

December 27, 2013

The year-end work session of the Lockport Town Board was conducted at 1:00 p.m. on Friday, December 27, 2013, at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were: Supervisor: Marc R. Smith
 Council Members: Mark C. Crocker
 Paul W. Siejak
 Patricia Dufour
 Absent: Cheryl A. Antkowiak

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

Supervisor Smith welcomed everyone and opened the meeting as follows:

1. **Town Clerk**

The Town Clerk handed out the 2014 Town Board Meeting schedule and asked for the following year-end resolutions:

Approval of Bills

MOTION (2013-280) to approve the payment of the year-end bills was made by Council Member Dufour and seconded by Council Member Siejak. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

The year-end bills include Vouchers #30389 – 30571 in the amount of \$170,136.75.

Approval of Minutes

MOTION (2013-281) to approve the minutes of Town Board meetings on 12/02/2013, 12/03/2013 (Bid Opening) and on 12/04/2013 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.

Approval to Balance Books for 2013

MOTION (2013-282) to authorize the Supervisor, as chief fiscal officer, to balance the accounts for the fiscal year ending 12/31/2013, the monies to be taken from unexpended balances, was made by Council Member Siejak and seconded by Council Member Dufour. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

Authorization for Supervisor to Spend Highway Funds

MOTION (2013-283) to authorize the Supervisor to spend the Highway Funds for 2014 was made by Council Member Siejak and seconded by Council Member Dufour. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

Auth. for Tax Receiver Not to Impose a Service Charge

MOTION (2013-284) to authorize the Tax Receiver not to impose a service charge for the required mailing of delinquent notices to Town taxpayers was made by Council Member Dufour and seconded by Council Member Crocker. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

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2. Town Attorney

Mr. Norris reported that the Town had received an invoice from the Drain Doctor for the cleaning of twenty-four Town sewer lift stations. He reviewed the invoice and discussed the circumstances with the Town engineer. It was a necessity for four of the lift stations to be cleaned immediately and the remaining twenty (20) were also cleaned at the same time. Mr. Norris noted that the invoice amount of \$32,400.00 was below the amount required to be formally bid out. It was his recommendation to pay the invoice received from the Drain Doctor in the amount of \$32,400.00, the funds to be taken from 2013 Town Budget.

Award Sewer Lift Station Cleaning Project

MOTION (2013-285) to authorize the payment for the cleaning of twenty-four Town sewer lift stations to the Drain Doctor, who submitted an invoice in the amount of \$32,400.00, the funds to be taken from the 2013 Town budget, 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.

Authorize Purchase of Truck Plow Package

MOTION (2013-286) to authorize the Highway Superintendent to purchase a truck plow package in the amount of \$5800.00, the lowest price of three written quotes, the amount to be taken from the 2013 Highway Budget 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.

3. Engineer

Mr. Klavoon requested Town Board approval for the closeout of Contract #13-3. The total project amount paid out to Sicoli Construction was \$34,829.06.

Contract #13-3 Closed Out

MOTION (2013-287) to authorize the engineer to close out Contract #13-3 was made by Council Member Dufour and seconded by Council Member Siejak. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

Discussion: Contract #13-1 Utility Repair (Mark Cerrone Contractor)

Mr. Klavoon requested that the Town Board consider approval of Change Order #2 which would extend the contract date to 12/31/2014 and authorize an additional \$100,000.00 to cover work completed in the 2014 work year. This Item will be added to the Agenda for the 01/08/2014 Town Board meeting.

Discussion: Sewer District #1 & 2 Rehab Project – Lincoln Village & Carlisle Gardens

Mr. Klavoon explained that the project will be completed in two phases. Phase 1 will entail the relocation of water lines to remove them from under the man holes as well as the TV, flush and repair of those sewers. The engineering cost for Phase 1 is estimated to be \$79,500.00. This item will be placed on the Agenda for 1/8/2014.

Discussion: Map, Plan and Report for Town Sewer & Water Capital Improvement Project

Mr. Klavoon handed out a projection of possible increases for future water rates in contemplation of the capital improvement project. He stated there would be a modest increase in water rates while there would be a modest decrease in sewer rates.

Supervisor Smith announced that Audubon Engineering will conduct a public presentation of the planned capital improvement project at the January re-organization meeting on 1/8/2014.

4. Town Board Comments

Councilman Siejak stated that due to the ice storm and the accompanying flooding, David Miller, Town Highway Superintendent, has agreed to conduct another town-wide brush pickup. He is asking that residents get brush to the curb as soon as possible and the highway crews will pick up brush as soon as they can get to it.

Councilman Siejak also gave a recycling update announcing that the final recycled amount picked up by RCR&R was 52,810 pounds at a total reimbursement of \$3,743.87 for the year 2013. He also stated that SunKing has already picked up 8,259 pounds of recyclable goods.

Following a discussion of the capacity of the Town's current recycling shed, it was agreed that another shed would be a good investment and the Board requested that Mr. Klavoon seek pricing on a larger recycling shed.

5. Supervisor's Reports/Comments

Broadband Survey – Supervisor Smith announced that State Senator, Georg Maziarz will soon be conducting a broadband usage survey.

City Sewer Contract – Mr. Norris and the Supervisor have met with the City of Lockport and have come to an agreement for renewal of the City/Town Sewer Contract. The renewal will be for a five-year period at a cost of \$637,660.00 to the Town. The last few items of this matter will be worked out and the item will be placed on the Agenda for the 1/08/2014 Town Board meeting.

NICAP Contract Approved

MOTION (2013-288) to approve the renewal of the Niagara Community Action Program Contract for 2014 was made by Council Member Dufour and seconded by Council Member Crocker. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: Siejak, Crocker, Dufour and Smith.

Authorization to Seek Recreation Grant Funds

MOTION (2013-289) to authorize the Recreation Committee to seek a NYS Office of Family Services grant in the amount of \$2,159.00 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.

6. Executive Session Entered

MOTION (2013-290) to enter Executive Session for the purpose of consulting with the Town Attorney was made by Council Member Crocker and seconded by Council Member Siejak. The motion was CARRIED: AYES-4, NAYS-0. Voting AYE: 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 (2013-291) to exit Executive Session and 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.

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

8. Adjournment

MOTION (2013-292) 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.

The meeting ended at 2:03 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Monday, January 6, 2014.

Respectfully submitted,

Nancy A. Brooks, RMC, MMC
Lockport Town Clerk