

UNAPPROVED

The Cuba Village Monthly Board Meeting was held on Monday, October 13, 2008 at 7:00 pm in the Cuba Village Hall.

**PRESENT:** Mayor Thomas Taylor, Trustees David Sweeten, John Shelley, Judith Zayac and Michael Doyle.

**ALSO PRESENT:** Clerk/Treasurer Diane Wilson, Superintendent of Public Works Richard Hall, Lloyd Lewis, WWTP Operator, Don Donovan, Derek Clement, Fire Chief and Jason Butts, 1<sup>st</sup> Lieutenant Fire Dept.

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

**GUESTS:** none speak

**MINUTES:** Clerk Wilson copied the Board on the minutes of 9-8-08, with no amendments to the minutes a **MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE MICHAEL DOYLE AND PASSED UNANIMOUSLY.**

**BILLS:** The Board was given the Abstract of Vouchers to be paid this month totaling \$411,255.20. Clerk Wilson made note of the following that were included in the bills this month. The paving bill for South Orchard, Chamberlain and Sibley including curbing on Sibley in the amount of \$36,516.16, second quarter Library contract \$4,500., paid for the new fire truck from a \$170,000. low interest state emergency services loan and the remainder from reserves of the fire department, made the final fire truck payment at Five Star Bank in the amount of \$19,427.10, the interest payment for the water tank \$8,006.25 and the interest/principal payment for the WWTP \$27,016.87 and finally the cost of updating the code book with recently passed legislation from the Village \$1,973.65. These were all expected expenses. Trustee Zayac what Sensus Metering Systems Support payment was for. The Clerk told her it was the support & any upgrades to our water metering system. With no other questions or comments a **MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO PAY THE MONTHLY BILLS.**

**POLICE REPORT:** Chief Fries was unable to report at this meeting, but left a written report for the Board to review. This will be on file in the Clerks Office.

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

The New Truck has arrived. It came to Cuba on September 27<sup>th</sup> where we held a small welcome parade for the truck and then held a training session to get some of the members familiarized with the truck. The truck was placed into service that afternoon as Cuba 1. We will be holding an open house for the new truck on November 1<sup>st</sup> 1-4 pm, the Chief welcome all of the

community to attend and have a chance to look at the new truck as well as our other equipment.

Cuba 3 was sent for refurbishment on the same day that the new truck arrived and is expected to be gone for approximately one month. Once Cuba 3 has returned then the 1987 FMC pumper Cuba 2 will be out of service indefinitely.

The annual Smokey Sunday was held this past weekend. This is training the department holds every year, where surrounding departments are invited, from Allegany and Cattaraugus County to come and participate in a day of training in our training tower as well as car fire training and vehicle extrications training. There were about 122 participants.

Cuba 9 the Ariel went for service on the front suspension and also a NYS Inspection. The front spring pins were frozen up and needed to be replaced.

The department responded to 11 incidents for the month of September.

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

**WASTEWATER TREATMENT OPERATOR:** Mr. Lewis reported that the intermediate clarifier had been down, the old drive unit quit. A new one has been purchased and is being installed. Hauled 92.5 tons of sludge to the County landfill. A micro switch went on the ball valve, which controls the pumping from the bottom of one final clarifiers.

Mr. Lewis informed the Board of his concern that it will take six years at the current rate of training of an Asst. Operator would not obtain a license or take a test for approximately six years. His concern is that if something happens to him the Village could be in a pickle. Mayor Taylor stated that this needs to be addressed. Trustee Doyle asked how many hours a week this person works now, he was told 8 hrs.

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

1. Ran weed eater and mowed by I-86 interchange
2. Hauled sludge to landfill for Lloyd (10 more loads to be done)
3. Top soiled, seeded and hayed by all new sidewalks & concrete forms cleaned and stored for winter
4. Picked up a lot of debris from "IKE"
5. Replaced roof on "pump access" hatch at Bi-Centennial Well, it was leaking.
6. Finished painting guard rails within the Village
7. Replaced radiators in 1998 pickup and backhoe
8. Hot patched where we had water leaks
9. Repaired catch basin on Grove St.
10. Installed new catch basin on Maple St. and brought road edge back up to grade
11. Picking up leaves

12. Removed brush & debris from corner of Sibley and Maple Streets for better view at intersection
13. Servicing plows-painting, light replacement, etc.
14. Skate Park equipment put away early due to vandalism.
15. Repaired sewer line on South St. due to National Grid installing the lights and crushing lines.  
Thanks to Dr. Cusumano and Sally Wild who brought out food and beverage to the crew during the day and night the crew worked on these lines. The fire truck also brought a truck out to light up the working area. Comments were made on how fast vehicles were traveling through this work area.
16. Spring St. Hill ditch repair, thanks to the Town of Cuba, with their help and Steve's' idea it has saved the Village much money approximately \$20,000.

Trustee Zayac feels that the taxpayers should know why the skate park equipment was removed early as this was due to vandalism. She feels an article should be put in the paper. Mayor Taylor stated that the Code Committee is looking at adopting a curfew law.

**CLERK/TREASURER REPORT:** Clerk Wilson reported that water/sewer bills were sent Oct. 4<sup>th</sup> water in the amount of \$42,500 and sewer \$44,900. There are always some adjustments as bills may have been estimated wrong or someone had moved out and not let us know.

Second notice was sent to Cuba Memorial Hospital on their unpaid refuse invoice. Five water services were terminated for delinquent water/sewer bills. Two have since paid and the reestablish service fee.

Last day for Village taxes to be paid is October 31<sup>st</sup>, 2008. The unpaid taxes will be turned over to the County after that date.

The clerk asked that the November Board meeting date be changed due to she will be on vacation. **A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE MICHAEL DOYLE TO CHANGE THE NOVEMBER BOARD MEETING TO THURSDAY, NOVEMBER 13<sup>TH</sup>, 2008 AT 7:00 PM WITH THE GENERAL COMMITTEE MEETING PRIOR AT 6:00 PM. THIS WAS PASSED UNANIMOUSLY.**

**COMMITTEE REPORTS:** Trustee Zayac stated that the Union meeting was canceled and they are getting ready to propose a contract. She would like to see that the personnel committee reviews this contract before it is taken to the Board as a whole, as there may be some items in this contract that still needs to be negotiated.

Trustee Sweeten stated that a refuse meeting was held with Friendship on September 9<sup>th</sup>. Discussion took place on several items. The next meeting will be held in Friendship on October 22<sup>nd</sup> at 1:00 pm.

Trustee Shelley stated that the Finance Committee would be meeting on October 24 at 8:00 am.

The Code Committee met on October 8<sup>th</sup>, one item discussed was amending the Cuba Village Solid Waste Law 170 to parallel with Friendships. **A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE JOHN SHELLEY TO SEND THIS AMENDMENT TO VILLAGE ATTORNEY CAPPELLINI FOR PREPARATION TO AMEND THE LAW. THIS WAS PASSED UNANIMOUSLY.**

Trustee Doyle recommended changing the Village of Cuba Building Permit fee schedule to the same as the Town of Cuba. The permit fees have not been increased since 2004. **A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE DAVID SWEETEN TO ADOPT THE NEW BUILDING PERMIT FEE SCHEDULE. THIS WAS PASSED AND A COPY IS AVAILABLE AT THE VILLAGE HALL.**

Trustee Sweeten asked about the "Slow Children at Play " signs for Chapel St. Superintendent Hall asked where they wanted the sign placed? He stated that it is up to the Board. **A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JOHN SHELLEY TO PLACE THESE SIGNS AT EITHER END OF CHAPEL ST. THIS WAS PASSED.**

The Code Committee is continuing to look at a curfew law and outdoor wood burning furnaces law. Some discussion took place on what the committee has found so far with other municipalities. Screen receptacles and sidewalks will also be worked on. These all take time. Trustee Doyle was concerned about the sidewalks with the walkers going to school. Condition of the walks as well as keeping clear of snow and ice, so that the walkers do not have to walk in the street. Trustee Doyle suggested getting a survey of the sidewalks and do a little more of a study and maybe try and apply for a grant. Maybe form a citizens committee to help with this survey.

The next Code Committee meeting will be held on October 27<sup>th</sup>, 2008 at 1:00 pm.

**MAYORS REPORT:** The Mayor wanted to acknowledge Rick and the Village crew and thank them. They came into work on a Thursday at 7:00 am and at 9:00 am they discovered that sewer was coming up around the new lights on South St. Lafever Septic was called to suck out this sewer, the power company was called. The crew worked until 1:00 am and came in the next day at 7:00 am and continued to work on this. The Mayor was impressed. When he was watching this working being done, he noticed that vehicles to travel pretty fast coming into the Village. He asked Chief Fries about this and he showed him documentation that they haven't found this. Mayor Taylor talked to Tim Timbrook from the NYSDOT about a sign to be put up further to reduce speed ahead. Mr. Timbrook is going to do this according to state law. Trustee Shelley wanted to know how many tickets were issued out there in the past

years? No one knew. Trustee Zayac also stated that they come into the Village quite fast on North 305, maybe the same thing needs to be done.

**OLD BUSINESS:** Mayor Taylor stated that he had received a verbal intent from Mr. Klein to retire/resign as Building Inspector/Code Enforcement Officer/Zoning Officer. The Board has asked that this be received in writing from him to be effective December 1, 2008. A letter will be sent from the Mayor indicating this. Mayor Taylor wanted to thank Mr. Klein for his longtime service and dedication to the Village it has been greatly appreciated.

The hiring of Bond Counsel has been tabled until the November Board meeting. As the Clerk would like to call each company who presented a quote and ask them some questions.

