

August 10, 2011

A Special Meeting of the Lockport Town Board, the sole purpose of which was to consider the property transfer of 4922 IDA Drive, the former Electruk property, located in the Town of Lockport I.D.A. Park, was conducted at 1:30 p.m. on Wednesday, August 10, 2011, in the Snyder Room of Town Hall.

Present were Council members: Cheryl A. Antkowiak
Paul H. Pettit
Paul W. Siejak
Mark C. Crocker

Absent: Marc R. Smith, Supervisor

Also present were: David Kinyon, Director of Economic Development, Nancy Brooks, Town Clerk and Thomas Prohaska, a representative of the media.

The meeting of which the media was notified by the Town Clerk, was called to order by Deputy Town Supervisor, Cheryl Antkowiak, at 1:35 p.m.

The Town Clerk then read a waiver of Notice of Special Meeting received as email from Marc R. Smith, Town Supervisor, at 12:29 p.m. on Aug. 10, 2011. The email waives his notice of the special meeting and expresses his agreement to the transfer of ownership of the former Electruk Building.

The Deputy Supervisor then called for Waiver of Notice of Special Meeting of the members of the Board.

MOTION (2011-174): to waive the Notice of a Special Meeting was made by Council member Siejak, seconded by Council member Pettit. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, and Siejak.

Mr. Kinyon then gave a brief history of the former Electruk property as well as an explanation as to the purpose of the meeting, stating that the Town recently took title to the property, which is a Brownfield Remediation site with a property value listed as \$10,000. He informed the Board that within the last two weeks he had been contacted by a firm interested in the purchase of the property. The interested party had a fire at their location and was in need to relocate as soon as possible. The company, Moley Magnetics of Wilson, NY, have submitted a purchase offer in the amount of \$10,000, realizing that the building is in need of additional rehabilitation in an amount near \$250,000. Mr. Kinyon stated that he had talked with consultants with regard to the value of the property; that the \$10,000 assessment was correct; that the offer seemed reasonable; and it was his recommendation that the transfer of ownership be approved. He submitted a written opinion of the value of the property based on his investigation and read the recommendation to the Board.

Mr. Seaman noted that the Town has a 30-day estoppel time period associated with the property transfer, thus the necessity to take quick action if the Board so desires. He read a prepared resolution regarding the transfer of ownership of the property.

MOTION (2011-175): On a motion by Council member Pettit, seconded by Council member Crocker, the following resolution was put to a ROLL CALL VOTE and was duly ADOPTED: 4 AYES, 0 NAYS. Voting AYE: Antkowiak, Pettit, Crocker and Siejak.

RESOLUTION

WHEREAS, a contract has been submitted for purchase of 4922 IDA Drive, Lockport, New York, Tax Map No. 108.00-1-55 by Moley Magnetics, Inc., and

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WHEREAS, Moley Magnetics, Inc. intends to invest a substantial amount of money to rehabilitate this property which was a former Brownfield Remediation site, now therefore

BE IT RESOLVED, the Town Board hereby determines that the value of said premises in its present condition is \$10,000, and it is further

RESOLVED, that the premises constitutes property which is surplus to the Town and is not needed for any Town purpose, and it is further

RESOLVED, that the Supervisor of the Town of Lockport is hereby authorized and directed to execute all necessary documents to transfer said premises to Moley Magnetics, Inc. or a related entity pursuant to contract as approved by the Town Attorney. This resolution is subject to permissive referendum.

Adjournment

MOTION (2011-176): to adjourn was made by Council member Siejak, seconded by Council member Pettit. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, and Siejak.

The special meeting was ended at 1:46 p.m.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC
Lockport Town Clerk