

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

Lockport Municipal Building

Regular Meeting  
Official Record

March 8, 2023  
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 Beakman, Devine, Fogle, Swanson-Gellerson, Kantor, and Lupo.

**INVOCATION**

**MAYOR'S UPDATE**

**RECESS**

Recess for public input.

**030823.1**

**APPROVAL OF MINUTES**

On motion of Alderman Beakman, seconded by Alderman Lupo, the minutes of the Regular Meeting of February 22, 2023 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**PUBLIC HEARING**

The Mayor announced a public hearing on a proposed Local Law implementing a Videoconferencing Policy in the City Charter, Relative to Public Officers Law §103-a.

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

Recess for public input.

The Mayor closed the public hearing.

**FROM THE MAYOR**

**Appointments:**

03/06/2023 Jeffrey H. Brodsky, 170 Allen Street, Lockport, NY – appointed to Human Relations Committee effective March 6, 2023. Said term expires on July 15, 2025.

**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. Reviewed by the Finance Committee.

**Communications** (which have been referred to the appropriate City officials)

**Notice of Complaint:**

03/02/23 Steve O'Mara, 197 Jackson Street - Pothole  
Referred to the Director of Highways, Parks and Water Distribution.

**Notice of Claim:**

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS**

**030823.2**

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>
Kendra L. DiTullio	20	Police Captain
Kevin R. High	20	Fire Department
Henry P. Nevins	20	Police Officer
Joel P. Diel	20	Waste Water Department
Christopher Peacock	20	Chief Compost Plant Operator
Kristopher W. Pratt	15	Heavy Equipment Officer
Marshall K. Belling	15	Police Lieutenant
Heather M. Glenn	15	Police Detective
Paul C Meerboth Jr	15	Police Officer
Demetrius J Grant	5	Sr Account Clerk
Jennifer L. Previte	5	Staff Accountant
Michael J. Litten	5	Police Officer

Seconded by Alderman Kantor and adopted. Ayes 6.

**030823.3**

By Alderman Devine:

WHEREAS New York State Law requires the legislative body of the municipality of a public housing authority to approve the compensation of all employees of the housing authority; and

WHEREAS the City of Lockport Housing Authority (CLHA) is operated within the City of Lockport; and

WHEREAS the CLHA is an autonomous Authority created under the laws of the State of New York and the City of Lockport Common Council has no legal oversight or control over the housing authority; and

WHEREAS, the CLHA negotiated the Collective Bargaining Agreement with CSEA Local 832 and the City of Lockport had no input or involvement in the negotiations; and

WHEREAS the CLHA negotiating committee has recommended to the Board of Commissioners of the City of Lockport Housing Authority a salary increase for its employees; and

WHEREAS the CLHA (City of Lockport Housing Authority) negotiating committee has recommended to the Board of Commissioners of the City of Lockport Housing Authority a salary increase for its employees; and

WHEREAS the Board of Commissioners of the City of Lockport Housing Authority has by resolution approved the recommendation; and NOW THEREFORE BE IT

RESOLVED that pursuant to Section 32(1) of the NYS Public Housing Law the salary increases for the City of Lockport Housing Authority employees are approved as follows:

For the CSEA Local 832 union employees:

7% increase for the fiscal year beginning April 1, 2023

3% increase for the fiscal year beginning April 1, 2024

3% increase for the fiscal year beginning April 1, 2025

For the Management Association employees:

7% increase for the fiscal year beginning April 1, 2023

3% increase for the fiscal year beginning April 1, 2024

3% increase for the fiscal year beginning April 1, 2025

Seconded by Alderman Lupo and adopted. Ayes 6.

#### **030823.4**

By Alderman Beakman:

Resolved, that pursuant to their request, Friends of Outwater Park is hereby granted permission to use the baseball field at Outwater Park at 1PM on July 1, 2023 for a dedication ceremony for Charles Sobieraski, subject to approval of the schedule by the Highways & Parks Department, and be it further

Resolved, that Friends of Outwater Park file a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Devine and adopted. Ayes 6.

#### **030823.5**

By Alderman Beakman:

Whereas, Resolution 041322.17 was unanimously adopted by the Common Council that placed a temporary moratorium on enforcement of the Ordinance §183-23 of the Lockport Municipal Code, which bans overnight parking on city streets between the hours of 2 a.m. and 6 a.m., unless the vehicle owner has received a special parking permit from the City; and

Whereas, the Council has heard all feedback regarding the temporary moratorium on said restriction on parking during the months from April to November; and

Whereas, the Traffic Advisory Committee has recommended that the Common Council consider a permanent modification to the ban on overnight parking during the non-winter months; and

Whereas: The Lockport City Common Council must conduct a public hearing prior to implementing the modification to the Code with regard to Ordinance §183-23;

NOW, THEREFORE, BE IT RESOLVED THAT:

A Public Hearing shall be held at the Common Council Meeting of Wednesday, March, 22, 2023 starting at 6:30PM in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to the modification of the parking ordinance, to permit overnight parking on the City streets from April 15<sup>th</sup> to November 1<sup>st</sup> each year.

