

March 20, 2013

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, March 20, 2013, 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 W. Siejak  
Patricia Dufour

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

Supervisor Smith opened the meeting at 1:02 p.m. for the following discussion and/or action:

1. **Town Clerk**

The Town Clerk reported correspondence from the following:

- 1) Copy of Town of Clarence Town board Resolution supporting repeal of the NY Safe Act
- 2) Letter from NYS Assemblyman Steve Hawley in response to Town of Lockport Resolution supporting repeal of NY Safe Act.
- 3) Letter from NYS Dept. of Transportation regarding illegal signage on State Highways within the Town of Lockport
- 4) Letter from National Multiple Sclerosis Society requesting Town Board approval to conduct Lockport Walk MS 2013 within the Town borders.
- 5) Notice from Union Sun Journal for advertising in the annual Pride edition

Lastly, the Town Clerk reported that her office, in conjunction with a program sponsored by the Niagara County Clerk's office, will host a representative from the Niagara County Veterans Service Agency to meet with local veterans on Wed., August 22, 2013. The purpose of these meetings is for local veterans to learn of the various benefits they are entitled to. The day is scheduled by appointment on a first come, first served basis. Supervisor Smith suggested that the Town Clerk contact the Town Assessing office to have paperwork available on that day should veterans be entitled to any local exemptions.

2. **Attorney** - Nothing to report.

3. **Engineer** – Nothing to report.

4. **Town Board Comments**

**Councilwoman Antkowiak** stated she had met with David Miller, Highway Superintendent, to discuss the counter top selection and design at the Day Road Park Recreation Room. Additionally, she will soon meet with Mr. Miller and Rob Klavoon for preliminary discussions on the construction of the park gazebo. Construction is tentatively scheduled to begin mid April, weather permitting.

She is also planning for the Dale Association's seminar on Medicaid which is scheduled for 5:30 p.m. on Wed., March 27, 2013 at the Town Hall.

The newsletter is scheduled to be mailed out late due to the fact that the required water notice from the Niagara County Water District is not yet available.

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**Councilwoman Dufour** announced that Councilwoman Antkowiak has been nominated as the 2013 Woman of the Year by the Niagara County Federation of Women. There will be a dinner to honor the nominees on May 9, 2013 at the Tuscarora Club. Councilwoman Dufour stated she hopes that many of the Council members can attend to support Cheryl's nomination.

**Councilman Crocker** stated he has met with the Niagara Escarpment Conservancy Group to discuss their plan to preserve land along the escarpment. He said it was a very informative and productive meeting.

He also questioned Mr. Klavoon as to when the berms at Lytle Park will be planted. Mr. Klavoon stated planting schedule has been established and the board walk will be built over the summer months when the area is much dryer as there is a large amount of heavy brush. Additionally, the parking lot will be done at that time as well.

Lastly, Councilman Crocker asked when the exterior work on the Carpenter's building will begin. Mr. Klavoon stated that the contractor has yet to submit bonding and insurance paperwork and therefore a letter to proceed has not been sent. He estimated it would be at least another 30-45 days, at the earliest, before work would start.

**Councilman Siejak** stated that he is extremely pleased with the report from Regional Computer Recycling & Recovery which reports that 12,260 pounds of recycled goods has been processed from Jan. to March 2013; with a refund to the Town in the amount of \$1,9054.35.

#### **5. Supervisor's Comments**

Supervisor Smith requested Town Board action and the resulting action taken is as follows:

#### **Appointment to the Board of Assessment Review**

The Supervisor reported that the Town Assessor has submitted the recommendation of Barbara Reynolds to fill the vacancy when Patricia Dufour left to take office as a Town Councilwoman.

**MOTION (2013-59)** to approve the appointment of Barbara Reynolds to the Board of Assessment Review to fill the vacancy left by the resignation of Patricia Dufour, was made by Council Member Dufour and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith.

#### **Resolution to Purchase New Mats for Town Hall Entrances**

**MOTION (2013-60)** to approve the purchase of new mats for the Town Hall entrances from Carpet Collection, who submitted the low proposal amount of \$2,825.00., was made by Council Member Crocker and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith.

#### **Approval of Contract with the YWCA**

**MOTION (2013-61)** to approve the execution of an annual contract with the YWCA to provide a summer swim program at a cost of \$20 per Town resident was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith.

**Authorization for Purchase of Two Pickup Trucks for Sewer/Water Dept.**

**MOTION (2013-62)** to authorize the purchase of two Ford F250 pickup trucks off State Bid Price from Van Bortel Ford of Rochester, NY at a total price of \$52,554.06 was made by Council Member Crocker and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith. The trucks were budgeted in the 2013 Town Sewer and Water budgets. (**Note:** These trucks were previously approved in Jan. 2013 but are now being approved at a lower cost due to a factory installed option which decreased the originally approved price.)

**Authorization to Execute Consulting Contract with Retiring Dept. Head**

**MOTION (2013-63)** to authorize the Supervisor to execute a two-year contract for consulting services from a retiring department head in the Sewer/Water Department at \$16,000 the first year and \$5,000 the second year, was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith.

**6. Executive Session Entered**

**MOTION (2013-64)** to enter Executive Session for the purpose of consultation with the Town Attorney was made by Council Member Siejak and seconded by Council Member Crocker. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith. The Town Board entered Executive Session at 1:16 p.m.

**7. Executive Session Ended and Work Session Reconvened**

**MOTION (2013-65)** to exit Executive Session and to reconvene the work session was made by Council Member Dufour and seconded by Council Member Siejak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith. The Board reconvened the work session at 2:22 p.m. with no Town Board action taken during Executive Session.

**8. Adjournment**

**MOTION (2013-66)** to adjourn was made by Council Member Antkowiak and seconded by Council Member Crocker. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Crocker, Siejak, Dufour and Smith.

The meeting ended at 2:22 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Tuesday, April 9, 2013.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk