

June 6, 2012

A regular monthly meeting of the Lockport Town Board was conducted at 7:30 p.m. on Wednesday, June 6, 2012, 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 W. Siejak

Also present: Nancy A. Brooks, Town Clerk, Daniel E. Seaman, Town Attorney, Deputy Town Clerks Judith Newbold & Carol Stuart, Recreation Chairwoman, Jeanine Hughes-Shaw, members of the Town Recreation Committee, Jenna La Rose and her family.

Following the Pledge of Allegiance, Supervisor Smith opened the meeting as follows:

**PRESENTATION – 2012 Outstanding Youth Award**

Supervisor Smith read a proclamation written to honor Jenna La Rose, a senior from Lockport High School, chosen as this year's recipient. Councilwoman Antkowiak expressed her delight with the scholarship process and with the Recreation Committee's choice of Jenna, stating she has many accomplishments for a young person and deserves to be recognized. She then introduced Chairwoman, Jeanine Hughes-Shaw who presented Jenna with a plaque and a check. Jenna will be attending Brockport State College in the fall with a major in nursing. Everyone extended their best wishes to her.

**PUBLIC COMMENTS –** No one spoke before the Town Board and the regular business meeting was then opened for the following discussion and/or action:

1. Approval of Minutes

**MOTION (2012-104):** to approve the minutes of Town Board meetings held on 05/07/2012, 05/09/2012 and 05/23/2012, was made by Council member Siejak and seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

2. Approval of Payment of Bills

**MOTION (2012-105):** to approve the payment of the bills for the month of June was made by Council member Crocker and seconded by Council member Siejak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The bills for the month of June include Vouchers # 26723 – 26907 in the amount of \$465,434.80.

3. Communications

The Town Clerk announced the Town of Lockport Historical Society Picnic to be held at 6:00 p.m. on Monday, June 18<sup>th</sup> at the Pomeroy School (corner of Leete and Lower Mtn. Roads). She encouraged all interested persons to attend.

4. Building Inspector's Report

The Supervisor read the report for the month of May 2012 as submitted, which states that 78 permits were issued; \$5,025.50 was collected in fees and the estimated cost of construction was \$800,038.00.

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5. Supervisor's Monthly Financial Report

**MOTION (2012-106):** to approve the Supervisor's Monthly Financial Report for the period ending 05/31/2012, was made by Council member Crocker and seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

6. Authorization for Supervisor to enter Contract with Lockport Community Band

**MOTION (2012-107):** to authorize the Supervisor to enter an agreement with the Lockport Community Band to perform a concert at Town of Lockport Community Day on July 22<sup>nd</sup>, was made by Council member Antkowiak and seconded by Council member Pettit. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

7. Resolution to Approve the 2012 Town Highway Drainage Projects

**MOTION (2012-108):** On a motion made by Council member Pettit and seconded by Council member Antkowiak, the following resolution was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

**Town of Lockport Resolution**

RESOLVED THAT, pursuant to Town Law Section 64(11)(a), this Board hereby determines that the drainage projects set forth herein are beneficial to the Town as a whole, for the purpose of drainage of areas of the Town as affected by the various projects. The Town Superintendent of Highways is hereby authorized:

1. To commence and complete the drainage projects set forth herein, in the order in which he shall determine appropriate, and to complete certain of said projects and to make a determination not to complete others.
2. The cost of the expenditures set forth herein shall be made from the general fund of the Town of Lockport from taxes levied or revenues received in the year in which the projects set forth below are completed.
3. The projects may be completed during the fiscal year 2012 or may be carried forward to future fiscal years, as time allows.
4. The authorization herein shall be subject to the determination of the Superintendent of Highways as to the necessity, the practicality, and the expense of such projects.
5. The Superintendent of Highways is authorized to obtain permits and/or easements for entry upon private properties for the purpose of accomplishing the

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drainage projects set forth herein. Whenever possible, unless the Superintendent determines otherwise, permanent easements shall be required from property owners in order to accomplish the purposes of this Resolution.

6. The Superintendent of Highways is authorized to determine not to undertake any of the projects set forth herein, if he is unable to obtain appropriate permits or easements, or as he otherwise determines for any reason. In the event that the acquisition of property by the Town Board becomes necessary pursuant to its eminent domain powers, he shall so recommend such action to the Town Board. In such instances, the project shall not proceed without such acquisitions.

7. The Superintendent of Highways is authorized to take any further related and ancillary action as is necessary to accomplish the purposes of this Resolution. This Resolution is subject to permissive referendum.

The projects which are authorized pursuant to this Resolution are:

A. Excavation and cleaning of an existing ditch over  
and across the following designated properties:

Heather Drive, Tax Map No. 95.02-2-10, , 95.02-2-11, 95.02-2-12, 95.02-2-13, 95.02-2-15, 95.02-2-16.1, 95.02-2-16.2.

B. Excavation and cleaning of an existing ditch over and across  
the following properties:

East High Street, Tax Map No. 124-.05-1-10, 124.05-1-9; 124.05-1-8,  
124.05-1-7, 124.05-1-6, 124.05-1-5, Greenview Drive, 124.05-1-11,  
124.05-1-12; 124.05-1-13.

C. Excavating and cleaning of an existing ditch over and across  
the following designated properties:

Old Beattie Road, Tax Map Nos. 138.04-1-19,  
138.04-1-23, 138.04-1-24, 138.04-1-25, 138.04-1-26, 138.04-1-27,  
138.04-1-28, 138.04-1-29, 138.04-1-30, 138.04-1-31, 138.04-1-32,  
138.04-1-33, 138.04-1-34, 138.04-1-35.

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8. Town Board Comments

*Councilman Crocker* congratulated Jenna La Rose and her family on her being chosen the 2012 recipient of the Outstanding Youth Award.

*Councilman Pettit* also congratulated Jenna and her family, saying that it takes many people to help a young person develop into the wonderful and talented person that she is.

*Councilman Siejak* congratulated Jenna and then presented an update on the Town's electronics recycling, stating that as of May 16, 2012 the Town has recycled 11,212 lbs of electronics and has received \$521.36 in refunds.

He also reported that the WNY Land Conservancy will feature the Lytle Nature Preserve as part of their "Natural Gardens and Backyard Nature Tour" on Sunday, July 8, 2012 at 1:00-6:00 p.m.

*Councilwoman Antkowiak* not only congratulated Jenna but also encouraged her to stay active in her community no matter where she may live through out her life. The Councilwoman stated that it's only through new and younger people becoming involved within their communities that those areas thrive and become wonderful places to live and work.

Additionally, the Councilwoman thanked the Dale Association for all they do for the citizen's of Lockport.

Lastly, she reminded residents of the June "Movie Nite" to be held rain or shine on June 30<sup>th</sup> at the Lockport Town Hall. The movie to be shown is "Kung Fu Panda-2". The Lockport Federation of Musicians will play a concert at 7:00 p.m. before the movie is shown.

9. Supervisor's Comments

Supervisor Smith thanked the Town Water/Sewer Dept. personnel for installing a new drinking fountain at Day Road Park. He also thanked the Town Highway Dept. personnel for all the work they have done to build the restrooms at the park.

Lastly, he thanked Jenna La Rose for creating a wonderful history of a young person's life in the Town of Lockport, stating that as a neighbor he has witnessed her become a remarkable young woman and that she has inspired him.

10. Adjournment

**MOTION (2012-109):** to adjourn was made by Council member Pettit and seconded by Council member Antkowiak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The meeting was adjourned at 7:50 p.m. The Lockport Town Board stands adjourned until Wednesday, June 20, 2012 at 1:00 p.m.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk