

CITY OF LOCKPORT
CORPORATION PROCEEDINGS

Lockport Municipal Building

Regular Meeting
Official Record

April 5, 2017
6:30 P.M.

Mayor Anne E. McCaffrey called the meeting to order.

ROLL CALL

The following Common Council members answered the roll call:

Aldermen Abbott, Devine, Oates, O'Shaughnessy, Mullane, and Wohleben.

INVOCATION

MAYOR'S UPDATE

RECESS

Recess for public input.

040517.1

APPROVAL OF MINUTES

On motion of Alderman Wohleben, seconded by Alderman Devine, the minutes of the Regular Meeting of March 15, 2017 are hereby approved as printed in the Journal of Proceedings. Ayes 6. Carried.

FROM THE MAYOR

Appointments:

3/20/17 Martin Brown, 5653 Keck Road, Lockport, NY – appointed as Senior Water Maintenance Worker for the Water Distribution Department effective March 20, 2017. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.

Received and filed.

3/24/17 Kristin Bernardi, 165 Park Lane Circle, Lockport, NY – appointed as Senior Account Clerk for the Accounting Department effective March 24, 2017. Said appointment is permanent and subject to the City of Lockport Municipal Civil Service Rules and Regulations.

Received and filed.

3/24/17 Robert Woods, 71 Beverly Avenue, Lockport, NY – appointed as Heavy Equipment Operator for the Water Distribution Department effective January 3, 2017. Said appointment is permanent and subject to the Lockport Municipal Civil Service Rules and Regulations.
Received and filed.

3/28/17 Dennis McNamara, 132 Vine Street, Lockport, NY – appointed as Chief Water Treatment Plant Operator for the City of Lockport effective March 22, 2017. Said appointment is permanent and subject to the City of Lockport Municipal Civil Service rules and regulations.
Received and filed.

3/29/17 Thomas Furlong, 123 Juniper Street, Lockport, NY – appointed as Tree Trimmer for the Highways and Parks Department for the City of Lockport effective March 31, 2017. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service Rules and Regulations.
Received and filed.

3/29/17 Nathan Shanley, 252 Lock Street, Lockport, NY – appointed as Tree Trimmer for the Highways and Parks Department effective March 30, 2017. Said appointment is provisional and subject to the City of Lockport Municipal Civil Service rules and regulations.
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)

2/8/17 Gia Coone, Executive Director, Cystic Fibrosis Foundation, 1775 Wehrle Drive, Suite 150, Williamsville, NY – request permission to use the pavilion at Nelson C. Goehle park on Saturday, May 20, 2017 for their Annual Great Strides Walk Event.
Referred to the Committee of the Whole

3/30/17 Barbara Parker, 114 Niagara Street, Lockport, NY – request permission to conduct the first annual Thomas C. Rotondo Jr. Memorial Scholarship Fund Road Race on July 22, 2017.
Referred to the Committee of the Whole

3/30/17 Elizabeth Allore, American Cancer Society Bark For Life – request permission to conduct an annual Bark For Life event at Outwater Park on June 10, 2017.
Referred to the Committee of the Whole

4/5/17 Richelle J. Pasceri, City Clerk – notification that the Lockport Municipal Offices will be closed on Friday, April 14, 2017 in observance of Good Friday. There will be no change in garbage pick up.
Referred to the Media

4/5/17 Richelle J. Pasceri, City Clerk – notification of bids received on March 31, 2017 for the Water Treatment Plant Intake Crib Screen Replacement Project are as follows:

Hohl Industrial Services, Inc. Tonawanda, NY	\$141,000.00
BIDCO Marine Group, Inc. Buffalo, NY	\$ 38,240.00

Referred to the Committee of the Whole

4/5/17 From the Special Meeting of the Fire Board held on April 4, 2017

Motion of Non-Support for Resolution 040517.11

Motion by Comm. Wohleben, seconded by Comm. Prucha to not support resolution 040517.11 authorizing the City of Lockport to apply for a Certificate of Need for ambulance service as the current response is adequate to national standards with a combination of private ambulance service and Lockport Fire Department responding to all ALS (Advanced Life Support) calls within the City of Lockport. Ayes 5.

