

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

Lockport Municipal Building

Regular Meeting  
Official Record

July 24th, 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**

**ANNOUNCEMENTS**

**RECESS**

Recess for public input.

**072424.1**

**APPROVAL OF MINUTES**

On motion of Alderman Fogle, seconded by Alderman Craig, the minutes of the Regular Meeting of July 10th 2024 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

**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)

**Notice of Complaint:**

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

**Notice of Claim:**

Referred to the Corporation Counsel.

## MOTIONS & RESOLUTIONS

### 072424.2

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 July 25, 2024.

Seconded by Alderman Fogle. Ayes 6.

### 072424.3 Regent Street Block Party

By Alderman Mullane:

**Resolved** that pursuant to the request of Dennis Stachera, Regent Street, permission is hereby granted to the residents of Regent Street to barricade Regent at Washburn Street and Beattie Avenue on July 27<sup>th</sup>, 2024, from 12 pm – 8 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 Devine. Ayes 6.

By Alderman Devine:

Resolved, that the reading of the foregoing resolution be and the same are hereby waived.

Seconded by Alderman Fogle and adopted. Ayes 6.

### 072424.4 Budget Amendment

By Alderman Craig:

**Whereas** resolution 022223.7 adopted a Budget Amendment Policy in compliance with the New York State Office of the Comptroller; and

**Whereas** the policy requires Council approval for budget amendments for certain conditions as indicated below; and

**Whereas** the City of Lockport 2023 Budget requires budget amendments in accordance with this policy as of December 31, 2023; and

**Therefore be it resolved** that the following budget amendments be approved:

*Within a departmental budget equal to or greater than \$50,000(within the personnel account classification, or between all other classifications):*

From:	To:	Amount:
A.3120.51010 Full Time Wages	A.3120.1100 Overtime	\$ 71,301
A.3120.51010 Full Time Wages	A.3120.1130 Out of Grade	\$196,617
A.3120.51175 Ed & Training	A.3120.1100 Out of Grade	\$109,000

A.3120.58040 Hosp & Med Ins	A.3120.54065 Equip Rental/Lease	\$ 55,255
A.3410.51010 Full Time Wages	A.3410.1130 Out of Grade	\$ 31,615
A.3410.51175 Ed & Training	A.3410.1130 Out of Grade	\$179,422
A.1900.54775 Contingency	A.1900.54765 Judgements & Claims	\$180,045
A.9000.58010 FICA	A.9000.51010 Full Time Wages	\$ 9,099

*Budget transfers within the same departmental budget **into** any personnel accounts from non-personnel classifications (i.e.: equipment/capital outlay, contractual or benefit budgets).*

From:	To:	Amount:
A.1210.54510 Program Expense	A.1210.51010 Full Time Wages	\$ 362
A.1355.58050 Retirement	A.1355.51010 Full Time Wages	\$ 1,332
A.1490.58040 Hosp & Med Ins	A.1490.51100 Overtime	\$ 957
A.1490.58040 Hosp & Med Ins	A.1490.51170 Add'l & Other Comp	\$ 463
A.1490.58040 Hosp & Med Ins	A.1490.51010 Full Time Wages	\$ 2,199
A.1640.54300 Vehicle Maint	A.1640.51100 Overtime	\$ 4,026
A.1640.58040 Hosp & Med Ins	A.1640.51100 Overtime	\$ 215
A.5110.54560 Salt	A.5110.51100 Overtime	\$ 14,023
A.5110. 58040 Hosp & Med Ins	A.5110.51130 Out of Grade	\$ 3,295
A.7185.54050 Equip Maint/Repair	A.7185.51170 Add'l & Other Comp	\$ 25
A.7185.54077 Const&Maint Supplies	A.7185.51170 Add'l & Other Comp	\$ 51
A.7185.54078 Gas, Oil, Diesel Fuel	A.7185.51170 Add'l & Other Comp	\$ 1,023
A.7185.54515 Special Supplies	A.7185.51170 Add'l & Other Comp	\$ 91

*Budget transfers that cannot be covered within a departmental budget and must be transferred from other budgets within the same fund:*