Seconded by Alderman Lupo and adopted. Ayes 5. Alderman Fogle voted no.

### **030823.6**

By Alderman Kantor:

Whereas, the boat stewards of the WNY Partnership for Regional Invasive Species Management (PRISM) have performed voluntary boat inspections to remove visible aquatic plants and animals from all types of water craft, and

Whereas, the removal of these plants and animals helps prevent the transport and spread of aquatic invasive species, and

Whereas, WNY PRISM has conducted its boat steward program in Lockport for the past three years and wishes to do so again this summer, and

Whereas, the stewards will also be responsible for public education and distribution of educational materials; now, therefore, be it

Resolved, that pursuant to their request, WNY PRISM is hereby granted permission to have watercraft inspection stewards at launches at Nelson C. Goehle Wide Waters Marina during the upcoming season. Stewards will work Thursday through Sunday and holidays, 7am until 5:30pm, from Memorial Day weekend through Labor Day weekend. Said permission is subject to WNY PRISM filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Swanson-Gellerson and adopted. Ayes 6.

### **030823.7**

By Alderman Beakman:

Resolved, that pursuant to their request, the VFW Post 2535, organizers for a Leprechaun 5K run and Leprechaun-in-training 1.5-mile walk are hereby granted permission to conduct the run and walk on Saturday, March 25, 2023 starting at 9:00 am, subject to the VFW filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and subject to approval of the race route by the Police Chief, and be it further

Resolved, that the Director of Streets, Parks and Water Distribution is hereby authorized and directed to arrange for delivery of barricades to said area prior to the event.

Seconded by Alderman Swanson-Gellerson and adopted. Ayes 6.

**030823.8**

By Alderman Swanson-Gellerson:

Resolved, that pursuant to their request, permission is hereby granted to DeSales Catholic School to conduct their Annual DeSales Race for Fitness, a 5K run on Saturday, April 29, 2023 beginning at 7:30 am subject to approval of the race route by the Police Chief, and 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 Highways, Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and street closed signs to the area prior to the event.

Seconded by Alderman Kantor and adopted. Ayes 6.

**030823.9**

By Alderman Lupo:

Whereas, in resolution 121922.2, the Common Council approved in-house ambulance services which included funding an Administrative Coordinator position in the Fire Department;

Whereas, said position will also be responsible for Senior Account Clerk duties such as payroll and accounts payable entry;

Whereas, the FY 2023 budget contains split funding for a Senior Account Clerk in the Fire and Police Departments;

Whereas, the Administration would like to utilize said split position entirely in the Police Department for increased duties such as oversight of crossing guards and traffic duties that are currently done in the Clerk’s Office;

Now therefore be it resolved that the FY 2023 Operating Budget Personnel Detail is hereby updated to reflect this change and that the FY 2023 General Fund is amended as follows:

**Expenditures**

Decrease

A.3410.51010	Full Time Wages	\$16,604
A.3410.58010	FICA	\$1,270
A.3410.58020	Workers Compensation	\$1,419
A.3410.58040	Medical Insurance	\$9,454
A.3410.58050	Retirement	\$1,270

Increase

A.3127.51010	Full Time Wages	\$16,604
A.3127.58010	FICA	\$1,270
A.3127.58020	Workers Compensation	\$1,419
A.3127.58040	Medical Insurance	\$9,454
A.3127.58050	Retirement	\$1,270

Seconded by Alderman Swanson-Gellerson and adopted. Ayes   6  .

**030823.9A**

By Alderman Devine:

Resolution Granting the State of New York Authority to Perform the Adjustment for the Owner and Agreeing to Maintain Facilities Adjusted Via State-Led Contract

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of the Highway Rehabilitation Project in the City of Lockport located in Niagara County, PIN 5037.14, and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the work on NY Route 31 (West Avenue) from Park Avenue to NY Route 78 pursuant to Section 10, Subdivision 24, or the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner, and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended, and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the City of Lockport approves of the work on NY Route 31 (West Avenue) from Park Avenue to NY Route 78 and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the City of Lockport will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED: That the Mayor of Lockport – Honorable Michelle M. Roman has the authority to sign, with the concurrence of the City of Lockport Common Council, any and all documentation that may become necessary as a result of this project as it relates to the City of Lockport, and

BE IT FURTHER RESOLVED: That the clerk of the City of Lockport is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation

Seconded by Alderman Kantor and adopted. Ayes 6.

**030823.10**

**ADJOURNMENT**

At 7:02 P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday, March 22, 2023.

Seconded by Alderman Swanson-Gellerson and adopted. Ayes 6.

SARAH K. LANZO  
City Clerk