

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

Lockport Municipal Building

Annual Meeting  
Official Record

January 6, 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.

**010610.1**

**APPROVAL OF MINUTES**

On motion of Alderman Pasceri, seconded by Alderman Kibler, the minutes of the Regular Meeting of December 16, 2009 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, 2010:**

President of the Common Council  
Corporation Counsel  
Deputy Corporation Counsel (1<sup>st</sup>)  
Deputy Corporation Counsel (2<sup>nd</sup>)  
Deputy Corporation Counsel (3<sup>rd</sup>)  
Niagara Community Action Program  
Traffic Advisory Committee

Richelle J. Pasceri  
John J. Ottaviano  
David Blackley  
Matthew Brooks  
Michael J. Norris  
To Be Determined  
Michael J. Norris

## **Common Council Standing Committees**

**Finance Committee** – Alderman Kibler, Chairman; Members: Aldermen Pasceri, Chapman, McKenzie, and Genewick.

**Public Health & Safety** – Alderman McKenzie, Chairman; Members: Aldermen Pasceri, Chapman, Kibler, and Smith.

**Highways & Parks** – Alderman Kibler, Chairman; Members: Aldermen Pasceri, Smith, McKenzie, and Genewick.

**Water & Sewer** – Alderman Chapman, Chairman; Members: Aldermen Pasceri, Genewick, Kibler, McKenzie.

**Youth** – Alderman McKenzie Chairman; Members: Aldermen Pasceri, and Genewick.

**Personnel** – Alderman Pasceri, Chairman; Members: Aldermen Genewick, Chapman, Kibler, and McKenzie.

**Washington Hunt** – Mayor Tucker, Chairman; Members: Aldermen Pasceri and Smith.

### **For their term of office:**

Fire Board	Alderman Joseph Kibler
Police Board	Alderman Flora McKenzie

Received and filed.

12/23/09 Ronda L. McFall, 165 Elmwood Avenue, Lockport, NY - appointed as Cashier Typist. Said appointment is permanent and subject to the City of Lockport Municipal Civil Service Rules and Regulations. Received and filed.

1/4/10 Sandy Harmon, 550 Pine Street, Lockport, NY – reappointed as a member of the Zoning Board of Appeals. Said term expires November 15, 2012. Received and filed.

1/4/10 William Kevin Foltz, 94 North Transit Street, Lockport, NY – reappointed as a member of the Zoning Board of Appeals. Said term expires November 15, 2012. Received and filed.

1/4/10 Michael J. Worthington, 129 Saxton Street, Lockport, NY – reappointed as a member of the Zoning Board of Appeals. Said term expires November 15, 2012. Received and filed.

1/4/10 Gregory Zakrzewski, 7457 Lincoln Avenue, Lockport, NY – reappointed as a member of the Plumbing Board. Said term expires December 31, 2012. Received and filed.

- 1/4/10 Julie Muscato, 567 Locust Street, Lockport, NY – reappointed as a member of the Planning and Zoning Board. Said term expires October 14, 2012. Received and filed.
- 1/4/10 Brian Bower, 296 Lincoln Avenue, Lockport, NY – reappointed as a member of the Planning and Zoning Board. Said term expires October 14, 2012. Received and filed.
- 1/4/10 Howard S. Luff, 105 Morrow Avenue, Lockport, NY – reappointed as a member of the Planning and Zoning Board. Said term expires October 14, 2012. Received and filed.
- 1/4/10 John T. Pitrello, 28 Spruce Street, Lockport, NY – reappointed as a member of the Police Board. Said term expires December 31, 2013. Received and filed.
- 1/5/10 Patrick W. Schrader, 32 Gaffney Road, Lockport, NY – appointed as a member of the Fire Board. 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)

12/21/09 Melanie MacPherson, Director, Member & Employee Services, NYS and Local Retirement Systems, 110 State Street, Albany, NY – “Your governing board must also establish standard work days for elected and appointed officials by adopting a resolution that lists each employee title and the number of hours in the standard work day for each title. This resolution must be adopted at the first regular meeting held after the first 180 days of the start of a new term, or whenever a new elected or appointed office is established.”  
Referred to the Committee of the Whole

12/30/09 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	176.80 per meter
3/4"	203.32
1"	268.32
1 1/2"	471.12
2"	624.00

Transmitter (less meter)

5/8" Water Meter	133.12 per transmitter
3/4"	133.12
1"	133.12
1 1/2"	133.12
2"	133.12

Referred to the Committee of the Whole.

1/4/10 Mayor Michael W. Tucker – recommendation that Flora McKenzie, 199 West Avenue, Lockport, NY be appointed to the Lockport Community Cable Commission. Referred to the Committee of the Whole.

## MOTIONS & RESOLUTIONS

### 010610.2

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 8, 2010.

Seconded by Alderman Smith and adopted. Ayes 6.

### 010610.3

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.

### 010610.4

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>
Nance L. Sapia	35	Senior Account Clerk
Charles T. Garlock	35	Senior WWTP Operator
Bonita C. Balcom	35	Senior Account Clerk
Daniel J. Sheehan	30	Sign Maintenance Worker

Seconded by Alderman Chapman and adopted. Ayes 6.

### 010610.5

By Alderman Pasceri:

Resolved, that pursuant to the recommendation of Mayor Tucker, Flora McKenzie, 199 West Avenue, Lockport, NY is hereby appointed to the Lockport Community Cable Commission for a three-year term expiring on December 31, 2012.

Seconded by Alderman Genewick and adopted. Ayes 6.

**010610.6**

By Alderman Pasceri:

Negative Declaration of the Design and Promotion of the Downtown Lockport Improvements Project.

Whereas, the City of Lockport entered into a contract with the New York State Department of State to prepare the Design and Promotion of the Downtown Lockport Improvements Project, which potentially includes the design of façade and physical improvements to the City-owned Electric Building by an architect and/or engineering consultant so it can be used as an overlook for the Erie Canal and potential gathering place, and

Whereas, the Project is an Unlisted Action, and the Common Council is conducting an uncoordinated review of those actions for which it is responsible, pursuant to the State Environmental Quality Review Act (SEQRA); and

Whereas, the Common Council of the City of Lockport has duly considered the Short Environmental Assessment Form, the proposed Project in its entirety, and the criteria for determining significance set forth in 6 N.Y.C.R.R. 617.7 (c) of the SEQRA regulations, and such other information deemed appropriate; and

Whereas, the City of Lockport Common Council, acting as the lead government agency for this action, has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination, now, therefore, be it

Resolved, by the Common Council of the City of Lockport as follows:

1. The Common Council declares that the proposed design of façade and physical improvements to the City-owned Electric Building will not result in any large and important impacts, and therefore, the approval of the Project does not include the potential for any significant adverse environmental impacts. Accordingly, the Common Council issued the attached negative declaration under SEQRA for the Project.
2. The reasons for the decision are stated in the attached negative declaration.
3. This resolution shall be effective immediately.

Seconded by Alderman Kibler and adopted. Ayes 6.

**010610.7**

By Alderman Pasceri:

Resolved, that the City of Lockport 2010 Sewer Fund Budget adopted on October 7, 2009 be and the same is hereby amended as follows in bold:

2010 SEWER FUND BUDGET SUMMARY

Appropriations:

Personal Services	\$ 1,304,627	<b>\$1,378,433</b>
Equipment	110,600	
Contractual	<del>1,076,050</del>	<b>1,130,050</b>
Fringe Benefits	704,190	
Debt Service	901,649	
Special Items	109,000	
<b>Total Appropriations:</b>	<b>\$ 4,206,116</b>	<b>\$4,333,922</b>
<b>Estimated Revenues:</b>	<b>\$ 4,206,116</b>	<b>\$4,333,922</b>

Seconded by Alderman Chapman and adopted. Ayes 6.

**010610.8**

By Alderman Pasceri:

Resolved, that pursuant to their request, the Lockport Family Y.M.C.A. is hereby granted permission to conduct their 39<sup>th</sup> Annual Y-10 Open Road Race and to close Market Street during the race and close East Avenue from Washburn Street to Elm Street at the beginning and end of the race on Saturday, February 13, 2010, 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 Highways & Parks Department is hereby authorized and directed to salt the streets in the City's portion of the race route if necessary, and to deliver barricades, cones, and "street closed" signs 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 Smith and adopted. Ayes 6.

**010610.9**

By Alderman Pasceri:

Resolved, that pursuant to their request, permission is hereby granted to Floyd Staats to place a dumpster on Spring Alley and to barricade Spring Alley from Spring Street to Chapel Street, from January 7, 2010, until January 14, 2010, 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 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 Genewick and adopted. Ayes 6.

Conclusion of agenda.

**010610.10**

**ADJOURNMENT**

At 6:35 P.M. Alderman Pasceri moved the Common Council be adjourned until 6:00 P.M., Wednesday, January 20, 2010.

Seconded by Alderman Genewick and adopted. Ayes 6.

RICHARD P. MULLANEY  
City Clerk