

October 7, 2013

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Monday, October 7, 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, Michael J. Norris, Town Attorney and Robert Klavoon of Audubon Engineering.

Supervisor Smith welcomed everyone and opened the meeting as follows:

1. **Town Clerk** - The Clerk reported correspondences as follows:
 - a) 3rd Quarter Recycling Report from C.I.D. - Waste Management.
 - b) Email from RCR & R regarding the discontinuance of recycling of CRT televisions & monitors.
2. **Town Attorney** - No report.
3. **Engineer** - Mr. Klavoon reported on several items as follows:

Donner Creek – Asked to investigate, he reported that the work currently being done is an approved NYSDOT project and has been permitted by the NYSDEC.

Highway Garage Sprinkler Project – the plans have been sent to the Niagara County Health Dept. and should have a response within the next month.

John Austin Park Project – Requests for proposals were sent out to several (7) companies. Only one company responded and was well over the Town's budget amount. After negotiating with the company, their project price was still well over the budget amount and Mr. Klavoon recommended that the Town wait until spring to seek new proposals. It was Mr. Norris' recommendation that the single proposal be rejected.

MOTION (2013-201) to reject the lone proposal for work at John Austin Nature Trail Park 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.

Closeout of Carpenter's Building Contract – Mr. Klavoon requested Town Board action to close out Contract #13-2 Carpenter's Building Façade Improvements.

MOTION (2013-202) to authorize that Contract #13-2 Carpenter's Building Façade Improvements be finalized was made by Council Member Dufour and seconded by Council Member Antkowiak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Antkowiak, Siejak, Crocker, Dufour and Smith.

Lincoln Village & Carlisle Gardens TV & Flush – Mr. Klavoon provided a hand out of pictures of the project and described the work that was completed. He stated that due to an increase in the amount of heavy cleaning work needed to clear pipes, he was requesting a Change Order for the project. This item will be placed on the agenda for action at the October 9, 2013 Town Board meeting. Additionally, Mr. Klavoon stated that it was his recommendation that this work progress on a routine schedule and that perhaps the Town could go out to bid for additional work in the spring of 2014.

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Transit Road/Robinson Road Sewer Break Repair – Mr. Klavoon provided a report and figures which indicated that the emergency repairs completed by Mark Cerrone, Inc. of Niagara Falls, NY were more expensive than projected. He reported the contractor's cost to date was \$90,206.50 and the project is yet to be finalized. He requested that a Change Order to Utility Contract #13-1 with Mark Cerrone, Inc. be approved in the amount of \$100,000.00. This item will be placed on the agenda for action at the October 9, 2013 Town Board meeting.

4. Town Board Reports/Comments

Councilwoman Antkowiak reported as follows:

Pavilion at Day Road Park - the pavilion is currently being erected at the Day Road Park. Additionally, the concrete work involved with the project should be completed sometime this fall. A formal dedication of the pavilion will be planned for early next year.

Fall Festival will be held at the Town Hall on Sunday, October 20th from 1-3:00 p.m. She urged everyone to attend.

Christmas on the Canal Festival will include a parade on Saturday, November 30th at 6:00 p.m. beginning at Ida Fritz Park and ending at Charles Street. Then on December 1st from noon until 3:00 p.m. will be the Town's Winter Fest at Day Road Park which will include the arrival of Santa, hot chocolate & cookies and horse-drawn carriage rides.

Councilman Crocker reported that he had received the estimate from Parkitects for bringing Day Road Park up to current safety standards. Mr. Norris stated that two more additional quotations are necessary before Town Board action can be taken. Mr. Crocker will obtain other quotes and report at a later date.

Councilwoman Dufour reported that she has met with Jill Lederhouse, Town Assessor, for an update on the status of property assessments in the Town. She stated that Jill has been working the New York State Real Property Services to learn the job and will continue to work on re-valuations as an on-going process.

Councilwoman Dufour acknowledged that on September 19th the Town of Lockport lost former Councilwoman, Deborah Gaskill, to her fight with cancer. She also added that generous donations by Town officials and staff will allow a memorial tree to be placed at Day Road Park in Debbie's honor.

Councilman Siejak reported that RCR&R will no longer accept CRT (Cathode Ray Tube) electronics for recycling. He also reported that he had spoken with Dawn Timm, Director of the Niagara County Refuse District, who has been working with the company, Sunnking, to dispose of CRT's at no charge. He will contact Sunnking to see if they can be a possible solution and what, if any, pricing would be involved.

5. Supervisor's Reports/Comments

Edgewood Drive Water Pressure - The Supervisor reported that Audubon Engineering has been working on a solution to the low water pressure that neighborhood has been experiencing. It is hoped that this problem will be fixed sometime this year.

Yahoo, Inc. Ground Breaking – he reported that the ground breaking for the Yahoo, Inc. expansion will be held on Friday, October 18th. Many of the Yahoo, Inc. officials will be in Town for the occasion.

George Southard School – He has received a letter from the school asking if the Town Hall will continue to serve as an emergency shelter for the school. This item will be placed on the agenda for the October 9, 2013 Town Board meeting.

6. **Executive Session Entered**

MOTION (2013-203) to enter Executive Session for the purpose of consulting with the Town Attorney 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 Town Board entered Executive Session at 1:35 p.m.

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

MOTION (2013-204) to reconvene the work session 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.

* Councilwoman Antkowiak had to leave the meeting during Executive Session.

The work session was reconvened at 1:50 p.m. with no Town Board action taken during Executive Session.

8. **Adjournment**

MOTION (2013-205) to adjourn 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.