Received and filed.

Notice of Defect:

3/7/17 265 Lock Street – tree
3/9/17 Park Avenue & High Street – road conditions
3/15/17 265 Pine Street – tree
3/16/17 192 Genesee Street – tree
3/27/17 278 Washburn Street – tree
3/29/17 Park Avenue & High Street – road conditions

Referred to the Director of Streets and Parks.

Notice of Claim:

3/13/17 Denise Goodwin, 6600 Dysinger Road, Apt. 17, Lockport, NY
3/16/17 John & Martha Craig, 31 Lakeview Parkway, Lockport, NY
3/17/17 Paul Carpenter, 6288 Crosby Road, Lockport, NY
3/24/17 Linda Baughman, 4215 Johnson Road, Lockport, NY

Referred to the Corporation Counsel.

MOTIONS & RESOLUTIONS

040517.2

By Alderman Wohleben:

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 April 7, 2017 as follows:

2016 Funds:

General Fund	Account #001	\$ 27,622.54
Capital Projects	Account #004	\$ 1,176.00

2017 Funds:

General Fund	Account #001	\$ 213,316.91
Water Fund	Account #002	\$ 62,087.29
Sewer Fund	Account #003	\$ 48,078.61
Capital Projects	Account #004	\$ 1,200.00
Refuse Fund	Account #012	\$ 305.60
Self Insurance	Account #015	\$ 145,498.75
Worker's Comp	Account #020	\$ 7,500.00
Payroll	Pay Date 3/16/17	\$ 459,463.19
	Pay Date 3/30/17	\$ 468,520.76

Seconded by Alderman Oates and adopted. Ayes 6.

040517.3

By Alderman Abbott:

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>
Michael F. Nieth	35	Police Chief
Lena D. Villella	30	Real Property Appraiser
Paul M. Zapp	25	Police Officer

Seconded by Alderman Mullane and adopted. Ayes 6.

040517.4

By Alderman Oates:

Resolved, that pursuant to their request, the Cystic Fibrosis Foundation is hereby granted permission to use the pavilion at Nelson C. Goehle Park for their annual Great Strides Walk Event on Saturday, May 20, 2017.

Seconded by Alderman Devine and adopted. Ayes 6.

040517.5

By Alderman Oates:

Resolved, that the Director of Planning and Development in coordination with the City Engineer, subject to Corporation Counsel approval is hereby authorized and directed to prepare a Request for Qualifications for Widewaters Marina Management Services, 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 Abbott and adopted. Ayes 6.

040517.6

By Alderman Wohleben:

Whereas, the Mayor and Fire Board have appointed Patrick Brady as Fire Chief for the City of Lockport effective December 19, 2014; and

Whereas the position of Fire Chief is currently unrepresented; and

Whereas the City has no non-represented employee policy that would memorialize terms and conditions of employment for this position; and

Whereas, the City wishes to authorize and ratify terms and conditions of employment for Mr. Brady effective as of his date of appointment as Fire Chief for the City, now therefore be it

Resolved, that Patrick Brady shall receive the following compensation in return for service as Fire Chief for the City of Lockport:

1. A salary in the amount of \$91,620 annually based upon a 40 hour work week and paid in the 26 bi-weekly pay roll plan currently in place. This amount shall be in lieu of all overtime, longevities, bonuses, briefing and shift differentials. No additional monetary compensation shall be earned.
2. Future raises shall be recommended to the City Council by the Mayor based upon an annual performance appraisal conducted by the Mayor in conjunction with the Fire Board.
3. A stipend of \$2,000 payable in December of each year in accordance with the City's Fire Prevention Code, as amended from time to time.
4. Sick leave shall remain unchanged as being earned at 1 ¼ days per month
5. Vacation leave shall remain as 25 days per year credited on his anniversary hire date.
6. Holidays shall follow the regular City Employee Calendar and be set at 14 per year as per City Calendar
7. Health Insurance in its entirety, as provided to other city employees at no cost to the employee during his employment and through retirement.
8. Uniform allowance shall remain unchanged in an annual amount of \$975.
9. An employer contribution toward a Health Reimbursement Arrangement (HRA) in an annual amount of \$500 if family coverage is elected or \$150 if single coverage is elected.
10. Upon retirement, 50% of the value of unused sick leave accrued will be paid in a lump sum or payable over a two year period at the rate of pay at the time of retirement.
11. Participation in the New York State Police and Fire Retirement System

And Be it Further,

Resolved, that a copy of this Resolution shall be placed on file in the Civil Service and City Clerk's Offices.

