

**UNAPPROVED**

The Village of Cuba held their monthly Board Meeting on Monday, August 11, 2008 at 7:00 pm in the Cuba Village Hall.

**PRESENT:** Mayor Thomas Taylor, Trustees David Sweeten and Judith Zayac. Trustees John Shelley and Michael Doyle were excused due to illness.

**ALSO PRESENT:** Superintendent of Public Works Richard Hall, Clerk-Treasurer Diane Wilson, Lloyd Lewis, WWTP Operator, Mark Mahon, Randy Snyder, 1<sup>st</sup> Asst. Fire Chief, Don Donovan and Police Chief Gary Fries.

**THE MAYOR OPENED THE MEETING WITH THE PLEDGE OF ALLEGIANCE AND WELCOMED EVERYONE.**

**GUESTS:** Mark Mahon attended this meeting along with presenting a written request to possess a red-tailed hawk within Village limits. Mr. Mahon lives at 9 Windsor St. The purpose for the hawk is for falconry. Falconry is the sport of hunting with trained raptors. This sport is closely monitored by the NYS DEC. A falconer must be licensed by his or her state DEC office and US Fish and Wildlife Service. Tests must be taken and a sponsor must be found. Mr. Mahon sponsor is located in Olean and is affiliated with Hawk Hideaway and is licensed. The housing is also regulated by the DEC and no permit is issued unless housing and equipment has been inspected and approved by the NYS DEC. The DEC will seize the bird if I become a nuisance to the public. Mr. Mahon also should show how the housing would look for the bird. The Board asked a few questions, which he answered. **A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE DAVID SWEETEN TO GIVE PERMISSION FOR MR. MAHON TO HOUSE A RED-TAILED HAWK WITHIN THE VILLAGE LIMITS.** Trustee Zayac asked that Mr. Mahon keep the Board informed on the DEC's findings and permits.

Don Donovan informed the Board that after the Business After Hours on August 13<sup>th</sup> there would be a walk through Cuba if anyone were interested. This walk will mainly be down Historic South Street.

**MINUTES:** Clerk Wilson copied the Board on the minutes of the July 14<sup>th</sup>, 2008 Village Board Meeting, with no amendments or deletions **A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE DAVID SWEETEN AND PASSED TO APPROVE THE MINUTES OF 7-14-08.**

**BILLS:** Clerk/Treasurer Wilson copied the Board on the Abstract of Vouchers 101-168 totaling \$118,245.62 with the breakdown as follows:

GENERAL FUND	\$103,339.60
WATER FUND	\$ 5,879.78

SEWER FUND           \$ 9,026.24

With no comments or questions on the monthly bills a **MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY JUDITH ZAYAC AND PASSED TO PAY THE MONTHLY BILLS.**

**POLICE REPORT:** Chief Fries reported that there were 33 uniform traffic tickets issued in the Village. Calls to service for July in the Town and Village were 395 and 39 cases, which he broke down in his report. He also gave the average response time for the ambulance to date in 2008. He also gave the Board the July 2008 ambulance runs report. He stated that there has not been too much trouble in the Village. Mayor Taylor told the Chief that the Code Committee is still looking at the curfew laws presented to them and decide which one would be best for the Village. Superintendent Hall reported that there is a lot of littering on Main Street lately. Stop signs are being defaced on a regular basis as well as the picnic tables in the parks.

Trustee Sweeten asked Chief Fries opinion on the 15 minute parking on the west side of Elm St. The Chief suggested that the 15 minutes parking should state during the hours of 7:00 am and 4:00 pm in front of the school property on the west side. The Code Committee will look at this further. Trustee Zayac asked what time the police department goes off duty as she sees a lot of beer bottles and containers all over when she walks early in the mornings? The Chief explained when the officers go off duty and a lot of people stay in the bars until they are off, they are not served any more alcohol after two am but they finish what they have until after the officers are off duty.

**FIRE DEPT. REPORT:** 1<sup>ST</sup>. Asst. Chief Randy Snyder reported that the department attended the Allegany County Fireman's Convention in Wellsville July 9<sup>th</sup>-12<sup>th</sup> and received a second Place Trophy for our overall standings. The department also attended the South Western Fireman's Convention held in Weston Mills July 30<sup>th</sup>-August 2<sup>nd</sup>. The department participated in Firematics competitions as well as the grand parade.

The tanker and the ladder truck were supplied to Friendship this past Saturday while they burnt a house in a controlled burn.

This month annual hose testing will be conducted, which is mandated by OSHA to check all fire hoses for failures. The department responded to 11 incidents in the month of July.

**BUILDING INSPECTOR/CEO:** N.A.

**WASTEWATER TREATPLANT:** Mr. Lewis reported that on April 13<sup>th</sup> the high water alarm went off twice due to a faulty signal to the float level switch. On July 18<sup>th</sup> Primary Pump #3 had some repairs done. On July 23<sup>rd</sup> repaired the trickling filter distributing arm. On July 27<sup>th</sup> another high water alarm went off. Will be changing switches soon.

**SUPERINTENDENT OF PUBLIC WORKS:** Mr. Hall reported the following:

1. Finished ditching Bristol, Woodruff & Center Streets
2. Trimmed hedges in Genesee Parkway
3. Put wood sealer on Willowbank Park steps & all of the benches in Chamberlain Park.
4. Painted picnic tables in Willowbank Park due to the graffiti and wonderful artwork all over them.
5. Removed dead willow tree in park as per Tree Board
6. Removed large leader of a tree from the creek above Mill Street Bridge that fell during a storm. Thanks to the Town of Cuba.
7. Gravel, top soil, seed & hay where trees were removed
8. Repaired previous water leak sites with binder & top
9. Thanks to CFD for the use of a pumper to water trees and clean out sluice pipes on Woodruff & Bull Streets
10. Replaced brake "pancake" on street sweeper
11. Water leak repair 46 Maple Street
12. Sidewalk replacement program has started 2 done and 5 to go.
13. Ran weed eater around all of the guard rails in the Village and started to paint them
14. Dug holes for new garbage containers, will concrete tomorrow
15. Picnic tables in Chamberlain Park out for music, which Mr. Hall stated was a good show
16. We swept up loose stone on Jackson Hill Road for the Town of Cuba
17. Tree work emergency-leader broke off in top of tree on Chamberlain St.-out notices-hazard removed

Paving will be starting on Tuesday, August 12<sup>th</sup> on Sibley and curbing on the north side. South Orchard and Chamberlain Street will also be paved.

**CLERK/TREASURER REPORT:** Ms. Wilson reported that she and Deputy Clerk Butts have been very busy with the day-to-day operations as well as anything else that may arise.

The following balances of the 2007-08 fiscal year budget Ms. Wilson would like to reserve:

GENERAL FUND

1. A3410-6 Fire Truck Repairs \$3,000. for new truck.
2. A5110-2 Street Equipment \$5,200. and the money received from the State DOT for Street Sweeping \$9,735. which was received June 2008 for new street equipment.
3. A1989-4 Recodification \$500.00 for future recodification.
4. A8160-45 Garbage Contract \$3,000. for future refuse equipment or repairs.

WATER FUND

1. F8340-2 Transmission Equipment \$2,000.
2. F8340-4 Transmission Contractual \$2,000.
3. F8340-47 Transmission Imp. \$8,900.

4. F8340-6 Transmission Repairs \$2,000.

To be used for repairs and improvements of water lines.

**A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JUDITH ZAYAC TO RESERVE THE ABOVE FUNDS. THIS WAS PASSED UNANIMOUSLY.**

Clerk/Treasurer Wilson reported that a check for \$170,000. was received from the NYS Emergency Revolving Loan for the new fire truck. This is a low interest loan, with a rate of 2.5% for seven years. The copy of the payment schedule was distributed to the Board for budget purposes. It was invested into a CD for 45 days to earn some interest.

**COMMITTEE REPORTS:** Trustee Zayac reported that the finance committee met on July 18<sup>th</sup> and found that the fuel and utility costs are affecting the budget and will be very tight. Clerk Wilson stated that the reconciliations are completed, but she would like to cancel the August 22, finance meeting and reschedule after the accountants finish the Annual Update Document for year-end May 31, 2008.

The union negotiations are continuing with both sides countering each other. They will meet again September 9<sup>th</sup> at 4:00 pm.

Trustee Sweeten reported that the Code Committee met on August 4<sup>th</sup>. They went over the Vehicle & Traffic Code and recommend the following changes:

<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18713	187-29	TRAFFIC CONTROL SIGNALS

<u>INTERSECTION</u>	<u>TYPE OF SIGNAL</u>
Elm Street and West Main St.	A three-section, four-face signal Head, flashing red at all times.

