

NATURE TRAIL GRANT

Supervisor Ellis indicated they are in the process of coordinating the Phase I Archeological study with the cultivation of the ground.

COURT ROOM SECURITY – Supervisor Ellis indicated there was nothing to report.

RIGHT TO FARM LEGISLATION- LEAD AGENCY STATUS – PUBLIC HEARING

Upon a motion duly made by Councilman Foe and seconded by Councilwoman Kroening, it was resolved to hold a public hearing on July 13, 2006 at 8:00 PM on Proposed Local Law No. 1, 2006, a Local Law entitled, “Right to Farm Law”.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

Upon a motion duly made by Councilman Bush and seconded by Councilman Foe, it was resolved to designate the Town Board as lead agent for SEQRA purposes with respect to Proposed Local Law No. 1, 2006, a Local Law entitled “Right to Farm Law”

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

CONCERNS OF CITIZENS

There was no one present desiring to be heard on any particular matter.

TOWN CLERK REPORTS

The Town Clerk reported as follows:

- Niagara County SPCA Report – May 2006 – 29 Total Animal Contacts
- Building Inspector's Report – May 2006 – Total Receipts \$2,082. Total estimated value of construction cost: \$795,000.
- Letter from NYSDOT acknowledging receipt of Town of Cambria's request for three color signal on Saunders Settlement Rd. at entrance to NCCC
- Notice from State Education Department that the 2006-2007 grant application through the Local Government Records Management Improvement Fund has been denied for funding. The grant was for the development of a GIS program
- Request of Pekin Fire Co. to add the name of Jeffrey Drury to the roster of active members.

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Foe, it was resolved to add the name of Jeffrey Drury, 3145 Upper Mountain Rd., Sanborn, NY to the roster of active members of Pekin Fire Co.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

- Dog Enumeration – Approximately 200 unlicensed dogs were recently enumerated and notices sent to owners. The Clerk requested that the Supervisor be authorized to pay the voucher submitted by Patricia Lawrence following review by the Town Clerk.

Upon a motion duly made by Councilman Foe and seconded by Councilwoman Kroening, it was resolved to authorize the Supervisor to pay the Dog Enumerator at the rate of \$2.25 for each dog enumerated.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

HIGHWAY SUPERINTENDENT REPORTS

The Highway Superintendent reported as follows:

- Drainage Petitions – Request to approve Drainage Petitions submitted by Michael Johannes - ditch running north and south on BOCES property, David Waldriff – Lockport Road property and Patrick Thompson – Carter Drive.

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved to approve the Drainage Ditch petitions submitted by Michael Johannes, David Waldriff and Patrick Thompson.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

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- Easement Form

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved that the easement form be approved as presented.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

- Building 116 is finished – the Recreation Department is using the building. The Water Department has started to clean the area around the building.
- Re-construction of Route 104 is ahead of schedule; the work is expected to be completed by July.
- Van Dusen Road – work has been completed with the exception of the driveways and approaches
- Cemetery Mower – request authorization to purchase a 60” mower for \$2,805.00 with a roller for an additional \$185.00

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Bush, it was resolved to authorize the purchase of a Kubota Tractor at a total cost of \$2,185.00 with \$1,185 being charged to the Recreation Fund.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

Councilman Foe questioned the supervision of the use of the Cemetery tractor by the Recreation Department. Mr. MacSwan indicated he would work out the necessary details for use of the tractor by the Recreation Department.

WATER/SEWER SUPERINTENDENT REPORTS

The following matters were presented to the Board:

- Appointment of Suzanne Pude – Part-time Typist Water Department

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Bush, it was resolved to appoint Suzanne Pude to the part-time typist position in the Water Department at the hourly rate of \$12.00.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

- Pressure Reducing Valve-Green Road. Two quotes were received: Kistner Concrete Products -\$9,025.83 and Lakelands Concrete - \$5,021.00

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Blackman, it was resolved to authorize the purchase of a Pressure Reducing Valve from Lakelands Concrete at a cost of \$5,021.00.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

- Sewer Line Extension Route 31, approximately 400’ to tie into an existing manhole at the BOCES facility (request of Sam Parise)

Upon a motion duly made by Councilman Bush and seconded by Councilman Foe, it was resolved to direct the Town Engineer to develop the necessary engineering plans and submittals for the extension of the sewer line on the north side of Route 31, in front of the BOCES facility.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

RESIGNATION OF TOWN HISTORIAN

Supervisor Ellis indicated he is in receipt of the resignation submitted by Vernetta Genter, Town Historian, effective January 1, 2006. After 37 years of dedicated service, Mrs. Genter is resigning from the position due to health reasons. She recommended the appointment of Debbie Wynes, Deputy Historian to the position.

