

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

Lockport Municipal Building

Regular Meeting  
Official Record

June 26th, 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.

**062624.1**

**APPROVAL OF MINUTES**

On motion of Alderman Fogle, seconded by Alderman Kirchberger, the minutes of the Regular Meeting of June 12th 2024 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**FROM THE MAYOR**

**Appointments:**

Kelsey M. Teeter, 404 N. Transit St., Lockport, NY 14094 has been appointed to Real Property Appraiser in the Assessor Department. Said appointment is provisional and subject to the City of Lockport Municipal Service Rules and Regulations.

Kevin Norris, 440 South Street, Lockport NY has been reappointed to the Civil Service Commission for a 6-year term. Said term expires May 31<sup>st</sup> 2030.

**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)  
6/4/2024 David L. Ulrich, 45 Main St., Lockport, NY 14094 sent a letter notifying city officials of concerns at 51 Main Street.

6/5/2024 Andrew Ciubotaru from Rezzonator Services on behalf of Hawley's Grove LLC, requesting a waiver of the 30-day notice of liquor license application.

6/5/2024 Robert Soemann from Bad Attitudes LLC at 616 West Avenue, Lockport, NY 14094 provided notice of their license renewal request to the New York State Liquor Authority.

**Notice of Complaint:**

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

**Notice of Claim:**

6/10/2024 Elrashid A. Elbanna vs. The City of Lockport

Referred to the Corporation Counsel.

**MOTIONS & RESOLUTIONS**

**062624.2**

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 June 27th 2024.

Seconded by Alderman Devine and adopted. Ayes 6.

**062624.3 John Deere Loader Lease**

By Alderman Kirchberger:

**Whereas** resolution 030922.12 approved a lease to own contract through the NYSOSG Contract PC-69403 for a John Deere Loader to be used for snow plowing, leaf pickup, and other departmental functions; and

**Whereas** the annual lease payments were to be made from the Consolidated Highway Aid (CHIPS) in the amount of \$62,804 over 5 years; and

**Whereas** due to supply chain delays, the delivery of the Loader did not occur until 2023; and

**Whereas** the price remained constant at \$287,283 plus \$40 lease fee, however interest rates increased from the original proposal of 3.0416% to 3.84% increasing the annual lease payments to \$64,374; therefore, be it

**Resolved** the City of Lockport Common Council hereby approves the increase to the 5 year lease agreement with Five Star/John Deere Financial to accommodate the increase to the interest rate.

Seconded by Alderman Mullane and adopted. Ayes 6.

**062624.4 Special Use Permit 291 Prospect**

By Alderman Devine:

**Resolved** that the request for a special use permit by Joshua Brege 291 Prospect Street to harbor chickens 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.

**062624.5 Budget Amendment for NYSDOT Funding**

By Alderman Craig:

**Whereas** the NYSDOT has awarded the City of Lockport with program funding for CHIPS, PAVE NY, EWR, STR and POP for State Fiscal Year 2024-25 in the amount of \$ 2,416,954.37, now, therefore, be it

**Resolved** that the fiscal year 2024 Capital Fund budgets be amended to add the apportioned balances as follows:

Increase Revenue:

H082.5112.33501	Consolidated Highway Aid	\$1,243,936.79
H208.5112.33501	Consolidated Highway Aid	<u>\$1,173,017.58</u>
		\$2,416,954.37

Increase Appropriations:

H082.5112.52450	Infrastructure – Roads	\$1,243,936.79
H208.5112.52450	Infrastructure – Roads	<u>\$1,173,017.58</u>
		\$2,416,954.37

Seconded by Alderman Fogle and adopted. Ayes 6.

**062624.6 Bridlewood Drive Block party**

By Alderman Fogle:

**Resolved** that pursuant to their request, permission is hereby granted to the residents of Bridlewood Drive, to barricade said street at Transit Road and Bridlewood Drive on Sunday, July 28, 2024 from 11 am – 6 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 the area prior to said event.

Seconded by Alderman Kirchberger and adopted. Ayes 6.

**062634.7 WITHDRAWN**

**062624.8 Juneteenth**

By Alderman Fogle:

**Whereas** in August of 1619, an English ship transported some 20 Africans to Jamestown, Virginia Colony, beginning the barbaric era of slavery in our country; and

**Whereas** on January 1, 1863, President Abraham Lincoln issued the Emancipation Proclamation, which declared "that all persons held as slaves" within the Confederate states "are, and henceforward shall be free"; and

**Whereas** on June 19, 1865, two years after the Emancipation Proclamation was issued, Union troops led by Major General Gordon Granger arrived at Galveston, Texas, to deliver the news that the Civil War had ended and that enslaved Africans were now free; and

**Whereas** upon his arrival in Texas, Major General Granger issued General Order Number 3 which stated "[t]he people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free. This involves an absolute equality of rights and rights of property between former masters and slaves."; and

**Whereas** June 19, or Juneteenth, is the oldest nationally celebrated commemoration of the ending of slavery in the United States and celebrates African American freedom and achievement; and

