

CITY OF LOCKPORT
COMMON COUNCIL MEETING AGENDA
REGULAR MEETING
March 22, 2023
6:30 P.M.

6:00 P.M. Committee of the Whole Meeting

6:30 P.M. Common Council Meeting

ROLL CALL

APPROVAL OF MINUTES **Beakman:** Approve Common Council minutes of
032223.1 March 8, 2023

PUBLIC HEARING Local Law – Modification of Parking Ordinance, to permit
overnight parking on the City Streets from April 15th to
November 1st each year.

COMMUNICATIONS

**MOTIONS &
RESOLUTIONS**

xxxx: Call for Public Hearing Re: Special Use
032223.2 Permit at 115 Oakhurst Street

xxxx: Call for Public Hearing Re: Special Use
032223.3 Permit at 135 Charlotte Street

xxxx: WNY Disc Golf Club – Event on April 15
032223.4

XXXX: Videoconferencing Local Law
032223.5

XXXX: Filming – Discovery Channel Expedition
032223.6

XXXX Easter Egg Hunt – April 8, 2023
032223.7

XXXX City Resolution Gas Stove Ban
032223.8

XXXX Amendment to Lockport Food Fest - LMS
032223.9

XXXX 60 Market Street – Korff Electric
032223.10

XXXX Friends of Outwater Park – improvements
032223.11 Charles Sobieraski Memorial Field

XXXX Request for Third Party Investigation
032223.12

ADJOURNMENT

Beakman: Adjourn meeting to April 12, 2023.
032223.13

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

March 22, 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.
032223.1

APPROVAL OF MINUTES

On motion of Alderman Beakman, seconded by Alderman _____, the minutes of the Regular Meeting of March 8, 2023 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 – Modification of Parking Ordinance, to permit overnight parking on the City Streets from April 15th to November 1st each year.

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:

03/13/2023 David P. Smith, 49 Regent Street, Lockport NY, 14094 – reappointed to the City of Lockport Housing Authority. Said term expires on April 26, 2028.

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)

03/14/2023 Adam Vandemark, on behalf of the Kenan Center, requested letter of support for the new Kenan Civic Arena for the 2023 Federal appropriations.

Referred to the Common Council

03/17/2023 Sarah K. Lanzo, City Clerk – notification the Lockport Municipal Offices will be closed as follows in the month of April in observance of Good Friday:

Friday, April 7th

There will be no change in the garbage pickup schedule.

Referred to the Media

Notice of Complaint:

03/09/2023 705 Market Street – trees

03/08/2023 25 Adam Street – trees

03/13/2023 56 Livingston Place - Tree

Referred to the Director of Highways & Parks.

Notice of Claim:

Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

032223.2 Special Use Permit – 115 Oakhurst Street

By Alderman _____:

Resolved, that a public hearing be held at the Common Council meeting Wednesday, April 12, 2023 starting at 6:30 P.M. in Council chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY, relative to a request for a Special Use Permit by Nussbaumer and Clarke Inc., for 115 Oakhurst Street, Lockport, NY 14094 to utilize the existing single-family dwelling while simultaneously operating as industrial use, 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 _____.

032223.3 Special Use Permit – 135 Charlotte Street

By Alderman _____:

Resolved, that a public hearing be held at the Common Council meeting Wednesday, April 12, 2023 starting at 6:30 P.M. in Council chambers, Lockport Municipal Building, One

Locks Plaza, Lockport, NY, relative to a request for a Special Use Permit by Eula Mae Collings for 135 Charlotte Street, Lockport, NY 14094 to utilize the existing pole sign, erect two wall signs and utilize a 16' x 16' tent on the property from May 1st to October 31st, 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 _____.

032223.4

Disc Golf Tournament – April 15

Alderman _____:

Resolved, that pursuant to their request, permission is hereby granted to WNY Disc Golf Club to conduct a Tournament at Outwater Memorial Park on April 15, 2023, from 7 am until 6 pm, and be it further

Resolved that said permission is subject to WNY Disc Golf Club filing a certificate of insurance with the City Clerk naming the City of Lockport as additionally insured.

Seconded by Alderman _____ and adopted. Ayes _____.

032223.5

Videoconferencing Local Law Change

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 Beakman | VOTING | _____ |
| Alderman Devine | VOTING | _____ |
| Alderman Fogle | VOTING | _____ |
| Alderman Swanson-Gellerson | VOTING | _____ |
| Alderman Kantor | VOTING | _____ |
| Alderman Lupo | VOTING | _____ |

The ordinance was thereupon declared duly adopted.

Seconded by Alderman _____ and adopted.

032223.6 **FILMING – Discovery Channel Expedition (Being Prepared)**

032223.7 Easter Egg Hunt – April 8, 2023

By Alderman _____:

Whereas the City of Lockport received generous donations from local resident Laurie Garver George, and the VFW Auxiliary Post 2535, the City of Lockport will host the Annual Easter egg hunt, rain or shine, on Saturday, April 8 at 11 am at Outwater Park and be it further

Resolved, that the Director of Highways and Parks is hereby authorized and directed to arrange for delivery of barricades to the area prior to the event, and be it further.

Resolved, that the City stage be made available to the event.

Seconded by Alderman _____. Ayes _____.

032223.8 City Resolution – Gas Stove Ban

By Alderman Beakman:

Whereas: Governor Hochul proposed a ban on gas stoves in newly constructed buildings, beginning with smaller buildings in 2025, and larger buildings in 2028; and

Whereas, Governor Hochul's proposal to ban gas and oil-powered furnaces in newly constructed buildings and homes has sparked concerns among City of Lockport homeowners and businesses that they would have to replace their existing heating equipment with electrified options such as geothermal pumps, which may be expensive to install and maintain; and

Whereas, New York State (NYS) has committed to reducing greenhouse gas emissions by 40% from 1990 levels by 2030 and 85% by 2050 under a 2019 state law; and

Whereas, the 2023 State of the State book states that building highly efficient, zero-emission buildings will not only reduce greenhouse gas emissions but also provide safer, healthier, and more comfortable homes for residents; and

Whereas, NYS has a higher percentage of people who cook with gas, with 62% of homes having a gas stove, cooktop, or oven, compared to the national average of 38%; and

Whereas, Western New York's severe winter weather has historically resulted in power outages that have made it difficult to use electric stoves, a proposed ban on gas-stove hookups and gas water heaters in new buildings could pose a significant challenge for the region during emergency situations; and

NOW, THEREFORE, BE IT RESOLVED THAT:

- (1) The Lockport Common Council acknowledges the need to reduce greenhouse gas emissions, but sees that the proposed ban is as a potentially unnecessary overreach that will negatively impact the middle-class families and restaurateurs who depend on gas stoves and water heaters for cooking and heating in the City;

- (2) The Council strongly expresses their concerns and urges Governor Hochul's office to reconsider the ban on gas stoves and water heaters; and
- (3) The Council requests that the City Clerk sends a copy of this Resolution to Governor Hochul.

Seconded by Alderman _____ and adopted. Ayes _____.

032223.9 Amendment to Lockport Food Fest – LMS (Being Prepared)

032223.10 60 Market Street – Korff Electric (**Being Prepared**)

032223.11 Friends of Outwater

By Alderman _____:

Whereas, the Friends of Outwater Park is a local group consisting of community members and businesses who are interested in the advancement of the facilities at Outwater Park;

Whereas, the Friends of Outwater Park have developed a plan to help improve the Charles Sobieraski Memorial Field in Outwater Park via means of new amenities and upgrades with the intent to have it completed by July 1, 2023 for a dedication ceremony;

Whereas, said plan totals \$24,773 and consists of donated items (\$3,525), funding to be provided directly donated to the City for purchases (\$3,100), in-kind services from local businesses (\$7,600), and a portion through the use of City funding (\$10,548);

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;

Whereas, the FY 2023 General Fund operating budget did not appropriate funds for this obligation and wishes to use funds from the capital project – FY 2021 Parks Revitalization Project – for said City-costs in the General Fund;

Now therefore be it resolved that the City's Director of Streets, Parks, and Water Distribution is hereby authorized to direct City staff and resources as limited by the funding parameters mentioned above to implement the new amenities and upgrades;

Now therefore be it resolved that the Mayor and Common Council do hereby extend thanks and appreciate to the Friends of Outwater park and all community members and businesses that contributed;

Now therefore be it resolved that the FY 2023 General Fund and Capital Project Funds are amended as follows:

Revenue

Increase

| | | |
|----------------|---------------------------------|----------|
| A.7110.32705 | Gifts and Donations | \$3,100 |
| A.9901.35031.H | Interfund Transfer from Capital | \$10,548 |

Expenditures

Increase

| | | |
|--------------|----------|---------|
| A.7110.51100 | Overtime | \$3,750 |
| A.7110.58010 | FICA | \$286 |

| | | |
|-------------------|---------------------------------------|----------|
| A.7110.58050 | Retirement | \$412 |
| A.7110.54110 | Landscape Materials | \$1,600 |
| A.7110.54077 | Construction and Maintenance Supplies | \$7,600 |
| H206.7110.59000.A | Interfund Transfer to General | \$10,548 |
| Decrease | | |
| H206.7110.52490 | Capital Improvement Expense | \$10,548 |

032223.12 Request for Third Party Investigation (Being Prepared)

032223.13

ADJOURNMENT

At _____ P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday, April 12, 2023.

Seconded by Alderman _____ and adopted. Ayes _____.

SARAH K. LANZO
City Clerk

A Local Law to amend Section 183.23 under Article III –Parking, Standing and Stopping– of the Lockport Municipal Code

Section 183.23 relative to overnight parking on city streets shall be amended in the following manner:

Section 183.23(E)

- I. Overnight parking shall be permitted on all streets not subject to no-parking restrictions pursuant to Section C-183.24 from April 15th of each year to November 1st of each year.
- II. Only 2-axle non-commercial passenger vehicles and motorcycles, properly registered and insured, may remain on a city street overnight during this period.
- III. The Highways and Parks Department shall have the ability to designate certain streets for no parking during periods of street cleaning and/or paving, by notices posted in advance.
- IV. The ban on overnight parking within the city limits will remain in effect for the following streets and thoroughfares:
 - A. Main Street/East Avenue from Transit to Washburn Street
 - B. Walnut Street from Transit to Washburn Street.
 - C. West Genesee Street and West Avenue from the city line to Transit
- V. The restrictions on parking for buses and delivery vehicles set forth in §183-23(D) shall remain in full force and effect during this period.

| | |
|----------------------------|-------|
| Alderman Beakman | _____ |
| Alderman Kantor | _____ |
| Alderman Devine | _____ |
| Alderman Fogle | _____ |
| Alderman Lupo | _____ |
| Alderman Swanson-Gellerson | _____ |



Office of the

LOCKPORT MUNICIPAL BUILDING
One Locks Plaza
Lockport, New York 14094
Phone (716) 439-6665
Fax (716) 439-6668

Michelle M. Roman
MAYOR

Mayor



March 13, 2023

To Common Council:

Under and by virtue of the authority conferred on me by the Charter of the City of Lockport, New York, I, Michelle M. Roman, Mayor of said City, do hereby reappoint David P. Smith, 49 Regent Street, Lockport, New York, 14094 to the Housing Authority.

