

**TOWN OF CAMBRIA TOWN BOARD**

**February 12, 2015**

The regular meeting of the Town of Cambria Town Board was held at 7:00 pm on the 12<sup>th</sup> day of February 2015 at the Town Hall, 4160 Upper Mountain Road, Town of Cambria, New York.

**BOARD MEMBERS PRESENT:**

Wright H. Ellis, Supervisor  
Matthew P. Foe, Councilman  
Jeffrey Hurtgam, Councilman  
Randy M. Roberts, Councilman  
Joseph Ohol, Councilman

**ALSO PRESENT:**

Tamara J. Cooper, Town Clerk  
Jon MacSwan, Highway Superintendent  
Robert Roberson, Attorney  
7 interested individuals

Following salute to the flag, Supervisor Ellis called the meeting to order and the Board members took action upon the following matters:

**APPROVAL OF MINUTES**

**Upon a motion duly made by Councilman Ohol, and seconded by Councilman Hurtgam, it was resolved to approve the minutes of January 8, 2015, and Work Meeting January 29, 2015.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts**

**-Motion Carried-**

**APPROVAL OF VOUCHERS**

Having been reviewed by the Town Board, the following claims were presented for payment:

|                         |        |       |               |
|-------------------------|--------|-------|---------------|
| Drainage Fund           | Claims | 2 & 3 | \$ 2,429.88   |
| General Fund            | Claims | 14-76 | \$ 168,683.53 |
| Highway Fund            | Claims | 2-25  | \$ 94,606.44  |
| Refuse Fund             | Claim  | 1     | \$ 30,221.47  |
| Sewer Construction Fund | Claims | 1 & 2 | \$ 41,751.28  |
| Sewer Operating Fund    | Claims | 1-6   | \$ 267,873.52 |
| Trust Agency Fund       | Claims | 2     | \$ 363.00     |
| Water Operating Fund    | Claims | 1-28  | \$ 46,058.21  |

**Upon a motion duly made by Councilman Foe and seconded by Councilman Roberts, it was resolved that the abstract of audited vouchers dated February 12, 2015, be approved as read by the Town Clerk.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts**

**-Motion Carried-**

**COMPREHENSIVE PLAN**

Supervisor Ellis indicated that the Town has been working on the 2015 Comprehensive Plan for the past couple years and a public hearing was held on it in January. The Town is in receipt of a referral from the Niagara County Planning Board recommending approval of the Comprehensive Plan.

**RESOLUTION- SEQR  
CAMBRIA COMPREHENSIVE PLAN**

**WHEREAS**, the Cambria Town Board, with the input and participation of the Town Comprehensive Plan committee, Town Staff, the Cambria Planning Board and the citizens of the Town have completed a Town of Cambria Comprehensive Plan Update in accordance with Section 272-a of New York State Town Law; and

**WHEREAS**, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQR) of the Environmental Conservation Law, the Cambria Town Board has established itself as SEQR Lead Agency and conducted a coordinated environmental (SEQR) review for this Type I action; and

**WHEREAS**, the Town Board has received input from the public and from other Involved and Interested agencies, and has taken a hard look at the social, economic and environmental impacts of the adoption of the Comprehensive Plan; and

**WHEREAS**, the findings of this review indicate that the adoption of the Town of Cambria Comprehensive Plan will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public, and will help manage growth and development in the Town in a manner that will have potentially beneficial impacts on aesthetics, recreation, transportation and community character.



**WATER/SEWER CHARGES-ADMINISTRATION FEE**

Supervisor Ellis indicated that the Town is proposing setting an administrative fee for water / sewer and must schedule a public hearing. The proposed administrative fee will be on unpaid water/sewer charges that are due to go on the County tax bill.

**Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to set a public hearing for March 12, 2015, at 7:00 pm on the proposed administrative fee that will be applied to unpaid water/sewer charges that are due to go on the County taxes.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts -Motion Carried-**

**PEKIN FIRE COMPANY 2015 ROSTER**

Supervisor Ellis is in receipt of the Pekin Fire Company Roster.

**Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to approve the Pekin Fire Company roster incorporated for 2015 for the purposes for providing Workman's Compensation to those individuals.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts -Motion Carried**

**2014 FINANCIAL AUDIT**

Supervisor Ellis reported that the Town accountants from Lumsden and McCormick, LLP, will be at the Town Hall the week of February 23<sup>rd</sup> to conduct the 2014 audit. Initial work was completed early in January.

**TOWN CLERK REPORTS**

The Town Clerk reported receipt of the following:

- Town Clerk Report January: Total Receipts: \$30,332.45
- Building Inspector Report January : Total fees collected: \$ 1,247.80  
Total estimated value of construction: \$278,500.00
- Cambria Fire Company:

**Requesting addition to active roster:**

John Cobb, 4120 N. Ridge Road, Lockport, to their active roster pending receipt of his physical.

