

November 7, 2012

A regular monthly meeting of the Lockport Town Board was conducted at 7:30 p.m. on Wednesday, November 7, 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 and Daniel E. Seaman, Town Attorney.

Supervisor Smith opened the meeting as follows:

PLEDGE OF ALLEGIANCE

PRESENTATION: Jay Krull, the expected presenter did not show.

PUBLIC HEARINGS: The Town Clerk read the following Notice of Public Hearings as was published in the Union Sun & Journal:

TOWN OF LOCKPORT  
NOTICE OF PUBLIC HEARINGS

PLEASE TAKE NOTICE that the Town Board of the Town of Lockport will hold separate public hearings on the matters referred to herein at the Town Hall, 6560 Dysinger Road, Lockport, New York, on the 7<sup>th</sup> day of November, 2012, at 7:30 p.m. Said public hearings shall be as follows:

1. A Public Hearing on the preliminary budget for the fiscal year beginning January 1, 2013 as required by Town Law section 108 for the purpose of considering the preliminary budget, and receiving comments from the public relative thereto. Said Budget is on file with the Town Clerk of the Town of Lockport where it may be inspected by any interested person during normal office hours.

Pursuant to Section 108 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

SUPERVISOR	\$ 50,245.00
COUNCILMEN (3 @ \$9664.00)	\$ 28,992.00
COUNCILMEN/DEPUTY SUPERVISOR	\$ 19,328.00
TOWN CLERK	\$ 49,813.00
SUPERINTENDENT OF HIGHWAYS	\$ 61,379.00

All person interested will be heard at the Public Hearing to be held as aforesaid.

2. A Public Hearing on amounts to be raised by taxation for Special Districts on the following districts:

LOCKPORT WATER DISTRICT NO. 3	\$ 721,291.00
LOCKPORT SEWER DISTRICT NO. 3	\$2,710,042.00
LOCKPORT FIRE PROTECTION DISTRICT	\$1,029,700.00
CARLISLE GARDENS SEWER DISTRICT	\$ 71,471.00
CARLISLE GARDENS REFUSE DISTRICT	\$ 25,425.00
CARLISLE GARDENS SIDEWALK DISTRICT	\$ 7,300.00
CARLISLE GARDENS LIGHT DISTRICT	\$ 19,600.00
LINCOLN VILLAGE SEWER DISTRICT	\$ 20,448.00
LOCKPORT REFUSE DISTRICT NO. 2	\$ 958,500.00
RAPIDS LIGHT DISTRICT	\$ 2,480.00

The Special Assessment Rolls have been completed for such districts as require and all tax rates established for benefit districts. All persons interested shall be heard at the public hearing to be held by the Town Board as aforesaid relative to assessments and amounts to be raised in said districts, and to hear any objections to the Special Assessment Rolls, which are available at the Town Clerk's office.

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3. A Public Hearing to authorize contracts with Rapids Fire Company, Inc. South Lockport Fire Company, Inc., Wright's Corners Fire Company, Inc., Gasport Fire District No. 1, and Terry's Corners Fire Company, Inc. to include ambulance service at yearly amounts as follows:

RAPIDS FIRE COMPANY, INC.	\$321,779.00
SOUTH LOCKPORT FIRE CO., INC.	\$337,959.00
GASPORT FIRE DISTRICT NO. 1	\$ 22,379.00
WRIGHT'S CORNER FIRE CO., INC.	\$321,779.00
TERRY'S CORNERS FIRE CO.,INC.	\$ 25,082.00

All persons interested will be heard at the Public Hearing to be held as aforesaid.

**PUBLIC HEARING: 2013 Preliminary Town Budget -** The Supervisor opened the floor for comments. There being no one to speak on the matter, the public hearing was closed.

**PUBLIC HEARING: Amounts to be Raised by Taxation –** The floor was opened for comments. There being none, the public hearing was closed.

**PUBLIC HEARING: 2013 Fire Protection Contracts –** No one spoke to the matter, the public hearing was closed and the regular business meeting was opened.

**BUSINESS MEETING:**

1. Approval of Minutes

**MOTION (2012-188):** to approve the minutes of Town Board meetings conducted on 10/01/2012, 10/03/2013 and 10/17/2012 was made by Council member Antkowiak and seconded by Council member Siejak. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

2. Approval of Payment of Bills

**MOTION (2012-189):** to approve the payment of the bills for November was made by Council member Siejak and seconded by Council member Pettit. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The bills for the month of November consists of Vouchers #27710 – #27902 in the amount of \$553,993.58.

3. Communications

The Town Clerk read the names of candidates approved by the Town of Lockport Fire Prevention Bureau and waiting approval of the Town Board. The candidate's names are as follows:

Paul J. Duleck.....	Rapids
Laney L. Dickinson.....	Rapids
Rachel E. Moylan.....	Wright's Corners
Christopher C. Brueckner.....	Wright's Corners
Timothy G. Moore.....	South Lockport

**MOTION (2012-190):** to approve the above mentioned individuals for volunteer fire service in the Town of Lockport 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.

4. Building Inspector's Report

The Supervisor read the Building Inspector's Report for the period of October 2012 which states that 51 building permits were issued; \$3,953.00 was collected in fees; and the estimated cost of construction was \$689,865.00.

