

CITY OF LOCKPORT
COMMON COUNCIL PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

June 10th, 2026
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, Wyche, O'Malley, Fogle, Wiley and Kirchberger

INVOCATION – Pastor Steve O'Mara

ANNOUNCEMENTS

RECESS

Recess for public input.

061026.1

APPROVAL OF MINUTES

On motion of Alderman Craig, seconded by Alderman Kirchberger the minutes of the Regular meeting of May 27th, 2026 are hereby approved as printed in the Journal of Proceedings. Ayes 6.

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)

6/1/2026 Emily Stoddard, City Clerk - notification of bids received in response to the RFP for East Avenue Pavement Rehabilitation received on May 29th, 2026 at 2:00pm.

Contractor Name	Phone Number	Bid Amount
D&H Paving	716-893-0066	\$422,220

Milherst Construction Inc	716-688-9098	\$473,900.30
Occhino Corp.	716-827-7000	\$476,690
Amherst Paving	716-868-9300	\$492,110

MOTIONS & RESOLUTIONS

061026.2

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 11th, 2026.

Seconded by Alderman O'Malley and adopted. Ayes 6.

061026.3

By Alderman Wiley:

Resolved, that the Mayor and Common Council do hereby extend congratulations and appreciation to the following City employees for their years of dedicated service to the City of Lockport:

<u>Employee</u>	<u>Years of Service</u>	<u>Title</u>
Andrew D. Harris	5	Municipal Worker
Marissa N. Ciliberto-Laubacker	5	Water Treatment Plan Operator

Seconded by Alderman Kirchberger and adopted. Ayes 6.

061026.4

By Alderman O'Malley:

Resolved that the following Local Law is hereby adopted:

A Local Law Amending The Code Of The City Of Lockport To Establish A Uniform Fee Schedule And To Authorize The Setting Of Fees By Resolution Of The Common Council

Be It Enacted by the Common Council of the City of Lockport, New York, as follows:

Section 1. Legislative Intent

It is the intent of this Local Law to create a uniform and efficient process for the establishment and amendment of fees, charges, and rates imposed by the City of Lockport.

The Common Council finds that the inclusion of specific fee amounts within the Code of the City of Lockport results in administrative inefficiencies, delays in implementation, and unnecessary costs associated with frequent code amendments.

Accordingly, this Local Law authorizes the Common Council to establish and amend such fees by resolution and to maintain a consolidated Fee Schedule.

Section 2. Establishment of Citywide Fee Schedule

A. There is hereby established a **City of Lockport Fee Schedule**, which shall contain all fees, charges, and rates imposed by the City unless otherwise required by state or federal law.

B. Said Fee Schedule shall be adopted and amended from time to time by resolution of the Common Council.

C. The Fee Schedule shall be maintained by the City Clerk and made available to the public during regular business hours and, where practicable, on the City's official website.

Section 3. General Authorization

Whenever any chapter, article, or section of the Code of the City of Lockport authorizes the imposition of a fee, charge, or rate, such fee shall be:

“As established by resolution of the Common Council and set forth in the City of Lockport Fee Schedule.”

This provision shall apply whether or not such language currently appears in the Code.

Section 4. Amendment of Existing Code Provisions

A. All provisions of the Code of the City of Lockport that establish specific dollar amounts for fees, charges, or rates are hereby amended to delete such specific amounts.

B. In each instance, such provisions shall be deemed to read:

“The fee shall be as established by resolution of the Common Council and set forth in the City of Lockport Fee Schedule.”

C. This amendment shall include, but not be limited to, provisions contained in chapters relating to:

- Administration
- Treasurer's Office
- Clerk's Office
- Code Enforcement and Building Permits
- Fire Department services
- Police services
- Water and Sewer services
- Refuse and Recycling
- Parks and Recreation
- Engineering and street openings
- Dog control and licensing

D. The General Code publisher is hereby authorized and directed to make such revisions as are necessary to carry out the intent of this Local Law.

Section 5. Prior Resolutions and Fee Schedule

The Fee Schedule in effect at the time of adoption of this Local Law, as previously approved by resolution of the Common Council, shall remain in full force and effect, until amended or superseded by subsequent resolution.

Section 6. Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof.

Section 7. Repealer

All local laws, ordinances, or parts thereof inconsistent with this Local Law are hereby repealed to the extent of such inconsistency.

Section 8. Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State.

Seconded by Alderman Wyche.

A roll call vote was taken which resulted as follows:

Alderman Kirchberger - Aye
Alderman Wiley - Aye
Alderman Fogle - Aye
Alderman O'Malley - Aye
Alderman Wyche - Aye
Alderman Craig - Aye

Motion carried..

061026.5

By Alderman Fogle:

Approve Sarah Persons (Mrs. Ribs) Legacy Community Event

Resolved, that pursuant to their request, permission is hereby granted to Eula Collins, (Baby Ribs) to conduct a community event in honor of her late mother Sarah Persons, on Sunday August 23rd, 2026 at 135 Charlotte Street. This legacy event will be held from 11am-8pm. A FREE community feast will be offered.

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 O'Malley and adopted. Ayes 6.