Said term expires on April 26, 2028.

Witness my hand and the seal of the City of Lockport, New York this 13th day of March 2023.

Sincerely,

Michelle M. Roman
Mayor

MMR/mal

Cc: D. Smith



CITY OF LOCKPORT

One Locks Plaza
Lockport, New York 14094
(716) 439-6676
www.lockportny.gov

March 14, 2023

The Honorable Claudia Tenney
24th District of New York
169 Niagara Street
Lockport, NY 14094

Dear Congresswoman Tenney,

Economic opportunities drive regional success. This is well-recognized by the Kenan Center. Acknowledging that strengthening the community through cultural, educational, and recreational activities requires high quality venues, the Kenan Center seeks to construct a Civic Center to deliver programs and partnerships for our neighbors in the City of Lockport.

Building a new Civic Center furthers the Kenan Center's mission to offer existing and evolving investment rationales for partners across the region, to provide a safe and accessible environment for our youth and to attract visitors who spend money at local restaurants, hotels, and businesses.

The Kenan Center's space is well-established—50+ years—as the largest host venue of its type in Lockport. A national economic impact study found that the typical event attendee spends \$31.47 per person, per experience, over the cost of admission. The documentation also shows that one-third of attendees (34 percent) traveled from outside the county where the events are based.



Architect's Rendering

Pinnacle Indoor Sports (Kentucky), a premier property development group, performed the feasibility study that strongly recommended the Kenan Center construct a new, multipurpose, facility rather than attempt to renovate the existing structure. The research and findings projected a multiuse space could “achieve financial sustainability within three years of opening.” The footprint of the new space is next to the existing structure which will continue offering programs through the buildout of the new facility.

The market feasibility study conducted by Pinnacle documented a market for a Civic Center. In site visits to the Kenan Campus and surrounding communities and in interviewing approximately 40 representatives from both local and regional organizations, a great majority cited a need and/or desire for an indoor sports facility on the Kenan Campus. A modern venue will be more efficiently heated and cooled, offer ADA-accessible restrooms, contain more storage, integrate multiple transitional spaces allowing for quality programs and events that benefit the community-at-large with less overhead and more opportunities for revenue generation. Pinnacle's findings paired with Kenan's capital project prep work—an engineering study, an asbestos study, Kenan user surveys, and exploration work with architects—inspired the creation of a Task Group with subcommittees focused on fundraising, building, and programming.

This vision furthers Kenan Center's intent to provide safe space for the 25,000+ residents who annually congregate at the Kenan Center for activities and community. Several factors emerged from the many interviews and surveys that are important to this capital project:

- The reputation of the Kenan Center in the Lockport market is an overwhelmingly positive one;
- Several interviewees indicated interest in forging strategic partnerships with the operator of a new indoor sports facility to help ensure its success;
- With one of the Northeast's longest winter/rainy seasons followed by increasingly hot and humid summers, a climate-controlled, multiuse facility is both visionary and practical.

The interval to "shovel in the ground" is anticipated to be 10 months followed by a similar period for site development and construction.

A 2021 collaboration between the Kenan Center and Lockport City Schools creates a new afterschool program at Kenan with initial funding of \$35,000 awarded through the Garmin Foundation, a fund of the Community Foundation of Greater Buffalo. *Let's Play* engages Lockport youth in grades K-6 regardless of income. The Oishei Poverty Report states "Economic hardship is



When the community went searching for a COVID vaccine clinic site, Kenan assisted its neighbors.

heavily concentrated in Lockport's inner core, where in the city, 41 percent are in or near poverty, compared to 22 percent across the town." The Kenan Center will offer a sliding scale payment model, through scholarships and grant funding, and will not turn away any family unable to pay for programming. *Let's Play* coordinates transportation with the Lockport Public School System and Ridge Road Express. An award renewing this program from 2023-2028 was awarded in the final quarter of 2024.

The leadership of the Kenan Center has shared, individually and collectively, with the members of the City Council that they are genuinely excited about the visioning and planning process for the new multipurpose facility. Committed to serving, this investment builds on popular

and growing programs. The base of activity will continue to leverage the economic promise of the Kenan to build the community and region.

Sincerely,

Paul Beakman, Jr
1st Ward (Council President)
Paul Beakman Jr.

Mark Devine
3rd Ward
Mark Devine

Margaret Lupo
5th Ward
Margaret Lupo

Luke Kantor
2nd Ward
Luke Kantor

Kathryn "Kitty" Fogle
4th Ward
Kathryn Fogle

Lisa Swanson-Gellerson
At-Large
Lisa Swanson-Gellerson

** (Virtually signed with permission from each Council Member)

skl

705 Market St.

have a large tree that
is dead full of holes and may
be hollow branches fall everytime
a gust of wind blows needs to
come down asap before someone
gets hurt

complaint

RECEIVED

MAR 09 2023

CITY CLERK OFFICE

Charles Flynn?

was going to send
pictures of tree
(never received)

COMPLAINTS
032223

complaint
RECEIVED

MAR 08 2023

March 7, 2023

CITY CLERK OFFICE
hand delivered

Lockport Streets Department

One Locks Plaza

Lockport, NY 14094

Dear Sir;

Hello, my name is Arline Hardy and I reside at 25 Adam Street, Lockport, NY. I am writing this letter to you due to the problems that I am having with my sewer due the trees in front of my house. Over the past 10 years (at least), every 6 to 18 months I have had the expense of having the system cleared, scoped and/or power flushed.