**Whereas** the vestiges of slavery and racism still permeate throughout our nation; and

**Whereas** no one should have to live in the shadows of their oppressors; and

**Whereas** Juneteenth challenges us to reexamine our core values as a city, state, and nation, and to ensure freedom, liberation, and justice for all people; and

**Whereas** Juneteenth is a holiday that has become increasingly recognized in our community and it is necessary for our entire City to be aware of the importance of this holiday to our Black neighbors; and

**Whereas** Lockport has had a long history as part of the Underground Railroad, and a strong black community with business and civic leaders like Aaron Mossell; and

**Whereas** Juneteenth should be a holiday in the City of Lockport as a testament to freedom, liberation, and justice, and a day where Black life, Black history, and Black culture is honored and celebrated; and

**Now, therefore, be it resolved** that Juneteenth (June 19) shall be added as a holiday for all employees of the City of Lockport commencing in the calendar year 2025.

Seconded by Alderman Lupo and adopted. Ayes 6.

**062624.9 DPW Truck Price Increase**

By Alderman Craig:

**Whereas** the City issued a RFP for the purchase of a new Plow Truck in resolution 122023.3, and subsequently received and agreed to a quoted price of \$67,065 from Joe Basil Chevrolet, Inc.; and

**Whereas** the City identified a truck available on the lot for immediate delivery that exceeds the originally specified truck in terms of durability and utility due to its upgraded stainless steel bed and other miscellaneous upgrades; and

**Whereas** the additional cost of the truck, although higher than the originally agreed upon RFP price, is justified by the enhanced features and immediate availability that provide long-term benefits and operational savings for the City; and

**Whereas** the City has reviewed the budget and confirmed that the additional expenditure for the upgraded truck is feasible without compromising other budgetary commitments or financial stability;

**Resolved** the City of Lockport Common Council hereby approves the increase to the price of the vehicle, which in turn will be a more durable vehicle for the City.

Seconded by Alderman Mullane and adopted. Ayes 6.

**062624.9A Authorize Force Main Sewer Lining RFP**

By Alderman Mullane:

**Whereas** the City of Lockport (City) has identified the need to perform necessary improvements on an existing 8” diameter force main sewer associated with the Hoover Lift Station; and

**Whereas** the City has determined that the most cost effective way to perform the necessary improvements is to perform Cured-in-Place-Pipe (CIPP) lining, which will be accomplished by excavating access pits to perform lining of approximately 2,150 linear feet of force main; and

**Resolved**, that the Director of Engineering and/or the City’s consulting engineering firm Nussbaumer & Clarke, Inc. (Nussbaumer) is authorized and directed to prepare and issue a Request for Proposal (RFP) for the CIPP lining for the existing 8” diameter force main sewer;

**Resolved** that upon receipt of said Request for Proposals (RFP), the City Clerk is hereby authorized and directed to advertise the same.

Seconded by Alderman Fogle and adopted. Ayes 6.

**062624.9B Budget Amendment – Confidential Secretary**

By Alderman Fogle:

**Whereas** on March 27, 2024, the City of Lockport (“City”) adopted a salary schedule for the position of Confidential Secretary to the Mayor: and

**Whereas** the salary for said position was set at \$42,000.00 for the year 2024, according to the Employment Policy Manual for Unrepresented Department Heads, Management Employees and Management Confidential Employees; and

**Whereas** upon review of said compensation for Confidential Secretary for 2024, it has been determined that her actual pay rate should be \$23.9761 per hour thereby totaling a compensation of \$43,636.50 for 2024;

**Resolved** that the salary for the position of Confidential Secretary to the Mayor be amended to and set at \$43,636.50 for the year 2024.

Seconded by Alderman Devine and adopted. Ayes 6.

### **062624.9C AFSCME Collective Bargaining Agreement (CBA)**

By Alderman Kirchberger:

**Whereas** the City of Lockport (“City”) entered into a Collective Bargaining Agreement (“CBA”) with the American Federation of State, County and Municipal Employees (“AFSCME”) Local 855 (“Union”) through December 31, 2026; and

**Whereas** similar to other state, county and municipal entities, the City has experienced difficulty in seeking out quality workers and the retaining them for long term employment; and

**Whereas** the compensation for said workers has dipped to the approximate level of minimum wage in many categories thus discouraging many applicants; and

**Whereas** the City has experienced a shortage of workers in many positions thereby delaying or preventing the execution of various jobs and assignments in the City; and

**Whereas** the situation has reached point where some action is required to allow the City to continue to function efficiently;

**Therefore be it resolved** that the Common Council directs that the Mayor, through Corporation Counsel, enter into an agreement with AFCSME Local 855 to change the following with the Union whereby:

The hourly pay rate for AFSCME members in the Union contract is increased \$2.00 per hour effective July 1, 2024; and

The hourly pay rate for AFSCME members in the Union contract is increased \$2.00 per hour effective January 1, 2025

Seconded by Alderman Kirchberger and adopted. Ayes 6.

### **062624.10 ADJOURNMENT**

At 6:40 P.M. Alderman Fogle moved the Common Council be adjourned until 6:00 P.M., Wednesday July 10<sup>th</sup> 2024.

Seconded by Alderman Devine and adopted. Ayes 6.

SARAH K. LANZO  
City Clerk