

November 21, 2012

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, November 21, 2012, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were: Supervisor: Marc R. Smith

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

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

Supervisor Smith opened the meeting by relaying the Town Board's sorrow over the passing of Council member Pettit, who passed away from cancer on November 17, 2012. Mr. Pettit had served the Town of Lockport continuously as both a Zoning Board member from 1980 – 1996 and as Councilmember from 1996 – present. He made a large contribution in the growth and development of the Town and he will be sadly missed. The Town Board and Town staff give their condolences to his family.

The meeting was then opened for business as follows:

1. Town Clerk

The Clerk reported the following correspondence:

- a) Letter from the NYS DEC regarding the Landowner Incentive Program and Management of Grassland Habitat. She will copy to all Board members.
- b) Wendel letter to Coverworx, Inc. of Michigan for the purchase of a gazebo kit for Day Road Park.
- c) Letter from NYS Unified Court System requiring a copy of the Justice Court audit for 2011. The Clerk reported that the Justice Court audit had not yet been approved.

**MOTION (2012-198):** to approve the 2011 audit of the Town of Lockport, which includes an audit of the Town of Lockport Justice Court, as performed by Lumsden and McCormick, LLC, and to have the Town Clerk forward a copy of said resolution to the NYS Unified Court Systems was made by Council member Antkowiak and seconded by Council member Crocker. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Crocker, Siejak and Smith.

2. Town Attorney

Mr. Seaman requested two items be placed on the Agenda for the December 5, 2012 Town Board meeting. They include a) Consent for Abandonment of a portion of Crown Drive in the IDA Park and b) a resolution to abandon a Ditch Easement in the IDA Park.

3. Engineer

Utility Repair Contract 2013-1 - Mr. Klavoon reported that bids for this contract were received earlier in the day and that three companies bid on the project. Preliminary review of the bids received show the estimates to be approximately 25% less than those received in 2011. He will examine the bids for compliance to contract specifications and will make a formal recommendation at a future meeting.

Continued next page

4. Town Board Comments/Reports

**Councilwoman Antkowiak** reported on several upcoming recreation items as follows:

Winter fest – This event will include a “Christmas on the Canal” parade with the City of Lockport to take place on Saturday, November 24, 2012 at 6:00 p.m. The parade will begin at Ida Fritz Park and travel to Charles Street. The Town Recreation Committee will feature a horse-drawn float and she encouraged everyone to come and enjoy the outdoors.

Additionally, the Town of Lockport will host a Winter fest Event at Day Road Park the following day, November 25, 2012, from 12:00 noon – 3:00 p.m. Activities will include games for children, hot chocolate and refreshments, horse drawn hayrides, and the welcoming of Santa and the opening of the Santa House at Day Road Park.

The Dale Association – Councilwoman stated she is meeting with the representatives to prepare a Forum dealing with Medicaid and Medicare to take place sometime in late winter or early spring.

Day Road Park Pavilion/Memorial Brick Path – The Councilwoman will be meeting with Mr. Klavoon and David Miller, Highway Superintendent, regarding the construction of the gazebo/pavilion at Day Road Park in spring of 2013 as well as to develop the specifications for the Memorial Brick path also to be constructed in the park.

**Councilman Siejak** reported on the progress of the Town’s recycling program with Rochester Regional Computer Recycling & Recovery, stating that through the month of October, the Town’s year-to date recycling volume stand at 31,024 pounds and has yielded a net of \$2,106.89 monies returned to the Town.

Lastly, Councilman Siejak reported that it was a sad honor to present a Town of Lockport flag to the family of Paul Pettit.

5. Supervisor’s Comments/Report

The Supervisor ensured that the Town Board members were aware of the funeral arrangements for former member Paul Pettit.

He reminded members of the Public Hearing on a Proposed Local Law to Amend Chapter 200 of the Town Code (the rezoning for a Special Mining Use District) to be held at the December 5, 2012 Town Board meeting.

6. Executive Session Entered

**MOTION (2012-199):** to enter Executive Session for the purpose of consulting with the Town Attorney was made by Council member Antkowiak and seconded by Council member Siejak. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Crocker, Siejak and Smith.

The Town Board entered Executive Session at 1:07 p.m.

7. Executive Session Ended and Work Session Reconvened

**MOTION (2012-200):** to exit Executive Session and to reconvene the work session was made by Council member Crocker and seconded by Council member Antkowiak. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Crocker, Siejak and Smith.

The Town Board reconvened the work session at 1:24 p.m. with no Town Board action taken during Executive Session.

8. Adjournment

**MOTION (2012-201):** to adjourn was made by Council member Siejak and seconded by Council member Antkowiak. The motion was CARRIED: AYES - 4, NAYS - 0. Voting AYE: Antkowiak, Crocker, Siejak and Smith.

The work session was ended at 1:24 p.m. The Town Board will next meet at 1:00 p.m. on Monday, December 3, 2012.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk