

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

Lockport Municipal Building

Regular Meeting  
Official Record

September 13th, 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.

**Minutes Correction – August 23, 2023:**

**082323.5**

By Alderman Beakman:

**Resolved** that pursuant to their request, ETC Pyramid Group, 275 North Franklin Turnpike, Ramsey, NJ 07446 ~~Trinity Buildings and Construction Management Corporation, 4 Jewel Drive #322, Wilmington, MA 01887~~ is hereby granted permission to place three dumpsters (40-yard dumpsters) in the parking spaces directly in front of 77 Main Street, where they have a project taking place. Additionally permission is granted for protective scaffolding to be installed over the sidewalk Said permission is subject to ETC Pyramid Group ~~Trinity Buildings and Construction Management Corporation~~ filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured and follow all rules and regulations as set forth in the Lockport City Code Section 156 – Roll off Containers.

Seconded by Alderman Devine and adopted as amended. Ayes 5

**091323.1**

**APPROVAL OF MINUTES**

On motion of Alderman Beakman, seconded by Alderman \_\_\_\_\_, the minutes of the Regular Meeting of August 23rd, 2023 are hereby approved as printed in the Journal of Proceedings. Ayes \_\_\_\_\_. Carried.

**FROM THE MAYOR**

**Appointments:**

8/30/2023 Gregory Qualiana, 104 Carolina Avenue has been permanently appointed to building Maintenance Mechanic for the City of Lockport effective August 29, 2023. Said appointment is subject to the City of Lockport Municipal Civil Services Rules and Regulations.

8/31/2023 Christian W. Landry, 16 Franklin Avenue has been permanently appointed to Public Works Supervisor for the City of Lockport Building Maintenance Department effective August 29, 2023. Said appointment is subject to the City of Lockport Municipal Civil Services Rules and Regulations.

9/1/2023 Roger Pitiss, 58 McIntosh Drive has been reappointed to the City of Lockport Traffic Advisory Committee. Said term expires June 1, 2027.

9/5/2023 Brian Bull, 179 Irving Street has been reappointed to the City of Lockport License Revocation Board. Said term expires March 3, 2025.

9/5/2023 Anna M. Mauri, 57 Coolidge Avenue has been reappointed to the City of Lockport Board of Ethics. Said term expires August 7, 2026

**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)

8/24/2023 Sarah K. Lanzo, City Clerk – notification of bids received on September 7<sup>th</sup> 2023 in response to the RFP for **Medix RP-90 Ambulance**.

Gorman Emergency Vehicles	\$172,570.00
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8/24/2023 Sarah K. Lanzo, City Clerk – notification of bids received on September 7<sup>th</sup> 2023 in response to the RFP for **Emergency Medical Equipment**.

Stryker	\$71,104.19
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8/15/2023 Niagara County Attorney's Office notifying the city of a Notice of Appearance in the matter of the application for review under Article 7 of the Real Property Tax Law of a tax assessment by Daniel Wiegand vs the Board of Assessment Review for the City of Lockport, the Assessor of the city and the City of Lockport NY. Index No. E180479/2023.

8/31/2023 Steve Whalen, Vernon Daniel and Dona Chase, owners of Groff's Café on the Green, LLC notifying the city of their application to the New York State Liquor Authority requesting an On-Premises Sales permit on October 8, 2023 the day of the Buffalo Bills game in London.

9/6/2023 Janice Sawyer, notifying the city that the 1 way street sign on Akron Road towards High Street at Roosevelt has been missing since an accident and vehicles have been going the wrong way.

**Notice of Complaint:**

8/24/2023 Cecilia Price, 27 Oliver Street. Tree at 23 Oliver Street is a danger.  
9/2/2023 Alberto Aguero, 163 Elmwood Avenue, tree hazard.

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

**Notice of Claim:**

8/21/2023 Jaylah Florence-Reed vs. City of Lockport  
8/21/2023 Holly Curcione vs. City of Lockport  
9/1/2023 Daniel Morrisette and Elizabeth Morrisette vs. City of Lockport  
9/1/2023 Kristen Brolinski vs. City of Lockport  
9/6/2023 Harshadkumar S Shah, deceased, by the Co-Executors of his Estate, Dharan H. Shah and Mansi H. Shah and Kaminiben H. Shah vs City of Lockport  
9/6/2023 Naresh Ramanlal Shah and Sharmistha Nareshkumar Shah vs City of Lockport  
9/6/2023 Christine Thomas vs City of Lockport  
9/6/2023 Colleen Gray vs City of Lockport  
9/6/2023 Nina Briglio vs City of Lockport

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS****091323.2**

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>
Nicholas Rubert	15	Streets Crew Leader
Elizabeth Ellis	5	Waste Water Treatment Plat Operator

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

**091323.3**

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

**Whereas** by resolution 082323.5 the Common Council approved for ETC Pyramid Group to place dumpsters in front of 77 Main Street while they complete a construction project

**Whereas** there is a need for four additional dumpsters to be used for the additional construction; Now therefore it be

**Resolved** that pursuant to their request, ETC Pyramid Group is hereby granted permission to place four dumpsters (40-yard dumpsters) in the City parking lot on Walnut Street. Said permission is subject to ETC Pyramid Group filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured and follow all rules and regulations set forth in the Lockport City Code Section 156-Roll-Off Containers.

