

**TOWN OF CAMBRIA TOWN BOARD**

**June 11, 2015**

The regular meeting of the Town of Cambria Town Board was held at 7:00 pm on the 11<sup>th</sup> day of June 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 S. Hurtgam, Councilman  
Randy M. Roberts, Councilman  
Joseph Ohol, Councilman

**ALSO PRESENT:**

Tamara J. Cooper, Town Clerk  
Jon MacSwan, Highway Superintendent  
Robert Roberson, Attorney  
Randy Roeseler, Wendel  
8 interested individuals

Supervisor Ellis called the regular meeting to order. Board members took action upon the following matters:

**APPROVAL OF MINUTES**

**Upon a motion duly made by Councilman Foe and seconded by Councilman Ohol, it was resolved to approve the Minutes of the Town Board meeting of April 23, 2015 and May 14, 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:

Cemetery Fund	Claim	5-8	\$ 580.69
CP Highway Equipment Fund	Claim	1	\$ 69,000.00
Drainage Fund	Claims	10	\$ 1,388.75
General Fund	Claims	218-260	\$ 36,359.47
Highway Fund	Claims	97-117	\$ 167,165.18
Recreation Fund	Claims	7-14	\$ 5,597.00
Refuse Fund	Claims	7	\$ 30,726.77
Sewer Construction Fund	Claim	3	\$ 920.00
Sewer Operating Fund	Claims	16	\$ 48.33
Trust & Agency Fund	Claim	11	\$ 39,927.50
Water Operating Fund	Claims	84-98	\$ 9,779.16

**Upon a motion duly made by Councilman Roberts and seconded by Councilman Hurtgam, it was resolved that the abstract of audited vouchers dated June 11, 2015, be approved as read by the Town Clerk.**

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

**-Motion Carried-**

**2014 FINANCIAL STATEMENT PRESENTAION**

Supervisor Ellis indicated that the 2014 financial audit results for the Town have been received. He introduced John Schiavone, managing partner of Lumsden & McCormick, to summarize the findings.

Mr. Shiavone gave a brief explanation of their findings, indicating that the Town continues to be in a strong financial position and the Town has sound financial operations.

**Upon a motion duly made by Councilman Foe and seconded by Councilman Ohol, it was resolved to acknowledge the receipt and filing of the audit of the Town of Cambria financial statements for the period ending 12/31/2014 as conducted by Lumsden & McCormick, LLP certified public accountants. The audit included the examination of the Justice Court records.**

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

**-Motion Carried-**

**SUBBERA ROAD WATERLINE**

Randy Roessler, Wendel, presented a proposal to the Town Board for waterline connections, to close the oöloopö on Cambria Road, Comstock Road and Subbera Road. Currently these three roads do not have waterline connections under the rail road crossings. The advantage to doing all three at one time will be a cost savings to do all the work at one time, having to apply to CSX for only one permit, and the Town would have to bid out only one project instead of three. This project would be slated for 2016.

**Upon a motion duly made by Councilman Foe and seconded by Councilman Roberts, it was resolved to accept the proposal and to authorize Wendel to begin the permit process for the waterline project for the railroad crossings in the lump sum of \$61,000.00 and an additional \$6,000.00 time and expense to review the CSX permits.**

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

**-Motion Carried-**

#### **TOWN CLERK REPORTS**

The Town Clerk reported receipt of the following:

- Town Clerk Report May: Total Receipts: \$99,321.00
- Building Inspector Report May: Total fees collected: \$ 4,112.35  
Total estimated value of construction: \$800,000.00
- The Clerk is in receipt of a letter from the Veterans Administration Volunteer Services in Buffalo thanking the Town for their donation of all 18 left over bicentennial sweatshirts to the hospitalized Veterans at the VA hospital.

#### **HIGHWAY SUPERINTENDENT REPORTS**

The Highway Superintendent, Jon MacSwan, reported as follows:

- The two trucks that the Town Board authorized to be auctioned off have been sold; the 1998 truck sold for \$1,727.00 and the 1991 truck sold for \$610.00.
- Requesting a 1995 sander to be declared as surplus so that it may be scrapped. It was replaced earlier this year.

**Upon a motion duly made by Councilman Ohol and seconded by Councilman Hurtgam, it was resolved to authorize the Highway Superintendent to scrap the sander that was replaced and declare as surplus.**

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

**-Motion Carried-**

- Lower Baer Rd. has been put on hold until the equipment becomes available from the county again.

#### **WATER/SEWER DEPARTMENTS**

- Lockport Rd. boring went well, the push went through today.

#### **TOWN POLICY/PROCEDURES REVIEW COMMITTEE**

Councilman Foe referred to the Town attorney regarding solar issues within the Town. Mr. Roberson has received a proposal from the Building Inspector for an amendment to the ordinance. Mr. Roberson is reviewing and revising that document.