This should be deleted as Board had it removed.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18717	187-33	STOP INTERSECTIONS

<u>STOP SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
Medbury Apartments (Private Road)	South	Medbury Heights

This should be deleted, private property.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18717	187-33	STOP INTERSECTIONS

<u>STOP SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
Mill Street	East	Orchard Street

Road was removed and replace by a pedestrian bridge in 2004.

Delete

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18717	187-33	STOP INTERSECTIONS

<u>STOP SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
North Branch Rd.	West	Route 305

There is a stop sign and should be added to code book.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18719	187-33	STOP INTERSECTION

<u>STOP SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
Willow Street	North	Mill Street

Sign was removed per Board and should be deleted

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18719	187-34	Yield at Intersections

<u>YIELD SIGN ON</u>	<u>DIRECTION OF TRAVEL</u>	<u>AT INTERSECTION OF</u>
North Branch Rd.	West	Route 305

There is no yield sign; this should be removed from Code Book.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18722	187-36	NO PARKING OR STANDING AT ANYTIME

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Green Street	East	Entire Length

Add to Code Book, as street is too narrow for parking on both sides.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18728	187-43	HANDICAPPED PARKING

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Church Street	East	First Parking Spot Going South
East Main Street	North	First Parking Spot from the Westside of Green St.
Genesee Street	East	Last Parking Spot going North

These should be deleted as they are no longer there.

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<u>PAGE</u>	<u>CODE</u>	<u>DESCRIPTION</u>
18728	187-42	HANDICAPPED PARKING

<u>STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Genesee Street	East	3 <sup>rd</sup> Parking Spot North from East Main Street
Green Street	West	First Two Parking Spots going North from East Main Street.
West Main Street	South	First Parking space on corner of Orchard & West Main St.
East Main Street	North	First Parking space on Corner of Maple Street and East Main St.

These should be added.

**A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JUDITH ZAYAC AND PASSED UNANIMOUSLY TO MAKE THESE CHANGES AS RECOMMENDED BY THE CODE COMMITTEE.**

**MAYORS REPORT:** Mayor Taylor read a letter from Chris Ferrara, President/CEO of Ferrara Fire Apparatus, Inc. In this letter he thanked the Village for awarding his company the purchase of a new fire truck. Mayor Taylor also said he had a meeting with Jan Clement and they expect delivery of truck mid September. Asst. Chief Snyder stated that four men from the fire truck committee would be going to Louisiana to inspect the truck before it is painted. This was part of the bid package; they will be going on August 21, 22 & 23, 2008.

**OLD BUSINESS:** The letter received from the Allegany County Real Property Tax Office regarding the Alternate Veterans Exemption was once again referred to. It was decided by the Board to not take any action on limits already established by the Village. They will remain the same as in the past. **A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JUDITH ZAYAC TO MAKE NO CHANGES TO THE LIMITS TO ALTERNATE VETERANS EXEMPTION. IT WAS PASSED UNANIMOUSLY TO LEAVE AS IS.**

Village Attorney, John Cappellini contacted the Mayor to inform him that the following resolution must be passed by the Board:

**"THE PERSONS INTERESTED IN THE 14 CHAPEL STREET PROPERTY WERE DULY NOTICED PURSUANT TO VILLAGE LAW TO REPAIR OR REMOVE THE FIRE**

DAMAGED BUILDING. THE TIME LIMITATION HAS EXPIRED. THE TRUSTEES APPOINT RICHARD KLEIN AND BARRY CUMMINS TO BE "SURVEYORS" UNDER THE LAW, TO REPORT BACK TO THE VILLAGE THAT NOTHING HAS BEEN DONE AND THAT THE BUILDING SHOULD BE TORN DOWN." A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE DAVID SWEETEN TO ADOPT THIS RESOLUTION. THIS WAS ADOPTED UNANIMOUSLY.

NEW BUSINESS: Clerk Wilson asked the Board to give her permission to obtain quotes for Bond Counsel for the Inflow and Infiltration Project. Per JC Smith of Environmental Facilities and Margaret Evanek both suggested hiring bond counsel, as a bonding resolution will have to be done for the borrowing for this project. It is good to keep going with the process. A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JUDITH ZAYAC TO GIVE PERMISSION TO THE CLERK TO SEEK QUOTES FOR BOND COUNSEL. THIS WAS PASSED UNANIMOUSLY.

WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JUDITH ZAYAC AND PASSED TO ADJOURN THE MONTHLY BOARD MEETING.

TIME: 7:43 PM

RESPECTFULLY SUBMITTED  
D. WILSON