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

#### 091323.4

**Whereas**, the City of Lockport is committed to ensuring the safety and well-being of its residents by providing timely and efficient emergency medical services; and

**Whereas**, the City maintains a fleet of ambulances to meet the demands of responding to medical emergencies, ensuring the highest level of service to our community; and

**Whereas**, the continued operation of one of the aging ambulance poses a risk to the safety of both patients and emergency personnel; and

**Whereas**, it is prudent and fiscally responsible for the City to replace the older ambulance with a new, reliable, and efficient vehicle to maintain the highest standards of emergency medical services; and

**Whereas**, the City of Lockport published two request for proposals for a new ambulance and equipment on August 24, 2023 and received one bid;

**Now, therefore, be it resolved** by the City of Lockport Common Council that the Mayor is authorized to enter into a purchasing agreement with Gorman for the purchase of the vehicle (via NYS OGS bid #13448) for \$172,570 and with Stryker for the power lifts totaling \$71,105; and

**Now, therefore, be it resolved** that the FY 2023 General Fund budget is amended as follows

#### Expense

##### Decrease

A.8021.32170	Community Development Fees	71,180
A.0000.31110	Sales Taxes Pre-empted	68,747
A.000.31120	Sales Taxes County Distribution	116,246

##### Increase

A.3410.52030	Motor Vehicle Equipment	256,173
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Seconded by Alderman \_\_\_\_\_ and adopted. Ayes \_\_\_\_\_.

#### 091323.5

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

**Whereas** General Municipal Law Section 53(4) extends purchasing authorizations to be made in event of an emergency in which there is endangerment to the health, welfare, property, or taxpayers of the City of Lockport; and

**Whereas** the City's Wastewater Treatment Department, in coordination with the Mayor's Office Department of Finance, and City Engineer, were required to utilize said emergency authorization for the failure of pumps at the Richfield Lift Station; now, therefore, be it

**Resolved** that the Common Council hereby acknowledges the use of the emergency authorization to contract with Koester in the amount of \$112,000, and amends the FY 2023 Sewer Fund Budget as follows

#### Expenditures

##### Decrease

G.1900.54775	Contingency	\$87,000
G.8130.54623	Utilities – Electricity	\$25,000

Increase  
G.8130.54540                      Utility System Reform                      \$112,000

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

**091323.6**

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

**Whereas** resolution 060618.5 authorized bonding in the amount of \$150,000 to be used for the engineering of the sludge dryer; and

**Whereas**, bonding was completed shortly thereafter, however, the project was not pursued and funding has remained in the capital account; and

**Whereas**, closing the capital account can free funds to be moved into the debt service fund, which can then be used to pay future year debt payments in the sewer fund; now therefore be it

**Resolved** that the H194 capital account is hereby authorized to be closed and have remaining funding moved to the debt service fund.

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

**091323.7**

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

**Whereas** the FY 2023 Capital Budget includes a proposed project for workplace violence prevention measures and improvements; and

**Whereas** the City wishes to allocate funding to a capital project to begin funding of said components of the Workplace Violence Prevention Policy; and

**Whereas** the initial estimated costs of said components are estimated to be \$470,000 between the major funds; and

**Whereas** each fund has sufficient balances of unreserved fund balance and cash flow to support said costs with excess remaining;

**Resolved** that the FY 2023 operating budgets are hereby amended as follows:

Revenues

A.0000.30599	Appropriated Fund Balance	\$200,000
FX.0000.30599	Appropriated Fund Balance	\$170,000
G.0000.30599	Appropriated Fund Balance	\$100,000

Expenditures

A.9901.35031.H	Interfund to Capital	\$200,000
FX.9901.35031.H	Interfund to Capital	\$170,000
G.9901.35031.H	Interfund to Capital	\$100,000

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

**091323.8**

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

**Whereas** the Director of Highways, Parks, and Water Distribution informed the Mayor that the corrugated guide rails along Glenwood Avenue between North Transit Street and Craine Street are damaged and in need of replacement; and

**Whereas** Pavilion Drainage Supply Co. Inc. is included in the New York State Bid and listed as qualified contractor in the Niagara County Department of Public Works Bid No. 2023-16 for Guide Railings, Posts and Concrete Barriers; and

**Whereas** Pavilion Drainage Supply Co. Inc. submitted a proposal to the Engineering Department for \$53,262.50 to replace the guide rails at Glenwood Avenue; and

**Whereas** the City has received funding from NYSDOT to make improvements for work not usually affecting the pavement, such as guiderail projects; and

**Resolved** that the Mayor is authorized to execute an Agreement with Pavilion Drainage Supply Co. Inc., 6630 Ellicott Street Road, Pavilion, New York 14525, in the amount of \$53,263.50 contingent upon legal review.

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

#### **091323.8A**

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

**Resolved** that pursuant to their request, 210 Walnut Street, LLC, Harrison Place, Lockport, NY 14094 is granted permission to utilize two parking spots on South Street to the west of the main gates in order to allow construction trucks to exit. Said permission is subject to Mancuso Group filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

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

#### **091323.9**

#### **ADJOURNMENT**

At \_\_\_\_\_ P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday, September 27th 2023.

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

SARAH K. LANZO  
City Clerk