

February 4, 2015

The regular business meeting of the Lockport Town Board was conducted at 7:30 p.m. on Wednesday, February 4, 2015, 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  
Thomas J. Keough

Also present: Nancy A. Brooks, Town Clerk; David Miller, Town Highway Superintendent; Michael J. Norris, Town Attorney; David Kinyon, Director of Economic Development; and approximately seven residents.

Following the Pledge of Allegiance, Supervisor Smith introduced Mr. Kinyon who then gave a Power Point presentation.

**PRESENTATION:** 2014 Economic Development Report

Mr. Kinyon proceeded to give a report of the 2014 Town of Lockport economic development activities which included the following:

- Town of Lockport Economic Development Strategy
- 2014 Town Action Plan
- Synopsis of the Retail/Service Area Development for 2014
- Synopsis of the Office Development for 2014
- Synopsis of the Industrial Development for 2014

Highlights of the 2014 economic developments in the above listed areas include the long-awaited opening of the Wal Mart Supercenter; the opening of two other national retailers, TJ Max and Rue 21, as well as several other small retail facilities for an overall capital investment of \$1,028,000. In the Office Development sector, the local economy saw the addition of the Niagara Regional Surgery Center to the Eastern Niagara Health Systems facility; the opening of Dr. Timothy Miller's office on South Transit Road; as well as the relocation of Lockport Chiropractic to Lincoln Avenue; for a capital investment of \$1,452,000. Additionally, the economic impact within the Industrial Development area was seen in the Town of Lockport I.D.A.'s purchase of an additional 18 acres to accommodate future growth of the Yahoo, Inc. campus; and the construction of a 50,000 sq.ft. addition to Bison Bag; totaling a capital investment of \$1,600,000.

Supervisor Smith, on behalf of the Town, thanked Mr. Kinyon for all his efforts to bring new business to the Town, and for providing the economic update for the benefit of all Town residents.

The Supervisor then opened the floor for public comments.

**PUBLIC COMMENTS:** No one spoke and the Supervisor opened the regular business meeting as follows:

**BUSINESS MEETING:**

1. Approval of Town Board Minutes

**MOTION (2015-38):** to approve the minutes of Lockport Town Board meetings conducted on 01/05/2015, 01/07/2015, and 01/21/2015 was made by Council member Siejak and seconded by Council member Keough. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

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2. Approval of Minutes

**MOTION (2015-39):** to approve the payment of bills for the month of February was made by Council member Crocker and seconded by Council member Dufour. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

The bills for February consists of Vouchers #33171 - #33371 in the amounts of \$480,768.88 (2014 Bills) and \$338,495.24 (2015 Bills).

3. Communications

The Town Clerk read a list of candidates, approved through the Town of Lockport Fire Prevention Bureau, for volunteer fire service. The candidates' names are as follows:

Craig D. Slater.....Rapids Fire Co.  
Laney L. Dickinson.....Rapids Fire Co.

**MOTION (2015-40):** to approve the above-named candidates for volunteer fire service in the Town of Lockport was made by Council member Crocker and seconded by Council member Keough. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

4. Building Inspector's Report

Councilwoman Dufour read the report for the month of January 2015 which states that 18 building permits were issued; \$8,344.15 was collected in fees; and the estimated cost of construction was \$106,037.00.

**MOTION (2015-41):** to approve the Building Inspector's Report, as submitted for the month of January 2015 was made by Council member Dufour and seconded by Council member Siejak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

5. Supervisor's Monthly Financial Report

**MOTION (2015-42):** to approve the Supervisor's monthly financial report for the period ending 01/31/2015, as it was previously submitted, was made by Council member Dufour and seconded by Council member Siejak. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

6. Resolution to Award Contract #14-8 Sewer & Water Vacuum Maintenance

**MOTION (2015-43):** on a motion by Council member Siejak and seconded by Council member Keough, the following resolution was duly ADOPTED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

**TOWN OF LOCKPORT  
RESOLUTION**

**WHEREAS**, the Town of Lockport had authorized Wendel, the Town's Engineers to complete the contract documents for Town of Lockport Sewer and Water Vacuum Maintenance Services contract, and

**WHEREAS**, bids on the above referenced project were opened on January 29, 2015 in accordance with the Notice to Bidders previously authorized,

**NOW, THEREFORE, BE IT**

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**RESOLVED**, that the Lockport Town Board authorizes award of Contract #14-8 to Pipe Eye Sewer Services, Inc. PO Box 122, 75 Holley Avenue, Bradford, PA 16701 in the amount of \$48,308.00 contingent upon the Town Attorney's review of the Contractor's Bonds and Insurances.

7. Resolution to Award Contract for Carpenter's Building Insulation - RFP

**MOTION (2014-44)**: on a motion by Council member Dufour and seconded by Council member Crocker, the following resolution was duly ADOPTED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

**TOWN OF LOCKPORT  
RESOLUTION**

**WHEREAS**, the Town of Lockport had authorized Wendel, the Town's Engineers to complete the Request for Proposals for the Carpenter's Building Insulation project, and

**WHEREAS**, written cost proposals were submitted by qualified contractors to the Town Clerk as outlined in the request for proposals,

**NOW, THEREFORE BE IT**

**RESOLVED**, that the Lockport Town Board authorizes award of the Carpenter's Building Insulation project to MIG Building Systems, 4083 Saunders Settlement Road, Sanborn, NY 14132 in the amount of \$10,960.00 contingent upon the Town Attorney's review of the Contractor's Bonds and Insurances.

