

The Cuba Village monthly Board Meeting was held on Monday, January 8, 2007 at 7:00 pm in the Cuba Village Hall, 17 E. Main St.

**PRESENT:** Mayor James Wetherby, Trustees James Bradley, Thomas Taylor, Judith Zayac and John Shelley. Superintendent of Public Works Richard Hall and Clerk/Treasurer Diane Wilson.

**ALSO PRESENT:** Richard Klein, Bldg. Insp./CEO, Jan Clement Fire Chief, Don Donovan, and Gary Fries, Police Chief.

**THE MAYOR OPENED THE MEETING WITH THE PLDGE OF ALLEGIANCE.**

**GUESTS:** none to speak

**MINUTES:** Clerk Wilson had copied the Board on the minutes of the 12-11-06 Board Meeting. With no comments or corrections a **MOTION WAS MADE BY TRUSTEE JAMES BRADLEY AND SECONDED BY TRUSTEE JOHN SHELLY AND PASSED TO APPROVE THE MINUTES OF 12-11-06.**

**BILLS:** The following Abstract of Vouchers 423-476 was presented to the Board for approval for payment totaling \$62,263.16:

GENERAL FUND	\$38,495.68
WATER FUND	8,618.29
SEWER FUND	15,149.19

Clerk/Treasurer Wilson pointed out to the Board that the Workmen Compensation insurance was paid to Allegany County Mutual Self-Insurance in the amount of \$11,447.00 for the year 2007, which was below budgeted. Ms. Wilson suggested keeping the same amount in the budget next year. Also the third quarter contract payment to the library was made.

**A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JUDITH ZAYAC AND PASSED TO PAY THE MONTHLY BILLS.**

**FIRE DEPT. REPORT:** Chief Clement reported the following:

1. Cuba Fire Dept. and the officers would like to thank the Board for all their cooperation and help during 2006 and are looking forward to 2007.
2. Cuba Fire Dept. would like to thank those that attended our annual Holiday Dinner and hope all had a good time.
3. Our New York State DEC Grant has been finalized and approval by DEC with the purchase of 8 lengths of 1 3/4" hose, 3 Indian Tanks, 10 Grass Fire brooms, 10 Grass Fire Rakes and 4 Hard Helmets.
4. We will be having a Gun Raffle on February 7, 2007 with seven (7) guns in the raffle.
5. Cuba Fire Dept. responded to 149 calls in the year of 2006. The calls for the month of December are as follows:

Mutual Aid	4	MVA	3	Structure	1
Lines Down	2	CO	2	Mercy Flight	3
False Alarm Hospital	1				

**BUILDING INSP./CEO:** Mr. Klein asked permission of the Board to attend training with the Town of Cuba paying one half of the cost. Village share would be \$512.06. It is a little more than last year as there was a three way split of the cost, but not this year. The training will be March 19,20,21 and 22, 2007.

**A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JOHN SHELLEY TO GIVE PERMISSION TO MR. KLEIN TO ATTEND THE TRAINING IN MARCH WITH THE VILLAGE PAYING HALF THE COST.**

Mr. Klein gave a written report on the building permits for the year and they are on file. He also gave a violations report for the year.

Trustee Taylor reminded everyone at this time that the Zoning and Planning Boards are required to have four hours of training. This is a new law. This could be done by attending seminars or on line.

**SUPERINTENDENT OF PUBLIC WORKS:** Superintendent Hall reported the following:

1. Daily tests at well house/monthly samples for DOH
2. Picked up brush and steel goods
3. Brought garbage and recycle down from Christview
4. Checked and cleaned sewers as needed
5. North Branch Rd.-keep putting millings on
6. Removed tree from creek-Willow St.
7. Cleaned ditch on Cherry and Windsor Sts.
8. Cleaned behind cofferdams on Hill St.
9. Serviced equipment that was due
10. Repaired sewer machine
11. Installed new curb box Bishop St.
12. Finished reading water meters
13. New drain line by Shirley Botens-Maple St.
14. Thanks Chamber and residents for their help with the Christmas decorations, next years scheduled date for set up is Nov. 23, 2007 at noon if anyone is interested in assisting. The Chamber is now buying commercial decorations, which hold up better.
15. Thanks to the Town of Cuba for repairing the bridge railing on W. Main St.
16. Working on polymer shed/STP

Mayor Wetherby commented on the many comments received on the Christmas lights this year. People say they have been nice in the past, but this year was even better.

Trustee Taylor asked Rick if he could talk to Mr. Johnson at the school about his class building a new gazebo if the Village furnishes the material. Rick said that he would, Trustee Zayac mentioned also contacted BOCES. Mayor Wetherby would like to talk about this further at a committee meeting.

