigation with the Estate of Troy Hodge as a result of Mr. Hodge deceasing while in Lockport Police Department custody; and

Whereas, the Insurance Company attorneys representing the City of Lockport settled the matter for \$3,000,000 to the Estate of Troy Hodge with payments to be made in installments; and

Whereas, the Insurance Company has presented the City with a bill for the City's deductible of \$15,000; and

NOW, THEREFORE, BE IT RESOLVED THAT:

The FY 2022 General Fund Budget is hereby amended as follows:

Expenditures:

Decrease

A.1900.54775	Contingency	\$15,000
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Increase:

A.1900.54765	Judgements and Claims	\$15,000
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And; The City is directed to pay \$15,000 to settle this claim to: NYMIR New York Municipal Insurance Reciprocal 119 Washington Avenue Albany, NY 12210.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

#### **120722.6**

By Alderman \_\_\_\_\_:

Resolved, that pursuant to their request, permission is hereby granted to Lockport CARES, to conduct a fundraiser called "Coldest Night of the Year" which is a 2.5K walk and a 5K walk on Saturday, February 25, 2023 from 4 pm to 7 pm. The walk will begin and end at Christ Community Church, 140 Genesee Street, subject to the approval of the walk route by the Police Chief, and filing a certificate of insurance with the City Clerk prior to the walk 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 to the area prior to the event.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

#### **120722.7**

By Alderman \_\_\_\_\_:

Whereas, the City of Lockport has Canal Permit C50702 in place for the use/management of the Flight of Five, and

Whereas, the City entered into an agreement with the Locks Heritage District Corporation (LHDC) for the operation and maintenance of the Flight of Five, and

Whereas, the LHDC is a not-for-profit arm/entity formed by the City and it has agreed to assume the responsibilities outlined in the Permit and the Agreement, and

Whereas, the City has \$121,170.99 in excess grant funding for the rehabilitation of the Flight of Five, and

Whereas, the City has expects to receive an additional \$26,532.09 in grant funding for the Flight of Five, for a total of \$147,703.08 of funding committed to the Flight of Five,

Whereas, the City desires to ensure the funds are used for their intended purpose of further rehabilitation and interpretation of the Flight of Five,

Now therefore be it;

Resolved, that the Mayor be and is hereby authorized to execute an agreement with the LHDC for further rehabilitation and interpretation of the Flight of Five project, and

Resolved, that the City agrees to pay LHDC up to \$147,703.08 for the Flight of Five project.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**120722.8**

By Alderman \_\_\_\_\_:

Whereas, in resolution 092822.6, the Common Council approved the replacement of the Lockport Fire Department's ("LFD") 1997 Aerial Platform Truck with a 2001 Pierce Aerial Platform Truck from Brighton Fire District; and

Whereas, while said replacement is intended to provide necessary relief to decaying equipment, the LFD and Common Council have acknowledged the need to pursue a proactive replacement plan which can promote better public safety in the City; and

Whereas, the Fire Chief has identified a Sourcewell contract (number 113021-RSD from Empire Emergency Apparatus, Inc. in the amount of \$1,637,531, which will fulfill the needs of the department and is within the guidelines of the procurement policy (as a purchase from another government agency); and

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized to execute an Agreement with Empire Emergency Apparatus, Inc. in the amount of \$1,637,531 for the fire ladder purchase, to be charged to Capital Projects; and be it further,

Resolved, that the City Attorney and City Treasurer are hereby directed to prepare a bond ordinance in an amount equal to the project cost plus issuance costs for the Type II action project.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**120722.9**

By Alderman Beakman:

BOND ORDINANCE DATED December 7, 2022.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$1,677,531 BONDS OF THE CITY OF LOCKPORT, NIAGARA COUNTY, NEW YORK, TO PAY THE COST OF THE PURCHASE OF A FIRE-FIGHTING VEHICLE, IN AND FOR SAID CITY.

