

CHAIN LINK FENCING

Rob Klavoon, Wendel-Duchscherer, indicated bids were received by the County for the security fencing around the Town Hall property. The low bidder was Fox Fence at the base bid price of \$97,956.97. He indicated the County has agreed to pick up the difference in the base bid and the grant amount of \$95,000; it is up to the discretion of the Town Board which alternates they would like to pursue.

A brief discussion ensued relative to the Highway Department removing the existing fence and the coordination of completing the project within the required time restraints. Rob Klavoon indicated the project must be completed within 45 days after the notice to proceed is given, which would estimate the project to be completed by the middle of December. Attorney Shoemaker indicated that if there was a problem caused by the Town in completing the project within the specified time period, a \$500 surcharge per day could be assessed to the Town.

Councilman Foe indicated he felt that \$9,000 was a sizeable amount of money to pay for services that the Town crews could complete in approximately three days.

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved to support the selection of Fox Fence, Inc., 2637 Lockport Road, Niagara Falls, NY as the low bidder at the base bid price of \$97,956.97 for the installation of security fencing at the Town of Cambria site located at 4160 Upper Mountain Road and;

Be it further resolved, that the Town Board approve the inclusion of the following alternates, totaling \$42,723.56 and understands and agrees to reimburse the County of Niagara, upon satisfactory completion of the contract and billing by Niagara County, for the following contract alternates:

Alternate #1	\$18,327.73
Alternate #2	\$ 9,254.96
Alternate #3	<u>\$15,140.87</u>
Total	\$42,723.56

The resolution was duly put to a vote upon roll call, which resulted as follows:

**Ayes: Blackman, Bush, Ellis
Nays: Foe**

The resolution was thereupon declared duly adopted.

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:

-Request for Halloween Party donation from Cambria Fire Co. and Pekin Fire Co.

Upon a motion duly made by Councilman Blackman and seconded by Councilman Bush, it was resolved that a donation in the same amount as what was approved in 2004 be authorized towards Halloween party expenses for the Cambria Fire Co. and the Pekin Fire Co.

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

-Request from Cambria Fire Co. for addition of members

Upon a motion duly made by Councilman Foe and seconded by Councilman Blackman, it was resolved to approve the inclusion of the following on the roster of members for Cambria Volunteer Fire Co., subject to the Town's receipt of the required medical form:

**John Fleming, 4723 Lower Mt. Rd.
Rosanna Salerno, 3089 Lower Mt. Rd.
Donna Lafler, 3718 N. Ridge Rd.
Frederick Baldwin, Jr., 5033 Carriage Lane**

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

TOWN CLERK REPORTS

**-Building Inspector Report – September 2005 – Total Receipts \$1,605.00
Total estimated value of construction \$690,515.00**

-SPCA Monthly Report – September 2005 – 5 animal contacts

-Appointment of Suzanne Pude – Chairperson for 2005 Christmas Festivities

Upon a motion duly made by Councilman Foe and seconded by Councilman Bush, it was resolved to appoint Suzanne Pude as the chairperson for the 2005 Christmas festivities to be held on November 26th.

Ayes: Blackman, Bush, Ellis, Foe

-Motion Carried-

HIGHWAY SUPERINTENDENT REPORTS

Jon MacSwan reported that the Badger was taken to the auction, but did not sell, as the Town's reserve was not met. He also indicated they have completed striping eight miles of town roads and will be paving Stoelting Road and Franklin Street.

TIRE DROP-OFF

It was announced that tire drop off will be from 9 AM – Noon on Saturday October 15th at the Municipal Building.

ATTORNEY REPORTS

Attorney Shoemaker indicated the cable television franchise is up for renewal and explained that Time Warner has purchased Adelphia Communications. The franchise has been extended until March 2006. There is no action required by the Town Board at this particular time; however, there will be a public hearing required.

RECREATION REPORTS

Councilman Blackman indicated the Recreation Reports have been submitted.

Supervisor Ellis indicated he also had a timely presentation of a budget estimate from the Recreation Committee.

SMALL CITIES GRANT AGREEMENT

Upon a motion duly made by Councilman Foe and seconded by Councilman Blackman, it was resolved to approve the agreement between the Town of Cambria and the New York State Housing Trust Fund Corporation for the Water Main Improvement Project effective September 1, 2005 and authorize the Town Supervisor to sign same.