**POLICE REPORT:** Chief Fries handed out a year-end report with four-year statistics. He pointed out that all four years statistics were very close to each other's. Cuba is consistent. He also reported activities in the Village, 5 uniform traffic tickets, and 1 MVA. He also mentioned that the department had 185 calls to service in Cuba, 27 cases investigated. Fifty-nine DWIs for 2006. The ambulance had 37 calls with 41 people treated.

**CLERK/TREASURER:** Clerk/Treasurer Wilson reported that she and the Deputy Clerk are kept very busy these days. There is a lot going on in the Village. Water/sewer bills were sent out January 4, 2007 with water amount \$38,000. and sewer \$43,000.

The following amendments were presented to the Board:

GENERAL FUND

REVENUES

1. Increase A1000-2401 Interest Earned \$1,551.94 and increase A5142-2 Snow Equipment (Plow)
2. Increase A1000-2610 Fines \$795.00 and increase A1990-4 Contingency.
3. Increase A1000-2665 Sale of Equipment \$10,650.00 and increase A5110-2 Street Equipment.
4. Increase A1000-2770 Misc. Revenues \$10,701.70 and increase A5110-2 Streets Equipment \$7,360.00 and increase A5142-2 Snow Equipment \$2,348.06 and increase A1990-4 Contingency \$993.64.
5. Increase A1000-3001 State Revenue Sharing (AIM) \$2,311.00 and increase A5110-47 Street Improvements.

**A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE JAMES BRADLEY AND PASSED TO DO THE ABOVE AMENDMENTS.**

Clerk Wilson stated that if the Board looks at the budget year to date figures she had e-mailed them they could see where these amendments are to be made. Clerk/Treasurer informed the Board that revenues coming over budget as of this date these amendments cover the cost of the new plow and therefore, do not have to use unreserved funds as first thought in October 2006. Also she reminded them that at the 10-11-06 Board Meeting a motion were made to use unreserved funds in the amount of \$12,034.00 for the new truck.

Ms. Wilson also stated that if they took a look at the year-to-date figures on the budget, the Village is looking good for half way through the fiscal year. The Clerk will be scheduling a finance committee meeting to review the budget and cash flow.

The following resolution was presented to the Board:

*Cuba Village General Village Election will be held on Tuesday, March 20, 2007 from 12:00 noon until 9:00 pm in the Cuba Village Hall,*

*17 E. Main St., Cuba, N.Y. for the purpose of electing two Trustees and a Mayor for two-year terms.*

**A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO ANNOUNCE THE POLLING PLACE, DATE AND TIME OF THE GENERAL VILLAGE ELECTION.**

**MAYORS REPORT:** Mayor Wetherby would like a Code Committee meeting set up to discuss traffic codes, including signs, these need to be updated.

Called Cuba Memorial Hospital to talk to John Ormond on the refuse at the hospital. Did not reach him yet, will keep trying, hopefully have an answer for the 1-10-07 refuse meeting.

Still waiting to hear from Fox and Co. on the single audit and adjustments to close the 5-31-06 fiscal year. The Mayor has been in contact with them and nothing has been received as of yet.

William Reemsten of Stuart Brown Associates feels that the grant for FEMA mitigation grant for Spring St. is not cost effective.

The Mayor will write to Jay Morris concerning the skate park, as the Board had not had any comments.

The Clerk had copied the Board on the deadline dates for the budget. She did this so that if anyone has vacations she could be contacted for meeting changes. The Mayor would like to schedule the budget workshop meetings for March 8<sup>th</sup> and 15<sup>th</sup> at 6:00 pm in the Cuba Village Hall. Also take a look at April 9<sup>th</sup> for the public hearing, as this is Easter week.

Discussion took place on the hiring of a structural engineer to look at the Prospect Street pedestrian bridge. The majority of the board feels that the money should not be spent at this time for an engineer. They will close the bridge at this time and hold a special meeting on February 12<sup>th</sup> at 6:30 pm for public opinion on the closing, repairing or demolition of the bridge.

