

TOWN OF CAMBRIA TOWN BOARD

May 11, 2017

The regular meeting of the Town of Cambria Town Board was held at 7:00 pm on the 11th day of May 2017 at the Town Hall, 4160 Upper Mountain Road, Town of Cambria, New York.

BOARD MEMBERS PRESENT:

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

ALSO PRESENT:

Paula N. Jones, Deputy Town Clerk
Jon MacSwan, Highway Superintendent
Robert Roberson, Attorney
Jamie Johnson, Wendel
18 interested persons

Following salute to the flag, Supervisor Ellis opened the public information meeting on the Stormwater Management report and annual report.

Jamie Johnson, Wendel briefed the Town Board on the findings. The Town of Cambria works with the Western New York Stormwater Coalition to address specific components of the program. The 2016 draft report is available on the Town of Cambria website.

The Town Board took action on the following matters:

APPROVAL OF MINUTES

Upon a motion duly made by Councilman Hurtgam and seconded by Councilman Roberts, it was resolved to approve the Minutes of the Town Board meeting and work meeting of April 13, 2017.

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	4-7	\$ 1,992.03
General Fund	Claims	183-227	\$ 36,559.16
Highway Fund	Claims	72-84	\$ 13,986.56
Refuse Fund	Claims	5-6	\$ 29,144.43
Sewer Operating Fund	Claims	18-21	\$ 14,319.56
Town Park Construction Fund	Claims	7-8	\$ 6,847.79
Trust and Agency Fund	Claim	8	\$ 4,777.00
Water Operating Fund	Claims	63-73	\$ 6,898.14

Upon a motion duly made by Councilman Ohol and seconded by Councilman Hurtgam, it was resolved that the abstract of audited vouchers dated May 11, 2017, be approved as read by the Town Clerk.

Ayes: Ellis, Foe, Hurtgam, Ohol

Abstain: Roberts

-Motion Carried-

STORMWATER MANAGEMENT PLAN FOR 2017; MS4 ANNUAL REPORT

Supervisor Ellis stated action will be taken at the June meeting.

Jamie Johnson, Wendel Engineers, reported on the following:

TOWN PARK COMFORT STATION

All work was completed by April 28, 2017 with the exception of final restoration and seeding. There is a two year maintenance bond for the work. Kirst Construction is requesting the Board to approve pay application no. 5 in the amount of \$5,184.00, exclusive of final site restoration and seeding.

Upon a motion duly made by Councilman Foe and seconded by Councilman Ohol, it was resolved to approve pay request no. 5 in the amount \$5,184.00 to Kirst Construction for the Town of Cambria Town Park Comfort Station.

**Ayes: Ellis, Foe, Hurtgam, Ohol
No: Roberts**

-Motion Carried-

O/N BOCES PUMP STATION RFP

The work on the O/N BOCES Pump Station is complete with the exception of final restoration and seeding. They are requesting approval of pay application no. 1 in the amount of \$13,245.83, exclusive of site restoration and retainage.

Upon a motion duly made by Councilman Roberts and seconded by Councilman Foe, it was resolved to approve pay request no. 1 in the amount of \$13,245.83 to J.R. Swanson for work on the Cambria BOCES project.

Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts

-Motion Carried-

REAL PROPERTY TAX EXEMPTION RE: SOLAR/WIND ENERGY SYSTEMS

Supervisor Ellis explained the Town Board will leave the action on the table and focus on Local Law No. 1 of 2015, Regulating Solar Energy Systems.

NYS COMPROLLER AUDIT

Supervisor Ellis reported that the NYS State Audit of the Town's financials finished field work today; in about 4 weeks the Town will receive a written report.

NIAGARA COUNTY NY HAZARD MITIGATION PLAN

Supervisor Ellis reported the meeting has been cancelled; copies of the proposal relating to Cambria will be distributed to the Board members for action at the June meeting.

TOWN CLERK REPORTS

The Town Clerk, reported receipt of the following:

- Town Clerk Report April: Total Receipts: \$43,267.42
- Building Inspector Report April: Total fees collected: \$1,786.90
Total estimated value of construction: \$393,734.00

Cambria Volunteer Fire Company is requesting a new member, Jeff Abbott, 4454 Baer Road, Ransomville and we do have his physical paperwork.

Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to approve the addition of Jeff Abbott, 4454 Baer Road, Ransomville to the active roster of Cambria Volunteer Fire Company.

Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts

-Motion Carried-

Supervisor Ellis reported he will have a meeting with the Attorney Gary Billingsley and the Building Inspector regarding some of the outstanding violations from the monthly report, 3 in particular to be moved up on the court calendar.

Supervisor Ellis reported he is in receipt of two letters from the New York State Town Clerks Association notifying the Town Board that the Town Clerk Tamara J. Cooper and Deputy Town Clerk Paula N. Jones have been awarded the association's certification as a Registered Municipal Clerk.

Upon a motion duly made by Councilman Foe and seconded by Councilman Ohol, it was resolved to recognize the achievement of Registered Municipal Clerk by Tamara J. Cooper, Town Clerk and Paula N. Jones, Deputy Town Clerk.

Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts

-Motion Carried-

HIGHWAY SUPERINTENDENT REPORTS

The Highway Superintendent, Jon MacSwan, reported as follows:

- Carter Drive has been paved, needs to be striped.
- Brush pickup will begin soon.
- Paving will resume on Monday.

ATTORNEY REPORTS

No reports.

WATER/SEWER DEPARTMENTS

No reports.

CONCERNS OF CITIZENS

Supervisor Ellis recognized several students in the audience from Starpoint in attendance for their government class.

Dave Edbauer-4715 Plank Road, addressed the Town Board regarding the Solar/Wind Energy systems and glare issues, and provided 2 printouts and 2 photographs.

Jon Pressley, Chief Cambria Volunteer Fire Company, addressed the Town Board regarding critical care; NYS will be switching over to the national standards as of 1/1/2018.

David Godfrey, Legislator reported on the following:

- The Lake levels are up 43 inches since the first of the year. Wilson Harbor is closed right now, there are no docks.
- High-speed Broadband in rural areas, money is available to complete the project.
- The air force base needs to establish a good relationship between the base and the community to save it from closure.

BACKHOE PURCHASE

The decision to purchase will be tabled until the June meeting.

Upon a motion duly made by Councilman Ohol and seconded by Councilman Hurtgam, it was resolved to table the purchase of a new backhoe for the Water/Sewer departments until the June meeting.

Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts

-Motion Carried-

CERTIFIED FIRST RESPONDERS (CFR) RESOLUTION

Supervisor Ellis is in receipt of letter from the Town of Royalton requesting a supporting resolution to amend the NYS Health Law, 10 NYCRR Part 800 to a lower certification called Certified First Responder in the event an EMT is unavailable to treat and transport a patient. Jon Pressley, Chief Cambria Volunteer Fire Company is in support of this, it requires less hours of training, but not sure if New York State will approve of this change.

Upon a motion duly made by Councilman Foe and seconded by Councilman Roberts, it was resolved to approve the resolution to amend the appropriate sections of the NYS Health Law, 10 NYCRR Part 800, to allow Certified First Responders to treat and transport patients when an EMT is not available and also to allow the ability to sign off a person who desires to refuse treatment and/or transport, who meets the requirements of mental clarity and decision making ability.

Ayes: Ellis, Foe, Hurtgam, Ohol, Roberts

-Motion Carried-

EAGLE SCOUT PROCLAMATION

Whereas, the Boy Scouts of America was founded on February 8, 1910, in the United States of America; and

Whereas, in September 2007, Zackery Dawson joined Cambria Cub Scout Pack 8; and

Whereas, Zack earned his Arrow of Light in March of 2012, and crossed over to Cambria Boy Scout Troop 8; and

Whereas, Zack has earned 42 merit badges and served his Troop as Historian, Senior Patrol Leader and Troop Guide; and

Whereas, Zack has exemplified leadership qualities, organizational skills and strength of character while completing his Eagle Scout Project for Niagara Hospice by making repairs, improvements and upgrades to the Butterfly Gardens; and

Whereas, as a member of Troop 8, Zack, through his hard work and personal commitment, attained the rank of Eagle Scout on February 20, 2017, the highest and most prestigious rank offered by the Boy Scout Program; and

Whereas, Scouts believe it is their duty to love their country, to support its Constitution, to obey its laws, to respect its flag, and to defend it against all enemies; and

Whereas, character, participation and leadership are the basis of good citizenship; therefore, be it

***Resolved,** the Town of Cambria is proud of your achievement, advancement to the rank of Eagle Scout, and shares with you in one of the greatest occasions, not merely of your career as a Scout, but of your whole life, and honors you this day by resolution of the Town Board on May 11, 2017.*

Upon a motion duly made by Councilman Hurtgam and seconded by Councilman Ohol, it was resolved to approve the Eagle Scout proclamation for Zack Dawson.

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

SOCCER RENTAL AGREEMENT

Supervisor Ellis reported Niagara Wheatfield Amateur Athletic & Alumnus Association will be renting the (2) soccer fields at the Town Park (4) days a week (Sunday, Monday, Thursday and Friday) at a rate of \$80 per week from May 11, 2017 through August 7, 2017. All of the necessary signatures are on the agreement.

Upon a motion duly made by Councilman Foe and seconded by Councilman Hurtgam, it was resolved to approve the Soccer rental agreement with NWAA.

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

PERSONNEL

Supervisor Ellis reported due to the repetitive increases in minimum wage, the Town Board feels it is necessary to increase the hourly wage for our clerical staff as a catch up effort as follows:

Account Clerk Typist	\$18.10
Assessor Clerk	\$14.80
Deputy Town Clerk II	\$14.25
Water Clerk	\$14.80
Clerical & New Hires	\$13.50; upon successful completion of three (3) month probation, increase of \$.50 per hour

Wage increase will be effective with the work week starting Monday, May 15, 2017.

Upon a motion duly made by Councilman Hurtgam and seconded by Councilman Foe, it was resolved to approve the rate increase for clerical staff due to the repetitive increases in minimum wage.

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: 7:50 pm

Respectfully submitted,

Paula N. Jones
Deputy Town Clerk