

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

Lockport Municipal Building

Regular Meeting  
Official Record

January 19, 2011  
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.

Motion of Alderman McKenzie, seconded by Alderman Kibler to recess prior to continuing.  
Ayes 6.

**011911.1**

**APPROVAL OF MINUTES**

On motion of Alderman Pasceri, seconded by Alderman Kibler, the minutes of the Regular Meeting of January 5, 2011 are hereby approved as printed in the Journal of Proceedings.  
Ayes 6. Carried.

**FROM THE MAYOR**

**Appointment:**

1/11/11 Rhonda L. Platte, 711 Walnut Street, Lockport, NY – appointed as Real Property Appraisal Associate effective January 11, 2011. Said appointment is permanent and subject to the City of Lockport Municipal Civil Service rules and regulations. Received and filed.

**Resignation:**

1/14/11 John Lombardi III, 329 Chestnut Street, Lockport, NY – resigned as a member of the Zoning Board of Appeals. 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)

1/10/11 Richard P. Mullaney, City Clerk – notification that one bid proposal for water meters was received from Lock City Supply, Inc., Lockport, NY as follows:

Automated Meter Reading System  
Meter and Transmitter

5/8" Water Meter	\$182.50 per meter
3/4"	209.83
1"	277.23
1 1/2"	485.25
2"	645.24

Transmitter (less meter)

5/8" Water Meter	138.33 per transmitter
3/4"	138.33
1"	138.33
1 1/2"	138.33
2"	138.33

Referred to the Committee of the Whole.

**MOTIONS & RESOLUTIONS**

**011911.2**

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 21, 2011.

Seconded by Alderman Pasceri and adopted. Ayes 6.

**011911.3**

By Alderman Kibler:

Resolved, that claims authorized for payment by the Department 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.

**011911.4**

By Alderman McKenzie:

Resolved, that the Mayor, subject to Corporation Counsel approval, be and the same is hereby authorized and directed to execute a three (3) year renewal contract with the Niagara County SPCA for City dog control holding center services at the following rates:

2011	\$27,594.00
2012	\$27,594.00
2013	\$28,973.40

Seconded by Alderman Genewick and adopted. Ayes 6.

**011911.5**

By Alderman Kibler:

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized to enter into an agreement with FCS Inc. for Third Party Administrative services regarding Worker’s Compensation.

Seconded by Alderman Pasceri and adopted. Ayes 6.

**011911.6**

By Alderman McKenzie:

Resolved, that pursuant to their request, the Lockport Monday Night Cruise Optimist Club is hereby granted permission to conduct Monday night car cruises in Ida Fritz Park beginning May 30 through September 5, 2011 from 6:00 p.m. to 9:00 p.m., (Memorial Day and Labor Day Super Cruise begin at 3:00 p.m.) and be it further

Resolved, that said permission includes the following:

1. to operate a market place at the park for the sale of food and drink items including alcoholic beverages, crafts, and related items
2. barricade West Avenue and Park Avenue at Hawley Street to North Transit Street and Hawley Street between Park Avenue and West Avenue

and, be it further

Resolved, that the Common Council hereby designates the aforesaid event as a temporary event as defined by Section 53-1 of the City Code (alcoholic beverages) which shall terminate/lapse upon completion of said event, and be it further

Resolved, that said permission is subject to the Lockport Monday Night Cruise Optimist Club filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Highways & Parks Department is hereby authorized and directed to deliver barricades, traffic cones, street closed signs and extra picnic tables to the area prior to the events, and be it further

Resolved, that the City of Lockport hereby prohibits entry to Ida Fritz Park of all bicycles, skateboards, and dogs on Cruise Nights during the events due to the expected heavy pedestrian traffic.

Seconded by Alderman Genewick and adopted. Ayes 6.

**011911.7 WITHDRAWN** (Amend resolution #010511.7 to add contingency)

**011911.8**

By Alderman Pasceri:

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 Rehabilitation Coordinator of Community Development be and the same 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 in the Common Council Chambers, Lockport Municipal building, One Locks Plaza, Lockport, NY at 6:00 p.m. on January 31 and April 4, 2011.

Seconded by Alderman Genewick and adopted. Ayes 6.

**011911.9**

By Alderman Pasceri:

WHEREAS, the City of Lockport has begun reorganizing certain aspects of its operations in an effort to achieve greater efficiencies for the same or similar service provided, and

WHEREAS, the City of Lockport adopted Local Law #5 authorizing a retirement incentive for eligible employees with 17 employees opting for the incentive, and

WHEREAS, the City of Lockport is in the process of privatizing it refuse collection, and

WHEREAS, the City's consultant is recommending that the City eliminate the Superintendent of Streets, Parks and Refuse position, now therefore be it

RESOLVED, that the Corporation Counsel be and the same is hereby authorized to prepare a Local Law amending the following City Charter sections and a Resolution amending the following City Code sections by removing any reference to the Superintendent of Streets, Parks & Refuse:

City Charter, Sections 11 a, 155, 179, 183 and 185

City Code, Sections 42-2, 129-13, 129-23, 158-15, 158-17, 158-25, 158-21, 158-26, 158-30, 158-31, 176-10, 176-12, and 176-13 and inserting in its place where necessary the Director of Engineering and Public Works or the Mayor's designee, and

RESOLVED, that a Public Hearing be held at the Common Council meeting of February 16, 2011, starting at 6:00 P.M. in the Common Council Chamber, Lockport Municipal Building, One Locks Plaza, Lockport, NY relative to said local Law, with the City Clerk authorized and directed to advertise notice of same, and be it further

RESOLVED, that the 2011 General Fund Budget be and is hereby amended as follows:

1. Upon the adoption of the above local law the Title of Superintendent of Streets, Parks and Refuse shall be eliminated from Account # 01 5010.100 and the balance of the budgeted salary shall be transferred to 01 1900 1990.
2. The duties and responsibilities of the Superintendent of Streets Parks and Refuse be assumed by the Director of Engineering on an interim basis and upon passage of the above local law on a permanent basis and that he receive an increase in salary in the amount of \$10,000.
3. That the position of Public's Works Supervisor currently vacant in the 2011 City Budget be filled.

Seconded by Alderman McKenzie.

Motion by Alderman Pasceri, seconded by Alderman Smith that the above resolution be amended as follows:

Delete February 16, 2011 and insert February 2, 2011. Ayes 6.

The original motion as amended was adopted. Ayes 5, Nays 1 – Ald. Kibler.

**011911.9A**

By Alderman Chapman:

Resolved, that the bid proposal of Lock City Supply Inc., Lockport, NY, received on January 6, 2011 for water meters, being the only bid received, be accepted in the amount as reported in 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 Genewick and adopted. Ayes 6.

**011911.9B**

By Alderman Kibler:

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

Seconded by Alderman Pasceri and adopted. Ayes 6.

**011911.10**

**ADJOURNMENT**

At 7:52 P.M. Alderman Pasceri moved the Common Council be adjourned until 6:00 P.M., Wednesday, February 2, 2011.

Seconded by Alderman McKenzie and adopted. Ayes 6.

RICHARD P. MULLANEY  
City Clerk