

January 4, 2010

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Monday, January 4, 2010, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were: Supervisor: Marc R. Smith

Town Council members: Cheryl A. Antkowiak
Paul H. Pettit
Mark C. Crocker
Paul Siejak

Also present: Nancy A. Brooks, Town Clerk, Daniel E. Seaman, Town Attorney and Robert Klavoon of Wendel-Duchscherer.

The Supervisor opened the meeting for the following discussion and/or action:

1. **Town Clerk**

Correspondence: Application for Liquor License Renewal was received from Shero's Country Restaurant on Lincoln Avenue and Willowbrook Golf Course on Lake Avenue.

The Clerk also handed out the tentative Town Board meeting schedule for 2010 as well as the list of the 2010 Town Appointments List ready for approval at the Organizational Meeting on January 6, 2010. Additionally, the Oaths of Office for each elected and appointed official have been prepared for signatures once approved.

The Town Clerk also announced that the check payable to I.P. Logic (for the payment of the labor and installation of a new phone in the Town Court Room) has been held awaiting notice from Mark Crocker who had been in contact with the company to see about a reduction in the cost of said installation. Councilman Crocker will once again attempt contact with I.P. Logic's representative and he requested that payment be held until further notice.

Additionally, the Clerk questioned whether an officiant had been secured for the installation of officers at the Organizational Meeting.

The Town Clerk also asked about the requirement for all Town officials to keep a three month log of time worked. Supervisor Smith stated that since the State's requirements had changed; the Town Attorney will have to review the Town's previously adopted policy and will recommend any change that is necessary. The employees will be informed in the near future as adoption of the new State requirements must be completed within six months.

Lastly, the Town Clerk asked if it had been decided who would be the Town's delegate and alternate delegate to the Association of Towns Conference for 2010. The Supervisor will not be attending the conference in NYC. Mr. Seaman, the Town Attorney will attend and if no other Board members attend, he will be selected as the Town's delegate. This will be added to the Town Board Agenda on Jan. 6th.

2. **Town Attorney** – Nothing to report.

3. **Engineer**

Mr. Klavoon reported that the slip-lining projects for Robinson Road and Northview Gardens has been completed. The two Jennifer Drive manholes have also been replaced. The paperwork for both projects should be completed by the second week of January.

Continued next page

4. **Town Board Comments:**

Councilman Pettit – Commented that the Town Highway Dept. was doing a fine job with the amount of snow that had been received recently.

5. **Supervisor's Comments**

Network Task Group – Supervisor Smith stated that the Town had been successful in working out a contract to have Network Task Group service the Town's phone system. He reported that this group had come in and had (for no charge) provided several updates to the existing phone system (updates which the current provider had not done nor even mentioned would be done). These updates alone, had solved several issues that the employees had faced with the current system. Mr. Seaman reviewed the proposed contract which would be an annual one which could be terminated if the Town does not find it to be satisfactory. The contract would require that the group would come in at least four times annually to perform updates and/or service the system. It was Supervisor's recommendation that the contract be approved in the amount of \$3504.00 annually, which covers service at Town Hall and 6200 Robinson Road.

Supervisor Smith also stated that over the next few months he will also be investigating the market for local and long distance service providers.

Councilman Crocker stated he thought changing internal service provider was appropriate, especially in light of the service that I.P. Logic had offered with the extremely high cost billed for the recent phone installation at the Town Court and the slow response they provided when questioned about the bill.

MOTION (2010- 001): to authorize the Town Supervisor to enter an annual contract with Network Task Group to provide maintenance service for the Town's NEC phone system at both the Town Hall and 6200 Robinson Road, in an amount not to exceed \$3,504.00. annually, was made by Council member Crocker, seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

LCTV Appointment – Supervisor Smith stated that he had been notified that Mr. John Moskalik's term as a commissioner on the Lockport Cable Commission was about to expire and that LCTV would like the Town Board's authorization to have Mr. Moskalik re-appointed.

MOTION (2010- 0002): to approve the re-appointment of John Moskalik to the Lockport Cable Commission was made by Council member Crocker, seconded by Council member Siejak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

WNY Chapter of NYS Commercial Realtors – Supervisor Smith announced that the Yahoo!, Inc. project in the Town of Lockport is being recognized as the largest commercial project in New York State and the group will hold an awards dinner on Feb. 11, 2010 and that he and David Kinyon will be attending. He also suggested that the Town Board members drive out to the Town I.D.A. to see the progress at the Yahoo site. He stated that the project is moving along very well and that soon three pods of the complex will be up. Councilman Crocker stated that Yahoo!, Inc.

had placed a billboard on Transit Road which thanks the Lockport community for the local support. Additionally, David Kinyon put out an email stating that Yahoo!, Inc. will participate at the Jobaplooza Event at the Buffalo Convention Center on January 5, 2010 from 4-7:00 p.m. They will be interviewing for positions at the Lockport site.

6. Executive Session Entered

MOTION (2010- 003): to enter Executive Session for the purpose of consulting with the Town Attorney was made by Council member Pettit, seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The Town Board entered Executive Session at 1:17 p.m.

7. Exit Executive Session and Reconvene Work Session

MOTION (2010- 004): to exit Executive Session and to reconvene the work session was made by Council member Siejak, seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The work session was reconvened at 1:43 p.m. with no Town Board action taken during Executive Session.

8. Authorization to Replace Town Sign at Town Court/Trooper's Barracks

Supervisor Smith stated he had a request from the Town Court to replace the Town sign in front of the Town Court/ Trooper's Barracks. A portion of the cost of replacing the sign would be paid for with DWI funds. The Court was requesting the Town to pay an amount which would be approximately \$1500.

MOTION (2010- 005): to approve the replacement of the Town sign in front of the Town Court facility and Trooper's Barracks, at a cost not to exceed \$1500, was made by Council member Antkowiak, and seconded by Council member Crocker. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

9. Adjournment

MOTION (2010- 006): to adjourn was made by Council member Antkowiak, seconded by Council member Pettit. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The meeting ended at 1:45 p.m. The Lockport Town Board will next meet at 7:30 p.m. on January 6, 2010 to conduct the 2010 Organizational Meeting.

Respectfully submitted,

**Nancy A. Brooks, RMC, CMC
Lockport Town Clerk**