

April 10, 2013

A regular monthly meeting of the Lockport Town Board was conducted at 7:30 p.m. on Wednesday, April 10, 2013, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were: Supervisor: Marc R. Smith

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

Also present: Nancy A. Brooks, Town Clerk, David Miller, Town Highway Superintendent, Daniel E. Seaman, Town Attorney, Judith Newbold, Deputy Town Clerk and Larry Haseley, Town Historian.

The meeting was opened with the Pledge of Allegiance and then proceeded with the following discussion and/or action:

**PUBLIC COMMENTS:**

Paul Black of Harding Ave. Extension spoke on the issue of the Open Meetings Law and provided the Town Board with a copy of his proposed "Public Meetings Bylaws".

Claudette Lemieux of Murphy Road spoke in opposition to the Town Board's decision to adopt a Zoning Amendment allowing the LaFarge Stone Quarry to expand along Hinman Road.

Carol Clark of Murphy Road, speaking in opposition, referenced Marc Smith's interview on LCTV regarding the LaFarge expansion and then spoke to the matter of the Town's SEQRA Documentation relative to the rezoning permitting the expansion and gave her opinions as they relate to items listed in the Negative Declaration.

Samantha Clark (young daughter of Carol on Murphy Road) read a prepared statement informing the Town Board that she and other children play in the back yards near the stone quarry and asked that they be mindful of this.

**BUSINESS MEETING:**

1. Approval of Minutes

**MOTION (2013-72)** to approve the Town Board minutes of 03/06/2013 and 03/20/2013 was made by Council Member Crocker and seconded by Council Member Siejak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

2. Approval of Payment of Bills

**MOTION (2013-73)** to approve the payment of the bills for April was made by Council Member Antkowiak and seconded by Council Member Crocker. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

3. Communications

The Town Clerk read the name of a candidate for volunteer fire service. The candidate's name is Rebecca Hake for South Lockport Fire Company.

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**MOTION (2013-74)** to approve Rebecca Hake for volunteer fire service in the Town of Lockport was made by Council Member Antkowiak and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

4. Building Inspector's Report

Councilwoman Dufour read the Building Inspector's Report for the month of March which states that 30 building permits were issued; \$6,772.50 was collected in fees; and the estimated cost of construction was \$865,026.00.

5. Supervisor's Monthly Financial Report

**MOTION (2013-75)** to approve the Supervisor's Monthly Financial Report for the period ending 03/31/2013 was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

6. Appointment to the Town of Lockport Board of Ethics

**MOTION (2013-76)** to appoint John Benoit to the Town of Lockport Board of Ethics to fill the vacancy left by the passing of Wesley F. Arnold, the term to expire 12/31/2013, was made by Council Member Crocker and seconded by Council member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

7. Authorization for Contract with the Barge Canal Optimists

**MOTION (2013-77)** to authorize the Supervisor to enter a contract with the Barge Canal Optimists to conduct a Bike Rodeo at the Day Road Park on June 10, 2013 (rain date June 17, 2013) was made by Council Member Antkowiak and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

8. Authorization for Contract with the Palace Theatre

**MOTION (2013-78)** to authorize the Supervisor to enter a contract with the Palace Theatre to provide discount passes for events and concessions for the period of one year, expiring April 2014, was made by Council Member Crocker and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

9. Authorization for Highway Supt. to dispose of Surplus Items

**MOTION (2013-79)** to authorize the Town Highway Superintendent to dispose of one used 1998 Ford, a 2002 Chev. Silverado Pickup, along with some used tools, was made by Council Member Siejak and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

10. **Town Board Comments**

*Councilwoman Antkowiak* thanked the Murphy/Hinman Road residents for attending and speaking their minds. She also thanked the Niagara County Office of the Aging and the Dale Association for conducting a very successful Medicaid seminar on March 27<sup>th</sup>.

The Councilwoman also announced that applications for the 2013 Outstanding Youth Award are available online at the Town's website as well as at the Town Clerk's office. Deadline for submittal for the award is April 29, 2013.

The NIOGA Computer Classes at Town Hall will continue in April . The class entitled "Internet for Job Seekers" will be conducted on April 18, 2013, and registration can be done by contacting the Lockport Library.

Lastly, Councilwoman Antkowiak thanked Dave Miller, Town Highway Superintendent, for all the work done in constructing the Town Recreation Committee Room at the Day Road Park.

*Councilman Siejak* also thanked the Murphy/Hinman Road residents for their comments.

He also informed those present that a town-wide brush pickup is scheduled for April 15<sup>th</sup>, the third Monday of the month. The Town newsletter should be out the middle of April and the brush and refuse schedules, among many other items of interest will be included.

Lastly, he thanked Dan Seaman for his years of service as the Town Attorney and he also thanked Ken Banker for his 30 plus years of service in the Town Sewer and Water Departments. Both men will be retiring in the month of April.

*Councilwoman Dufour* stated that she had attended several meetings over the last month, including that of the Planning Board where plans were approved to renovate the Key Bank located in front of the Home Depot Plaza. She also reported that the Town Assessor, Jill Lederhouse, has sent out re-assessment letters and that she is currently making appointments for informal hearings to be held at her office before May 3, 2013. Residents taking issue with their new assessments can contact at the Assessing office to make these appointments.

Finally, Councilwoman Dufour stated she had attended a Town Fire Prevention Bureau meeting and had met all the volunteer fire chiefs. She stated she enjoyed meeting this very dedicated group of individuals who work hard to keep our community safe.

*Councilman Crocker* had no comments.

#### 11. **Supervisor's Comments**

Supervisor Smith informed the Murphy/Hinman Road residents that the Town had sent a letter to LaFarge regarding resident issues and that a copy will be mailed to all the residents in that area.

He also thanked Dan Seaman for his years of service and stated that there was no one that had worked or fought harder than Mr. Seaman on behalf of the Town of Lockport.

#### 12. **Adjournment**

**MOTION (2013-80)** to adjourn was made by Council Member Antkowiak and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

The meeting ended at 7:57 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Wednesday, April 24, 2013.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC  
Lockport Town Clerk