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

040517.7

By Alderman Abbott:

Whereas, the Mayor and Police Board have appointed Michael Niethé as Chief of Police for the City of Lockport effective December 31, 2015; and

Whereas the position of Chief of Police is currently unrepresented; and

Whereas the City has no non-represented employee policy that would memorialize terms and conditions of employment for this position; and

Whereas, the City wishes to authorize and ratify terms and conditions of employment for Mr. Niethé effective his date of appointment as Police Chief for the City, now therefore be it

Resolved, that Michael Niethé shall receive the following compensation in return for service as Chief of Police for the City of Lockport:

1. A salary in the amount of \$94,200 annually based upon a 40 hour work week.
2. Longevity in the amount of \$1,300 paid annually on the employee's anniversary of date of hire.
3. A bi-weekly educational payment in the amount of \$163.04 totaling \$4,239 annually.
4. A briefing payment of \$3,925 paid annually in December of each year.
5. Future raises shall be recommended to the City Council by the Mayor based upon an annual performance appraisal conducted by the Mayor in conjunction with the Police Board.
6. Sick leave – 1 ¼ days per month
7. Personal leave – 9 days annually with an additional 3 days maximum as a sick leave incentive for using no sick leave during the calendar year.
8. Vacation leave – 27 days per year credited on his anniversary hire date, ten days of which can be sold back to the City annually.
9. Holidays - 14 per year as per City Calendar
10. Health Insurance as provided to all other city employees at no cost to the employee during his employment and through retirement per individual contract.
11. Uniform allowance in an annual amount of \$1,250 paid in December of each year.
12. Upon retirement, 50% of the value of unused sick leave accrued will be paid in a lump sum at the rate of pay at the time of retirement. Any vacation, personal leave days earned during the year or paid holiday accruals will be paid in full.
13. Participation in the New York State Police and Fire Retirement System.

And Be it Further,

Resolved, that a copy of this Resolution shall be placed on file in the Civil Service and City Clerk's Offices.

Seconded by Alderman Devine and adopted. Ayes 6.

040517.8

By Alderman Mullane:

Resolved, that pursuant to their request, #MSSUCKS is hereby granted permission to conduct a 5K run "Cinco-K" and barricade Vine Street from Walnut Street to Remick Parkway starting at approximately noon on May 7, 2017, subject to #MSSUCKS filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured and subject to approval of the race route by the Police Chief, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades to said area prior to the event.

Seconded by Alderman Devine and adopted. Ayes 6.

040517.9

By Alderman Wohleben:

WHEREAS, EIC is a local development corporation duly formed under Section 1411 of the Not-For-Profit Corporation Law of the State of New York, for the purpose of promoting, facilitating and financing energy audits and renewable energy system feasibility studies, energy efficiency improvements and alternative or renewable energy generating systems (as such terms are defined in Section 119-ff of the General Municipal Law of the State of New York) (collectively, the “Energy Improvements”) on properties within its Participating Municipalities (as defined below), thereby promoting the public good by reducing greenhouse gas emissions, mitigating the effect of global climate change and lessening the burdens of government; and

WHEREAS, Participating Municipalities are those municipalities within the State of New York that have established by local law, pursuant to Article 5-L of the General Municipal Law of the State of New York, a sustainable energy loan program for the issuance of financing to the owners of real property located within the Participating Municipality to finance Energy Improvements, and have authorized EIC to act on behalf of the Participating Municipality to carry out the Program through, among other things, the issuance of financing to property owners within such Participating Municipality, and have met the minimum criteria established by EIC to admit new Participating Municipalities; and

WHEREAS, the Municipality adopted Local Law 4 on March 15, 2017, pursuant to Article 5-L of the General Municipal Law of the State of New York, which Local Law also authorized EIC to act on its behalf in carrying out its Program; **NOW, THEREFORE**, be it

RESOLVED, that the Mayor be and is hereby authorized and directed to enter into an Energy Improvement Corporation Municipal Agreement with EIC subject to the approval of the Corporation Counsel and Economic Development Director.