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Blackman, it was resolved to accept, with regret, the resignation of Vernetta Genter from the position of Town Historian.

Ayes: Blackman, Bush, Ellis, Foe, Kroening -Motion Carried-

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APPOINTMENT OF TOWN HISTORIAN

Supervisor Ellis announced his appointment of Deborah Jagow-Wynes to the position of Town Historian effective June 1, 2006 with the salary established at \$272/mo. for the remainder of 2006.

APPOINTMENT OF BASEBALL GROUNDSPERSON

Supervisor Ellis indicated that Michelle Rechin has been appointed as the Baseball groundsperson at the hourly rate of \$9.00.

PURCHASE OF RECYCLING BINS

Proposal received from Kraftwerks, Tonawanda, NY for the purchase of 1,000 – 18 gallon recycling totes at a cost of \$9.39 each for a total cost of \$9,390.00.

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved to accept the proposal submitted by Kraftwerks, Tonawanda, NY for the purchase of 1,000 recycling bins at a total cost of \$9,390.00.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

CYBER SECURITY CITIZENS NOTIFICATION POLICY

The following resolution was presented for the Board's consideration:

WHEREAS, pursuant to the New York Information Security Breach and Notification Act, every municipality is required to adopt its own notification policy, and

WHEREAS, this Resolution is based on Part 12 of the Information Security Policy promulgated by the State Office of Cyber Security and Critical Infrastructure Coordination (CSCIC) and is consistent with the Act's requirements;

Now, Therefore, Be It,

RESOLVED, that the following constitutes the Cyber Security Notification Policy of the Town of Cambria:

Cyber Security Citizens' Notification Policy

A. This policy is consistent with the State Technology Law, §208 as added by Chapters 442 and 491 of the Laws of 2005. This policy requires notification to affected New York residents and non-residents. New York State values the protection of *private information* of individuals. The Town of Cambria is required to notify an individual when there has been or is reasonably believed to have been a compromise of the individual's *private information* in compliance with the Information Security Breach and Notification Act and this policy.

B. The Town of Cambria, after consulting with the State Office of Cyber Security and Critical Infrastructure Coordination (CSCIC) to determine the scope of the breach and restoration measures, shall notify an individual when it has been determined that there has been, or is reasonably believed to have been a compromise of the individual's *private Information* through unauthorized disclosure.

C. A compromise of *private information* shall mean the unauthorized acquisition of unencrypted computerized data with *private information*.

D. If encrypted data is compromised along with the corresponding encryption key, the data shall be considered unencrypted and thus falls under the notification requirements.

E. Notification may be delayed if a law enforcement agency determines that the notification impedes a criminal investigation. In such case, notification will be delayed only as long as needed to determine that notification no longer compromises any investigation.

F. The Town of Cambria will notify the affected individual directly by one of the following methods:

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- Written notice;
- Electronic notice, provided that the person to whom notice is required has expressly consented to receiving notice in electronic form and a log of each such notification is kept by the Town of Cambria;
- Telephone notification, provided that a log of each notification is kept by the Town of Cambria; or
- Substitute notice, if the Town of Cambria demonstrates to the State Attorney General that the cost of providing notice would exceed two hundred fifty thousand dollars (\$250,000.00), or that the affected class of subject persons to be notified exceeds five hundred thousand dollars (\$500,000.00) or that the Town of Cambria does not have sufficient contact information. The following shall constitute sufficient substitute notice:
 - E-mail notice when the Town of Cambria has an e-mail address for the subject persons;
 - Conspicuous posting of the notice on the Town of Cambria's web site page, if a website is so maintained by the Town of Cambria; and
 - Notification to major statewide media.

G. The Town of Cambria shall notify CSCIC as to the timing, content and distribution of the notices and approximate number of affected persons.