**A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JOHN SHELLEY TO REMOVE THE STOP SIGN ON THE CORNER OF WILLOW AND MILL STS. AND REPLACE IT WITH "WATCH FOR PEDESTRIAN" SIGN.**

**TRUSTEE BRADLEY AYE**

**TRUSTEE TAYLOR                    AYE**

**TRUSTEE ZAYAC                    NAY**

**TRUSTEE SHELLEY AYE**

**MAYOR WETHERBY AYE**

Discussion took place on a "one lane warning sign" for Spring St. near the railroad overpass maybe move down 20 feet. **A MOTION WAS MADE BY TRUSTEE JAMES BRADLEY AND SECONDED BY TRUSTEE JOHN SHELLEY TO MOVE SIGN ON WEST SIDE.**

New Snow Removal complaint forms and a courtesy notice were presented to the Board. Also the following "Policy for reporting snow removal infractions in the Village of Cuba" was presented:

*If you have a concern about sidewalks that have not been cleaned or are icy, please contact the Village Hall at 585-968-1560 for a complaint form. You must provide name, address and telephone number along with the address where the suspected violation is and description of the problem.*

*Upon receipt of a Snow Removal Complaint or when SPW happens upon a Snow Removal violation, the SPW will investigate and if necessary issue a Courtesy Notice at property(s) not in compliance with the law.*

*Property owners/occupants shall have 24 hours in which to clear the sidewalks upon receipt of notice.*

*If the sidewalk is not cleared when the SPW returns, the Village DPW shall clear the sidewalks and the property owner shall be billed \$50.00 flat fee for each incident.*

**A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JAMES BRADLEY AND PASSED UNANIMOUSLY TO ADOPT THE SNOW REMOVAL POLICY.**

Trustee Taylor and Mayor Wetherby along with Cuba Friends of Architecture Chairman Don Donovan and Carol Donovan had a meeting on 1-8-07 concerning the Stuart Brown proposal for administrative work for the Restore NY Grant and also the CFA and Village of Cuba Agreement.

Village Attorney John Cappellini reviewed the CFA and Village of Cuba agreement and felt that it was satisfactory, therefore a **MOTION WAS MADE BY TRUSTEE JAMES BRADLEY AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO ADOPT AND SIGN THIS AGREEMENT.** Once signed a copy will be kept and the Village Hall and a copy given to the CFA.

The Cuba Friends will do a lot of the legwork for the Stuart Brown stage one of the proposals, which estimated cost of \$5,000. Being that the CFA will be doing a lot of the legwork the cost of Brown Assoc. stage one proposal will probably be less. **A MOTION WAS MADE BY TRUSTEE JOHN SHELLEY AND SECONDED BY TRUSTEE JUDITH ZAYAC TO HIRE STUART BROWN ASSOCIATES TO DO THE STAGE ONE OF THE ADMINISTRATIVE WORK FOR THE RESTORE NY GRANT AT A COST OF \$5,000.00. THIS WAS PASSED UNANIMOUSLY.** Cuba Friends agree to pay Stuart Brown Assoc. fees as received.

Bill Reemsten will working on this project and anticipate it will take 3-4 months before funding will be available as this grant still has to go through 2 review boards on the state level before being administered. The Town of Cuba approved the EDZ Agreement between the Town and Village and had returned the agreement for the Villages' approval and

signatures. The agreement states that the Town of Cuba agrees to pay the \$10,000. for both Village and Town for fiscal year 2006-07, the Village agrees to forward \$2,500. as their share of the 2006-07 billing. For the 2007-08 the Town of Cuba agrees to make payment for both Town of Cuba's EDZ assessment and the Village of Cuba EDZ assessment beginning in fiscal year 2007-2008. **A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JOHN SHELLY AND PASSED TO ENTER INTO THIS AGREEMENT FOR 2007-08.**

Trustee Taylor informed the Board that a letter dated 12-29-06 was received from the Allegany County Planning Board. This letter stated that on 12-20-06 the Board reviewed the Strategic Plan that was submitted. The Board did approve the plan without comment and that there did not appear to be any negative impact on the County from this plan. That stated however, that if this plan is revised in the future that it needs to be resubmitted to them for review. They also wished the Village good luck in implementing the plan.

Mayor Wetherby announced that a refuse meeting, which the Town of Friendship called, would be held on Wednesday, Jan. 10, 2007 at 6:00 pm.

A General Committee will be held on 2-12-07 at 6:00 pm with the Special Bd. Mtg. to follow at 6:30 pm, on the Prospect St. Bridge.

**OLD BUSINESS:** none

**NEW BUSINESS:** Fire Chief Clement wanted to know who was responsible for water that the department has pumped out of the yard at 20 Medbury Ave.? Is it Village responsibility or whose? Some discussion took place on this. Superintendent Hall will follow where the water is coming from to find out if someone is pumping water from behind this property and causing this situation or if it is property owner of 20 Medbury Ave. problem.

**WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE THOMAS TAYLOR AND SECONDED BY TRUSTEE JAMES BRADLEY AND PASSED TO ADJOURN THE MONTHLY BOARD MEETING.**

**TIME: 8:08 PM**

**RESPECTFULLY SUBMITTED  
D. WILSON**