**NEW BUSINESS:** Mayor Taylor stated that Walter Putt from Hinsdale has agreed to take over as Building Inspector/Code Enforcement Officer/Zoning Officer upon Mr. Klein's' retirement/resignation. **A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JUDITH ZAYAC TO HIRE MR. PUTT AS OF NOVEMBER 1<sup>ST</sup>, 2008 AT \$8,000. ANNUALLY. THIS WAS PASSED.** Trustee Zayac would like the agreement between the Village and Mr. Putt to state that the Board would like to see monthly reports from him and that he works no less than eight hours per week. The Clerk will make these changes.

Fire Chief Clement informed the Board of a safety issue for fire truck coming out of the fire department parking lot. Milk trucks as well as semi trucks have been parking between the fire dept. parking lot and the fire hydrant on E. Main St. north side. This makes it difficult when a truck has to pull out and they cannot see past the trucks. He asks the Village could put a no parking zone between the driveway and the fire hydrants for large trucks; regular vehicles are not a problem. This will be referred to committee.

The Mayor received the paper work for an easement through Firemen's Park for the new sewer line to accommodate the lake project. **A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY MICHAEL DOYLE AND APPROVED TO HAVE THE MAYOR SIGN THE EASEMENT FOR A SEWER LINE THROUGH FIREMEN'S PARK.**

The quotes for the demolition of the house at 14 Chapel St. will be tabled until the November board meeting. The papers have been signed to allow the Village to demolish this house and now it is 30-day waiting period.

Rick Hall wanted to inform everyone of the change it dates for the Christmas lighting ceremony and parade. The date is November 29<sup>th</sup>, 2008 at 6:00 pm. Line up will be at 5:00 pm at the Elementary school on Elm St. The parade route will end up at Genesee Park. Mr. Hall stated that there have been some donations for prize money for floats. There will be a choir singing and other

activities at the park. At the fire hall Santa will be and other activities they're also after the lighting and parade. The theme will be announced, Mr. Hall could not remember at this time the exact theme. Trustee Zayac felt that they should be getting the work out on this. Mr. Hall stated that there will be posters, the school children will be bringing home information and other ways of advertisement will be done. Another meeting has been set for 11-3-08 at 6:00 pm in the Fire Hall.

The decorating for Genesee Park will be held on November 22<sup>nd</sup> at 10:00 am for anyone interested in helping.

Mr. Donovan had a complaint about all the signs in the right of way at the Valero Station on Genesee St. It is hard to see around them. The Clerk felt that this was already addressed at a Planning Board Meeting. She will find the minutes on this and it will be tended to.

Also the sign "Deaf Child Area" still needed to be up on W. Main St., is there still a deaf child in that vicinity? No one knew, but this will be checked into.

Mayor Taylor asked the Board to make a motion on the time and date of trick or treating in the Village. **A MOTION WAS MADE BY TRUSTEE DAVID SWEETEN AND SECONDED BY TRUSTEE JOHN SHELLEY TO SET TRICK OR TREATING HOURS FOR OCTOBER 31<sup>ST</sup>, WHICH IS A FRIDAY FROM 6:00 PM TO 8:00 PM WHERE PORCH LIGHTS ARE ON. THIS WAS PASSED.**

Trustee Shelley asked about feral cats in the Village. He sees a lot of cats in his area on West Main St. Cats getting in Dr. Simons dumpster, the hospital's dumpster and Jason Butts said he has seen many in that area and feels they are coming from the house across from the hospital next to the parking lot, N. side after the apartment complex. Discussion took place further on the problems of cats in the Village. The Board asked the Mayor to contact Linda Botens and ask her to attend the next Board meeting to discuss this problem and possible get some ideas on what can be done.

Trustee Sweeten asked what is going to be done with Cuba Memorial Hospital not paying their refuse bill. Discussion took place on this and what was written on the agreement signed between the Village and CMH. **A MOTION WAS MADE TO INSTRUCT THE CLERK TO SEND A LETTER THAT THE VILLAGE HAS CAUSED TO TERMINATE THEIR REFUSE SERVICE 30 DAYS AFTER THE OCTOBER 13, 2008 BOARD MEETING DATE FOR NON PAYMENT OF THE REFUSE BILL DATED SEPTEMBER 2<sup>ND</sup>, 2008. THE ONLY PICK UP THAT WILL BE DONE WILL BE SIX (6) 30-GALLON CONTAINERS. A MOTION WAS MADE BY TRUSTEE JOHN SHELLEY AND SECONDED BY TRUSTEE DAVID SWEETEN TO SEND THIS LETTER. THIS MOTION PASSED.**

A brief discussion took place on getting an easement from Uni-Mart to run a storm sewer line across their property on South Street. Trustee Doyle stated

that this should be getting started shortly. Mr. Donovan said that he had the new owners and their address and he will get it to him.

**WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE DAVID SWEETEN AND PASSED TO ADJOURN THIS OCTOBER 13<sup>TH</sup> BOARD MEETING.**

TIME: 8:54 PM

RESPECTFULLY SUBMITTED  
D. WILSON