**Requesting removal from roster:**

Bryan Held-5160 Upper Mountain Road, Lockport  
Nicholas Paul-2065 Swann Road, Ransomville  
Cody Goodwin-4195 Burch Road, Ransomville  
Jay Eisenhart-5120 Ridge Road, Lockport  
Andrew Dysard-5224 Townline Road, Sanborn  
Dave Fournier-4200 Lower Mountain Road, Lockport

**Upon a motion duly made by Councilman Foe and seconded by Councilman Roberts, it was resolved to remove: Bryan Held-5160 Upper Mountain Road, Lockport, Nicholas Paul-2065 Swann Road, Ransomville, Cody Goodwin-4195 Burch Road, Ransomville, Jay Eisenhart-5120 Ridge Road, Lockport, Andrew Dysard-5224 Townline Road, Sanborn, Dave Fournier-4200 Lower Mountain Road, Lockport, from Cambria Volunteer Fire Company active roster and add John Cobb-4120 N. Ridge Road, Lockport, to the active roster pending the receipt of physical.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts -Motion Carried-**

**HIGHWAY SUPERINTENDENT REPORTS**

The Highway Superintendent, Jon MacSwan, reported as follows:

- Mr. MacSwan informed the Town Board that he is still waiting for an update on the reimbursement expected from the state for helping Erie County during the winter storm. All the information was filed with the Governor's office but he hasn't heard back from them nor the County on the status. Supervisor Ellis asked what the total request was, and Mr. MacSwan indicated that right now it is at \$5,000.00 and that he submitted for hourly rate and hours worked. This amount does not include the cost of benefits. Councilman Ohol wanted to clarify the amount that was submitted for reimbursement, as he thought it was closer to \$9,000.00, Mr. MacSwan did not have that information at the meeting.
- Appoint Steven Kroening as Deputy Highway Superintendent for the remainder of 2015.

**WATER/SEWER**

Supervisor Ellis indicated that the 2014 Water/Sewer Annual Report is complete and the Board members will receive a copy.

**TOWN POLICY/PROCEDURES REVIEW COMMITTEE**

No reports presented.

**ATTORNEY REPORTS**

No reports presented.

**CONCERNS OF CITIZENS**

**Julie Otto-Town of Wheatfield**

Ms. Otto was in attendance to request that the Town Board consider Home Rule Legislation in the future regarding Equate/biosolids. **Ed Gawel- Green Road** also spoke on this matter. The Town Board reiterated that the Town has no power to prohibit what the DEC and Ag & Markets permit and has no power to permit what the DEC and Ag & Markets prohibit. Supervisor Ellis indicated that the Board is maintaining a dialog with NYSDEC, Ag & Markets and the Farmers Bureau regarding this issue.

**Wells Crowley-Lower Mountain Road**

Mr. Crowley was present to ask if the Comprehensive Plan Maps are on the website. Supervisor Ellis said they were under recent updates, if Mr. Crowley could not find them he can call the Town Hall and he would be directed as to where to find them.

**ADDITIONAL MATTERS**

**ZONING BOARD OF APPEALS**

**APPOINTMENT OF ALTERNATE**

Supervisor Ellis indicated there was a vacancy on the Zoning Board of Appeals and two interviews were conducted.

**Upon a motion duly made by Councilman Ohol and seconded by Councilman Hurtgam it was resolved to appoint Bradley Rowles 5892 Baer Road Sanborn, NY 14132 as an Alternate Member on the Zoning Board of Appeals Board.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts**

**-Motion Carried-**

**PROCUREMENT POLICY PURCHASES**

**Highway / Copy Machine**

Supervisor Ellis indicated that the Highway Department is in need of a new copy/ fax machine. Two proposals were received from Duplicating Consultants and ComDoc Solution. The recommendation is to accept the proposal from Duplicating Consultants in the amount of \$1,595.00 with a 5 year calculated expense of \$1,845.00.

**Upon a motion duly made by Councilman Ohol and seconded by Councilman Foe it was resolved to accept the proposal from Duplicating Consultants in the amount of \$1,595.00 with a 5 year calculated expense of \$1,845.00 for Lanier MP301spf High Speed Copier System for the Highway Department.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts**

**-Motion Carried-**

**SOLE SOURCE**

**2015 Chevrolet Silverado 2500HD 4WD Cab – Work Truck**

Mr. MacSwan, Highway Superintendent, indicated that this will be a utility body style truck for the Water/Sewer Department. It will be purchased under the Onandaga State Bid contract.

Supervisor Ellis indicated this will be a replacement truck. The Town will purchase a 2015 Chevrolet from Joe Basil Chevrolet, Inc., 5111 Transit Rd., Depew, NY 14043-purchase sole-source provider- under contract with Onandaga, Group 5 Item III. Supervisor Ellis explained that a couple years ago the state passed a law allowing towns to piggyback on state contracts that have been activated by other municipalities or counties in order to receive a lower price. Total cost: \$35,864.75

**Upon a motion duly made by Councilman Foe and seconded by Councilman Roberts it was resolved to authorize the purchase of a 2015 Chevrolet Silverado 2500HD 4WD Cab in the amount of \$35,864.75 cost will be split between Sewer and Water Department. Purchased from Joe Basil Chevrolet, Inc., 5111 Transit Rd., Depew, NY 14043.**

**Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts**

**-Motion Carried-**

**ADJOURNMENT**

The meeting was adjourned by motion made by Councilman Foe and seconded by Councilman Hurtgam.  
Time: 7:30 pm

Respectfully submitted,

Tamara J. Cooper  
Town Clerk