Before calling a plumber, I would call Lockport Streets Dept. to have them clear the outside trap. After a while the Street workers started telling me that there was nothing they could do, and that I would need to call a plumber...which I did, since there was sewage building up in my basement. Each time a plumber came, he would mention that the problem was roots. One plumber that I contacted for an estimate stated that they could not do the job because of the tree; which would be more than they could handle. So, I started researching tree-removal services. When one of the contractors came to check the tree out and give me an estimate, he told me that the tree was city property. And he stated, "Good luck with that!!"

Over the years I have also purchased several sump pumps to try to keep this problem under control. Sometimes I would have minimal improvement, and the smell was hard to bear. Then again, I would have to call a plumber.


Quite a few years ago, I had contacted Lockport Streets Dept. about the tree(s) in front of my house. At that time, I was told that I would be placed on "the List". This week, when I Contacted Streets, and inquired about the tree removal, I was placed on hold. When the woman returned to the phone, she said that there was no mention of this in the complaint department and that she would give a message to the guys to check this out.

On February 2, 2023, my outside trap was cleared again. Since March 5, I have sewage backing up into my basement again.

I am ready and willing to hire a plumber to take care of this problem; but I definitely need to have this tree and roots removed.

Thanking you in advance for your prompt and courteous attention to this matter.

Sincerely,


Arline F. Hardy

Fwd: 56 Livingston Place - Tree Removal request & fallen limbs

From : Jennifer Wochna <jwochna@lockportny.gov> Mon, Mar 13, 2023 04:12 PM
Subject : Fwd: 56 Livingston Place - Tree Removal request & fallen limbs  1 attachment
To : Clayton Dimmick <cdimmick@lockportny.gov>,
jharris@lockportny.gov

Hi guys!

Just letting you know that we have three assessment requests for:

Brian Buhr
56 Livingston Place
Lockport, NY 14094
716.868.3998

5.8.19
10.4.22
10.6.22
now 3.6.23

Wanted to make sure we are all aware since we will most likely be responsible for any damage at this point.

Thank you!
Jenn

From: "Jennifer Wochna" <jwochna@lockportny.gov>
To: "Jerry Harris" <jharris@lockportny.gov>
Sent: Tuesday, March 7, 2023 8:34:45 AM
Subject: Fwd: [EXTERNAL] Tree Removal request & fallen limbs

I'll add this to our list.

From: "City Clerk" <cityclerk@lockportny.gov>
To: "Clayton Dimmick" <cdimmick@lockportny.gov>
Cc: "Jennifer Wochna" <jwochna@lockportny.gov>
Sent: Monday, March 6, 2023 4:44:52 PM
Subject: FW: [EXTERNAL] Tree Removal request & fallen limbs

☒ Special Use Permit

☐ Revocable Permit

Name: Nussbaumer & Clarke, Inc.

Phone: 716-627-8000

Address: 3556 Lake Shore Rd, Buffalo, NY 14219

Email: rpidanick@nussclarke.com

Property Address: 115 Oakhurst Street, Lockport, New York 14094

Existing Zoning: I-2

Description of proposed action: Special Use Permit to utilize the existing single-family dwelling while simultaneously operating an industrial use.

Please do not write below this line (office use only) _____

Building Inspection

Planning Board App. Received: 2/21/23

Planning Board Meeting Date: 3/6/2023

Corporation Counsel

Approval: _____

City Clerk

Call for Public Hearing: _____

Public Hearing: _____

Common Council

Sponsor of Resolution: _____



Building Inspection Department

Jason Dool
Chief Building Inspector

Lockport Municipal Building
One Locks Plaza
Lockport, NY 14094
Phone (716) 439-6759
Fax (716) 439-6605

March 7, 2023

Mayor Michelle Roman and
Members of the Common Council
One Locks Plaza
Lockport, New York 14094

Ladies and Gentlemen:

At the regular meeting of the Lockport Planning Board held Monday, March 6, 2023 a request for a Special Use Permit to utilize the existing single-family home on the parcel while simultaneously operating an industrial use organization located at 115 Oakhurst Street, Lockport, New York situated in an I-2 zone was present.

After a lengthy discussion and there being no neighbors present, it was determined of the Board to recommend the request to the Council with the follow stipulations:

1. The utilization of the single-family home is valid for the current tenants occupying the home only.

Respectfully submitted,

Jeff Tracy
Lockport Planning and Zoning Board

mkb

RECEIVED

MAR 13 2023

CITY CLERK OFFICE

☒ Special Use Permit

☐ Revocable Permit

Name: Eula Mae Collins

Phone: 716-650-1888

Address: 8410 Rochester Rd, Gasport, NY 14067

Email: eulacollins28@gmail.com

Property Address: 135 Charlotte, Lockport, NY 14094

Existing Zoning: R-2

Description of proposed action: Special Use Permit to utilize the existing pole sign, erect two wall signs and utilize a 16' x 16' tent on the property from May 1st to October 31st.

Please do not write below this line (office use only)

Building Inspection

Planning Board App. Received:

2/24/23

Planning Board Meeting Date:

3/6/23

Corporation Counsel

Approval:

City Clerk

Call for Public Hearing:

Public Hearing:

Common Council

Sponsor of Resolution:

RECEIVED

FEB 24 2023

CITY CLERK OFFICE



Building Inspection Department

Jason Deol
Chief Building Inspector

Lockport Municipal Building
One Locks Plaza
Lockport, NY 14094
Phone (716) 439-6759
Fax (716) 439-6605

March 7, 2023

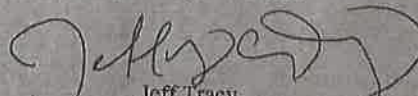
Mayor Michelle Roman and
Members of the Common Council
One Locks Plaza
Lockport, New York 14094

Ladies and Gentlemen:

At the regular meeting of the Lockport Planning Board held Monday, March 6, 2023 a request for a Special Use Permit to utilize the existing pole sign, erect two wall signs and utilize a 16' x 16' tent on the property from May 1st to October 31st located at 135 Charlotte Street, Lockport, New York situated in an R-2 zone was present.