Seconded by Alderman Oates and adopted. Ayes 6.

040517.10

By Alderman O’Shaughnessy:

Resolved, that pursuant to their request, the Thomas C. Rotondo, Jr. Scholarship Fund is hereby granted permission to conduct a fundraising walk and running event in the memory of former Lockport Mayor Thomas Rotondo, Jr. on Saturday, July 22, 2017 starting at approximately 9:00 am subject to approval of the run/walk route by the Police Chief, and be it further

Resolved, that permission is granted to erect tents in the Municipal Building parking lot, barricade the Municipal Building parking lot and spaces on Main Street in front of the Municipal Building, and to use the restrooms in the Municipal Building for said event, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and waste receptacles to prior to said event.

Seconded by Alderman Mullane and adopted. Ayes 6.

040517.11

By Alderman Devine:

Whereas, the Lockport Fire Board and Common Council terminated the Lockport Fire Department’s highly rated ambulance service in September 2014, and

Whereas, the Lockport Professional Firefighters Association Local 963 subsequently filed an Improper Practice Charge with the Public Employment Relations Board alleging violation of state law and their collective bargaining agreement, and

Whereas, on October 2016 decision of an Administrative Law Judge ruled in favor of the Lockport Professional Firefighter's Association and ordered the reinstatement of the ambulance service provided by the Lockport Fire Department, and

Whereas, the City of Lockport Common Council directed Corporation Counsel to appeal the ALJ's decision to the full PERB Board, and

Whereas, there is no assurance the City will prevail in its PERB appeal, or any other court action, and

Whereas, the contract between the City of Lockport and Twin City Ambulance service expires on September 14, 2017, and

Whereas, it is in the best interests of the city residents that the LFD be provided with a Certificate of Need for an ambulance service as backup, now therefore be it

Resolved, that the City of Lockport hereby amends action taken by the Lockport Fire Board to end the Fire Department's active ambulance service and clarifying the City's intent to retain ownership of the State Department of Health's Certificate of Need that was inadvertently returned to the State, and be it further

Resolved, that the City of Lockport Common Council here by directs that all efforts be undertaken to retrieve said Certificate of Need from the New York State Department of Health, and be it further

Resolved, that should such efforts fail, it is the policy of the City of Lockport that a new application for a Certificate of Need for full ambulance service be made at the earliest convenience.

Seconded by Alderman O'Shaughnessy. Ayes 3. Nos 3.

Aldermen Abbott, Wohleben, and Oates voted no.

The Mayor voted in the negative. Motion Failed.

040517.12

By Alderman Mullane:

Resolved, that pursuant to their request, the American Cancer Society is hereby granted permission to conduct a 5K Glow Run event on Saturday, June 17, 2017 beginning at 8:00 PM, subject to approval of the race route by the Police Chief and subject to filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and cones as required, and be it further

Resolved, that the Traffic Captain is hereby directed to arrange for police support for said event.

Seconded by Alderman Oates and adopted. Ayes 6.

040517.13

By Alderman Devine:

Whereas, the Common Council resolved on resolution 040115.8B, dated April 1, 2015, to accept the bid proposal of Willow Creek Farm to provide Kiln Dried Wood Chips used in the Compost Plant process to convert the residual waste of the Waste Water Treatment Plant in fertilizer, and

Whereas, the contract between the City and Willow Creek Farm will expire in May 2017, and be it further

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized to sign an agreement with Willow Creek Farm, 10270 Rapids Road, Clarence Center, NY 14032, to extend the contract for two more years. The City will pay the contractor

the sum of \$12.00 per cubic yard of such material delivered at the Compost Plant, cost of same to be charged to account #003-8160-4564.

