

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

September 27th, 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 – Moment of Silence

MAYOR'S UPDATE

RECESS

Recess for public input.

092723.1

APPROVAL OF MINUTES

On motion of Alderman Beakman, seconded by Alderman Kantor, the minutes of the Regular Meeting of September 13th, 2023 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

9/11/2023 Caitlin Kenney, 315 East Avenue has been reappointed to the City of Lockport's Parks Committee. Said term expires January 12th, 2028.

9/13/2023 Paul M. Edgette, 380 Walnut Street, has been appointed to Senior Water and Sewer Maintenance Worker for the city of Lockport Water Distribution Department effective September 15th 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. Reviewed by the Finance Committee.

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

9/14/2023 Sarah K. Lanzo, City Clerk – Notification of bids received on September 14th, 2023 in response to the **RFP for Lockport Public Works – Operations and Management Audit.**

Matrix Consulting Group	\$65,600.00
Raftelis	\$69,750.00
Bakertilly	\$55,500.00

9/26/2023 Sarah K. Lanzo, City Clerk – Notification that the Lockport Municipal Offices will be closed as follows in the month of October in remembrance of Columbus Day/Indigenous Peoples Day.

Monday, October 9th

There will be no change in the garbage pickup schedule.

Notice of Complaint:

9/20/2023 Donna Baron, 86 Nicholls Street – lawn damage.

9/20/2023 David Timm, 19 Euclid Avenue – tree complaint.

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

Notice of Claim:

9/12/2023 Patricia Shanley vs. City of Lockport

9/13/2023 Hydraulic Race Co., Inc. and Niagara Zipper LLC vs. City of Lockport

9/21/2023 Robert and Heather Mattison vs. Laura Miskell Benedict, City of Lockport Corporation Counsel, Claude A. Joerg, Niagara County Attorney and the Niagara County Industrial Development Agency.

Referred to Corporation Counsel.

Notice of Petition:

Supreme Court of the State of New York County of Albany In the matter of the application of Douglas A. Gaudieri vs. James V. McDonald, M.D., M.P.H. Commissioner New York State Department of Health and Sarah K. Lanzo, Lockport City Clerk.

Referred to Corporation Counsel

MOTIONS & RESOLUTIONS

092723.2

By Alderman Lupo:

Resolved that pursuant to their request, the YWCA is hereby granted permission to place 2783 small purple flags at Veterans Park for the month of October, which is recognized as Domestic Violence Awareness Month. Each of the 2783 flags represents a domestic violence incident, which took place in Niagara County last year. Permission is subject to 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.

092723.3

By Alderman Fogle:

Resolved that pursuant to their request, Lockport High School is hereby granted permission to conduct a Homecoming Parade in the City of Lockport on Saturday, October 7, 2023 starting at 11 am, subject to approval of the parade route by the Police Chief and issuance of a parade permit by the City Clerk.

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

092723.4

By Alderman Swanson-Gellerson:

Resolved, that pursuant to his request, permission is hereby granted to local artist Austin Hinton who wishes to create a mural on Market Street at the site of the former Dussalt Foundry; and further

Resolved, that a second mural be placed along the concrete wall on the west side of Clinton Street to replace the existing mural that has faded from the weather

Seconded by Alderman Fogle and adopted. Ayes 6.

092723.5

By Alderman Lupo:

Whereas 6 Ashley Place has had numerous code violations over the last few year and the property is now condemned; and

Whereas the structure needs to be demolished, with the cost for demolition being approximately \$25,000 - \$30,000.

Whereas 6 Ashley Place is part of the 2020 In Rem. The Judgment awarding the property to the City of Lockport was signed on; and

Whereas Niagara Orleans Regional Land Improvement Corporation (NORLIC) has expressed interest in the property. They would demolish the structure and pay all associated costs; and

Whereas the transfer of this property to NORLIC would follow the provisions of the City's Best Use Policy; and

Whereas at a Property Management held on August 7, 2023, there was a motion to sell the property to NORLIC for \$1.00, which was unanimously approved; and

Whereas The City must write off taxes, water & sewer and refuse charges owed of approximately \$4,177.54;

Now therefore be it resolved that the Mayor be, and is hereby authorized to enter into a Contract of sale and execute a quitclaim deed and related documents necessary for the sale of the following property to the following purchaser for \$1.00.

PARCEL ID	ADDRESS	PURCHASER
109.71-2-36	6 ASHLEY PL	NIAGARA ORLEANS REGIONAL LAND IMPROVEMENT CORPORATION

Seconded by Alderman Kantor and adopted. Ayes 6.

092723.6

By Alderman Beakman:

Whereas there is property located at 94 Grand Street in the City of Lockport (“the Property”) that the City has taken by in rem judgment in 2020; and

Whereas the Property did not sell at the last auction held by the City in 2022 after the high bidder failed to meet the deposit requirements of the auction; and

Whereas the prior lienholder, US Bank Trust National Association, has approached the City to purchase the Property for a sum that equals all unpaid taxes and service charges, plus all administrative costs attributable to the Property’s share of the in rem action; and

Whereas the Real Property Management Committee has reviewed the request by US Bank and voted unanimously to recommend the transfer to the Bank as it is in the best interest of the City, subject to the conditions set forth above.

Now be it resolved that upon presentation of a deed in proper order prepared at the Bank’s expense and approved by the City Corporation Counsel staff, the Mayor is hereby authorized to sign said deed and related taxing documents.

Seconded by Alderman Devine and adopted. Ayes 6.

092723.6A

By **Alderman Lupo on the floor:**

Motion to call for Public Hearing on the proposed Comprehensive Plan and Zoning Code to be held October 11, 2023 at the next scheduled meeting of the Common Council, and to refer to the Niagara County Planning Board for the same proposed Comprehensive Plan and Zoning Code for consideration at its next meeting on October 16, 2023,

Seconded by Alderman Devine and adopted as **proposed on the floor.** Ayes 6.

092723.7

ADJOURNMENT

At 6:49 P.M. Alderman Beakman moved the Common Council be adjourned until 6:30 P.M., Wednesday October 11th 2023.

Seconded by Alderman Kantor and adopted. Ayes 6.

SARAH K. LANZO
City Clerk