After a lengthy discussion and there being no neighbors present, it was determined of the Board to recommend the request to the Council.

Respectfully submitted,


Jeff Tracy
Lockport Planning and Zoning Board

mkb

RECEIVED

MAR 13 2023

CITY CLERK OFFICE

cityclerk@lockportny.gov

From: James Carman <jamescarman1985@gmail.com>
Sent: Friday, February 24, 2023 6:12 AM
To: cityclerk@lockportny.gov
Subject: [EXTERNAL] WNY Disc Golf Club Event

Good Morning,

I'm reaching out on behalf of WNY Disc Golf Club. We are looking to host a tournament at the Outwater Memorial Park disc golf course on 4/15. Please let me know what I need to do for us to proceed with this event.

Thank you,
James Carman
315-380-5130



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
02/27/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| | | | |
|---|---|-----------------------|--------------|
| PRODUCER FL Dean Greg Napoli 12800 UNIVERSITY DR STE 125 FORT MYERS, FL 33907-5335 | CONTACT NAME: | | |
| | PHONE (A/C, No, Ext): 8007452409 | FAX (A/C, No): | |
| | E-MAIL ADDRESS: Greg.Napoli@fdean.com | | |
| | INSURER(S) AFFORDING COVERAGE | | |
| | NAIC # | | |
| INSURED SPORTS AND RECREATION PROVIDERS ASSOCIATION (PURCHASING GROUP) AND ITS PARTICIPATING MEMBERS: Niagara Region Disc Golf 600 MADISON AVE STE 2001 NEW YORK, NY 10022 | INSURER A : Great American Insurance Company | | 16691 |
| | INSURER B : | | |
| | INSURER C : | | |
| | INSURER D : | | |
| | INSURER E : | | |
| | INSURER F : | | |

COVERAGES**CERTIFICATE NUMBER:** GAP100505**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE | ADDL INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS | |
|---|--|--|----------|----------------|-------------------------|-------------------------|---|-------------|
| A | GENERAL LIABILITY | X | | PAC 4265294 | 04/27/2022 12:00 AM | 04/27/2023 12:01 AM | EACH OCCURRENCE | \$1,000,000 |
| | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY | | | | | | DAMAGE TO RENTED PREMISES (Ea occurrence) | \$300,000 |
| | <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR | | | | | | MED EXP (Any one person) | \$10,000 |
| | <input checked="" type="checkbox"/> INCLUDES ATHLETIC PARTICIPANTS | | | | | | PERSONAL & ADV INJURY | \$1,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER: | | | | | | GENERAL AGGREGATE | \$2,000,000 |
| <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC | PRODUCTS - COMP/OP AGG | \$2,000,000 | | | | | | |
| | AUTOMOBILE LIABILITY | | | | | | COMBINED SINGLE LIMIT (Ea accident) | |
| | <input type="checkbox"/> ANY AUTO | | | | | | BODILY INJURY (Per person) | |
| | <input type="checkbox"/> ALL OWNED AUTOS | <input type="checkbox"/> SCHEDULED AUTOS | | | | | BODILY INJURY (Per accident) | |
| | <input type="checkbox"/> HIRED AUTO | <input type="checkbox"/> NON-OWNED AUTOS | | | | | PROPERTY DAMAGE (Per accident) | |
| | UMBRELLA LIAB <input type="checkbox"/> OCCUR | | | | | | EACH OCCURRENCE | |
| | EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE | | | | | | AGGREGATE | |
| | DED <input type="checkbox"/> RETENTION \$ <input type="checkbox"/> | | | | | | | |
| A | Professional Liability | X | | PAC 4265294 | 04/27/2022 12:00 AM | 04/27/2023 12:01 AM | EACH OCCURRENCE | \$1,000,000 |
| | | | | | | | AGGREGATE LIMIT | \$1,000,000 |
| A | Accident/Medical Coverage | | | BSR-E760258-00 | 04/27/2022 12:00 AM | 04/27/2023 12:01 AM | AD&D | \$5,000 |
| | | | | | | | MAXIMUM MEDICAL | \$25,000 |
| | | | | | | | DEDUCTIBLE | \$250 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Covered Activities: Disc Golf

The Certificate Holder is added as an additional insured but only with respect to liability arising out of the named insured during the policy period.

Scheduled Activities Exclusion Applies-Please Refer to Named Insured Member Certificate of Coverage**CERTIFICATE HOLDER**City of Lockport
Lockport Municipal Building
One Locks Plaza
Lockport, NY 14094**CANCELLATION****SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.**

AUTHORIZED REPRESENTATIVE

Francis L. Dean

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.

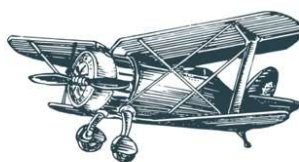
The Common Council has the authority to determine whether videoconferencing may be utilized under the following circumstances:

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.



CIRCLE THE GLOBE
PRODUCTIONS

CIRCLE THE GLOBE PRODUCTIONS
1840 DANA STREET | GLENDALE, CA 91201
PHONE: 323-845-1182 | FAX: 323-845-1186

To whom it may concern,

This letter confirms that we are filming a documentary for Discovery Channel entitled *Expedition X*, focused on the City of Lockport and surrounding Niagara.