From:	To:	Amount:
A.1310.51100 Overtime	A.1210.51010 Full Time Wages	\$ 36
A.1310.51100 Overtime	A.1010.51040 Part Time Wages	\$ 227
A.1310.54005 Office Supplies	A.1010.54003 Office Furniture	\$ 253
A.1310.54005 Office Supplies	A.1430.54005 Office Supplies	\$ 4
A.1900.54510 Program Exp	A.1430.54510 Program Exp	\$ 259
A.1410.51010 Full Time Wages	A.1490.51010 Full Time Wages	\$ 7,784
A.1900.54775 Contingency	A.1620.51010 Full Time Wages	\$ 19,154
A.1900.54775 Contingency	A.1620.51100 Overtime	\$ 6,994
A.1900.54775 Contingency	A.1620.51130 Out of Grade	\$ 3,168
A.9000.58010 FICA	A.1620.58040 Hosp & Med Ins	\$ 11,595
A.9000.58010 FICA	A.1620.58050 Retirement	\$ 325
A.1900.54775 Contingency	A.1640.51100 Overtime	\$ 6,293
A.3620.54075 Service Contracts	A.3510.54055 Professional Serv	\$ 2,395
A.3620.58020 Workers Comp	A.3510.58020 Workers Comp	\$ 1,004
A.1900.54623 Utilities-Elec	A.5182.54623 Utilities-Elec	\$ 23,568
A.1900.54620 Utilities-Nat Gas	A.5182.54623 Utilities-Elec	\$ 27,848
A.7110.54110 Landscape Materials	A.7140.54065 Equip Rental/Lease	\$ 164
A.7110.54110 Landscape Materials	A.7140.54510 Program Exp	\$ 1,796
A.7110.58050 Retirement	A.7140.58050 Retirement	\$ 3,709
A.7110.51010 Full Time Wages	A.7180.51010 Full Time Wages	\$ 52
A.7110.51060 Temp/Seasonal	A.7180.51060 Temp/Seasonal	\$ 3,227
A.7110.54110 Landscape Materials	A.7180.54510 Program Exp	\$ 955
A.7110.58010 FICA	A.7180.58010 FICA	\$ 1,016
A.7110.51100 Overtime	A.7185.51170 Add'l & Other Comp	\$ 982

**072424.5 Bills Elvis Charity Foundation Community Tailgate**

By Alderman Kirchberger:

**Whereas** a tailgate fundraiser has been organized by Lockport Main Street, in conjunction with Bills Elvis Charity Foundation (John Lange), Lock 34 Bar & Grill, and Gonzos, to benefit Challenger Sports of WNY, Irish Angels & the Devin Waring Foundation; now, therefore, be it

**Resolved** that pursuant to their request, Lockport Main Street, Inc. is hereby granted permission to hold a tailgate fundraiser on Main Street on Thursday, September 12, 2024, from 4:00 pm until 7:30 pm, and be it further

**Resolved** that permission to waive the open-container law for the duration of the event, to conduct the sale of alcoholic beverages and be it further

**Resolved** that Main Street be closed to through traffic from Cottage to Pine and Pine St to Locust for the duration of the event, and be it further

**Resolved** that the Director of Highways, Parks and Water Distribution is hereby authorized and directed to arrange for delivery and pick-up of City barricades and trash receptacles as needed, and be it further

**Resolved** that the fundraiser will include music, food, games, raffles and beer tents, with said permission subject to Lockport Main Street, Inc. filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Fogle. Ayes 6.

**072424.6 Niagara Classic**

By Alderman Devine:

**Resolved** that pursuant to their request, permission is hereby granted to DiscGolf716 to conduct Niagara Classic, sponsored by West Herr to conduct a disc gold tournament at Outwater Park on September 7<sup>th</sup>, 2024 and be it further

**Resolved** that said permission is subject to DiscGolf716 filing a certificate of insurance with the City Clerk naming the City of Lockport as additionally insured.

Seconded by Alderman Mullane. Ayes 6.

**072424.7 International Overdose Awareness Day 8/31**

By Alderman Lupo:

**Whereas** August 31<sup>st</sup> has been recognized as International Overdose Awareness Day since 2001, and is the world's largest annual campaign to end overdose; and

**Whereas** an Overdose Awareness Rally in Lockport is planned, offering outreach for agencies, programs and/or services that support people with substance use disorder/addiction as well as NARCAN training; and

**Whereas** speakers will be attending to share their experiences working with people who have overdosed; now, therefore, be it

**Resolved** that pursuant to their request, the organizers of the Overdose Awareness Rally are hereby granted permission to hold said event at Veterans Memorial Park on East Avenue in Lockport on Saturday, August 31<sup>st</sup>, 2024 from 5pm until 8pm and be it further

**Resolved** that said permission is subject to WNYIL filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Mullane and adopted. Ayes 6.