H. The Town of Cambria shall notify the Attorney General and the Consumer Protection Board, whenever notification to a New York resident is necessary, as to the timing, content and distribution of the notices and approximate number of affected persons.

I. Regardless of the method by which notice is provided, the notices shall include contact *information* for the Town of Cambria and a description of the categories of information that were, or are reasonably believed to have been, acquired by a person without valid authorization, including specification of which of the elements of *personal information* and *private information* were, or are reasonably believed to have been, so acquired.

J. This Policy also applies to *information* maintained on behalf of the Town of Cambria by a *third* party.

K. When more than 5,000 New York residents must be notified at one time, then the Town of Cambria must notify the *consumer reporting agencies* as to the timing, content and distribution of the notices and the approximate number of affected individuals. This notice, however, will be made without delaying notice to the individuals.

Upon a motion duly made by Councilman Bush and seconded by Councilwoman Kroening, it was resolved to adopted the Cyber Security Citizens' Notification Policy.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

MOUNT VIEW CEMETERY – DESIGNATION OF CREMAINS GARDEN AREA

Upon a motion duly made by Councilman Bush and seconded by Councilwoman Kroening, it was resolved that the following lots be designated as a Cremains Garden area for the burial of cremated remains only:

Section A Lots 36A – 48; Lots 86A – 95; Lots 137 – 145A; Lots 187 – 195 and Lots 237 – 244

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

MOUNT VIEW CEMETERY – AMENDMENT TO RULES/REGULATIONS/FEE SCHEDULE

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Blackman, it was resolved to amend the Rules/Regulations/Fee Schedule for Mount View Cemetery as follows:

Section III Notice for Interments

It shall be at the sole discretion of the Highway Superintendent or his authorized designee to determine whether or not to permit graveside services/tent erection during inclement weather.

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Section IV Restrictions on Use of Lots

Cremations

In areas designated as Cremains Garden, a maximum of four cremains burial will be permitted for each gravesite.

Section VII Approval of Markers and other Structures

Only flat markers will be permitted in designated Cremains Garden area.

Fee Schedule

The purchase price of a lot in the designated cremains garden area shall be as follows:

\$200 Resident

\$250 Non-Resident

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

NOTICE OF TENTATIVE EQUALIZATION RATE

Supervisor Ellis indicated the Town has received notification from the State Board of Real Property Services of the Tentative State Equalization Rate for the 2006 Assessment Roll. The Town of Cambria's Tentative Equalization Rate is 100.

EXECUTIVE SESSION

Upon a motion duly made by Councilman Blackman and seconded by Councilman Foe, it was resolved to enter into executive session to discuss personnel matters and Union negotiations.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

There was no formal action taken during the Executive Session.

Upon a motion duly made by Councilman Foe and seconded by Councilman Bush, it was resolved to close the executive session.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

REGULAR MEETING RE-CONVENED

Upon a motion duly made by Councilman Bush and seconded by Councilwoman Kroening, it was resolved to re-convene the regular meeting.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

APPOINTMENT OF DEBRA LITTERE – PART-TIME TYPIST

Upon a motion duly made by Councilman Foe and seconded by Councilman Blackman, it was resolved to appoint Debra Littere as part-time typist in the Water Department at the hourly rate of \$10.00 (probationary period of six months).

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

Upon a motion duly made by Councilman Bush and seconded by Councilwoman Kroening, it was resolved that both part-time positions in the Water Department shall be limited to twenty hours per week with the exception of additional hours which may be necessary during training of the Greentree Water Billing software program.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

CREATION OF POSITION OF HIGHWAY CLERK

Upon a motion duly made by Councilwoman Kroening and seconded by Councilman Foe, it was resolved to approve the creation of the position of Highway Clerk.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

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APPOINTMENT OF HIGHWAY CLERK

Upon a motion duly made by Councilman Bush and seconded by Councilwoman Kroening, it was resolved to approve the provisional appointment of Heather Blasius to the position of Highway Clerk and to further authorize her participation in the training of the water billing software program, at a maximum of thirty (30) hours per week.

Ayes: Blackman, Bush, Ellis, Foe, Kroening

-Motion Carried-

ADJOURNMENT

The meeting was adjourned by motion made by Councilman Bush and seconded by Councilman Foe. Time: 10:00 PM

Respectfully submitted,

Lou Ann Murawski
Town Clerk