Whereas, the capital project hereinafter described has been determined to be a Type II Action of the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide, will not result in any significant adverse environmental impact; and WHEREAS, it is now desired to authorize the financing thereof, NOW, THEREFORE,

Be it ordained, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Lockport, Niagara County, New York, as follows:

Section 1. The purchase of a fire-fighting vehicle, for the City of Lockport, Niagara County, New York, including original apparatus and equipment, and incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,677,531.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is by the issuance of \$1,677,531 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 27 of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Lockport, Niagara County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There

shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Treasurer, the chief fiscal officer of said City. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds herein authorized including date, denominations, maturities, interest payment dates, and whether said bonds shall be repaid in accordance with a schedule providing for substantially level or declining annual debt service, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the City Treasurer, the chief fiscal officer of such City. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this bond ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This ordinance, which takes effect immediately upon the adoption thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing ordinance was duly put to a vote on roll call, which resulted as follows:

Alderman Barnard VOTING	_____
Alderman Beakman VOTING	_____
Alderman Devine VOTING	_____
Alderman Fogle VOTING	_____
Alderman Kantor VOTING	_____
Alderman Pasceri VOTING	_____

The ordinance was thereupon declared duly adopted.

**120722.10**

By Alderman \_\_\_\_\_:

Resolved, that a public hearing be held at the Common Council meeting of December 14, 2022 starting at 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to Restore NY Communities Initiative Funding from the Empire State Development Corporation for restoration of the Historic F&M Building, 116 Main Street and Adjacent Property, 120 Main Street, Lockport; and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**120722.11**

By Alderman \_\_\_\_\_:

Resolved, that a public hearing be held at the Common Council meeting of December 14, 2022 starting at 6:30 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to Restore NY Communities Initiative Funding from the Empire State Development Corporation for redevelopment of the Harrison Place Complex; and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

**120722.12**

**ADJOURNMENT**

At \_\_\_\_\_ P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday, December 14, 2022.

Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

SARAH K. LANZO  
City Clerk



**CITY OF LOCKPORT**  
**COMMON COUNCIL MEETING AGENDA**  
**REGULAR MEETING**  
**December 7, 2022**  
**5:30 P.M.**

**5:00 P.M.**

Committee of the Whole Meeting

**5:30 P.M.**

Common Council Meeting

**ROLL CALL**

**APPROVAL OF MINUTES**

**Beakman:** Approve Common Council minutes of  
120722.1 November 16, 2022

**PUBLIC HEARING**

Local Law to establish the City of Lockport Code  
Enforcement Program

**COMMUNICATIONS**

**MOTIONS &  
RESOLUTIONS**

**Beakman:** Approve bills and payrolls  
120722.2

**Beakman:** Congratulate employees for years of  
120722.3 service

**XXXX:** Local Law: Videoconferencing  
120722.4

**XXXX:** Litigation  
120722.5

**XXXX** Coldest Night of the Year Walk  
120722.6

**XXXX:** Flight of Five Funding  
120722.7

**XXXX:** Authorize ladder truck project  
120722.8

**Beakman:** Bond ordinance for ladder truck  
120722.9

**XXXX:** Call for a public hearing: F&M Restore  
120722.10

**XXXX:** Call for a public hearing: Harrison Place  
120722.11 Restore

**ADJOURNMENT**

**Beakman:**  
120722.12

Adjourn meeting to December 14, 2022.

NIAGARA GAZETTE  
LOCKPORT UNION-SUN & JOURNAL  
473 THIRD STREET  
NIAGARA FALLS NY 14301  
(716)282-2311ext

ORDER CONFIRMATION (CONTINUED)

Salesperson: LEANN BELFIELD

Printed at 11/17/22 10:25 by lbelf

Acct #: 80257

Ad #: 309025

Status: New WHOLD WHOI

**CITY OF LOCKPORT  
NOTICE OF PUBLIC HEARING**

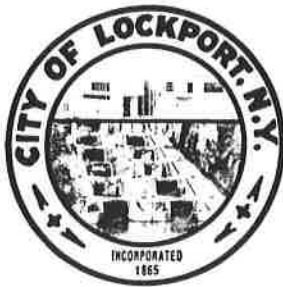
NOTICE IS HEREBY GIVEN that a public hearing will be held on Wednesday, December 7, 2022 beginning at approximately 6:30 P.M, held in the Common Council chambers, Lockport Municipal Building, One Locks Plaza, Lockport, New York, relative to the modification of the Building Code ordinances.

The public has the right to submit written or oral questions and/or comments on the re-levy at this time. Send to: City Clerk, One Locks Plaza, Lockport, NY 14094, or email to: [cityclerk@lockportny.gov](mailto:cityclerk@lockportny.gov). Written submissions must be received by 3pm on Wednesday, October 26th.

The meeting can also be accessed on LCTV channel 1303, radio 90.9 FM, and live streaming at [lctv.net](http://lctv.net).

By order of the Common Council  
SARAH K. LANZO  
City Clerk  
L#309025

11/19/2022



**CITY OF LOCKPORT, NEW YORK**

LOCKPORT MUNICIPAL BUILDING

ONE LOCKS PLAZA

LOCKPORT, NY 14094

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**OFFICE OF CITY CLERK**

Sarah K. Lanzo, City Clerk

Abbey Jo Polichette, Dep. City Clerk/Registrar of Vital Statistics

Office (716)439-6676

Fax (716)439-6702

TO: Greater Niagara Newspapers  
WLVL Radio  
The Buffalo News  
LCTV

FROM: Sarah K. Lanzo, City Clerk

DATE: December 2, 2022

RE: Municipal Building Closing – December/January Holidays

Please be advised the Lockport Municipal Offices will be closed on the following days in December:

Friday, December 23<sup>rd</sup>

Monday, December 26<sup>th</sup>

Monday, January 2<sup>nd</sup>

There will be no change in the garbage collection schedule.

cc: Mayor

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**apolichette@lockportny.gov**

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**From:** Kristin Schubring <kschubring@lockportny.gov>  
**Sent:** Friday, December 2, 2022 3:01 PM  
**To:** apolichette@lockportny.gov; cityclerk@lockportny.gov  
**Subject:** AP Fund Totals 11/30/22 spc run, 12/7/22

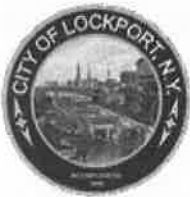
Hi Abbey,

Sending this today because I will be off Monday & Tuesday of next week.

Invoices to be approved at the meeting on 12/7/22 are as follows:

Fund A General - \$149,748.16 ✓  
Fund CD Community Development - \$98,344.24  
Fund CL Refuse & Recycling - \$426.55 ✓  
Fund FX Water - \$53,351.06 ✓  
Fund G Sewer - \$46,795.48 ✓  
Fund H Capital Projects - \$71,655.50 ✓  
Fund MS Health Insurance - \$75,289.80 ✓  
**Total - \$495,610.79**

Please let me know if you have any questions.  
Kristin



**Kristin Bernardi Schubring**  
Principal Account Clerk  
Finance Department  
City of Lockport, NY  
716.439.6620

# City of Lockport

I HEREBY CERTIFY that the persons named  
in this payroll are employed solely in and have  
actually performed the duties of positions and  
employments indicated for the period ending  
11/24/22, PAID on date 12/01/22  
is approved at dollars, \$ 590,887.16  
Civil Service Mary Pat Gilbert

## Pay Day Register

Pay Date Range 11/11/22 - 11/24/22

Pay Batch 2202224

Pay Batch 2202224 Total

Employees in Pay Batch 216

Female Employees in Pay Batch 53

Hours Description	Hours	Gross	Withholdings and Deductions	Gross Base	Benefits	Gross Base
207A Disability - 207A Disability	240.0000	3,158.00	Gross	590,887.16	Health Ins 298 Class 2 Family	25,980.00 .00
BERV - Bereavement	8.0000	158.16	Imputed Income		Health Ins 298 Class 2 Single	8,086.07 .00
CLAL - Clothing Allowance	.0000	58,750.00	Federal	65,252.01	Health Ins 298 Class 3 Family	84,349.28 .00
CMPE 1.0 - Comp Earned @ 1.0	154.0000	.00	FICA	36,041.57	Health Ins 298 Class 3 Single	8,708.94 .00
CMPE 1.5 - Comp Earned @ 1.5	.2500	.00	Medicare	8,429.38	Health Ins 298 Class 4 Family	2,710.72 .00
CMPU - Comp Time Used	317.5000	10,659.65	New York State	27,273.53	Health Ins 298 Class 4 Single	1,217.83 .00
COVID - CORONA VIRUS HOUR	94.0000	2,832.20	457 % Deduction	5,456.47	Total	\$131,052.84
EDAY - Extra Day	152.0000	5,410.14	457 Flat Dollar Deduction	11,719.94		
FHDB - Floating Holiday Buy Out	80.0000	3,249.51	AFLAC POSTTAX	190.61	Workers' Comp	Gross Base
FHDU - Floating Holiday Used	776.0000	25,735.43	AFLAC PRETAX	402.58	Workers Compensation - General	25,510.93 416,696.03
FLSA - FLSA	.0000	173.24	ALLSTATE POSTTAX	760.74	Workers Compensation - Sewer	2,657.00 43,277.93
FMFH - FMLA Floating Holiday	8.0000	337.12	ALLSTATE PRETAX	632.70	Workers Compensation - Water	2,558.60 42,377.78
FMLE - FMLA Extra Day	8.0000	187.44	Child Support	375.00	Workers Compensation 50%	1,218.75 7,871.46
FMLS - FMLA Sick Used	150.0000	5,134.90	Child Support - Maine	410.00	Total	\$131,945.28
HOL - Holiday	1,538.0000	37,264.07	COLONIAL LIFE POSTTAX	55.40		
HOLIDAYPT - Holiday - Part Time	7.0000	149.74	FSA PRETAX	576.61	Direct Deposits	Amount
HOLW - Holiday Worked	168.0000	8,858.73	Health Ins 298 Class 2 Family	2,139.68	Alden State Bank	2,294.49
LWOP - Leave Without Pay	20.0000	.00	Health Ins 298 Class 2 Single	760.84	Bancorp Bank	1,421.26
OOT - Out of Title	716.0000	28,222.88	Health Ins 298 Class 3 Family	1,018.57	Bank of Akron	3,305.35
OOT OT 1.5 - Out of Title OT at	1.0000	32.49	Health Ins 298 Class 3 Single	603.63	Bank of America	8,976.77
OT 1.0 - Overtime at Straight 1.0	50.5000	1,905.56	Health Ins 298 Class 4 Family	142.67	BANK OF AMERICA (2)	2,322.40
OT 1.5 - Overtime @ 1.5	1,589.2500	61,454.65	Health Ins 298 Class 4 Single	135.31	BANK OF AMERICA (4)	1,442.84
PRSE - Personal Earned	49.0000	.00	L&M LIFE	24.68	Bank on Buffalo	3,375.36
PRSU - Personal Used	163.0000	4,807.96	NEW YORK LIFE	301.38	Chase	2,212.84
REG - Regular	10,172.0000	291,544.68	Pearl Insurance through CSEA	203.51	Chase Bank	2,283.87
REG PT - Regular Part Time	184.7500	5,900.28	RET ERS LOANS	1,860.00	Citizens Bank	12,416.09
RGS - Regular - Salary	70.0000	.00	RET ERS SEC 414H ARREARS	83.44	Cornerstone Comm FCU	140,920.39
SAL - Salary	.0000	3,806.51	RET PF SEC 414H ARREARS	221.30	Evans Bank	2,960.49
SAL PT - Salary Part Time	.0000	1,865.37	Retire ERS Tier 6 <= \$100,000	389.34	Financial Trust FCU	3,257.46
SCKE - Sick Earned	1,776.8750	.00	Retire ERS Tier 6 <= \$45,000	1,916.23	Five Star Bank	587.43
SCKU - Sick Used	397.5000	10,537.72	Retire ERS Tier 6 <= \$45,000 OT	315.73	HSBC	1,117.05
STIP - Stipend	.0000	423.08	Retire ERS Tier 6 <= \$55,000	536.53	Key Bank	31,681.79
VACE - Vacation Earned	70.0000	.00	Retire ERS Tier 6 <= \$55,000 OT	101.50	KEY BANK (2)	1,292.78
VACU - Vacation Used	619.5000	18,327.65	Retire ERS Tier 6 <= \$75,000	748.57	Key Bank (Formerly FNB)	14,247.29
Total	19,580.1250	\$590,887.16	Retire PFRS <= \$55,000	1,384.19	Lockport School's FCU	1,995.37
			Retire PFRS Tier 6 <= \$100,000	1,063.94	M&T (MD, VA, WV, and DC)	284.07
			Retire PFRS Tier 6 <= \$75,000	1,049.67	M&T Bank	59,349.98
			Retire PFRS Tier 6 <=	64.78	Navy FCU	7,389.14
			Retire PFRS Tier 6 <= \$45,000	806.76	Niagara Regional FCU	2,212.13