**072424.8 Increased Audit Fees**

By Alderman Craig:

**Whereas** resolution 082323.12 entered into a contract with Lumsden McCormick LLP to provide annual auditing services to the City through fiscal year 2025; and

**Whereas** the professional services provided by our auditors, Lumsden McCormick, have resulted in increased expenses due to additional work performed outside of their normal contractual scope for GASB 87 compliance, ambulance services activity, and unreconciled account activity; and

**Whereas** the current professional services budget does not adequately cover these increased expenses; and

**Whereas** it is essential to maintain accurate and compliant financial records and audit reports to ensure the financial health and transparency of our organization; and

**Whereas**, there are sufficient funds available in the Contingency Account to cover these additional expenses;

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

Expense

Decrease		
A.1900.54775	Contingency	\$8,752
Increase		
A.1010.54055	Professional Services	\$8,752

Seconded by Alderman Kirchberger. Ayes 6.

**072424.9 Roof Replacement RFP**

By Alderman Devine:

**Whereas** the City published an RFP to collect bids for a Roof-Stand Pipe Roof Replacement Outwater Park on June 18, 2024 with a due date of June 27, 2024;

**Whereas** the City Clerk, in coordination with the City's Water Department Maintenance Supervisor and Finance Director, have reviewed said bid submissions and have recommended to pursue a contract with Progressive Roofing;

**Whereas** the Capital Projects H204 Fund Operating Budget appears to be appropriately funded to cover this project;

**Now therefore be it resolved** that the Mayor is hereby authorized to enter into a contract with Progressive Roofing.

Seconded by Alderman Mullane. Ayes 6.

**072424.10 Lockport Locks Heritage District Corporation's Grant Application**

By Alderman Lupo:

**Whereas** The Lockport Locks Heritage District Corporation (LHDC) is a 501c3 not-for-profit organization with a mission to rehabilitate the Erie Canal Flight of Five Locks and to encourage and support the transformation of the Locks Heritage District into a vibrant heritage tourism destination; and

**Whereas** the vision of the LHDC is a vibrant, robust Locks Heritage District, annually welcoming tens of thousands of visitors throughout the year, anchored by a fully rehabilitated and functional Flight of Five Locks, representing an historic site of national significance, and serving as a catalyst for economic development and jobs within and around the Locks Heritage District; and

**Whereas** the LHDC has developed a " Phase III - City of Lockport's Erie Canal Flight of Five Locks Rehabilitation" project that celebrates the bicentennial of the completion of construction of the Erie Canal (1825-2025), including further rehabilitation of the historic Erie Canal Flight of Five Locks, and the promotion of the Erie Canal, Flight of Five, and City of Lockport as a world class heritage destination; and

**Whereas** the LHDC is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under Title 9 of the Environmental Protection Act of 1993 for a park project to be located at the historic Erie Canal Flight of Five Locks, part of the Erie Canal National Heritage Corridor, a site located within the territorial jurisdiction of this Council; and

**Whereas** the LHDC is additionally applying for funding through other state agencies and programs, including but not limited to: Empire State Development, Market NY, and the Canal Corporation; and

**Whereas** as a requirement under the rules of this program, said not-for-profit corporation must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located";

**Now therefore let it be resolved**, that the Council of the City of Lockport hereby approves and endorses the application of the LHDC for a grant under Title 9 of the Environmental Protection Act of 1993, and for all funding being pursued by the LHDC, for a project known as the " Phase III - City of Lockport's Erie Canal Flight of Five Locks Rehabilitation" and located within the City of Lockport.

Seconded by Alderman Craig. Ayes 6.

**072424.11 ~~Ambulance Purchase—being prepared.~~ WITHDRAWN**

**072424.11A Authorize Purchase from Parks Revitalization Fund**

By Alderman Lupo:

**Whereas** Resolution 040721.8 (FY 2021 Budget Supplement #1) established a Park Revitalization Program (H206) in the Capital Budget with \$275,000 in funding; and

**Whereas** the City wishes to purchase ten metal trash bins for the parks; now, therefore, be it

**Resolved** that the City of Lockport Common Council hereby approves of the Mayor to enter into a purchasing agreement with Integrity Machining and Fabrication for \$15,082.20 and utilize funds in the H206 capital project.

Seconded by Alderman Kirchberger. Ayes 6.

**072424.11B Block Party on Union Street**

By Alderman Craig:

**Resolved** that pursuant to their request, permission is hereby granted to the residents to barricade Union Street from Chapel to North Adam on August 11th, 2024, from 1 PM to 8 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 Kirchberger. Ayes 6.

**072424.12**

**ADJOURNMENT**

At 6:20 P.M. Alderman Fogle moved the Common Council be adjourned until 6:00 P.M., Wednesday August 14<sup>th</sup> 2024.

Seconded by Alderman Devine and adopted. Ayes 6.

SARAH K. LANZO  
City Clerk