

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

Lockport Municipal Building

Regular Meeting  
Official Record

May 8th, 2024  
6:00 P.M.

Mayor John Lombardi III called the meeting to order.

**ROLL CALL**

The following Common Council members answered the roll call:

Aldermen Craig, Devine, Fogle, Kirchberger, Lupo, Mullane

**INVOCATION**

**RECESS**

Recess for public input.

**050824.1**

**APPROVAL OF MINUTES**

On motion of Alderman Fogle, seconded by Alderman Mullane, the minutes of the Regular Meeting of April 24th 2024 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**PUBLIC HEARING**

The Mayor announced a public hearing on the 2024 Restore New York Communities Initiative Grant Application.

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

Recess for public input.

The Mayor closed the public hearing.

**FROM THE MAYOR**

**Appointments:**

## 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)

4/24/2024 Robert Heil, on behalf of The Lock Tender LLC (4 Lock Street) – notifying The City of Lockport that a waiver of the 30-day notification required by the NYS Liquor Authority has been requested.

4/30/2024 Notification from Alyssa Renko, 8806 Tonawanda Creek Rd, Clarence Center, to the City of Lockport, of her application to the NYS Office of Cannabis Management for an adult-use retail dispensary to be located at 320 S. Transit Road, Lockport, NY.

4/30/2024 Alex Cox, 33 Park Place requesting permission to host a block party on July 13<sup>th</sup>, 2024. They would like to barricade part of the road from 1:00pm – 8:00pm.

5/2/2024 Sarah K. Lanzo, City Clerk – notification of bids received on April 2<sup>nd</sup>, 2024 in response to the **RFP Dog Control-DCO**.

Contractor Name	Phone Number	Service	Bid Amount
Paws in the Falls	716-444-0093	Dog Sheltering Services	\$2800/month

5/3/2024 Sarah K. Lanzo, City Clerk - notification of bids received on May 3rd 2024 in response to the **RFP Housing and Maintenance Services – City Website and Social Media**

Contractor Name	Phone Number	Service	Bid Amount
Fitzgerald	716-807-8281	Social	\$150/hr
		Web	\$150/hr
		Housing	\$150/hr
North Shore Solutions	315-771-78743	Social	\$60/hr
		Web	\$60/hr
		Advanced Housing	\$650/yr

5/3/2024 Sarah K. Lanzo, City Clerk - notification of bids received on May 3rd 2024 in response to the **RFP Market Street, Elm Street & Chestnut Street Pavement Rehabilitation**.

Contractor Name	Phone Number	Total Bid Amount
Milherst Construction Inc.	716-688-9098	\$682,940.00
Occhino Corp	716-827-7000	\$624,000.00
Zoladz Construction Co. Inc.	716-937-6575	\$785,589.38
Edbauer Construction	716-883-0280	\$795,299.00
Amherst Paving	716-834-4961	\$530,198.00

5/6/2024 Sarah K. Lanzo, City Clerk– notification that the Lockport Municipal Offices will be closed on in observance of Memorial Day.

Monday May 27<sup>th</sup>

Garbage will be collected on the day following regularly scheduled collection that week.

**Notice of Complaint:**

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

**Notice of Claim:**

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS**

**050824.2**

By Alderman Craig:

**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 March 28th 2024.

Seconded by Alderman Kirchberger and adopted. Ayes 6.

**050824.3**

By Alderman Mullane:

**Resolved** that the request for a special use permit by James E. Spry III at 54 Beattie Avenue to harbor four hens on the property, be and the same is hereby approved, subject to the following provisions:

- No change in character of neighborhood.
- No excessive noise or disturbance of neighborhood.
- No appreciable change in traffic.
- No outside storage of materials.

The special permit shall go to the applicant only and shall terminate on the sale or transfer of the property if other than the applicant; and further it terminates if the use permitted is abandoned for more than one year, if any of the conditions enumerated herein have changed, and in the discretion of the Common Council make such use unsuitable.

Seconded by Alderman Lupo and adopted. Ayes 6.