Ayes: Blackman, Bush, Ellis, Foe

-Motion Carried-

BUILDING INSPECTOR'S CONFERENCE

Upon a motion duly made by Councilman Foe and seconded by Councilman Blackman, it was resolved to authorize Clifford Burch and Donald Lane to attend the Building Inspector's conference to be held January 30, 31 and February 1, 2006 to be held at the Buffalo-Niagara Marriott in Amherst, NY.

Ayes: Blackman, Bush, Ellis, Foe

-Motion Carried-

TAX COLLECTOR – PURCHASE OF SOFTWARE

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved to authorize the Tax Collector to purchase software from Business Automation Services Inc., Clifton Park, NY at a cost of \$2,250.00.

Ayes: Blackman, Bush, Ellis, Foe

-Motion Carried-

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GIS GRANT APPLICATION – PROPOSAL FROM WENDEL DUCHSCHERER

A proposal was received from Wendel Duchscherer at an estimated range of \$4,000 to \$5,000 for a complete Geographic Information System (GIS) Needs Assessment and Implementation Report. Supervisor Ellis explained the Needs Assessment is required as part of the grant application for SARA funds for the GIS development.

Councilman Foe expressed concern relative to homeland security and the availability of information through GIS and the level of security involved to avoid downloading of certain information. Rob Klavoon, Wendel Duchscherer, indicated they are able to place whatever level of security desired by the Town.

Councilman Blackman questioned what would happen if there were a power failure. Mr. Klavoon indicated access would be through wireless internet cards.

Upon a motion duly made by Councilman Foe and seconded by Councilman Bush, it was resolved to accept the proposal submitted by Wendel Duchscherer to conduct a complete Geographic Information System (GIS) Needs Assessment and Implementation Report on a time and expense basis not to exceed \$5,000.000 for submission of grant application through New York State Archives and Records Administration (SARA).

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

SPEED LIMIT REDUCTION – UPPER MOUNTAIN ROAD

The Clerk indicated a letter was received from the NYS Department of Transportation advising that the TE-9a form must be completed for them to continue their review of the Town of Cambria's request for a speed limit reduction on Upper Mountain Road between Thrall Road and Junction Road.

Upon a motion duly made by Councilman Bush and seconded by Councilman Foe, it was resolved to authorize the filing of the TE-9a form with the Niagara County Public Works Commissioner for a speed limit reduction on Upper Mountain Road, .25 miles west of Thrall Road, easterly to the Junction Road intersection.

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

SNOW AND ICE REMOVAL CONTRACT

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

WHEREAS, under Section 135-a of the Highway Law, the Town Board is empowered to enter into written contracts with the Commissioner of Public Works acting as County Superintendent of Highways for the removal of snow and the sanding and treatment of pavement for ice control purposes, for one (1) year; and

WHEREAS, such contracts have been negotiated by the Town Superintendent of Highways at the actual cost incurred by the Town per mile for removal of snow from County roads, and the control of ice at the actual cost incurred by the Town; therefore, be it, and it hereby is

RESOLVED, that the Town Highway Superintendent of the Town of Cambria be empowered as an agent of the Town Board to enter into the attached Ice Control and Snow Removal Contracts with the Commissioner of Public Works acting as County Superintendent of Highways for a period of one (1) year.

Upon a motion duly made by Councilman Bush and seconded by Councilman Blackman, it was resolved that the resolution be adopted.

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

UNPAID WATER/SEWER CHARGES

Upon a motion duly made by Councilman Foe and seconded by Councilman Blackman, it was resolved to approve the Letter of Authorization of the following charges, totaling \$18,171.50, to be included on the tax warrant for 2006:

Water: \$17,157.50 Sewer: \$1,014.00

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

ADDITIONAL MATTERS

Councilman Bush commented with regards to the high volume of downloaded files from the Town's website for the garage sale.

Councilman Blackman noted that the Recreation Committee expressed their concern if the fence in front of the Town Hall is removed entirely as they feel it presently offers safety for the children.

Councilman Foe suggested the playground area could possibly be moved back behind the secondary fence, eliminating the potential danger of the children playing in the parking lot.

Legislator Kyle Andrews was present and indicated one of his constituents expressed concern as to the speed limit on Church Road. He inquired as to the installation of a school zone sign posting a lower speed limit.

ADJOURNMENT

The meeting was adjourned by motion made by Councilman Blackman and seconded by Councilman Blackman. Time: 9:00 PM

Respectfully submitted,

Lou Ann Murawski
Town Clerk