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

040517.14

By Alderman Devine:

Resolved, that pursuant to their request, the American Cancer Society is hereby granted permission to conduct their annual Bark for Life event at Outwater Park on Saturday, June 10, 2017. Said permission is subject to the American Cancer Society filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and cones as required.

Seconded by Alderman Mullane and adopted. Ayes 6.

By Alderman Wohleben:

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

Seconded by Alderman Devine and adopted. Ayes 6.

040517.15

By Alderman Devine:

WHEREAS, the City of Lockport owns and operates a combined sewer system in which sanitary waste water and storm water are collected and directed to the City Wastewater Treatment Plant (WWTP) for treatment; and

WHEREAS, the Engineering Department commissioned a study of the Sanitary Sewer on Davison Road from East High Street to Tudor Lane in December 2016 to determine the condition of the sewer and identify potential sources of Inflow and Infiltration into the Sewer; and

WHEREAS, an Engineering Memo was issued by Nussbaumer & Clark, Inc. on March 29, 2017 which reported the findings of the Davison Road sewer study, identifying specific areas of defective pipe which allow Inflow and Infiltration into the sewer system; and

WHEREAS, corrective actions recommended by Nussbaumer & Clark, Inc. include the repair of sections of the damaged 18-inch clay tile pipe and consider lining approximately 800 feet of pipe to seal cracks and stop further deterioration of the sanitary sewer. Nussbaumer & Clarke, Inc. estimates that the total cost of Davison Road sanitary sewer repair is \$122,000, and

WHEREAS, Nussbaumer & Clarke, Inc. submitted a proposal for Professional Engineering Services for Rehabilitation of Davison Road Sanitary Sewer that includes preparation of design plans, specifications, contract documents for bidding purposes, and inspection of recommended corrective actions; now, therefore, be it

RESOLVED, that the Mayor, subject to Corporation Counsel approval, is hereby authorized and directed to sign an agreement with Nussbaumer & Clarke, Inc., 3556 Lake Shore Road, Suite 500, Buffalo, NY 14219 for the aforementioned services in accordance with its proposal dated March 30, 2017 for an amount not to exceed \$14,750.00 to be financed with Capital Project Funds, and be it further

RESOLVED, that the City Clerk is hereby authorized and directed to advertise for competitive bids for the Davison Road Sewer Improvements upon completion of the design plans, specifications, and contract documents, and be it further

Resolved, that the City Attorney and Director of Finance are directed to prepare a Bond Ordinance for the said project in an amount not to exceed \$122,000 plus issuance costs.
Seconded by Alderman O'Shaughnessy and adopted. Ayes 6.

040517.16

By Alderman Devine:

Resolved, that the Lockport Business Association is hereby granted permission to use Ida Fritz Park and to barricade West Avenue and Park Avenue at Hawley Street to North Transit Street and Hawley Street between Park Avenue and West Avenue to conduct "A Taste of Lockport" on Sunday, August 13, 2017 from noon to 6:00 p.m., 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 permissions are subject to the Taste of Lockport filing a certificate of insurance with the City Clerk naming the City of Lockport as additional insured, and be it further

Resolved, that the Director of Streets and Parks is hereby authorized and directed to arrange for delivery of barricades and trash receptacles to the area prior to the event.

Seconded by Alderman Mullane and adopted. Ayes 6.

040517.17

By Alderman Abbott:

Resolved, that the Mayor and Common Council do hereby extend condolences to the family of Charles W. Smith Jr., a retired City of Lockport Sr. Water Treatment Plant Operator who recently passed away.

Seconded by Alderman Oates and adopted. Ayes 6.

040517.18

By Alderman Wohleben:

Resolved, that the request for a special use permit made by WJM Enterprises to utilize the existing stone lot for outdoor storage or topsoil, stone and fill located at 51 S Transit Street and 40 State Road, situated in a B-5 Zone, be and the same is hereby subject to the following provisions:

- Piles not to exceed the height of 15 feet
- Hours of operation from 7AM to 3PM
- Entrance is to be maintained with crushed stone.
- No change in character of neighborhood.
- No excessive noise or disturbance of neighborhood.
- No appreciable change in traffic.
- No outside storage of materials.
- Special permits can be indefinite or limited to a specific time.

