

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Annual Meeting
Official Record

January 7, 2009
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, Alexander, McKenzie, Schrader, and Lombardi.

RECESS

Recess for public input.

010709.1

APPROVAL OF MINUTES

On motion of Alderman Lombardi, seconded by Alderman Kibler, the minutes of the Regular Meeting of December 17, 2008 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

Under and by virtue of the authority conferred on me by the Charter of the City of Lockport, I, Michael W. Tucker, Mayor of the City of Lockport, do hereby make the following appointments:

For the term of one year expiring on December 31, 2009:

President of the Common Council	John Lombardi III
Corporation Counsel	John J. Ottaviano
Deputy Corporation Counsel (1 st)	David Blackley
Deputy Corporation Counsel (2 nd)	Matthew Brooks
Deputy Corporation Counsel (3 rd)	Michael J. Norris
Niagara Community Action Program	John Lombardi III
Traffic Advisory Committee	Michael J. Norris

All 2008 Standing Committee appointments will remain the same for the year 2009.

For the term of two years expiring on December 31, 2010

Commissioner of Deeds

Budde, James, 7665 Highland Avenue, Lockport, NY
Clark, Kevin, 455 Davison Road, Lockport, NY
Farnham, Gerald K., Sr., 5460 Hinman Road, Lockport, NY
Haseley, Terese A., 5489 Hallmark Lane, Lockport, NY
Kasprzak, Kelly B., 3610 Lockport Road, Sanborn, NY
Lederhouse, Kenneth V., 138 Continental Dr., Lockport, NY
Lipp, Robert A., 6629 North Canal Road, Lockport, NY
McDonough, Kevin, 70 Lakeview Parkway, Lockport, NY
McNall, William, 739 Willow Street, Lockport, NY
Nemi, Anthony, 67 South New York Street, Lockport, NY
Nodine, Patricia H., 255 East Avenue, Lockport, NY
Pickles, Joan E., P.O. Box 1004, Lockport, NY 14095-1004
Shipley, Richard, 119 Autumnvale, Lockport, NY
Smith, Ann, 49 Regent Street, Lockport, NY

Received and filed.

1/2/09 David Pynn, 7901 Chestnut Ridge Road, Gasport, NY – appointed as a member of the Plumbing Board for a term of three years expiring on December 31, 2011. Received and filed.

1/2/09 Peter Robinson, 243 VanBuren Street, Lockport, NY – appointed as a member of the Fire Board for a four-year term expiring on December 31, 2012. Received and filed.

1/2/09 James F. Gugliuzza, 684 Walnut Street, Lockport, NY – appointed as a member of the Police Board for a four-year term expiring on December 31, 2012. 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)

12/18/08 Donald Smith, Chairman, Niagara County Planning Board, Vantage Center, Suite One, 6311 Inducon Corporate Drive, Sanborn, NY – Niagara County Planning Board 2009 meeting dates and submission referral deadline schedule and Site Plan Review/Zoning Referral Forms. Referred to the Chief Building Inspector.

1/2/09 Mayor Michael W. Tucker – recommendation that Patricia George, 998 Niagara Street, Lockport, NY be appointed to the Lockport Community Cable Commission. Referred to the Committee of the Whole.

Notice of Claim:

12/18/08 Douglas Allen Weaver, 4808 Gasport Road, Gasport, NY
12/30/08 Heather Gramm, 83 Saxton Street, Lockport, NY
Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

010709.2

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 January 9, 2009.

Seconded by Alderman Schrader and adopted. Ayes 6.

010709.3

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.

010709.4

By Alderman Schrader:

Resolved, that the Director of Utilities is authorized and directed to prepare bid specifications for Cationic Polymer-Microbead, and be it further

Resolved, that upon receipt of said specifications, the City Clerk is authorized and directed to advertise for bid proposals for same.

Seconded by Alderman Alexander and adopted. Ayes 6.