#### **RECREATION-TOWN PARK**

Town Park / Recreation Director, Sally Marotta-Reed, reported as follows:

- CPR training for Recreation Day Program workers is 6/15/15; the pre-inspection of the Recreation Day Program site by the County is 6/22/15; the general training of the workers will be 6/26/15.
- Baseball has begun and soccer shots will begin in July.
- The Town Park is open, and Ms. Reed thanked the park workers for all their hard work.

#### **ATTORNEY REPORTS**

The matter of Starpoint versus Town of Cambria will be heard in Niagara County Supreme Court, Lockport on June 25; Mr. Roberson has made a motion to dismiss the case.

#### **CONCERNS OF CITIZENS**

**Mary Ness- Cambria Townline Rd.  
Kathy Rickerson Cambria Townline Rd.**

Ms. Ness & Ms. Rickerson spoke to the Board about a neighbor who is operating a portable toilet business from his residence on their road. This business application went before the Zoning Board of Appeals and was denied in December 2014. Supervisor Ellis replied this is the first time the Board has been made aware of this, and will refer this issue to the Building Inspector.

**NEW BUSINESS**

**GREATER NIAGARA/ORLEANS MUNICIPAL HEALTH CARE CONSORTIUM**

Supervisor Ellis reported all the municipalities are coming together for the consortium to try and get better rates on municipal healthcare; they are close to sending out request for proposals.

**PROCUREMENT POLICY PURCHASES**

Supervisor Ellis reported the first procurement purchase is to replace vertical blinds at the Town Hall that are 25 years old, or deteriorating and not functioning. Three quotes have been obtained, the lowest quote is from Warren's Carpet One Floor & Home in the amount of \$3,397.00, and he would like to increase the amount to \$3,959.00 to include a particular valance for an additional cost of \$562.00.

**Upon a motion duly made by Councilman Hurtgam and seconded by Councilman Foe, it was resolved to approve the proposal from Warren's Carpet One Floor & Home in the amount of \$3,959.00.**

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

**-Motion Carried-**

Supervisor Ellis reported the second procurement purchase is for a recreation swing set and rubber mulch ground cover at the Town Park. The swing set will be purchased from Miracle Recreation Equipment Company in the amount of \$3,819.71; they will also install the swing set. The rubber mulch will be purchased from LTR Products, LLC in the amount of \$4,450.00 for a total of \$8,269.71. Supervisor Ellis indicated this is sole source procurement since the swing set needs to match the playground equipment already at the Town Park.

**Upon a motion duly made by Councilman Roberts and seconded by Councilman Hurtgam, it was resolved to accept the proposals as stated above for swing set and rubber mulch total amount \$8,269.71.**

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

**-Motion Carried-**

Supervisor Ellis reported the third procurement is for a lease to replace the 2003 Chevy Impala, the Town car. This will be a 36 month lease, 10,000 miles per year. The low proposal is from the Ki-Po Automotive Group in the amount of \$258.00 per month for a 2015 Chevrolet Equinox .

**Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to accept the proposal from Ki-Po Automotive Group in the amount of \$258.00 per month for a 2015 Chevrolet Equinox as a replacement for the 2003 Chevy Impala.**

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

**-Motion Carried-**

**Upon a motion duly made by Councilman Ohol and seconded by Councilman Roberts, it was resolved to declare the 2003 Chevy Impala 4 door sedan VIN 2G1WF52E039414672 as surplus and authorize the Supervisor to dispose of through sale or auction.**

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

**-Motion Carried-**

**ADDITIONAL MATTERS**

Supervisor Ellis would like to schedule a public hearing for July 9, 2015, at 7 pm to amend Local Law No. 1 of 2013 Regulating Solar Energy.

**Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to set a public hearing for Thursday, July 9, 2015, at 7 pm to amend Local Law No. 1 of 2013 Regulating Solar Energy.**

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

**-Motion Carried-**

Supervisor Ellis reported the contract with Cummins Northeast for the generators at the Town Hall and the Municipal Garage in the amount of \$844.54 and the water pump station in the amount of \$857.89 for a one year planned maintenance agreement running from July 1, 2015 to June 30, 2016 total amount \$1,702.43. There is no fee increase over last year's agreement.

**Upon a motion duly made by Councilman Hurtgam and seconded by Councilman Ohol, it was resolved to approve the one year planned maintenance agreement with Cummins Northeast in the amount of \$1,702.43.**

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

**-Motion Carried-**

**ADJOURNMENT**

The meeting was adjourned by motion made by Councilman Foe and seconded by Councilman Roberts.  
Time: 7:35 pm

Respectfully submitted,

Tamara J. Cooper  
Town Clerk