

**CITY OF LOCKPORT**  
**COMMON COUNCIL PROCEEDINGS**

Lockport Municipal Building

Regular Meeting  
Official Record

August 13th, 2025  
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 Fogle, Craig, Lupo, Devine, Kirchberger  
Absent: Alderman Mullane

**INVOCATION – Mayor Lombardi**

**ANNOUNCEMENTS**

**RECESS**

Recess for public input.

**081325.1**

**APPROVAL OF MINUTES**

On motion of Alderman Craig, seconded by Alderman Kirchberger the minutes of the Regular meeting of July 23rd, 2025 are hereby approved as printed in the Journal of Proceedings. Ayes 5.

**FROM THE MAYOR**

**Appointments:**

8/5/2025 Tracy Farrell, 55 Lakeview Parkway, Lockport, NY, has been appointed to the City of Lockport Planning Board effective August 5<sup>th</sup>, 2025. Said term expires October 31<sup>st</sup>, 2025.

**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)

7/10/2025 Patrick Tighe from Niagara County Deputy Sheriff's Benevolent Association requesting use of Nelson C. Goehle Park for 5k on Sunday October 5<sup>th</sup>, 2025.

8/1/2025 Letter from the Niagara County Legislature requesting the City's participation in a commemorative activity with the Niagara County 250<sup>th</sup> American Revolution Committee where a professional artist will create a unique painting to represent each municipality.

**Notice of Petition:** (To review real property tax assessment pursuant to Article 7 of the Real Property Tax Law)

7/16/2025 Alico High Associates vs. The Board of Assessment Review, The Assessor of the City of Lockport and The City of Lockport, NY

8/6/2025 BG296,LLC vs. The City of Lockport

## **MOTIONS & RESOLUTIONS**

### **081325.2**

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 August 14th, 2025.

Seconded by Alderman Devine and adopted. Ayes 5.

### **081325.3**

By Alderman Craig:

**Whereas** on March 29, 2024, the City of Lockport (City) was awarded a Bipartisan Infrastructure Law Lead Service Line Inventory (BIL-LSLI) grant through the New York Drinking Water State Revolving Fund (DWSRF #19290) in the amount of \$124,630 to complete a Lead Water Service Line Inventory in accordance with regulatory requirements; and

**Whereas** affordability for City residents and property owners is a significant concern in advancement of the proposed project to meet regulatory requirements;

#### **Now therefore be it resolved:**

1. The City authorizes the undertaking of the Lead Service Line Inventory project and the maximum total cost of the project shall be in the grant amount of \$124,630;
2. The City authorizes Municipal Solutions, Inc., 62 Main St., LeRoy, NY 14482, to prepare an application to the Drinking Water State Revolving Fund administered by the NYS Environmental Facilities Corporation (EFC) for the LSLI project;
3. The City authorizes the Mayor to execute a grant agreement and any other forms or documents needed to secure the grant funds from the Drinking Water State Revolving Fund;
4. This resolution shall take effect immediately.

Seconded by Alderman Lupu and adopted. Ayes 5.

### **081325.4**

By Alderman Kirchberger:

**Whereas** on March 29, 2024, the City of Lockport (City) was awarded a Bipartisan Infrastructure Law Lead Service Line Inventory (BIL-LSLI) grant through the New York Drinking Water State Revolving Fund (DWSRF #19290) in the amount of \$124,630 to complete a Lead Water Service Line Inventory in accordance with regulatory requirements; and

**Whereas** the City reviewed the LSLI project scope in regards to the New State Environmental Quality Review Act (SEQRA) and after comparing the thresholds in 6 NYCRR 617.4 and 617.5, the City has determined that the proposed LSLI project meets the definition of a Type 2 action involving information collection, maintenance, repair and replacement of existing facilities involving no substantial changes to existing facilities;

**Now therefore be it resolved** the City has determined that the proposed DWSRF #19290 LSLI project is a SEQRA Type 2 action with no significant adverse impacts on the environment and thus no further review under SEQR is required.

Seconded by Alderman Devine and adopted. Ayes 5.