**050824.4**

By Alderman Kirchberger:

**Whereas** Market Street in the City of Lockport (City) is designated by the New York State Department of Transportation (NYSDOT) as a Touring Route; and

**Whereas** the City has determined that pavement restoration is needed on Market Street beginning from the north side of the intersection with Main Street / East Main Street, continuing north and east on Market Street, and ending at the east side of the intersection with Matt Murphy Way / Lake Avenue, and on Elm Street beginning from the north side of the intersection with Chestnut Street, continuing south, and ending at the north side of the intersection with Walnut Street and Chestnut Street beginning from the east side of the intersection with Market Street, continuing east, and ending at the east side of the intersection with Elm Street; and

**Whereas** the City has received funding from NYSDOT to make improvements to designated Touring Routes; and

**Whereas** the City issued a Notice to Bid for interested contractors for the Market Street, Elm Street & Chestnut Street Pavement Rehabilitation Project and subsequently received and publicly opened and read bids at the Municipal Building on May 3, 2024 at 2 pm as follows;

<b>Contractor Name</b>	<b>Total Bid Amount</b>
Amherst Paving	\$530,198.00
Occhino Corp	\$624,000.00
Milherst Construction Inc.	\$682,940.00
Zoladz Construction Co. Inc.	\$785,589.38
Edbauer Construction	\$795,299.00

And

**Whereas** the City’s Retained Consulting Engineer, Nussbaumer & Clarke, Inc., has determined that Amherst Paving has submitted the lowest complete and responsible bid and recommends that the City award the contract to Amherst Paving, for a total amount of \$530,198.00 now, therefore, be it

**Resolved** that the Mayor is authorized to execute an Agreement with Amherst Paving in the amount of \$530,198.00 contingent upon legal review and availability of funding for the City project.

Seconded by Alderman Mullane and adopted. Ayes 6.

**050824.5**

By Alderman Lupo:

**Whereas** the Empire State Development Restore NY Communities Initiative (the “Program”) provides funding to communities to support activities that focus on community development through the rehabilitation of vacant, abandoned, or underutilized structures, and

**Whereas** a proposed redevelopment project at 7 Ontario Street (the “Project”) to renovate the 3,828 square foot vacant mixed-use structure has been determined to meet the Program guidelines and is consistent with the City’s downtown revitalization initiative and downtown redevelopment plans, the proposed financing is appropriate for the Project, the Project is an effective and efficient use of existing and future public resource, the Project will promote economic development and preserve community resources, and

**Whereas** the City has held a public hearing to obtain citizens' views regarding the Program and the proposed Project.

**Now therefore be it resolved**, that the Mayor is hereby authorized to submit a grant application in the amount of up to \$500,000, such amount to be used to provide business grants and fund the costs of grant administration and program activities, and be it further

**Resolved** that the Mayor is hereby authorized to execute all related documents associated with the ESD grant, subject to review and approval by the City Attorney.

Seconded by Alderman Craig and adopted. Ayes 6.

**050824.6**                    **WITHDRAWN Juneteenth**

**050824.7**

By Alderman Devine:

**Resolved** that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to execute a contract with Lockport Little Loop Football for use of Exchange Field for their 2024 season.

Seconded by Alderman Fogle and adopted. Ayes 6.

**050824.8**

By Alderman Kirchberger:

**Whereas** the City of Lockport recognizes the importance of honoring and commemorating the sacrifices of our veterans on Memorial Day; and

**Whereas** the Veterans of Foreign Wars (VFW) plays a significant role in organizing and conducting Memorial Day ceremonies in our community; and

**Whereas** it is fitting and proper for the City to support the efforts of the VFW in organizing these ceremonies;

**Therefore** be it resolved, that the City Council authorizes the allocation of \$1000 from the City budget to the Veterans of Foreign Wars (VFW) for the purpose of conducting Memorial Day ceremonies in the City of Lockport and be it further

**Resolved** that the FY 2024 General Fund budget is amended as follows:

Expenditures:

Decrease

A.1900.54775	Contingency	\$1,000.00
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Increase

A.8510.54510	Program Expenses	\$1,000.00
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Seconded by Alderman Devine and adopted. Ayes 6.

**050824.9**

By Alderman Mullane:

**Resolved** that pursuant to their request, permission is hereby granted to the residents of Park Place to barricade Park Place from High Street to Orchard Street on July 13, 2024, from 12 PM to 9 PM for a block party, and be it further

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

Seconded by Alderman Fogle and adopted. Ayes 6.

**050824.10**

**ADJOURNMENT**

At 6:20 P.M. Alderman Fogle moved the Common Council be adjourned until 6:00 P.M., Wednesday May 22nd, 2024.

Seconded by Alderman Devine and adopted. Ayes 6.

SARAH K. LANZO  
City Clerk