Discovery Channel series *Expedition X* explores the stranger side of the 'unknown'. Host Josh Gates has tapped scientist Phil Torres and paranormal researcher Jessica Chobot to investigate reports of supernatural encounters, mysterious creatures, and astonishing extraterrestrial phenomena. Whether trekking through the remote jungles of Cambodia or exploring the secrets of Mexico's infamous Island of the Dolls, the *Expedition X* team is searching for answers to the world's most extraordinary mysteries. *Expedition X* is one of Discovery Channel's most successful shows, in its fourth season of production backed by an award-winning production company.

We would like to request our filming permit for Upson Park and the surrounding area of Lockport's raceways. Our shooting dates are April 10 and 11, 2023 (subject to change). Our primary shoot date will be the evening of April 10 in Upson Park. April 11 would be a safety and B-roll day if extreme weather or unforeseen circumstances were to affect our shoot on April 10. Exclusive access to the park after dark would be preferred.

If the city has any access to underground raceways or tunnels, could we be permitted to access those? The premise of the episode is exploring the history and stories behind the old raceways that operated throughout the city. Any entry into underground tunnels will truly aid our visual storytelling and would be greatly appreciated. If possible, this would be incorporated into our shoot on April 10.

Finally, we would like to request permission to fly a drone outdoors during our shoot, complying with federal and local laws/regulations. This helps us capture the visual of our location from a different perspective. Thank you for your consideration.

Sincerely,

TRYSTAN DAVIS | FIELD PRODUCER
DISCOVERY CHANNEL'S *EXPEDITION X*
Trystan.Davis@pingpongtelevision.com
MOBILE: +1 (305) 335-9080
CIRCLE THE GLOBE PRODUCTIONS

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

Aon/Albert G. Ruben Co. of NY, Inc.
171 Madison Avenue, Suite 401
New York, NY 10016

Contact Name: James Pedrick

Jesse Brown

Phone: 212-337-4356

212-463-5587

Insurer's Affording Coverage

NAIC

INSURED

Circle the Globe Productions
1840 Dana St.
Glendale, CA 91201

INSURER A: Great Divide Insurance Company

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. LIMITS SHOWN ARE AS REQUESTED.

| INSR LTR | TYPE OF INSURANCE | ADDL INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS | |
|-------------|--|--------------|-------------|---|----------------------------|----------------------------|--|-------------------|
| A | GENERAL LIABILITY | | | CNA7503824 | 05/01/22 | 05/01/23 | EACH OCCURRENCE | \$1,000,000 |
| | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY | | | | | | DAMAGE TO RENTED PREMISES (Ea occurrence) | \$1,000,000 |
| | CLAIMS MADE <input checked="" type="checkbox"/> OCCUR | X | | | | | PERSONAL & ADV INJURY | \$1,000,000 |
| | | | | | | | GENERAL AGGREGATE | \$2,000,000 |
| | | | | | | | PRODUCTS – COMP/OP AGG | \$1,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER: | | | | | | MEDICAL EXPENSE | Excluded |
| | <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC | | | | | | | |
| A | AUTO LIABILITY | | | CNA7503824 | 05/01/22 | 05/01/23 | COMBINED SINGLE LIMIT (Ea accident) | \$1,000,000 |
| | ANY AUTO | | | | | | BODILY INJURY (Per person) | \$ |
| | OWNED AUTOS ONLY | | X | | | | BODILY INJURY (Per accident) | \$ |
| | <input checked="" type="checkbox"/> HIRED AUTOS ONLY | | | *AUTO PHYSICAL DAMAGE DEDUCTIBLE: \$2,500 | | | PROPERTY DAMAGE (Per accident) | \$ |
| | <input checked="" type="checkbox"/> AUTO PHYS. DAM. ** | | | | | | AUTO PHYSICAL DAMAGE | \$1,000,000 |
| | | | | | | | | |
| A | <input checked="" type="checkbox"/> Umbrella Liab | | | CUA7503825 | 05/01/22 | 05/01/23 | EACH OCCURRENCE | \$10,000,000 |
| | Excess Liab | | | | | | AGGREGATE | \$10,000,000 |
| | DEDUCTIBLE | | | | | | | \$ |
| | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY | | | | | | WC Statutory Limits | Other |
| | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) | | | NOT COVERED HEREUNDER | | | E.L. Each Accident | \$ |
| | If yes, describe under DESCRIPTION OF OPERATIONS below | Y / N | | | | | E.L. Disease – EA Employee | \$ |
| | | N/A | | | | | E.L. Disease – Policy Limit | \$ |
| A | WORLDWIDE PRODUCTION PACKAGE | | | CNA7503824 | 05/01/22 | 05/01/23 | LIMIT | DEDUCTIBLE |
| | MISCELLANEOUS EQUIPMENT* | | | | | | \$3,000,000 | \$2,500 |
| | PROPERTY OF OTHERS | | | | | | \$5,000,000 | \$2,500 |
| | PROPS, SETS & WARDROBE | | | | | | \$3,000,000 | \$2,500 |

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Discovery Communications – Discovery Channel - Expedition X4

Certificate Holder is Additional Insured (by "Blanket" Endorsement) under General/Auto Liability but only with regard to claims arising from the negligence of Named Insured and as required by written contract. Certificate Holder is Loss Payee with regard to Production Package. All coverage is subject to terms and conditions of policies of insurance. This Certificate does not amend, extend or alter the coverage afforded by the policies above.

CERTIFICATE HOLDER

City of Lockport
One Locks Plaza
Lockport, NY 14094

Cancellation

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Aon/Albert G. Ruben Insurance Services, Inc.

For Immediate Release:

March 13, 2023

Contact: Mayor Michelle Roman
Phone: (716) 439-6665
E-mail: mroman@lockportny.gov

**ANNUAL CITY OF LOCKPORT EASTER EGG HUNT - SATURDAY, APRIL 8
AT OUTWATER PARK**

Courtesy of a generous donation by local resident Laurie Garver George, and the VFW Auxiliary Post 2535, the City of Lockport will again host the annual Easter Egg Hunt for children. This year's hunt will be held on Saturday, April 8 at 11am at Outwater Park.