051326.6

By Alderman Fogle:

Approve Sidewalk Sale Permit for Slow Season Cafe – July 18, 2026

Resolved, that permission is hereby granted to Slow Season Cafe, located at 17 W Main Street, Lockport, New York, to conduct a Sidewalk Sale on Saturday July 18th; and be it further

Resolved, that said approval shall permit the temporary display and sale of merchandise adjacent to the business location, subject to the following conditions:

1. A clear and unobstructed pedestrian walkway compliant with ADA accessibility requirements shall be maintained at all times;
2. No merchandise, tables, tents, signs, or displays shall obstruct traffic, fire lanes, building entrances, or public safety access;
3. No amplified music, street closures, or additional vendors shall be permitted unless separately approved by the City;
4. The applicant shall be responsible for cleanup of the area immediately following the event;
5. All activities shall comply with applicable City ordinances, regulations, and directives of the Police Department, Fire Department, and Code Enforcement Office; and be it further

Resolved, Slow Season Cafe shall provide a Certificate of Insurance naming the City of Lockport as an additional insured prior to the event.

Seconded by Alderman Kirchberger and adopted. Ayes 6.

051326.7

By Alderman Craig:

Acceptance of CSX Grant and Budget Amendment for Fire Department

Whereas, the City of Lockport Fire Department has been awarded a grant from CSX Transportation in the amount of \$4000 for the purchase of Rapid Deployment Craft (RDC) and related safety equipment; and

Whereas, these funds were not included in the 2026 adopted budget;

Now therefore be it resolved, that the Mayor and Common Council hereby accept the grant award from CSX Corporation in the amount of \$4000; and be it further

Resolved, that the 2026 General Fund Budget be amended as follows:

Revenue:

Increase

A.3410.32770

Other Classified Revenue

\$4000

Expense:

Increase

Public Safety Equipment

\$4000

Seconded by Alderman O'Malley and adopted. Ayes 6.

051326.8

By Alderman Craig:

Resolution to Award East Ave. Paving

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 East Avenue between Cleveland Place to the City line; 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 East Avenue Pavement Rehabilitation Project and subsequently received and publicly opened and read bids at the Municipal Building on May 29, 2026 at 2:00 pm as follows;

<u>BIDDER</u>	<u>TOTAL BID AMOUNT</u>
D&H Paving	\$422,220.00
Milherst Construction	\$473,900.30
Occhino Corp.	\$478,815.00
Amherst Paving	\$492,110.00

And

Whereas, the City’s Retained Consulting Engineer, Nussbaumer & Clarke, Inc., has determined that D&H Paving has submitted the lowest complete and responsible bid and recommends that the City award the contract to D&H Paving, for a total amount of \$422,220.00 now, therefore, be it

Resolved, that the Mayor is authorized to execute an Agreement with D&H Paving in the amount of \$422,220.00 contingent upon legal review and availability of funding for the City project.

Seconded by Alderman Wyche and adopted. Ayes 6.

051326.9

By Alderman Wyche:

Resolution to apply for Engineering Planning Grant for WWTP Facility Improvement Evaluation

Whereas, the City of Lockport (City) proposes to conduct a Wastewater Treatment Plant Facility Improvement Evaluation; and

Whereas, the City is preparing an application to the NYS Environmental Facilities Corporation (NYSEFC) Competitive Engineering Planning Grant Program (EPG) to conduct a Wastewater Treatment Plant Facility Improvement Evaluation; now, therefore, be it

Resolved, that if the City is selected for an EPG Grant, the City authorizes and appropriates a minimum of 20% local match as required by the Engineering Planning Grant Program for \$10,000. Under the Engineering Planning Grant Program, this local match must be at least 20% of the \$50,000 grant award. The maximum local share appropriated, subject to any changes agreed to by the Mayor, shall not exceed \$10,000. The total estimated maximum project cost is \$60,000. The Mayor shall increase this local match through the use of in-kind services without further approval from the City; and be it further

Resolved, that if the City is selected for an EPG grant, the Mayor is authorized to execute a Grant Agreement with the NYS Environmental Facilities Corporation and to sign any and all other contracts, documents and instruments necessary to bring about the project and to fulfill the City's obligations under the Engineering Planning Grant Agreement.

Seconded by Alderman Wiley and adopted. Ayes 6.

051326.10

By Alderman Wyche:

Authorizing Wastewater Flow Monitoring and Sampling Services

Whereas, the City of Lockport is undertaking a comprehensive review of its wastewater collection and treatment systems through the Water and Sewer Master Plan; and

Whereas, the collection of flow monitoring and wastewater sampling data will provide valuable information to support the development of the Master Plan; and

Whereas, TECsmith possesses specialized expertise and familiarity with the City's wastewater infrastructure and has been identified as a sole-source provider for these services; and

Whereas, funding is available within the Water and Sewer Master Plan Capital Project (H227);

Now therefore be it resolved, that the Mayor and Common Council hereby authorize the Mayor to enter into an agreement with TECsmith for wastewater flow monitoring and sampling services in accordance with its submitted proposal; and be it further

Resolved, that the Mayor and Common Council hereby determine that TECsmith is a sole-source provider for these services; and be it further

Resolved, that funding for this work, in an amount not to exceed \$34,000, shall be appropriated from Capital Project H227 – Water and Sewer Master Plan

Seconded by Alderman Kirchberger and adopted. Ayes 6.

061026.11

ADJOURNMENT

At 6:35pm Alderman O'Malley moved the Common Council be adjourned until 6:00pm Wednesday, June 24th, 2026.

Seconded by Alderman Fogle and adopted. Ayes 6.

EMILY STODDARD
City Clerk