

May 18, 2011

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, May 18, 2011, 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.

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

1. **Town Clerk**

The Town Clerk reported correspondence from the following:

1. Letter from the NYSDOT – regarding the Town's request for a speed study on Route 93 (between Transit Rd (Rt78) & Raymond Road. The DOT will not lower the speed at this time.
2. Alcoholic Beverage License Renewal Application for Applebee's Restaurant.

2. **Town Attorney**

Mr. Seaman presented the Town Board with copies of a prepared Local Law to change the zoning for a parcel adjacent to Carson's Country Store located at 5668 Old Saunders Settlement Road. They are requesting a zoning change from IN (Industrial) to B2 to accommodate an expansion of the facility at that location.

Introduction of Local Law to Amend the Town of Lockport Zoning Map

Councilman Siejak introduced the proposed Local Law entitled, "A Local Law to Amend the Zoning Code of the Town of Lockport".

Call for Public Hearing on a Proposed Local Law to Change the Zoning Map

**MOTION (2011-112):** to conduct a Public Hearing on a proposed Local Law entitled, "A Local Law to Amend the Zoning Code of the Town of Lockport", at 7:30 p.m. on Wednesday, June 8, 2011, was made by Council member Pettit, seconded by Council member Crocker. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

3. **Engineer**

Mr. Klavoon reported that he met with David Miller, the Highway Superintendent, to review the drainage issues on Day Road and to discuss possible solutions.

They need to deal with two issues: the upstream issue which affects the residences and the other is underneath the rail road tracks. The Highway Superintendent will most likely treat the problem as two separate projects, one this summer/fall and will finish the project the following spring of 2012.

Continued next page

#### 4. Town Board Comments

**Councilman Pettit** stated that he obtained two quotations for additional surveillance cameras at Town Hall, as well as prices on monitors for the Town Water office and the Town Clerk's office. One more quote will be obtained but as the lowest quote obtained was for \$2490.00 and was under the limit set forth in the Town of Lockport Procurement Policy, the Town Supervisor can proceed with the purchase once the third quote is received.

Councilman Pettit also reported that he is working to receive quotations for new windows and doors for the Town Clerk and Town Water offices. He will report more at a later date.

**Councilwoman Antkowiak** reported that the Day Road soccer fields are temporarily closed due to the inclement weather. She said that the soccer camp scheduled for the upcoming weekend may have to be cancelled as well. She keeps in touch with the Lockport Soccer Club to keep them abreast of the condition of the fields.

She also reported that she has gotten three quotations for two extra goals (one full-size and one junior size) for the practice fields at Day Road Park. The lowest quotation of \$3200 was received from Fold-A-Goal. She stated she would like to order them as soon as possible.

**MOTION (2011-113):** to authorize the Recreation Committee to order extra practice goals for Day Road Park pursuant to the Town of Lockport Procurement Policy and at a price not to exceed \$3500.00, 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.

She will also be ordering an additional water fountain (previously approved) to be added at Day Road Park. It will have a bottom-mount faucet which will be spring loaded so it will never be left running.

Councilwoman Antkowiak also reported that the Dale Association was able to get 20 new Town of Lockport members as a result of their Open House conducted early in May.

It is unclear at this time whether the NIOAGA Library Computer class scheduled for May 25<sup>th</sup> at the Town Hall will be conducted. She is hoping that enrollment at the last minute will increase and provide enough persons to conduct the course.

Additionally, Councilwoman Antkowiak is meeting with the teachers at Lockport High School to discuss plans to conduct a special Participation in Government class to be held at the Town Hall offices. This would be an in-house program designed to allow students to observe the daily workings of local government and would be scheduled for sometime in the fall.

Lastly, the Rotary Club would like to sponsor a Blood Mobile at the Town Hall sometime in late June or early July. The Town Board had no objections to hosting the blood drive. She will gather information and report more at a later date.

**Councilman Siejak** reported on the progress of the demolition of the Lockport Mall. He stated that demolition is on schedule and should be completed by the end of May.

He also reported that the Niagara County Health Dept. will conduct a free rabies clinic at the Town of Lockport Highway Garage on Saturday, May 21, from 2:00 – 4:00 p.m. Additionally, the Town Clerk and her Deputies will be available to license dogs at the clinic for the convenience of Town residents.

Lastly, Councilman Siejak reported that the assessment grievance process had been completed by the Board of Assessment Review. They reviewed 87 grievances, of which 26 will continue on to the formal review proceedings.

#### 5. **Supervisor Comments**

**Volunteer for the Parks** - Supervisor Smith reported that Joshua Seiler, a young Town resident, has volunteered to assist Ken Horvath in the Town parks over the summer. A copy of Joshua's resume' was distributed to the Town Board members and Joshua signed a statement that he will be acting with no reimbursement from the Town.

**Lockport Lions Club** - Supervisor Smith stated that Clint Starke of the Lions Club has reported that the club would like to fund raise for a shelter to be erected at the Day Road Park. Supervisor Smith stated that perhaps the donations collected will be enough to erect a shelter. Additionally, the funds collected from a possible sale of "Memorial" bricks will allow for the installation of a brick walk and go towards a pavilion as well.

**2011 Televising & Flush Project** - the Supervisor stated that the 2011 Project for the televising and flushing of Town sewer lines has been identified for that section of Town which includes Dorchester, Corwin, Newcastle, Shimer, Erna, Suzanne, O'Connor, and a portion of Transit Road. The estimated cost of completion for this portion of the project is \$24,500 of which almost \$20,000 will be reimbursable from Niagara County Sewer District Inflow & Infiltration Program.

**MOTION (2011-114)** on a motion by Council member Siejak, seconded by Council member Antkowiak, the following resolution was duly ADOPTED: 5 AYES, 0 NAYS. Voting AYE: Antkowiak, Pettit, Crocker, Siejak, and Smith.

**RESOLVED** that the 2011 Sewer Televising & Flush program is hereby adopted as submitted by the Town Water/Sewer Dept. and prepared by the Town engineer and ..

**BE IT FURTHER RESOLVED** that the Supervisor is hereby authorized to submit the documentation to the Niagara County Sewer District – I & I program for reimbursement for all work completed by the Town.

**Day Road Park Path Signs** – Ken Horvath has built and erected distance signs designating the mileage along the paths within the Day Road Park. This was done as a courtesy for walkers within the park.

#### 6. **Executive Session Entered**

**MOTION (2011-115):** to enter Executive Session for the purpose of consulting with the Town Attorney was made by Council member Antkowiak, seconded by Council member Crocker. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The Town Board entered Executive Session at 1:27 p.m.

#### 7. **Exit Executive Session and Reconvene Work Session**

**MOTION (2011-116):** to exit Executive Session and to reconvene the work session was made by Council member Pettit, seconded by Council member Siejak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

Continued next page

The work session was reconvened at 1:50 p.m. with no Town Board action taken during Executive Session.

**7. Adjournment**

**MOTION (2011-117):** to adjourn 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.

The meeting ended at 1:50 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Monday, June 6, 2011.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk