

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

July 7, 2010
6:00 P.M.

Mayor Michael W. Tucker called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Kibler, Pasceri, Smith, McKenzie, Chapman, and Genewick.

RECESS

Recess for public input.

070710.1

APPROVAL OF MINUTES

On motion of Alderman Pasceri, seconded by Alderman Kibler, the minutes of the Regular Meeting of June 16, 2010 and the Special Meeting of June 23, 2010 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

6/23/10 Melisa Niver, 44 LeVan Avenue, Lockport, NY reappointed as a member of the Youth Board Committee. Said term to expire July 13, 2013. Received and filed.

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. Referred to the Finance Committee.

Communications (which have been referred to the appropriate City officials)

6/17/10 Duane W. Priset, Emmanuel United Methodist Church, 75 East Avenue, Lockport, NY – request permission to conduct a block party on Wakeman Alley on July 14, 2010. Referred to the Committee of the Whole.

6/21/10 Ronald Gwozdek, Niagara County Department of Health, 5467 Upper Mountain Road, Lockport, NY – approval of the plans and specifications for the replacement of sanitary sewers on Union Street between Vine and Exchange Streets. Referred to the Committee of the Whole.

6/24/10 Daniel E. Seaman, Town of Lockport, 6560 Dysinger Road, Lockport, NY – Notice of Public Hearing for proposed amendment to the Zoning Code of the Town of Lockport on August 4, 2010 at 7:30 p.m. Referred to the Committee of the Whole.

7/1/10 Richard P. Mullaney, City Clerk – report of bid proposals received on June 25, 2010 for one 1500 GPM CAFS Pumper Rescue Fire Apparatus as follows:

| | |
|--|------------|
| Churchville Fire Equipment Corp. Churchville, NY | \$ 529,074 |
| Gorman Emergency Vehicles Elma, NY | \$449,606 |
| Fire Equipment Sales & Service Inc. Crimson Fire Westfield, NY | no bid |

Referred to the Committee of the Whole.

Notice of Defect:

6/17/10 289 Ontario Street, Lockport, NY – tree
6/17/10 110 Grant Street, Lockport, NY – tree
7/1/10 324 Green Street, Lockport, NY - tree
Referred to the Highways & Parks Department.

Notice of Claim:

6/17/10 Emily White, 110 Grant Street, Lockport, NY
7/1/10 Lisa R. Sidor, 324 Green Street, Lockport, NY
Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

070710.2

By Alderman Kibler:

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 9, 2010.

Seconded by Alderman Pasceri and adopted. Ayes 6.

070710.3

By Alderman Kibler:

Resolved, that claims authorized for payment by the Director of Community Development, and subsequently paid from the Community Development Escrow Account, be and the same are hereby approved.

Seconded by Alderman McKenzie and adopted. Ayes 6.

070710.4

By Alderman Pasceri:

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> |
|---------------------|-------------------------|--------------------------|
| Thomas J. Passuite | 30 | Fire Chief |
| Paula M. Sattelberg | 30 | Director of Utilities |
| Russell J. Sprung | 5 | Motor Equipment Operator |
| Jessica E. Stopa | 5 | Senior Account Clerk |

Seconded by Alderman Genewick and adopted. Ayes 6.

070710.5

By Alderman Smith:

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to enter into an agreement with American Amusement Rentals for conducting a carnival on Canal Street for Old Home Week.

Seconded by Alderman Kibler and adopted. Ayes 6.

By Alderman Kibler:

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

Seconded by Alderman Pasceri and adopted. Ayes 6.

070710.6

By Alderman Smith:

Resolved, that pursuant to their request, Old Home Week be and the same is hereby given permission to do the following:

Saturday, July 24, 2010

- Hold a Kidde Parade on Canal Street beginning at 11:00AM
- Hold the Grande Parade beginning at 1:00PM at East Ave and Davison Road west to Ida Fritz Park.
 - City Clerk to issue permits for same
 - Highway and Parks Superintendent to arrange for temporary no parking signs to be erected and deliver barricades for side streets along Parade route
- Close Main Street from Cottage to Transit Street (including Main Street Entrance to Friendly’s Restaurant) beginning at 4:00PM for concert.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage by 9 AM in front of City Hall facing South East; and delivery of street

closed signs and barricades, refuse receptacles, and picnic tables to area prior to event

- Director of Engineering is directed to make arrangements to have Municipal Building open for restroom use.

Sunday, July 25, 2010

- Use stage at Max Lederer Field for 100- Mile Relay and music.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage to Max Lederer Field (behind visitors bleachers facing North) by 8:00AM.

Monday July 26, 2010

- Use stage for music at Ida Fritz Park.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage at Ida Fritz Park prior to the beginning of Monday Night Cruise.
- Close Niagara Court east of the back entrance of Presbyterian Church to Church Street to conduct a carnival in City Hall Parking Lot beginning Monday, July 26th until Thursday, July 29th from 12 noon – 9 PM.
 - Highway and Park Superintendent is directed to arrange for delivery of street closed signs and barricades.

Tuesday July 27, 2010

- Reserve pavilion at Nelson C. Goehle Park (Widewaters) and utilize restrooms, including power at Park Shelter at Market and Adam Streets and Nelson C. Goehle Park (Widewaters Marina)
 - Highway and Park Superintendent is directed to arrange for delivery of refuse receptacles along the trail.
- Close Main Street from Cottage to Transit Street (including Main Street Entrance to Friendly's Restaurant) beginning at 6:00PM for concert.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage to City Hall facing South East, street closed signs and barricades, refuse receptacles and picnic tables to area prior to event and Director of Engineering directed to make arrangements to have Municipal Building open for restroom use.

Wednesday, July 28, 2010

- Use stage at Lockport Town Hall for music.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage to Lockport Town Hall, Wednesday morning July 28, 2010

Thursday July 28, 2010

- Reserve pavilion at Nelson C. Goehle Park (Widewaters) and utilize power along fitness trail to Packet Park.
 - Highway and Park Superintendent is directed to arrange for delivery and set up of stage to Nelson C. Goehle Park for music and pie eating events Thursday morning.

Friday, July 30, 2010

- Use stage at Day Road Park for closing night festivities.
 - Highway and Parks Superintendent is directed to arrange for delivery and set up of stage to Day Road Park by 5:00 PM Friday, July 29, 2010 for fireworks display

And be it further

Resolved, that permission is granted Old Home Week to vend in City parks and any and all fees associated with the events of Old Home Week are hereby waived.

Seconded by Alderman McKenzie and adopted. Ayes 6.

070710.7

By Alderman Pasceri:

Resolved, that pursuant to her request, Rosa Patterson is hereby granted permission to erect two tents at Outwater Park on August 1, 2010 subject to Rosa Patterson filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman McKenzie and adopted. Ayes 6.

070710.8

By Alderman Smith:

Resolved, that pursuant to their request, Single Women Ministry of Sanctuary Temple is hereby granted permission to use half of City parking lot #5 on Saturday, July 31, 2010 from 8 am to 4 pm to conduct a rummage sale and sell hot dogs subject to Single Women Ministry filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured.

Seconded by Alderman Genewick and adopted. Ayes 6.

070710.9

By Alderman Smith:

Resolved, that pursuant to their request, Emmanuel United Methodist Church is hereby granted permission to barricade Wakeman Alley on July 14, 2010, for a block party, and be it further

Resolved, that the Highways & Parks Department be and the same is hereby authorized and directed to deliver barricades to said area prior to said event.

Seconded by Alderman Pasceri and adopted. Ayes 6.

070710.10

By Alderman Pasceri:

Resolved, that the Corporation Counsel is hereby authorized and directed to prepare a Local Law relative to Flood Damage Prevention, and be it further

Resolved, that a public hearing be held at the Common Council meeting of July 21, 2010, starting at 6:00 P.M. in the Common Council Chambers, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to said local law, and be it further

Resolved, that the City Clerk is hereby authorized and directed to advertise notice of said public hearing.

Seconded by Alderman Kibler and adopted. Ayes 6.