# Employee Anniversary Report

December

Employee	Primary Department	Date	Years
1134 Stover, Michael J	Finance Department	12/02/1994	28
1033 Aldrich, Raymond P	Public Works Department	12/14/2001	21
1038 Stalcup, Dennis M	Water Distribution	12/10/2004	18
1046 Smith, Mark A <i>Water Treatment Plant op</i>	Water Filtration	12/11/2007	15
1047 Heineman, Eric P <i>Sr Water Treatment Plant operator</i>	Water Filtration	12/14/2007	15
1097 Kaufman, Daniel L	Police Department	12/19/2015	7
1094 Holmes, Robert C	Police Department	12/12/2016	6
1060 Saunders, Nicholas D <i>Sr Water Treatment Plant op</i>	Water Filtration	12/11/2017	5
1061 Richards, Jason S <i>Water Treatment Plant op</i>	Water Filtration	12/18/2017	5
1312 Polichette, Abbey J <i>operator</i>	City Clerk's Office	12/09/2019	3
1420 Mahnke, Bradley M	Fire Department	12/14/2020	2
1460 McCarthy, Joseph M	Waste Water Department	12/03/2021	1
Total Employees 12			

## Lockport City Common Council Videoconferencing Policy

The Lockport City Common Council may, in its discretion, use videoconferencing to conduct Common Council and Committee of the Whole meetings, and any other meetings needed to conduct regular and special business.

The Common Council has the authority to determine whether videoconferencing may be utilized under the following circumstances:

1. Common Council Aldermen, and the Mayor, must be physically present at any regular or special meeting, or committee meeting, unless an Alderman or the Mayor is unable to attend due to extraordinary circumstances, including, but not limited to: disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the Alderman's or Mayor's physical attendance at such meeting.
2. A quorum of Aldermen must be present, in person, in the same physical location or locations where the public can attend. In the event that no "in person" quorum is reached, the Aldermen appearing by videoconferencing shall not be permitted to vote at said meeting. No Alderman appearing virtually shall be considered in establishing a quorum. Once an "in person" quorum is reached, the Alderman attending by videoconference may fully participate in said meeting, and vote upon any resolutions presented.
3. Except during executive session, the Public shall be permitted to attend the meeting virtually and participate, if applicable, in the event videoconferencing is utilized.
4. The public notice for said meeting shall inform the public that videoconferencing will be utilized with the virtual link and physical location of the meeting.
5. All resolutions and any relevant documents, with the exception of privileged or protected documents, will be made available to the public on the City website prior to said meeting.
6. Any meeting that utilizes videoconferencing shall be recorded and said recording must be posted on the City's website for public viewing within five (5) business days of the conclusion of said meeting. Said recording shall remain available to the public to view for a minimum of five years thereafter. Upon request, the recording of said meeting shall be transcribed.

The Lockport Common Council shall conspicuously post this Videoconferencing Policy on the City website.

The Lockport Common Council shall, in the minutes of each meeting, keep record of any Alderman that participated remotely, pursuant to section 106 of Public Officers Law.

This policy shall be suspended, and the limitations therein shall not apply, in the event that the New York State Governor, or the President of the United States, declares a State of Emergency affecting public assembly or public meetings.



4

NIAGARA GAZETTE  
LOCKPORT UNION-SUN & JOURNAL  
473 THIRD STREET  
NIAGARA FALLS NY 14301  
(716)282-2311ext

ORDER CONFIRMATION (CONTINUED)

Salesperson: LEANN BELFIELD

Printed at 10/27/22 15:53 by lbelf

Acct #: 80257

Ad #: 307879

Status: New WHOLD WHOI

**CITY OF LOCKPORT  
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held on Wednesday, November 9, 2022, beginning at approximately 6:30 pm, in the Common Council chambers, Lockport Municipal Building, One Locks Plaza, Lockport, New York, relative to permitting the City Common Council from having videoconferencing and/or hybrid meetings.

The public has the right to submit written or oral questions and/or comments. Send written comments to: City Clerk, One Locks Plaza, Lockport, NY 14094 or email to: [cityclerk@lockportny.gov](mailto:cityclerk@lockportny.gov). Written submissions must be received by 3 pm on Wednesday, November 9, 2022.

By order of the Common Council.

Sarah K. Lanzo  
City Clerk

L#307879

11/9/2022



6  
**Lockport C.A.R.E.S., Incorporated**  
188 and 192 Genesee Street  
PO Box 586, Lockport, NY 14095  
Phone: 716-438-2273  
Shelter: 716-280-3444  
info@lockportcares.org

November 28, 2022

City of Lockport  
Lockport Municipal Building  
One Locks Plaza  
Lockport, NY 14094

Dear Ms. Lanzo and also To Whom This May Concern,

The purpose of this letter is to request a Resolution, giving us permission to hold a walk-a-thon fundraiser to benefit Lockport CARES Homeless Shelter.

The proposed fundraiser is called "Coldest Night Of The Year", under the direction and administration of a non-profit organization called Blue Sea Foundation, with its headquarters in Canada, but a very active presence in the United States. Our goal is to raise funds to be used in the operational costs of the shelter.

The date of the event is February 25, 2023 and it will be held between 4:00 PM and 7:00 PM. We will start and end at Christ Community Church located at 140 Genesee Street, Lockport. We will have marked out a 2.5K walk and a 5K walk, which the walkers will be able to choose between. After the walk, the participants will enjoy a warm meal in the church.

The map that we have chosen will require very little police presence, although we'll be reaching out to them to see if they can assist. It will be basically in a large rectangle, heading out from the church along Genesee Street, and covering Washburn Street, Willow Street, Pine Street and High Street. We will require assistance at the crossing of the Washburn, Locust and Willow intersection.

Attached, please find our Certificate of General Liability Insurance.

Thank you so much for your kind attention to this matter and we look forward to hearing from you. Please feel free to call me personally with any questions at 716-864-9634.

Sincerely,

A handwritten signature in dark ink, appearing to read "Ruth P. Verratti".

Ruth P. Verratti  
Lockport CARES, Inc.



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**ASSIGNMENT AND ASSUMPTION  
AGREEMENT**

**THIS AGREEMENT** is made and entered into by and between the **CITY OF LOCKPORT**, a municipal corporation with offices at One Locks Plaza, Lockport, New York 14094, herein called the "**CITY**", and the **LOCKS HERITAGE DISTRICT CORPORATION hereinafter** called "**LHDC**", a nonprofit organization formed by the City with an office at One Locks Plaza, Lockport, New York 14094

**NOW, THEREFORE**, in consideration of mutual covenants and agreements contained herein, the parties agree to as follows:

1. The City hereby will distribute \$121,170.99 in excess Flight of Five Phase II grant funding to the LHDC to be used for continued rehabilitation and interpretation of the Flight of Five within 20 days of this contract approval;
2. In the event that the City obtains up to \$26,532.09 in outstanding Flight of Five Phase II funds from the New York State Canal Corporation, the City will hereby distribute said funds to the LHDC to be used for continued rehabilitation and interpretation of the Flight of Five, within 20 days of the City receiving said funds.

CITY OF LOCKPORT

\_\_\_\_\_  
Mayor Michelle Roman

Approved

\_\_\_\_\_  
Laura Miskell Benedict, Esq.  
Corporation Counsel

LOCKPORT LOCKS HERITAGE DISTRICT CORP.

DATE: \_\_\_\_\_

BY: \_\_\_\_\_  
David Kinyon, Board President

8/9

**apolichette@lockportny.gov**

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**From:** Tim Russo <trusso@lockportny.gov>  
**Sent:** Thursday, October 20, 2022 2:57 PM  
**To:** cityclerk@lockportny.gov; apolichette@lockportny.gov  
**Cc:** 'Michelle Roman'; 'Sue Mawhiney'; 'Laura Benedict'  
**Subject:** RE: Resolutions for the 26th  
**Attachments:** Fire Engine Resolution.docx; Fire - Engine Quote.pdf; Police - Motorola Quote.pdf; Police Communications.docx; DRAFT Bond Ordinance.doc

Hello,

Please find attached the following written resolutions –

- 1) Fire chassis (engine) and the accompanying quote.
- 2) Police communications purchase (if the Mayor does in fact want to proceed with this, Sue is in favor) along with its quote.

It looks like I won't have the fully written versions of the ladder truck resolutions until Monday/Tuesday of next week at the latest due to the timing we receive the quote. I am including a DRAFT version of the bond ordinance in this email so you are not caught off guard early next week with how it is set-up.