Kenneth Ozimek ('Dynamite Doc') will provide music. Local residents are encouraged to participate in this family-friendly event, which will feature a visit from the Easter Bunny. Our Lockport Police and Fire Departments will be in attendance, as well.

Grand Prizes will be awarded to children ages 3-13 who find the 'special eggs', but everyone will receive a nice surprise inside the eggs they find, as well as a little something to take home.

Our thanks to the volunteers whose contributions help make this annual event a success.

From: Laura Miskell Benedict <lmiskell31@hotmail.com>
Sent: Sunday, March 12, 2023 10:39 AM
To: Michelle Roman; City Clerk; Timothy Russo; Sue A. Mawhiney
Cc: Paul Beakman; Molly Lawson
Subject: Re: FW: [EXTERNAL] Buffalo Common Council Raises Concerns About NYS Proposed Gas Bans
Attachments: City Resoulution Gas stove ban 3-12-23.docx

Hi Paul. Attached is a Resolution for your review. Mayor - let me know also if you want anything amended.

Thank you,

Laura A. Miskell Benedict
Attorney at Law
Miskell & Moxham
280 East Avenue
Lockport, NY 14094
(716) 433-1344

From: Michelle Roman <romanforlockport@gmail.com>
Sent: Saturday, March 11, 2023 7:44 PM
To: Laura Benedict <lmiskell31@hotmail.com>; City Clerk <cityclerk@lockportny.gov>; Timothy Russo <trusso@lockportny.gov>; Sue A. Mawhiney <smawhiney@lockportny.gov>
Cc: Paul Beakman <ward1@lockportny.gov>; Molly Lawson <mlawson@lockportny.gov>
Subject: Fwd: FW: [EXTERNAL] Buffalo Common Council Raises Concerns About NYS Proposed Gas Bans

Alderman Beakman would like to sponsor a similar resolution for the March 22, 2023 meeting. He wants to include gas furnaces and water heaters, as well. Can you adapt the one that Buffalo used to meet his request?

Thank you.

----- Forwarded message -----

From: <Info@lockportny.gov>
Date: Thu, Feb 23, 2023 at 4:27 PM
Subject: FW: [EXTERNAL] Buffalo Common Council Raises Concerns About NYS Proposed Gas Bans
To: Michelle Roman <romanforlockport@gmail.com>

Mayor,

Not sure if this is something that we would want to do?

From: National Fuel Government Affairs [mailto:GovernmentAffairs@natfuel.com]
Sent: Wednesday, February 22, 2023 3:35 PM
Subject: [EXTERNAL] Buffalo Common Council Raises Concerns About NYS Proposed Gas Bans

On Feb. 21, the City of Buffalo Common Council passed two resolutions raising concerns about state energy transition proposals coming out of Albany. Members recognized that the Governor's gas ban proposals are not practical for Buffalo, the second largest city in the state, or for WNY.

Please find the two resolutions attached and a link to local news coverage below.

<https://www.wgrz.com/article/news/local/buffalo-common-councilmembers-raise-concerns-about-new-york-states-climate-law-politics-wny/71-2b93507b-5e8f-4a88-8845-dbbc85dc05cd>



Nicholas Charles Stalnecker

Government Affairs Manager
NATIONAL FUEL

StalneckerN@NatFuel.com

O: 716-857-7684 M: 716-863-8771

6363 Main Street, Williamsville, NY 14221



By Alderman Beakman:

Whereas: Governor Hochul proposed a ban on gas stoves in newly constructed buildings, beginning with smaller buildings in 2025, and larger buildings in 2028; and

Whereas, Governor Hochul's proposal to ban gas and oil-powered furnaces in newly constructed buildings and homes has sparked concerns among City of Lockport homeowners and businesses that they would have to replace their existing heating equipment with electrified options such as geothermal pumps, which may be expensive to install and maintain; and

Whereas, New York State (NYS) has committed to reducing greenhouse gas emissions by 40% from 1990 levels by 2030 and 85% by 2050 under a 2019 state law; and

Whereas, the 2023 State of the State book states that building highly efficient, zero-emission buildings will not only reduce greenhouse gas emissions but also provide safer, healthier, and more comfortable homes for residents; and

Whereas, NYS has a higher percentage of people who cook with gas, with 62% of homes having a gas stove, cooktop, or oven, compared to the national average of 38%; and

Whereas, Western New York's severe winter weather has historically resulted in power outages that have made it difficult to use electric stoves, a proposed ban on gas-stove hookups and gas water heaters in new buildings could pose a significant challenge for the region during emergency situations; and

NOW, THEREFORE, BE IT RESOLVED THAT:

- (1) The Lockport Common Council acknowledges the need to reduce greenhouse gas emissions, but sees that the proposed ban is as a potentially unnecessary overreach that will negatively impact the middle-class families and restaurateurs who depend on gas stoves and water heaters for cooking and heating in the City;
- (2) The Council strongly expresses their concerns and urges Governor Hochul's office to reconsider the ban on gas stoves and water heaters; and
- (3) The Council requests that the City Clerk sends a copy of this Resolution to Governor Hochul.

Seconded by Alderman _____ and adopted. Ayes _____.