#### **081325.5**

By Alderman Lupo:

**Whereas** on December 16, 2024, the City of Lockport (City) was awarded Bipartisan Infrastructure Law Lead Service Line Replacement (BIL-LSLR) funding through the New York Drinking Water State Revolving Fund (DWSRF #19807) including a grant up to \$10,000,000 and interest free financing up to \$10,477,044 to complete a Lead Water Service Line Replacement project in accordance with regulatory requirements; and

**Whereas** the City reviewed the LSLR project scope in regards to the New State Environmental Quality Review Act (SEQRA) and after comparing the thresholds in 6 NYCRR 617.4 and 617.5, the City has determined that the proposed LSLR project meets the definition of a Type 2 action involving information collection, maintenance, repair and replacement of existing facilities involving no substantial changes to existing facilities;

**Now therefore be it resolved**, the City has determined that the proposed DWSRF #19807 LSLR project is a SEQRA Type 2 action with no significant adverse impacts on the environment and thus no further review under SEQR is required.

Seconded by Alderman Fogle and adopted. Ayes 5.

#### **081325.6**

By Alderman Craig:

**Resolved** that pursuant to their request, the Niagara County Sheriff's Office Victim Services unit is hereby granted permission to host a 5K run in honor of Domestic Violence Awareness Month, at Nelson C. Goehle Wide Waters Marina, on Sunday, October 5th, 2025, from 8am until 12noon. Permission to include the use the restroom facilities and pavilion, and the barricading of Market Street, from Mill Street to Cold Springs Road from 9:45am until 11:30am. Said permission is subject to Niagara County Deputy Sheriff's PBA filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

**Resolved** that the Director of Highways, Parks and Water Distribution is hereby authorized and directed to arrange to have the restroom open and electricity available at the park for said event, and to arrange for delivery of barricades, traffic cones, and street closed signs.

Seconded by Alderman Fogle and adopted. Ayes 5.

**081325.7**

By Alderman Lupo:

**Whereas** the Niagara County Legislature has established the Niagara County 250th American Revolution Committee to coordinate county-wide events in recognition of the 250th anniversary of the founding of the United States of America in 2026; and

**Whereas** the Committee, in partnership with SUNY Niagara, will commemorate this milestone by commissioning a professional artist to create a unique painting representing each municipality in Niagara County, to be featured in a traveling exhibition and subsequently presented to each municipality for display; and

**Whereas** the total cost for each commissioned painting is \$500.00, with the Committee contributing \$250.00 toward the cost and each participating municipality contributing a matching \$250.00; and

**Whereas** participating municipalities will also receive a commemorative flag featuring the Niagara 250th logo for display at their municipal building in advance of the 2026 celebrations; and

**Whereas** the City of Lockport wishes to participate in this historic commemoration, ensure representation in the county-wide exhibition, and support the preservation and celebration of the City's unique heritage;

**Now therefore be it resolved**, that the Common Council of the City of Lockport hereby approves participation in the Niagara County 250th Celebration as outlined in the correspondence from the Niagara County Legislature dated August 1, 2025, and authorizes payment in the amount of \$250.00 to the Niagara USA Chamber, with "Niagara 250th Committee" in the memo line, for the City of Lockport's share of the municipal painting and commemorative flag;

Seconded by Alderman Fogle and adopted. Ayes 5.

**081325.8**

By Alderman Devine:

**Whereas** Secured By Grace Protection Agency has paired with The Prayer Room Church to host a Gospel Festival at Outwater Park on Saturday August 30<sup>th</sup>, 2025, and

**Whereas** the organizers have requested permission to utilize Outwater Park for this event and to temporarily block off the adjacent parking lot to accommodate the Anticipated attendance and ensure public safety throughout the event,

**Resolved** that the Common Council of the City of Lockport, NY hereby approves this request contingent on Secured By Grace filing a certificate of Insurance with the City Clerk.

The Director of Highways and Parks is hereby authorized to coordinate with the event organizers regarding site access, logistics and block off the parking lot for the duration of the event

Seconded by Alderman Lupo and adopted. Ayes 5.

**081325.9**

By Alderman Devine:

**Resolved** that pursuant to their request, permission is hereby granted to Baby Ribs to conduct a community event in honor of her late mother Sarah Persons, on August 31<sup>st</sup>, 2025 at 135 Charlotte Street. This legacy event will be held from 11am-8pm. A FREE community feast will be offered and a free backpack giveaway to any child who comes out.

