

September 18, 2013

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, September 18, 2013, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were: Supervisor: Marc R. Smith

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

Also present: Nancy A. Brooks, Town Clerk, Michael J. Norris, Town Attorney and Kate Carter, Town Budget Officer.

Supervisor Smith welcomed everyone in attendance, announced that Councilwoman Antkowiak would be slightly late and opened the meeting as follows:

1. **Town Clerk**

The Clerk reported correspondence as follows:

Received: an invitation to the Niagara County Tourism Forum on September 30, 2013.

Request to Set Bid Date

In Mr. Klavoon's absence, the Town Clerk requested authorization to set a bid date for Contract #13-7 Robinson Road Televisé & Flush, for 11:00 a.m. on Thursday, October 17, 2013.

MOTION (2013-191) to set a bid date for Contract #13-7 Robinson Road Televisé & Flush for 11:00 a.m. on Thursday, October 17, 2013, was made by Council Member Siejak and seconded by Council Member Crocker. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

2. **Town Attorney**

Request to Set Bid Date

Mr. Norris stated that David Miller, Town Highway Superintendent had requested that a bid date be set to seek bids on the purchase of a new dozer.

MOTION (2013-192) to set the bid date for the purchase of a new dozer for the Town Highway Dept. at 11:15 a.m. on Thursday, October 17, 2013, was made by Council Member Crocker and seconded by Council Member Dufour. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

Agreement with Barry Kobrin

Mr. Norris explained that Mr. Kobrin, an EMT and Red Cross Instructor, has agreed to inspect the AED units at Town Hall on a quarterly basis and will instruct CPR classes for Town employees annually for an annual installment of \$600.

MOTION (2013-193) to authorize an agreement with Barry Kobrin to provide quarterly inspections of the Town's AED units and to provide annual CPR classes to Town employees for the annual amount of \$600, was made by Council Member Crocker and seconded by Council Member Dufour. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

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3. **Engineer**

No report in Mr. Klavoon's absence.

4. **Town Board Comments**

Councilman Siejak provided the Town board with a handout with the up to date figures from Regional Computer Recycling & Recovery (RCR&R) which states that through July, the Town has recycled 29,140 pounds of electronic goods and has received a refund amount of \$2,418.52.

He also reported that RCR&R can no longer pay a refund on CRT tubes (old style TVs) and that for the time being they will continue to take them but at some point in the future they may need to stop taking all CRTs.

Councilman Crocker reported that Parkitects, Inc. will conduct a survey inspection of Day Road Park at 3:00 p.m. this afternoon (09/18/13).

Additionally, Mr. Crocker requested that the Town Board authorize the installation of a street light at the new parking lot at Day Road Park, along East High Street. Supervisor Smith also stated that this light will require additional shielding to keep it from disturbing the neighborhood.

*Councilwoman Antkowiak *arrives*.

Councilwoman Antkowiak reminded everyone that the Town's dedication of the Town Court Building in honor of the late Wesley F. Arnold will take place today (9/18/13) at 6:00 p.m. A small ceremony and reception is planned.

5. **Supervisor's Comments**

Contract with Medina Railroad

Supervisor Smith requested approval of the annual Recreation contract with Medina Railroad.

MOTION (2013-194) to authorize the Supervisor to enter an agreement with the Medina Railroad to provide discount passes to residents from September through December 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.

2014 Town Budget Review

The Town Board proceeded to do a complete budget review. Kate Carter, Town Budget Officer, was present to provide page-by-page input on the figures compiled for the 2014 Town Budget. She provided a handout to Town Board members which estimates that for the 2014 tax year, a home assessed at \$100,000 will see a decrease of .0029/\$1000 of assessed value or a \$2.90 decrease in their County tax bill.

She also reported that the tentative figures for NY State Retirement were based on an 8% increase. However, with new information recently received from the State, she is suggesting that the figures be re-estimated with a 2% increase.

After reviewing the budget as presented, the Town Board agreed that another budget session was needed to review the changes that were discussed. The Town Board will set a budget work session for 1:00 p.m. on Wednesday, September 25, 2013.

6. **Executive Session Entered**

MOTION (2013-195) to enter Executive Session for the purpose of consulting 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, Siejak, Crocker, Dufour and Smith.

The Town Board entered Executive Session at 1:50 p.m.

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

MOTION (2013-196) to reconvene the work session 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.

The work session was reconvened at 2:20 p.m. with no Town Board action taken during Executive Session.

Resolution to Hire outside Counsel

MOTION (2013-197) to hire the Morgan Jones as outside counsel to represent the Town in litigation over a zoning matter with Lacey Heavy Equipment Repair, due to a conflict of interests, was made by Council Member Crocker and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

8. **Adjournment**

MOTION (2013-198) to adjourn was made by Council Member Crocker and seconded by Council Member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

The work session was ended at 2:20 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Wednesday, September 25, 2013.

Respectfully submitted,

Nancy A. Brooks, RMC, MMC
Lockport Town Clerk