

May 22, 2013

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, May 22, 2013, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

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

Absent: Supervisor, Marc R. Smith
Councilwoman, Patricia Dufour

Also present: Nancy A. Brooks, Town Clerk, Michael J. Norris, Town Attorney and Robert Klavoon of Audubon Engineering.

Deputy Supervisor, Mark Crocker, noting that Supervisor Smith was in Washington, D.C. with other local dignitaries to fight for the Niagara Falls Air Force Base, opened the meeting at 1:10 p.m. for the following discussion and/or action:

1. **Town Clerk** – Nothing to report.
2. **Attorney – Emergency Demolition**

Deputy Supervisor Crocker stated that the Town Building Inspector had put forth a request for the emergency demolition of a single family home located at 5431 Old Saunders Settlement Rd. The house has been abandoned for several years and is in great disrepair. Mr. Norris explained that the house had been on the Niagara County In-Rem Property list for several years and that the County, in fair exchange for the cost of demolition (to be paid by the Town), the County will release the title to the property. Councilman Siejak stated that the Town has appropriated monies in the 2013 Town budget for such demolitions.

MOTION (2013-108) on a motion by Council Member Siejak and seconded by Council Member Antkowiak, the following resolution was duly ADOPTED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak, and Crocker.

TOWN OF LOCKPORT

RESOLUTION

WHEREAS, the single-family home located at 5431 Old Saunders Settlement Road has been listed on the Niagara County In-Rem Property List for several years, and

WHEREAS, the Town of Lockport Building Inspector has inspected the property and found it to be in need of demolition and

WHEREAS, the Niagara County Legislature will release title to said property in fair exchange that the Town of Lockport will cover the cost of demolition

NOW THEREFORE....

BE IT RESOLVED that the Lockport Town Board does hereby authorize the Town Supervisor to take possession of said property and

BE IT FURTHER RESOLVED that the Lockport Town Highway Superintendent is hereby authorized to facilitate the demolition of said property.

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TABLED -Item #2 on the Agenda, a resolution to schedule a public hearing for demolition of property located at 6918 Tonawanda Creek Road.

3. Engineer

Jennifer Drive Area Sanitary Sewer Repair - Mr. Klavoon reported that the contractor, Skanex Pipe Services, Inc., repaired an additional man hole relative to Contract #12-1 and was requesting authorization to approve Change Order #1 for payment in an amount of \$1250.00.

MOTION (2013-109) to authorize the payment for Contract #12-1, Change Order #1, to Skanex Pipe Service, Inc., in the amount of \$1250.00, was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak, and Crocker.

Authorization to Close Out Contract #12-1

Mr. Klavoon requested authorization to close out Contract #12-1, the total amount of the contract will be \$39,650.00, of which \$20,000.00 will be reimbursed by the Niagara County Sewer District.

MOTION (2013-110) to approve the close out of Contract#12-1 in the amount of \$39,650.00, was made by Council Member Antkowiak and seconded by Council Member Siejak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

HVAC System for the Town Highway Garage

Pursuant to the Town's Procurement Policy, Mr. Klavoon reported obtaining two quotes for replacing the air conditioning unit and the furnace in the Highway Garage. The low quote was from R. Peer Plumbing & Heating in the amount of \$4,650.00. After review of the quotations, it was his recommendation to accept the low bid.

MOTION (2013-111) to authorize the purchase of a new air conditioning unit and new furnace for the Town Highway Garage from R. Peer Plumbing & Heating, the low bidder in the amount of \$4,650.00, was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

Lincoln Village & Carlisle Gardens Sewer Televising & Flush (Contract #13-4)

Mr. Klavoon stated that sealed bids for the televising & flushing of the sanitary sewers in Lincoln Village and Carlisle Gardens were received on May 15, 2013. Six bids were opened. The low bid was received from Pipe Eye Sewer Service, in the amount of \$23,312.95. After review of the bids received, it was Mr. Klavoon's recommendation to award the bid to Pipe Eye Sewer Services. He stated the Town has done business with them before and found them to be reputable.

MOTION (2013-112) to award the bid for Contract #13-4 the Televising & Flushing of the Sanitary Sewers in Lincoln Village and Carlisle Gardens to Pipe Eye Services, Inc. of Bradford, PA, the low bidder in the amount of \$23,312.95, was made by Council Member Antkowiak and seconded by Council Member Siejak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

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Security Improvements for Town Hall/Highway Garage

Mr. Klavoon reported that the Town Highway Superintendent has requested that an additional window be installed in his office as an additional security feature to allow for the secretary to view the hallway outside the office. Mr. Klavoon requested authorization for Change Order #1 to Contract #13-3, the cost for installation of the window in the amount of \$532.40.

MOTION (2013-113) to authorize Change Order #1 to Contract #13-3 Security Improvements to Town Hall/Highway Garage, for the installation of an additional window in the Town Highway office, payable to Sicoli Construction in the amount of \$532.40, was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

4. Town Board Comments/Reports

Councilman Siejak provided an update on the Town's electronics recycling program. He stated that year-to-date, the Town has recycled 18,586 lbs of electronics and has been refunded \$1,598.36. The amount recycled is almost double that recycled at this time in 2012.

Councilwoman Antkowiak reported on the following topics:

Volleyball Tournament at Day Road Park - She will meet with Mr. Norris to discuss the development of guidelines or a Town policy regarding food vendors, insurances, etc. for events scheduled at the Day Road Park.

Day Road Park Recreation Room – the room is complete and the Recreation Committee will conduct their next meeting at the park. She encouraged Town Board members to visit the park to see the room now that it is finished.

Pavilion at Day Road Park – work on the installation will commence the last week of May.

Complaints of Unleashed Dogs in Town Parks - She plans to use the media to help get the word out that residents and visitors to the park are required to have their pets leashed according to the Town of Lockport Dog Control Ordinance.

Signs for the Day Road Park – She is obtaining quotes for signs and will report back at a later date.

5. Supervisor's Comments/Reports

Review of Town's Worker's Compensation Policy

Deputy Supervisor Crocker stated it had been four years since the Town hired a contractor to review the Town's Worker's Compensation policy. He stated that Leahy Company will review the policy and that they would receive 50% of any rate decrease they help the Town to obtain through the process.

MOTION (2013-114) to hire the firm of Leahy Company to do a review of the Town's workers compensation policy pursuant to a contract to be drawn up by the Town Attorney was made by Council Member Antkowiak and seconded by Council Member Siejak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

Authorization to Sign "Safe Route to Schools" Grant

Deputy Supervisor Crocker requested authorization for the Town Supervisor to sign the "Safe Route to Schools" Grant that will allow the Town to install sidewalks in certain areas of the Town, including along East High Street from Magnolia Drive to Greenview Drive as well as along Locust Street near Lockport High School.

MOTION (2013-115) to authorize the Town Supervisor to sign the "Safe Route to Schools" Grant was made by Council Member Antkowiak and seconded by Council Member Siejak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

Authorization for Installation of Railing System at Stahler Cemetery

Deputy Supervisor Crocker explained that it was recently discussed that elderly persons have a difficult time walking up the embankment at the Stahler Cemetery and that a local area resident, Thomas Murphy, has volunteered to install steel railings at the front entrance steps to the cemetery, at no cost to the Town of Lockport. He requested Town Board approval to allow Mr. Murphy to complete the installation.

MOTION (2013-116) on a motion by Council Member Antkowiak and seconded by Council Member Siejak, the following resolution was duly ADOPTED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

**TOWN OF LOCKPORT
RESOLUTION**

WHEREAS, Town resident, Thomas Murphy, has offered to pay for the installation of a steel railing system for the front entrance steps, on both sides with mechanical anchors, at the Stahler Cemetery on Beattie Avenue, at his own expense,

NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby consents to the installation of said steel railing system at the Stahler Cemetery at no cost to the Town; and be it further

RESOLVED, that the contractor who installs said steel railing system shall be insured and shall file a certificate of liability insurance with the Town Clerk naming the Town as an additional insured.

Day Road Park Certified Inspection

Deputy Supervisor Crocker questioned Mr. Klavoon whether Audubon Engineering could conduct a "certified inspection" of the Town park. Mr. Klavoon stated they could not. Mr. Crocker will continue to gather information and quotes for such an inspection.

Complaints of Unleashed Dogs in Town Parks

Deputy Supervisor Crocker stated that the Town has received several complaints of unleashed dogs in both the Day Road Park and the John Austin Nature Trail Park. The Town will publicize the Town Dog Control Ordinance to encourage residents to keep pets leashed and to keep both pets and residents safe.

TABLED: Discussion on the TEP (Tiger Transportation Grant Application)

6. Executive Session Entered

MOTION (2013-117) 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-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

The Town Board entered into Executive Session at 1:32 p.m.

7. Executive Session Exited and Work Session Reconvened

MOTION (2013-118) to exit Executive Session and to reconvene the work session was made by Council Member Siejak and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

The work session was reconvened at 2:00 p.m. with no Town Board action taken during Executive Session.

8. Adjournment

MOTION (2013-119) to adjourn was made by Council Member Antkowiak and seconded by Council Member Siejak. The motion was CARRIED: AYES-3, NAYS-0. Voting AYE: Antkowiak, Siejak and Crocker.

The meeting ended at 2:00 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Monday, June 2, 2013.

Respectfully submitted,

Nancy A. Brooks, RMC, CMC
Lockport Town Clerk