5. Supervisor's Monthly Financial Report

**MOTION (2012-191):** to approve the Supervisor's monthly financial report for the period ending October 31, 2012 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.

6. ACTION AFTER PUBLIC HEARING: Adoption of the 2013 Preliminary Budget

**MOTION (2012-192):** On a motion by Council member Antkowiak, seconded by Council member Crocker, the motion to adopt the 2013 Preliminary Budget as the 2013 Final Town Budget was put to a ROLL CALL Vote and was duly ADOPTED: 5 AYES, 0 NAYS. Voting AYE: Antkowiak, Pettit, Crocker, Siejak, and Smith.

7. ACTION AFTER PUBIC HEARING: Adoption of the 2013 Amounts to be Raised by Taxation

**MOTION (2012-193)** On a motion by Council member Siejak, seconded by Council member Antkowiak, the motion to adopt the 2013 Amounts to be Raised by Taxation was put to a ROLL CALL VOTE and was duly ADOPTED: 5 AYES, 0 NAYS. Voting AYE: Antkowiak, Pettit, Crocker, Siejak, and Smith.

8. ACTION AFTER PUBIC HEARING: Adoption of the 2013 Fire Contracts

**MOTION (2012-194)** On a motion by Council member Crocker, seconded by Council member Pettit, the motion to adopt the 2013 Fire Contracts was put to a ROLL CALL VOTE and was duly ADOPTED: 5 AYES, 0 NAYS. Voting AYE: Antkowiak, Pettit, Crocker, Siejak, and Smith.

9. Introduction of Local Law to Amend Chapter 200 of the Town Code

Councilman Crocker introduced a proposed Local Law to Amend Chapter 200 of the Town Code of the Town of Lockport. Mr. Seaman briefly explained the purpose and content of the proposed law.

10. Call for Public Hearing on a Proposed Local Law to Amend Chapter 200 of the Town Code – Rezoning for a Special Mining District

**MOTION (2012-195):** to call for a public hearing on a proposed Local Law to Amend Chapter 200 of the Code of the Town of Lockport, to be held at 7:30 p.m. on Wednesday, December 5, 2012, was made by Council member Siejak and seconded by Council member Crocker. The motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

11. Motion for Coordinated Review for Proposed Local Law to Amend Chapter 200 of the Town Code and to Declare Lead Agency

**MOTION (2012-196):** to determine that the proposed zoning amendment to establish a Special Mining District is a type 1 action under the State Environmental Quality Review Act and that the Town of Lockport hereby intends to act as lead agency and directs that a coordinated review to take place 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.

12. Town Board Comments

*Councilman Crocker* welcomed everyone in attendance.

*Councilman Pettit* also welcomed those in attendance.

*Councilman Siejak* informed residents that the final brush pickup for 2012 will take place on Monday Nov. 19<sup>th</sup> for the north side of Town; Nov. 26<sup>th</sup> for the south side of Town.

He also urged joggers and walkers to be very cautious as it gets dark earlier due to daylight savings. Please wear visible clothing for evening hours.

Veteran's Day Events – He informed those present that the annual observation of Veteran's Day will take place at 11:00 a.m. at Outwater Park on Sunday, Nov. 11<sup>th</sup>.

Lastly, Councilman Siejak commented on the passing of Frank Loiars, a twenty-year member of the Town of Lockport Zoning Board of Appeals. Mr. Loiars had also been a past member of the Town Planning Board and Recreation Committee. He was a very committed and dedicated man and served the Town of Lockport well. He will be sadly missed.

*Councilwoman Antkowiak* addressed the crowd and reported on the Christmas on the Canal Event which will be a joint City/Town event coming up on the weekend of November 24<sup>th</sup> and 25<sup>th</sup>. The Fall newsletter has a lot of the details. She noted that the Town of Lockport will participate in the parade which will take place at 6:00 p.m. on Main Street in the City of Lockport. The following day, Nov. 25<sup>th</sup>, the Town will host an event at Day Road Park in which Santa Claus will arrive, the Christmas Cottage will open for the holiday season, there will be refreshments and horse drawn carriage rides beginning at noon and running through 3:00 p.m. She encouraged everyone to come out and have fun.

Additionally, she reported that she will be meeting the Town engineer over the winter months to discuss the construction of a pavilion in Day Road Park in the spring of 2013.

Lastly, she urged everyone to remember their elderly family, neighbors, and friends. She urged people to visit those in senior homes throughout the holiday season commenting that many of these seniors have no family or friends that will visit them and they become very lonely. Many of the senior homes are actively seeking volunteers especially over the holidays and into the winter months.

12. Supervisor's Comments

2013 Town Budget - Supervisor Smith stated that the Town Board had worked very hard to see that the 2013 budget was a 0% change budget from that of 2012. He stated that in the 2013 budget, the net effect for a Town resident owning a home with an estimated value of \$100,000.00, will see an average decrease of \$6.42 per household.

He finished by wishing everyone a good evening and calling for adjournment.

13. Adjournment

**MOTION (2012-197):** to adjourn was made by Council member Antkowiak; seconded by Council member Pettit and the motion was CARRIED: AYES - 5, NAYS - 0. Voting AYE: Antkowiak, Pettit, Crocker, Siejak and Smith.

The meeting ended at 7:50 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Wednesday, Nov. 21, 2012.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk