

The monthly Village of Cuba Board Meeting was held on Monday, September 14, 2009 at 7:00 pm in the Cuba Village Hall.

PRESENT: Mayor Thomas Taylor, Trustees Patricia Petroni, Michael Doyle, John Wells and Judith Zayac.

ALSO PRESENT: Superintendent of Public Works Richard Hall, Clerk/Treasurer Diane Wilson, Lloyd Lewis WWTP Operator, and Randy Snyder, Fire Chief.

THE MAYOR OPENED THIS MEETING WITH THE PLEDGE OF ALLEGIANCE.

GUESTS: n/a

MINUTES: The minutes of the August 17, 2009 Board Meeting were given to the Board, with no changes to these minutes a **MOTION WAS MADE BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE JUDITH ZAYAC AND PASSED THE MINUTES OF 8-17-09.**

BILLS: Clerk/Treasurer Wilson copied the Board on the Abstract of Vouchers 217-296 in the total amount of \$154,633.39. Clerk Wilson pointed out some items on this abstract. Paid Clark Patterson Lee for engineering work for the WWTP Project. This was paid with ARRA money. The Clerk informed the Board that a Capital checking account was opened to pay bills for this project. The wire transfer of monies to this account has worked well and quickly once a disbursement request is submitted. Also the money owed the sewer fund in the amount of \$14,230. for this project was transferred. The two new computers have been installed and renewed the support agreement with Sensus Metering System for another year. The Clerk informed the Board that the handheld for reading water meters is very old and it will be harder to be repaired. Superintendent Hall is going to get the cost for a new one and maybe it can be budgeted for in next year's budget. One more item is that on page 3 of the abstract seventh Village Trust Acct. down from the top of the page should be Southern Tier Tree & Lawn for tree removal. The breakdown of the funds is as follows:

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|---------------------|-------------|
| GENERAL FUND | \$71,157.07 |
| WATER FUND | \$ 7,599.87 |
| SEWER FUND | \$11,078.95 |
| CAPITAL 2 | \$ 567.50 |
| CAPITAL 3-WWTP-ARRA | \$64,230.00 |

A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE PATRICIA PETRONI AND PASSED TO PAY THE MONTHLY BILLS TOTALING \$154,633.39

POLICE DEPT. REPORT: n/a

FIRE DEPT. REPORT: Chief Snyder reported the following:

- Cuba 1 recalls have all been fixed.
- Two new members, Nathan Fox and Kyle Perry.

- September 11th attended the Flag Pole Dedication.
- September 18, 19, & 20th Garlic Festival will be attending.
- October 11th Smokey Sunday will be held.
- Annual Hose Test coming up soon, no date at this time.

Thanks to the Village and Town for all of the help during the fire departments events. A thank you to the North Park Wesleyan Youth who painted hydrants, they look sharp. Stand out very nice.

The fire department responded to 20 calls in August 2009.

BUILDING INSP./ZONING OFFICER/CEO REPORT: Mr. Putt e-mailed his report for the Board. This report will be entered in these minutes, per Mayors request.

AUGUST 11TH

- Met with the Mayor to go over issues within the Village.
- A permit was issued to the Masonic Lodge for work being done to the front at 4 Genesee St.
- Received a call from Lon Sweet stating that the Sergeant's Trucking lot light was still shining in his bedroom window.

AUGUST 24TH

- Checked mail at the office. Inspected the coal stove at 73 East Main Street for the daycare.
- Checked the grass at 28 Chapel Street over a complaint. The grass has to be at least 10 inches high to write a violation notice. It was not high enough to do that.
- Stopped at 40 South Street, the dumpster is gone but the mess is still there. Will contact Mr. Utter.
- Met with Mr. Griffith over a condemned house at Medbury Heights that he would like to buy and install a manufactured home.

AUGUST 25TH

- Met with the owner of the buildings east of the opera house to over future projects. He wants to replace the old glass in the front of all four stores. He would like apartments on the second floor.

AUGUST 27TH

- A violation notice was written for 8 Orchard Street over grass and clutter on and around the front porch.
- A violation notice was written for 40 South Street over the cleanup of a burnt building. Mr. Utter was told it must be cleaned up by September 15th.
- A violation notice was written for Bradley Weaver for high grass at the rear of building, junk around front porch at his property at 101 W. Main Street.
- Talked with Steven Chafee, Allegany County Health Dept., over a complaint he received on 28 Chapel Street. It was over fleas in the high grass. He was going to send a registered letter telling the owner to cut the grass and put an insecticide on the ground.

SEPTEMBER 5TH

- Stopped at Phillip Utters on 40 South Street. He was cleaning up the remains of the burnt barn. He said it would be done by September 15th.

SEPTEMBER 15TH

- Did a framing inspection at 14 Woodruff Street for Mr. Hall. The bedroom windows were too small to pass code for egress. They will be replaced.

SEPTEMBER 13TH

- Checked 40 South Street. Mr. Utter is still cleaning up. It is almost completed.
- Checked on a complaint of high grass at 71 South Street. The grass is not 10 inches tall. By code a violation notice could not be issued.