Thank you,



**Timothy Russo**  
Director of Finance  
Finance Department  
City of Lockport, NY  
716.439.6631

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**From:** Tim Russo <trusso@lockportny.gov>  
**Sent:** Thursday, October 20, 2022 11:24 AM  
**To:** 'cityclerk@lockportny.gov' <cityclerk@lockportny.gov>; 'apolichette@lockportny.gov' <apolichette@lockportny.gov>  
**Cc:** 'Michelle Roman' <romanforlockport@gmail.com>; 'Sue Mawhiney' <smawhiney@lockportny.gov>  
**Subject:** Resolutions for the 26th

Hello,

In addition to the language for the public hearings on (1) the 2023 budget, (2) water rate increases, and (3) sewer rate increases, I will have the below resolutions:

- 1) Authorize and fund fire department chassis
- 2) Authorize ladder truck project
- 3) Bond ordinance for ladder truck

I can also have a resolution prepared for the police department communications improvement. **Mayor and Sue**, would you want to include this on the 26<sup>th</sup> meeting since it was already discussed, or should we hold off until November?

819



Awarded Contract

## PURCHASE ORDER

Purchaser		SUPPLIER	
Purchaser:	City of Lockport Fire Department	Contract #	Sourcewell Contract #: 113021-RSD
Address 1:	1 Locks Plaza #2	Supplier:	Empire Emergency Apparatus, Inc. and/or R
Address 2:		Address 1:	100 3rd Street
City, State, Zip:	Lockport, New York 14094	Address 2:	
		City, State, Zip:	Lyons, SD 57041

Purchase Order Number:		Delivery in Calendar Days:	545
Date:		Member #	0

The amount in this proposal shall remain firm for a period of 30 days from the date of same.

Quantity	Description	Price	Price (Extended)
1	One (1) Rosenbauer Pumper, complete with Rosenbauer Warrior chassis per attached specifications.	\$618,314.00	\$618,314.00
*Note: If chassis amount of \$309,224.00 is paid upon arrival at our plant in South Dakota, deduct \$11,864.00 each			
TOTAL			\$618,314.00

NOTES:	
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Rosenbauer Dealer :	Empire Emergency Apparatus, Inc.
Salesperson:	Adam Hojnacki
Signature:	

Purchaser:	City of Lockport Fire Department
Print Name:	
Title:	
Date:	
Signature:	

8/9



# **APPENDIX C CHANGE ORDER POLICY**

This change order policy is intended to reflect the increased cost of changes which result in delayed deliveries, confused paperwork, poor production flow and increased potential of trucks being built to incorrect specifications. With your cooperation, changes can be kept to a minimum which means we will be able to reduce lead times, increase production and maintain costs which will benefit all of us.

Our objective is accurate, high quality and on-time deliveries exceeding our customer expectations.

Changes any time after the order is received may delay the quoted delivery date. Significant design or component changes will have the largest impact on the schedule and quoted delivery date. Changes that occur later in the process will also have the largest impact on the schedule and quoted delivery date.

All time fences are reference to contract execution date if not otherwise stated.

## **Change Window #1**

All changes will be priced at standard pricing and specials will be priced through our normal process. Significant changes made to the vehicle during this time period may result in a delivery extension.

RBM Chassis	0-60 days
RBA Aerial	0-60 days
Rosenbauer Body	0-60 days

## **Change Window #2**

All changes are subject to a 25% mark-up, as well as a \$250.00 change order processing fee. All changes are subject to factory review and may be denied due to engineering or lead time issues.

RBM Chassis	61-75 days
RBA Aerial	61-75 days
Rosenbauer Body	61-120 days

## **Change Window #3**

All changes are subject to a 50% mark-up, and 50% restocking fee on deleted items, as well as a \$250.00 change order processing fee. All changes are subject to factory review and may be denied due to engineering or lead time issues. No major components can be changed at this time; major components are considered engine, transmission, axles, suspension, cab, frame (wheelbase), seats, water pump and water tank.

RBM Chassis	76-120 days
RBA Aerial	76-120 days
Rosenbauer Body	121-180 days

## **Change Window #4**

Changes are not recommended at this time. Any changes requested will be priced on a time and material basis, as well as a \$500.00 change order processing fee. Any changes requested, and that are quoted to the customer, must be approved by the customer within three days or they will not be valid.