8. Authorization to Set Bid Date for Contract #154W – Transit Road Water Line

**MOTION (2014-45)**: on a motion by Council member Siejak and seconded by Council member Keough, the following resolution was duly ADOPTED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

**TOWN OF LOCKPORT  
RESOLUTION**

**WHEREAS**, the Town of Lockport has authorized Wendel, the Town's Engineers to complete the plans and specifications for the installation of approximately 17,400 LF of 10-inch waterline on Transit Road between Tonawanda Creek Road and a point approximately 1,100 LF to the north of Robinson Road, and

**WHEREAS**, Wendel has completed the plans and specifications and has obtained all necessary regulatory approvals, and

**NOW, THEREFORE BE IT**

**RESOLVED**, that the Lockport Town Board authorizes the Town Clerk to advertise for said bids as follows:

- Books Available: Tuesday, February 17, 2015
- Bid Opening: Tuesday, March 24, 2015 at 10:00 AM.

9. Authorization to Set Bid Date for Contract #14-7R Transit Gateway Signs

**MOTION (2014-46)**: on a motion by Council member Dufour and seconded by Council member Keough, the following resolution was duly ADOPTED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

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**TOWN OF LOCKPORT  
RESOLUTION  
ADVERTISE FOR TRANSIT ROAD GATEWAY SIGNS  
CONTRACT# 14-7R-E  
CONTRACT# 14-7R-M  
CONTRACT# 14-7R-S**

**WHEREAS**, the Town of Lockport has authorized Wendel, the Town's Engineers to complete the plans and specifications for the installation of two (2) Gateway signs at the intersection of Transit Road and Robinson Road, and

**WHEREAS**, Wendel has completed the plans and specifications as required, and

**NOW THEREFORE BE IT**

**RESOLVED**, that the Lockport Town Board authorizes the Town Clerk to advertise for said bids as follows:

- Books Available: Thursday, February 5, 2015
- Bid Opening: Wednesday, February 25, 2015 at 10:00 AM.

10. Auth. to Renew Contr. #13-1 Utility Repairs and to Approve Change Order #3

**MOTION (2014-47)**: on a motion by Council member Crocker and seconded by Council member Keough, the following resolution was duly ADOPTED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

**TOWN OF LOCKPORT  
RESOLUTION**

**WHEREAS**, the Town of Lockport awarded a bid to Mark Cerrone, Inc. by way of Contract No. 13-1, for the Utility Repair Contract, and

**WHEREAS**, Mark Cerrone, Inc. has completed the work outlined in the contract in 2013 and 2014 satisfactorily for the Town of Lockport, and

**WHEREAS**, provisions in the contract allow Mark Cerrone, Inc. and the Town of Lockport to mutually agree to extend the contract for three (3) additional one (1) year terms.

**NOW, THEREFORE BE IT**

**RESOLVED**, that this Board authorizes that Contract #13-1 be extended until December 31, 2015 and authorizes Change Order No. 3 in the amount of \$100,000.00 for services that may be performed under this said Contract renewal period; and

**BE IT FURTHER**

**RESOLVED**, that the work be performed on an as needed basis as authorized by the Town Board.

11. Town Board Comments/Reports

*Councilman Crocker* mentioned that it was nice to see the Participation in Government students in attendance and thanked everyone that braved the bad weather to attend the meeting.

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*Councilwoman Dufour* thanked Mr. Kinyon for the presentation he gave and for the excellent job he does as Director of Economic Development. She also thanked David Miller, Town Highway Superintendent, and his staff, for the fine job they do to keep the Town roads clear and safe for travel.

Additionally, she informed those present of a few upcoming events for the Town which include:

- February 12, 2015 at Town Hall - Computer Class (Intro to Windows)
- Town Newsletter – Should be out first week of April
- Day Road Park Tree Memorial Program – any one interested in this program should contact her for the particulars.

*Councilman Siejak* also thanked Mr. Kinyon for all his hard work and wished the residents of the Town of Lockport a “Happy Birthday” as February 2015 marks the Town’s 191<sup>st</sup> anniversary. He suggested that perhaps in the near future the Town should establish a committee in anticipation of celebrating the Town’s Bicentennial in 2024.

*Councilman Keough* urged residents to use caution as home owners, businesses, as well as Town Highway personnel are in or near the streets as they attempt to handle all the snow that the area is getting.

12. Town Supervisor’s Comments/Reports

Supervisor Smith also thanked Mr. Kinyon for all his efforts in promoting the Town of Lockport and in seeking new business and industry. He stated that the Town has been very successful in the last few years in attracting new business and he suggested that perhaps a 5-year synopsis of business development should be prepared to inform residents of the many successes the Town has had over these few years. He also thanked everyone for having attended the meeting on such a wintry night and called for adjournment.

13. Adjournment

**MOTION (2015-48):** to adjourn was made by Council member Siejak and seconded by Council member Keough. The motion was CARRIED: AYES-5, NAYS-0. Voting AYE: Crocker, Siejak, Dufour, Keough and Smith.

The meeting was ended at 7:55 p.m. The Lockport Town Board will next meet at 1:00 p.m. on Wednesday, February 25, 2015.

Respectfully submitted,

Nancy A. Brooks, RMC, MMC  
Lockport Town Clerk