

November 18, 2015

A regularly scheduled work session of the Lockport Town Board was conducted at 1:00 p.m. on Wednesday, November 18, 2015 at the Town Hall, 6560 Dysinger Road, Lockport, New York.

Present were:

Supervisor: Marc Smith

Town Council Members: Mark C. Crocker
Paul W. Siejak
Patricia Dufour
Thomas J. Keough

Also present: Michael Norris, Town Attorney, Robert Klavoon, Engineer and Judith Newbold, Deputy Town Clerk.

Supervisor Smith introduced Otto Calderone, Mike Miller, Ellen Martin and Kevin Gaskill who are members of the Lockside Arts Center an incorporated 501(c)(3) arts organization located in the City of Lockport. They presented a proposal for a Public Arts Council between the Town and City of Lockport. Mr. Calderone touched on the economic, educational, civic and cultural advantages of public sector art projects. They explained the role of Lockside Art Center in this endeavor and offered ideas for funding pools. Samples of other area's programs were provided. Council members Siejak and Dufour expressed concerns regarding maintenance and vandalism to which Ellen and Kevin assured them the positive effects to the culture help remove the acceptance of the vandalism. Supervisor Smith and the rest of the board thanked them for their presentation and asked if they could consider it and get back to them soon.

1. **Deputy Clerk** – nothing to report.

2. **Attorney** – nothing to report at this time.

3. **Engineer** – Councilmember Siejak commented that the Capital project engineering update looks good and inquired if the **Keck Road, IDA Drive, Niagara County Jail Pump Stations (Contract 163S)** were operational at this time. Rob Klavoon stated the lift stations are operational but the landscaping, driveways, bollards and trees will be completed in the spring. He added the stations are functioning but at this time we are not ready to close the contract out. He added he will have several agenda items for the November 30, 2015 work session, including change orders and contract close outs.

4. **Town Board-**

Councilmember Crocker reported on Monday, November 16, 2015 that he, Councilmember Keough and John Schiavone from the accounting firm Lumsden and McCormick, LLP met with Tim Glaser, South Lockport Fire Chief, Scott Monkelbann, President and Henry Fischer, Treasurer to discuss the pending fire contract. He reported it was a very positive meeting and moving forward he suggested they have John Schiavone prepare a management report from the information he accumulates from South Lockport.

MOTION (2015-316) was made by Councilmember Crocker, seconded by Councilmember Keough to contract with Lumsden and McCormick, LLP for a financial review study of the South Lockport Fire Co., Inc. financial records at a cost not to exceed \$6,000.00. The motion was APPROVED: AYES–5, NAYS–0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

Councilmember Crocker also suggested South Lockport Fire Co. consider a one year contract with the 3% increase for the time being. The fire company was receptive to this idea and stated they will take it to their executive board within the next few days.

Councilmember Dufour reported Santa Claus will be coming to the Town of Lockport on Sunday, November 29th at 12:00 p.m. at the Day Road Park Winterfest. He will then be staying for visits on Tuesdays & Thursdays from 5:00 p.m. to 8:00 p.m. and Saturdays from 12:00 p.m.-3:00 p.m. The Christmas Cottage will be closed Christmas Eve and Christmas Day. On Saturday, November 28th there will be a parade at 6:00 p.m. beginning at the Niagara County Courthouse and continuing on to Charles Street.

5. Supervisor:

Supervisor Smith has received several requests to amend the current town sign law in regards to the amount of static time mandated. He would like the board to review the law and consider changing the time to 60 seconds as opposed to the current time of 10 minutes. He would like to put this on the agenda for a public hearing on December 2, 2015 at 7:30 p.m. Attorney Mike Norris passed out a draft of the changes and explained it would be a very simple change. Basically deleting the words "ten minutes" and replacing them with "60 seconds". Councilmember Siejak assured there would be no videos or free flowing visuals, merely the change to the timing. Supervisor Smith introduced this item as a local law change.