RBM Chassis	After 120 days
RBA Aerial	After 120 days
Rosenbauer Body	After 180 days

*\*Note: Any late change orders that are factory driven will be done at cost and no additional mark up or penalties will apply.*

**BUYER INITIALS:** \_\_\_\_\_

10/11

**apolichette@lockportny.gov**

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**From:** Carrie Gugliuzza <cgugliuzza@lockportny.gov>  
**Sent:** Thursday, December 1, 2022 12:11 PM  
**To:** cityclerk@lockportny.gov; apolichette@lockportny.gov  
**Cc:** bsmith@lockportny.gov; 'Carrie Gugliuzza'  
**Subject:** PH for 12/07 and Resolution  
**Attachments:** PH notice F&M Restore.docx; PH notice Harrison Place Restore.docx; PUBLIC HEARING RESOLUTION Harrison Place Complex.docx; PUBLIC HEARING RESOLUTION F&M Restore.docx; Property Assessment List F&M.docx; Property Assessment List Harrison Complex.docx

Hi Sarah/Abbey,

Please see attached the following :

F&M RESTORE: Public Hearing Notice, Public Hearing Resolution 12/07 and Property Assessment List (needs to be published for 3 consecutive days)

Harrison Place RESTORE: Public Hearing Notice, Public Hearing Resolution 12/07 and Property Assessment List (needs to be published for 3 consecutive days)

If you could please pass along once these are published in the newspaper and they provide you with the documentation they were published? Any questions please let Brian or myself know. Thank you for your help.

Thank you,

*Carrie Gugliuzza*

Program Administrator – Community Development

City of Lockport  
One Locks Plaza  
Lockport, NY 14094  
716-439-6686

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**From:** Carrie Gugliuzza <cgugliuzza@lockportny.gov>  
**Sent:** Thursday, December 1, 2022 11:36 AM  
**To:** 'bsmith@lockportny.gov' <bsmith@lockportny.gov>  
**Subject:** PH for 12/07

Please see attached.

Thank you,

*Carrie Gugliuzza*

Program Administrator – Community Development

City of Lockport  
One Locks Plaza

# Property Assessment List

## City of Lockport

### Restore NY Grant

The City of Lockport intends to seek grant funding under the Restore NY Communities Initiative in order to facilitate revitalizing urban and rural areas, disadvantaged communities and stabilizing neighborhoods. Pursuant to the requirements of the grant application, a description of the location, size and nature of each building, whether the building is proposed to be demolished, deconstructed, rehabilitated or reconstructed, and the current status of the building is as follows: 2 properties located at 116 Main Street and 120 Main Street, The Historic F&M Building and Adjacent Property; 2 buildings on site: 19,600 sq. ft. and 31,482 sq. ft.; Commercial Use (C); total of 51,082 sq. ft. of Rehabilitation (RH) & Vacant Building (V).

				DM - Demolition	V - Vacant
				DC - Deconstruction	A - Abandoned
			R - Residential	RH - Rehabilitation	C - Condemned
#	Site Name/Address	Sq.Ft.	C- Commercial	RC - Reconstruction	S - Surplus
1	Historic F&M Building - 116 Main Street	19,600 Sq. Ft.	C	RH	V
2	Adjacent Property to Historic F&M Building - 120 Main Street	31,482 Sq. Ft.	C	RH	V



## Property Assessment List

### City of Lockport

### Restore NY Grant

The City of Lockport intends to seek grant funding under the Restore NY Communities Initiative in order to facilitate revitalizing urban and rural areas, disadvantaged communities and stabilizing neighborhoods. Pursuant to the requirements of the grant application, a description of the location, size and nature of each building, whether the building is proposed to be demolished, deconstructed, rehabilitated or reconstructed, and the current status of the building is as follows: 1 property with 5 buildings located at 160 Washburn Street, 190 Walnut Street, 171 Washburn Street, 17 Works Place and, 280 Walnut Street, the Harrison Place Complex; 5 buildings on site; Commercial Use (C); total of 467,105 sq. ft. and 0.46 acres of Rehabilitation (RH), Demolition (DM) & Vacant Building (V).

#	Site Name/Address	Sq.Ft. / Acres		DM - Demolition	V - Vacant
				DC - Deconstruction	A - Abandoned
				RH - Rehabilitation	C - Condemned
				RC - Reconstruction	S - Surplus
			C- Commercial		
1	160 Washburn Street	365,155	C	RH	V
2	190 Walnut Street	99,600	C	RH	V
3	171 Washburn Street	0.09 acres	R	RH	V
4	17 Works Place	2,350	R	DM	V
5	280 Walnut Street	0.37 acres	R	RH	V