The special permit shall go to the applicant only and shall terminate in one year, and further it terminates if any of the conditions enumerated herein have changed, and in the discretion of the Common Council make such use unsuitable.

Seconded by Alderman Abbott and adopted. Ayes 5. No 1. Ald. Oates voted no.

040517.19

By Alderman Wohleben:

Resolved, that the request for a special use permit made by Jeffrey L. Walker to utilize the rear improvement and area surrounding it to support the applicants home improvement business located at 33 Nicholls Street, situated in an R-2 Zone, be and the same is hereby not approved, pursuant to the recommendation of the Planning and Zoning Board.

Seconded by Alderman Devine and adopted. Ayes 6.

040517.20

By Alderman Wohleben:

WHEREAS, the New York State Legislature enacted section 458-b of the Real Property Tax Law in 2007, and

WHEREAS, section 458-b provides for a real property tax exemption for Cold War veterans and permits each county, city, town or village to adopt a local law to provide the exemption for qualifying residential real property, and

WHEREAS, under the State statute the duration of the basic exemption is 10 years, and commences with the first taxable status date occurring on or after the effective date of the local law allowing the exemption, and

WHEREAS, the Cold War 10% benefit is set to expire ten years after adoption, and

WHEREAS, the Common Council recognizes the services rendered by the Cold War veterans to our country and is desirous of the New York State Legislature amending the statutory provision so as to enable this county and other municipalities to grant an exemption for more than ten years, now, therefore, be it

RESOLVED, that the Common Council hereby requests the New York State Legislature to enact the appropriate legislation which will enable the granting of the Cold War real property tax exemption as provided in RPTL section 458-b for a term greater than ten years either by extension or permanent continuation, and be it further

RESOLVED, that the Clerk of the City of Lockport shall forward this resolution to Governor Andrew Cuomo, Senator Robert Ort, Assemblyman Michael Norris, Assemblyman Angelo Morinello, and all others deemed necessary and appropriate.

Seconded by Alderman Abbott and adopted. Ayes 6.

By Alderman Oates:

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

Seconded by Alderman Wohelben and adopted. Ayes 6.

040517.21

By Alderman Devine:

Whereas, the City of Lockport Water Intake Crib grate structure has reached the end of its service life, and

Whereas, underwater inspection of the Water Intake Crib grate confirmed that it is deteriorating and that there is an accumulation of mussels within the Water Intake Crib, and

Whereas, the City of Lockport authorized the City's engineering consultant firm Nussbaumer and Clarke Inc., to prepare design plans and bid documents for replacement of the Water Intake Crib grate and removal of mussel accumulation, and

Whereas, the City of Lockport publicly advertised a Notice to Contractors and subsequently publicly received and opened contractor bids on Friday March 31, 2017 at 2:00 pm. Two bids for the project were received as follows: HOHL Industrial Services, Inc. \$141,000 and BIDCO Marine Group, Inc. \$38,240, and

Whereas, during the bid review process BIDCO Marine Group requested to withdraw their bid since it was discovered that they prepared their bid based upon use of materials not included in the project specifications, and

Whereas after review of the bids and references, the City's consulting engineer recommends award of the contract to HOHL Industrial Services, Inc. for \$141,000 as it is within the Engineer's Estimate for the project and the contractor was found to be qualified, therefore be it

Resolved, that the Mayor, subject to Corporation Counsel approval, is hereby authorized and directed enter into contract with HOHL Industrial Services Inc., 770 Riverview Blvd., Tonawanda, New York 14150, for an amount of \$141,000 plus 20% of contingency to be financed with Capital Project funds through reimbursement from the State and Municipal Facilities Program ("SAM"), Purchase and Installation of Water Intake Screens, Project ID #6426.

Seconded by Alderman Oates and adopted. Ayes 6.

040517.22

ADJOURNMENT

At 8:29 P.M. Alderman Wohleben moved the Common Council be adjourned until 6:30 P.M., Wednesday, April 19, 2017.

Seconded by Alderman Devine and adopted. Ayes 6.

RICHELLE J. PASCERI
City Clerk