MOTION (2015-317) was made by Councilmember Keough, seconded by Councilmember Crocker to approve the Public Hearing for the adoption of a proposed Local Law entitled "Amending the Zoning Chapter of the Code of the Town of Lockport" as follows:

Please take notice that a Public Hearing will be held by the Town of Lockport Town Board, Niagara County, New York, on the 2nd day of December, 2015 commencing at 7:30 p.m. for the adoption of a proposed Local Law entitled "Amending the Zoning Chapter of the Code of the Town of Lockport" an abstract of which is as follows"

The Town of Lockport Zoning Law, as contained in Chapter 200 of the Code of the Town of Lockport, is hereby amended as follows:

1. § 200-170 (B), regarding General Regulations for Signs, is hereby amended by deleting the words "10 minutes" and inserting in its place the words "60 seconds".

The complete text of said Law is on file at the Office of the Town Clerk, and is available for review by any interested persons during business hours. At such Public Hearing, all persons interested, who wish to be heard, will be heard.

The motion was APPROVED: AYES–5, NAYS–0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

RFP Accounting Services – Requests for proposals for the town's accounting services were received from five different companies. After reviewing the proposals it is the recommendation of Supervisor Smith, Kate Carter, Budget Officer and Councilmember Crocker to accept the proposal from Lumsden and McCormick, LLP for \$18,000.00 for the first year as they were the most qualified bidder and submitted a very competitive price.

MOTION (2015-318): was made by Councilmember Crocker, seconded by Councilmember Dufour to accept the request for proposal from Lumsden and McCormick, LLP for a one year term at \$18,000.00 for the Town of Lockport accounting services. The motion was APPROVED. AYES–5, NAYS–0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

Supervisor Smith then asked for authorization to enter into an annual contract with Niagara Community Action Program for \$2,500.00 which is the budgeted amount for 2016. The Attorney has reviewed and approved the contract.

MOTION (2015-319) was made by Councilmember Siejak, seconded by Councilmember Keough to enter into a contract with Niagara Community Action Program, Inc. to provide aid and assistance, including housing services, to Town of Lockport residents for a period of one year beginning January 1, 2016 and ending December 31, 2016 at a cost of \$2,500.00.

Supervisor Smith asked Attorney Mike Norris to explain the next item which is an Easement required by the Niagara County Water District at 6200 Robinson Road for our new water main. Attorney Norris explained we need to have authorization for the Supervisor to enter into a permanent easement for the water main that is being placed outside the building at 6200 Robinson Road by the Niagara County Water District. He has read through the easement and stated it is routine and he finds everything to be in order. Councilmember Siejak explained this will be a 36" main that will be installed from Campbell Boulevard to the pump station on Robinson near Snyder and a 24" main from the pump station to Bowmiller Road. Supervisor Smith added the Niagara County Water Department is working on redundancy of the lines, this "twin line" system would allow the second line to be used while a broken main is shut down during emergency periods. This would also help for future capacity.

MOTION (2015-320) was made by Councilmember Siejak, seconded by Councilmember Keough to authorize the Supervisor to enter into a permanent easement with the Niagara County Water District for the water main that is being placed outside the building at 6200 Robinson Road. The motion was APPROVED. AYES-5, NAYS-0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

EXECUTIVE SESSION

MOTION (2015-321) to enter executive session at 1:35 p.m. for the purpose of consulting with the Town Attorney was made by Councilmember Dufour, seconded by Councilmember Crocker. The motion was APPROVED. AYES-5, NAYS-0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

EXECUTIVE SESSION ENDED, WORK SESSION RECONVENED

MOTION (2015-322) to resume the work session and regular business meeting at 2:16 p.m. was made by Councilmember Siejak, seconded by Councilmember Dufour. The motion was APPROVED. AYES-5, NAYS-0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

ADJOURNMENT

MOTION (2015-323) to adjourn at 2:17 p.m. was made by Councilmember Keough, seconded by Councilmember Crocker. The motion was APPROVED. AYES - 5, NAYS - 0. Voting AYE: Smith, Crocker, Siejak, Dufour and Keough.

Respectfully Submitted,

Judith A. Newbold
Deputy Town Clerk