010709.5

By Alderman Schrader:

Resolved, that the City of Lockport 2009 Water Fund Budget adopted on October 8, 2008 be and the same is hereby amended as follows in bold:

2009 WATER FUND BUDGET SUMMARY

Appropriations:

Personal Services	\$ 1,187,791	
Equipment	137,000	
Contractual	946,100	\$978,100
Fringe Benefits	780,820	
Undistributed	609,784	
Special Items	113,500	
Total Appropriations:	\$ 3,774,995	\$3,806,995
Estimated Revenues:	\$ 3,774,995	\$3,806,995

Seconded by Alderman Pasceri and adopted. Ayes 6.

010709.6

By Alderman Schrader:

Whereas, the Common Council awarded by resolution #100808.14A, a bid to Frey Electric, Inc. for Electrical Construction of two masonry buildings to house generators for emergency backup power of the Waste Water Treatment Plant and the Water Filtration Plant, and

Whereas, the City Engineer has requested a change order to the original contract at a cost of \$18,396.00, which falls within the previously authorized contingency amount, now, therefore, be it

Resolved, that the Mayor be and the same is hereby authorized to execute an amendment to the original contract with Frey Electric, Inc. as per the request of the City Engineer.

Seconded by Alderman Lombardi and adopted. Ayes 6.

010709.7

By Alderman Schrader:

Resolved, that the bid proposal of Lock City Supply Inc., Lockport, NY, received on December 2, 2008 for water meters, being the only bid received, be accepted in the amount as reported in the December 17, 2008 Common Council minutes as a communication from the City Clerk – report of bid proposals. Cost of same to be charged to account #002 8340 0270 Water Meters.

Seconded by Alderman Kibler and adopted. Ayes 6.

010709.7A

By Alderman Lombardi:

Resolved, that pursuant to the recommendation of Mayor Tucker, Patricia George, 998 Niagara Street, Lockport, NY is hereby appointed to the Lockport Community Cable Commission for a three-year term expiring on December 31, 2011.

Seconded by Alderman Kibler and adopted. Ayes 6.

Conclusion of agenda.

010709.8

ADJOURNMENT

At 6:06 P.M. Alderman Lombardi moved the Common Council be adjourned until 6:00 P.M., Wednesday, January 21, 2009.

Seconded by Alderman Pasceri and adopted. Ayes 6.

RICHARD P. MULLANEY
City Clerk

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

January 21, 2009
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, Alexander, McKenzie, Schrader, and Lombardi.

RECESS

Recess for public input.

012109.1

APPROVAL OF MINUTES

On motion of Alderman Lombardi, seconded by Alderman Kibler, the minutes of the Annual Meeting of January 7, 2009 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

1/16/09 Don Swanson, 105 DeSales Circle, Lockport, NY – appointed as a member of the Planning and Zoning Board for a three-year term to expire on October 14, 2011. 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)

1/9/09 Richard P. Mullaney, City Clerk – report of bid proposals received on January 7, 2009 for two Water Maintenance Department replacement vehicles as follows:

UTILITY BODY TRUCK

Van Bortel Ford, Inc.	\$37,528.95
Victor, NY	

West Herr Ford \$36,999.00
Hamburg, NY

SNOWPLOW WITH DUMP BODY AND SALT SPREADER

West Herr Ford \$50,746.00
Hamburg, NY

Referred to the Committee of the Whole.

1/12/09 NYS DEC, Division of Water, Bureau of Flood Protection and Dam Safety, 4th Floor, 625 Broadway, Albany, NY 12233 – re: Niagara County Flood Mapping Open House; FEMA Map Modernization Program. Referred to Chief Building Inspector, Director of Engineering, Director of Utilities and the Committee of the Whole.

1/12/09 Ed Sandusky, Optimist Club of Lockport – request for permission to hold their annual Arts and Crafts Show on Main Street on June 27th and 28th, 2009. Referred to the Committee of the Whole.

Notice of Defect:

1/5/09 Pine Street at Heritage Court, Lockport, NY – open manhole cover
1/8/09 461 High Street, Lockport, NY – tree
1/14/09 Park Avenue, Lockport, NY - pothole
Referred to the Highways & Parks Department.