**Be it further resolved** that the Director of Highways and Parks is hereby authorized and directed to arrange delivery of barricades, picnic tables and garbage cans prior to the event and contingent upon filing a Certificate of Insurance with the City Clerk naming the City as additionally insured.

Seconded by Alderman Lupo and adopted. Ayes 5.

**081325.10**

By Alderman Fogle:

**Resolved** that pursuant to their request, The Refuge Temple of Lockport at 15 Cottage Street is hereby granted permission to host Gospel Fun Day on August 30<sup>th</sup>, 2025. The event will run from 4pm- 7pm and will include free food, music, talent showcasing, prayer and more.

**Be it further resolved** that the Director of Highways and Parks is hereby authorized and directed to arrange delivery of barricades to block off the alley for the duration of the event. Permission is contingent upon filing a Certificate of Insurance with the City Clerk naming the City as additionally insured.

Seconded by Alderman Craig and adopted. Ayes 5.

**081325.11** Withdrawn

**081325.12**

By Alderman Kirchberger:

**Whereas** General City Law 20(3) authorizes the City to accept donations from individuals or organizations, and to use said donations per the restrictions placed on them by the donor, regardless of minimum value; now, therefore, be it

**Resolved** that the Mayor and Common Council do hereby extend thanks and appreciation to the Redman's Club., for a donation of \$1,000 to be used for Supplies at the City Pool; and

**Resolved** that the FY 2025 General Fund budget be amended as follows:

Revenue

Increase		
A.7180.32705	Gifts and Donation	\$1,000

Expenditures		
Increase		
A.7180.54515	Special Supplies	\$1,000

Seconded by Alderman Devine and adopted. Ayes 5.

**081325.12A**

By Alderman Craig:

**AN ORDINANCE AUTHORIZING THE FINANCING OF THE LEAD SERVICE LINE REPLACEMENT PROJECT IN AND FOR THE CITY OF LOCKPORT, NIAGARA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$20,477,044, AND AUTHORIZING, THE ISSUANCE OF \$20,477,044 BONDS OF SAID CITY TO PAY THE COST THEREOF.**

**Whereas** the capital project hereinafter described has been determined to be a Type II Action of the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide, will not result in any significant adverse environmental impact; and

**Whereas** it is now desired to authorize the financing thereof, NOW, THEREFORE, BE IT ORDAINED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Lockport, Niagara County, New York, as follows:

Section 1. The Lead Pipe Replacement Program, in and for the City of Lockport, Niagara County, New York, including original furnishings, machinery, equipment, apparatus, appurtenances, and other incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$20,477,044.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is by the issuance of \$20,477,044 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent that any Federal or State grants-in-aid are received for such specific object or purpose, the amount of bonds to be issued pursuant to this ordinance shall be reduced dollar for dollar.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Lockport, Niagara County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real

property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Treasurer, the chief fiscal officer of said City. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the City Treasurer shall deem best for the interests of said City, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the City Treasurer shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters, except as provided herein relating to such bonds herein authorized including date, denominations, maturities, interest payment dates, and whether said bonds shall be repaid in accordance with a schedule providing for substantially level or declining annual debt service, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the City Treasurer, the chief fiscal officer of such City. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The City Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said City in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes for said specific object or purpose to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the City Treasurer. Such notes shall be of such terms, form and contents as may be prescribed by said City Treasurer consistent with the provisions of the Local Finance Law.

Section 10. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this bond ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 12. This ordinance, which takes effect immediately upon the adoption thereof, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing ordinance was duly put to a vote on roll call, which resulted as follows:

Alderman Fogle	VOTING - Yes
Alderman Kirchberger	VOTING -Yes
Alderman Craig	VOTING - Yes
Alderman Mullane	VOTING - absent
Alderman Devine	VOTING - Yes
Alderman Lupo	VOTING – Yes

The ordinance was thereupon declared duly adopted.

**081325.13**

## **ADJOURNMENT**

At 6:28pm Alderman Fogle moved the Common Council be adjourned until 6:00pm Wednesday, August 27th, 2025.

Seconded by Alderman Devine and adopted. Ayes 6.

EMILY STODDARD  
City Clerk