070710.11

By Alderman Pasceri:

Resolved, that pursuant to their request, permission is hereby granted the residents of Monroe Street to barricade Monroe Street from Jackson Street to Scovell Street on August 8, 2010, for a block party, and be it further

Resolved, that the Highways & Parks Department be and the same is hereby authorized and directed to deliver barricades to said area prior to said event.

Seconded by Alderman McKenzie and adopted. Ayes 6.

070710.12

By Alderman Pasceri

Whereas, the City of Lockport has utilized the services of Flexcare, Inc Employee Benefits Consultants Brokers and Administrators to assist the City in developing medical insurance benefits plans to meet the needs of its employees while addressing the rising costs, and

Whereas, the City is a member of the Health Alliance of WNY which is a collection of public sector groups joined for the purpose of gaining buying power, thus achieving lower rates and dedicated service, and

Whereas, the Lockport Housing Authority and the Lockport Public Library do not have sufficient numbers of employees to establish individual plans within the Alliance, now therefore be it

Resolved that the City of Lockport hereby authorizes the Health Alliance of WNY, to admit the Lockport Housing Authority and the Lockport Public Library as sub-groups of the City of Lockport’s health insurance plan.

Seconded by Alderman Kibler and adopted. Ayes 6.

070710.13

By Alderman Pasceri:

Whereas, Housing Visions Consultants, Inc. (“HVC”) is Not for Profit Corporation established for the purpose of constructing and maintaining low income housing to increase the Municipality’s supply of adequate, safe and sanitary low income dwelling accommodations that are within the financial reach of families and persons of low income, and

Whereas, 155 Genesee Street, Lockport, NY (Tax ID 109.63-2-75) and 169 Genesee Street, Lockport, NY (Tax ID 109.63-2-72) are abandoned and blighted properties in need of significant repair to restore to the tax rolls, and

Whereas, HVC has tendered a written purchase offer for the above two properties for the sum of \$1.00 with a commitment to return each to the tax roll in an improved condition, now therefore be it

Resolved, that the Common Council hereby finds, in accordance with §159 of the City Charter of the City of Lockport, that a private sale of 155 Genesee Street, Lockport, NY (Tax ID 109.63-2-75) and 169 Genesee Street, Lockport, NY (Tax ID 109.63-2-72) to the HVC for the sum of one (1) and no more dollars is in the best interests of the City of Lockport and, accordingly hereby dispenses with public bidding in connection with this abandonment and sale, and be it further

Resolved, that the Mayor be and the same is hereby authorized to execute a Quit Claim deed and all title documents necessary to effectuate a closing.

Seconded by Alderman Pasceri and adopted. Ayes 6.

070710.14 WITHDRAWN (Authorize purchase of fire pumper)

070710.15

By Alderman Pasceri:

Resolved, that on behalf of the City of Lockport Historic Preservation Commission, the Mayor, subject to Corporation Counsel approval, execute a contractual agreement with Clinton Brown Company Architecture of 653 Main Street, Buffalo, New York for the first Phase of a Historic Buildings Reconnaissance Survey of the central part of the City of Lockport.

Seconded by Alderman Genewick and adopted. Ayes 6.

070710.15A

By Alderman McKenzie:

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to execute an agreement with Lockport Little Loop Football for use of Exchange Club Field at Outwater Park for their 2010 season.

Seconded by Alderman Genewick and adopted. Ayes 6.

070710.15B

By Alderman: Pasceri

Resolved, that pursuant to their request, the Kingston Velo Cycling Club is hereby given permission to camp overnight at the Nelson C. Goehle Widewaters Marina Tuesday, August 3rd to Wednesday, August 4th, 2010 and be it further

Resolved, that the Highway and Parks Superintendent make arrangements for the Kingston Velo Cycling Club to access the shelter facilities overnight.

Seconded by Alderman Kibler and adopted. Ayes 6.

070710.16

ADJOURNMENT

At 6:18 P.M. Alderman Pasceri moved the Common Council be adjourned until 6:00 P.M., Wednesday, July 21, 2010.

Seconded by Alderman Kibler and adopted. Ayes 6.

RICHARD P. MULLANEY
City Clerk