Notice of Claim:

1/5/09 Edward Hollfelder, 115 West Avenue, Lockport, NY
1/12/09 Scott Lytle, 316 High Street, Lockport, NY
1/14/09 Sandi Pfohl, 5180 Fiegl Road, Lockport, NY
Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

012109.2

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 January 23, 2009.

Seconded by Alderman Pasceri and adopted. Ayes 6.

012109.3

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 Alexander and adopted. Ayes 6.

012109.4

By Alderman Schrader:

Resolved, that permission be and the same is hereby granted the Optimist Club of Lockport to conduct their Annual Lockport Optimists Arts and Craft Show on June 27th and

28th, 2009 from 10:00 A.M. until 5:00 P.M. (street closing from 8:00 A.M. until 7:00 P.M.) with the following provisions:

- (1) The Lockport Optimist Club shall issue exhibitor's permits to arts and crafts exhibitors, vendors and peddlers, and to insure public safety and order and to avoid overcrowding of the exhibit areas, no other exhibits, displays, vendors or peddlers shall be permitted within the show area, whether located on public or private property, and the Lockport Optimist Club shall enforce this ban with the cooperation of the Lockport Police Department.
- (2) The Police Department is hereby directed to enforce the removal of all concessionaires, vendors, or peddlers from the show area not possessing an exhibitor's permit.
- (4) The show area shall include the blocks on Main Street from Washburn Street west to Saxton Street.
- (5) The Lockport Optimist Club shall file a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, subject to the approval of the Corporation Counsel, and be it further

Resolved, that the Highways & Parks Department is hereby authorized and directed to deliver and pick-up City barricades and trash receptacles as needed, and be it further

Resolved, that permission is granted the Optimist Club to use the Police Garage for storage of a golf cart overnight on Friday and Saturday night, June 26 and 27, 2009 subject to the approval of the Chief of Police.

Seconded by Alderman McKenzie and adopted. Ayes 6.

012109.4A WITHDRAWN – (Grant revocable permit for a sign to Trinity Lutheran Church)

012109.4B

By Alderman Lombardi & Schrader:

Whereas, the City of Lockport is engaged in the administration of the Federal Community Development Block Grant (CDBG) Program, and

Whereas, the Common Council of the City of Lockport is desirous of continuing to create favorable conditions for the expansion of industrial and commercial ventures and the increasing of new job opportunities within the City, now, therefore, be it

Resolved, that subject to the approval of the Corporation Counsel, the Mayor is hereby authorized to enter into contractual arrangement with the Greater Lockport Development Corporation to provide certain economic development services.

Seconded by Alderman McKenzie and adopted. Ayes 6.

012109.4C

By Alderman Lombardi:

Whereas, the City of Lockport is desirous of making application for funds under the Community Development Block Grant Small Cities Program, and

Whereas, it is necessary to provide for and obtain the views of citizens on Community Development and housing needs relative to the City's applications for Community Development funds, now, therefore, be it

Resolved, that the Director of Community Development be and he is hereby directed to publish a Notice of Fund Availability, Notice of Public Hearing, regarding the CDBG Application and Abbreviated Consolidated Plan to be held at 6:00 p.m. on February 3, 2009 and March 17, 2009.

Seconded by Alderman Alexander and adopted. Ayes 6.

012109.4D

By Alderman Schrader:

Resolved, that the Mayor and Common Council do hereby extend condolences to the family of Roger A. Cassell, a retired City of Lockport Firefighter who recently passed away.

Seconded by Alderman Pasceri and adopted. Ayes 6.

Conclusion of agenda.

012109.5

ADJOURNMENT

At 6:05 P.M. Alderman Lombardi moved the Common Council be adjourned until 6:00 P.M., Wednesday, February 4, 2009.

Seconded by Alderman Kibler and adopted. Ayes 6.

RICHARD P. MULLANEY
City Clerk