Whereas, the Friends of Outwater Park is a local group consisting of community members and businesses who are interested in the advancement of the facilities at Outwater Park;

Whereas, the Friends of Outwater Park have developed a plan to help improve the Charles Sobieraski Memorial Field in Outwater Park via means of new amenities and upgrades with the intent to have it completed by July 1, 2023 for a dedication ceremony;

Whereas, said plan totals \$24,773 and consists of donated items (\$3,525), funding to be provided directly donated to the City for purchases (\$3,100), in-kind services from local businesses (\$7,600), and a portion through the use of City funding (\$10,548);

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;

Whereas, the FY 2023 General Fund operating budget did not appropriate funds for this obligation and wishes to use funds from the capital project – FY 2021 Parks Revitalization Project – for said City-costs in the General Fund;

Now therefore be it resolved that the City's Director of Streets, Parks, and Water Distribution is hereby authorized to direct City staff and resources as limited by the funding parameters mentioned above to implement the new amenities and upgrades;

Now therefore be it resolved that the Mayor and Common Council do hereby extend thanks and appreciate to the Friends of Outwater park and all community members and businesses that contributed;

Now therefore be it resolved that the FY 2023 General Fund and Capital Project Funds are amended as follows:

Revenue

Increase

| | | |
|----------------|---------------------------------|----------|
| A.7110.32705 | Gifts and Donations | \$3,100 |
| A.9901.35031.H | Interfund Transfer from Capital | \$10,548 |

Expenditures

Increase

| | | |
|--------------|---------------------------------------|---------|
| A.7110.51100 | Overtime | \$3,750 |
| A.7110.58010 | FICA | \$286 |
| A.7110.58050 | Retirement | \$412 |
| A.7110.54110 | Landscape Materials | \$1,600 |
| A.7110.54077 | Construction and Maintenance Supplies | \$7,600 |

| | | |
|-------------------|-------------------------------|----------|
| H206.7110.59000.A | Interfund Transfer to General | \$10,548 |
| Decrease | | |
| H206.7110.52490 | Capital Improvement Expense | \$10,548 |

RECEIVED

MAR 16 2023

CITY CLERK OFFICE

Resolution 032223.

By Alderwoman Fogle:

Whereas, on February 8 2023 the mayor and common council of the city of Lockport received notice of claim of the existence of a hostile work environment that exists in city government:

Whereas the city of Lockport office of the mayor determined they would conduct an internal investigation to review the claim of the existence of a hostile work environment:

Whereas the common council has determined that it is necessary to have an independent analysis, third party investigation to whether or not a hostile work environment exists in the city government and presents its findings and recommendations to the city of Lockport:

Now therefore be it resolved the common council here by authorizes and directs the mayor to enter into an agreement with an independent third party to investigate the claim of the existence of a hostile work environment and present finding and recommendations to the mayor and common council

Resolved, the cost of same shall be charged to account A.1420.54055.

Subject: FW: [EXTERNAL] LETTER OF SUPPORT FOR NEW KENAN
Attachments: LOS 2023 City of Lockport CC.docx

-----Original Message-----

From: Adam VanDeMark [mailto:adam.vandemark@gmail.com]
Sent: Tuesday, March 14, 2023 9:32 AM
To: cityclerk@lockportny.gov
Subject: [EXTERNAL] LETTER OF SUPPORT FOR NEW KENAN

City Clerk:

Good morning. I am writing on behalf of the Kenan Center. Last year, members of the council and Mayor wrote letters of support for the new Kenan Civic Arena for the 2023 Federal appropriations. This year, I am asking for the same. The Mayor has already submitted her letter of support. Rather than request 6 similar letters, I drafted a single letter that all 6 can sign, I understand that Alderwomen Lupo and Swanson-Gellerson may not be familiar with the project, so they can either reach out to me (716)400-9193 or to the Kenan Center (716) 433-2617.

Unfortunately, we are under a tight timeline, so if this could be returned by Thursday morning, we would really appreciate it.

Thank You!

Adam VanDeMark

Whereas, the Friends of Outwater Park is a local group consisting of community members and businesses who are interested in the advancement of the facilities at Outwater Park;

Whereas, the Friends of Outwater Park have developed a plan to help improve the Charles Sobieraski Memorial Field in Outwater Park via means of new amenities and upgrades with the intent to have it completed by July 1, 2023 for a dedication ceremony;

Whereas, said plan totals \$24,773 and consists of donated items (\$3,525), funding to be provided directly donated to the City for purchases (\$3,100), in-kind services from local businesses (\$7,600), and a portion through the use of City funding (\$10,548);

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;

Whereas, the FY 2023 General Fund operating budget did not appropriate funds for this obligation and wishes to use funds from the capital project – FY 2021 Parks Revitalization Project – for said City-costs in the General Fund;

Now therefore be it resolved that the City's Director of Streets, Parks, and Water Distribution is hereby authorized to direct City staff and resources as limited by the funding parameters mentioned above to implement the new amenities and upgrades;

Now therefore be it resolved that the Mayor and Common Council do hereby extend thanks and appreciate to the Friends of Outwater park and all community members and businesses that contributed;

Now therefore be it resolved that the FY 2023 General Fund and Capital Project Funds are amended as follows:

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| | | |
|----------------|---------------------------------|----------|
| A.7110.32705 | Gifts and Donations | \$3,100 |
| A.9901.35031.H | Interfund Transfer from Capital | \$10,548 |

Expenditures

Increase

| | | |
|--------------|---------------------------------------|---------|
| A.7110.51100 | Overtime | \$3,750 |
| A.7110.58010 | FICA | \$286 |
| A.7110.58050 | Retirement | \$412 |
| A.7110.54110 | Landscape Materials | \$1,600 |
| A.7110.54077 | Construction and Maintenance Supplies | \$7,600 |

| | | |
|-------------------|-------------------------------|----------|
| H206.7110.59000.A | Interfund Transfer to General | \$10,548 |
| Decrease | | |
| H206.7110.52490 | Capital Improvement Expense | \$10,548 |