WASTEWATER PLANT REPORT: Mr. Lewis reported that due to the heavy rain the high-water alarm went off. Had to bypass for about an hour with the high flow, so the plant could catch-up. The NYS Labor Dept. had 12 violations at the plant. Out of the 12 seven were serious, all have been taken care of except for three. They will also be taken care of by the next time the Labor Dept. visits. Three non-compliance were issued by the DEC. One was for the bypass for approximately an hour, previously mentioned. Another was high fecal chloriform count due to excessive flow, and the day before 5 loads of leachate were taken in from the County instead of the usual 4, which contributed to this. Lloyd asked about getting the Hepatitis shots? Fire Chief Snyder stated that this was also one of violations at the fire department. Allegany County does not do them and it will cost approximately \$100.00 per shot at other places and several shots are needed to complete this vaccination, for each person. This was discussed and Trustee Zayac is going to check on this further with Cattaraugus County Health Dept. as well as the Mayor is going to talk to Senator Young about this as it is mandatory for the fire department.

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

- Picked new truck up from Unicell in Rochester.
- Sewer camera work with Clark Patterson.
- Poured concrete-Orchard St. & route 446.
- Backhoe repair-front seal- (repaired by crew).
- Repaired sewer manhole riser-W. Main St.
- Read water meters.
- Replaced two HPS lights in Genesee Pkwy. That illuminates the Veteran's Monument and the Gazebo.
- Kel-Kur Electric repaired one street light in the Parkway.
- Picked up stump grindings from tree removal.
- Several lawn repairs from hydrant replacement and installation of new sidewalks.
- Hauled junk steel from behind shop-\$387. + dollars.
- Swept up loose stone for the Town of Cuba-North Branch.
- Cleaned up "old truck #3" to go to auction. Monroe County Auction will be here on October 3rd to set price. Will not get anything less than that set price, if it comes in more, than the Village will receive that as well.
- Thanks to Carl Racibor for spreading much in flowerbeds around I-86 Interchange-remainder of chips to Champlain Well House for new "tree farm".
- Water leak Bishop St. on service line-Gleason.
- Big thanks to North Park Wesleyan church group that repainted ALL of our fire hydrants (94). Village crew ran weed eater around bases of hydrants.
- Helped with getting flagpole ready for dedication ceremony.

Superintendent Hall read the following resolution:

RESOLUTION NYS DOT ANNUAL PERMIT

WHEREAS, the New York State Department of Transportation requires Municipalities who maintain existing utilities or who need to make emergency repairs apply for an annual Maintenance Permit and provide proof of insurance before working on such.

WHEREAS, the Village of Cuba has applied for a work permit in that past and has utility lines that cross both State Route 446 and 305.

WHEREAS, the NYS DOT has provided an alternative to the PERM 17. A Municipal Undertaking, for PERM 1. The PERM 1 satisfies insurance requirements, avoids bonding for some permits, and will be effective indefinitely, unless rescinded by the municipality or the State. This will alleviate the requirement of filing the PERM 17 with the NYS DOT on a yearly basis.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees, has authorized the filing of the PERM1, Municipal Undertaking, instead of filing the annual work permit and instead of obtaining PERM 17 Insurance Requirements annually,

This resolution was adopted with a MOTION MADE BY MICHAEL DOYLE, TRUSTEE AND SECONDED BY JUDITH ZAYAC, TRUSTEE.

ROLL CALL VOTE:

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|--------------------------|-----|
| Mayor Thomas Taylor | Aye |
| Trustee Michael Doyle | Aye |
| Trustee Patricia Petroni | Aye |
| Trustee John Wells | Aye |
| Trustee Judith Zayac | Aye |

CLERK/TREASURER REPORT: Clerk Wilson reported that she and the Deputy have been very busy with the day-to-day business in the Village Hall. Among these were water shut off notices that were sent out and there were many more this time compared to other quarters. Last day to pay is September 17, 2009. Second notices on unpaid tax bills have been sent. Discussion took place on the tax collection system offered by the County. Being that the Board did not have much information on this it has been tabled until further information is received, such as how will this benefit the Village, etc. Clerk Wilson will contact Allegany County Treasurer Terri Ross and inquire about some of the information the Board wanted.

MAYORS REPORT: Mayor Taylor copied the Board on a letter dated 9-1-09 from Brian M. Kolb, Assembly Minority Leader. This letter is seeking the Villages' support for convening a non-partisan, grassroots "People's Convention to Reform New York." The Board felt that they need to peruse this letter and the other information attached before any decision is made on what Assemblyman Kolb is asking. This will be tabled until the October Board Meeting.

OLD BUSINESS: A letter was received from Katie Williams of 24 Chapel St. asking permission to keep four chickens on her property? She will be informed that the Animal Control Office Linda Botens will inspect the coop periodically for conditions of both the chickens as well as the coop.
A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE PATRICIA PETRONI AND PASSED TO GIVE PERMISSION TO KATIE WILLIAMS TO KEEP FOUR CHICKENS ON HER PROPERTY.

Trustee Doyle stated that an agreement to accept the proposal has not been signed with Fisher Associates. There are some questions on the fees they are proposing for certain items in this agreement. It is also \$140,000. more than monies we will be receiving from ARRA and in kind service. Mr. Doyle and the Mayor are concerned that this proposal is a percentage higher than expected. Hopefully this will be resolved soon.

NEW BUSINESS: A letter was received from the Tree Board with some recommendations.

- They would like to see mulch around the tree sites on Main Street.
- They would like the trees on the south side of W. Main St. from South St. to Orchard St. pruned. They stressed that this should be done soon in the fall, when trees are dormant. Trustee Petroni said that this couldn't be done this year, as there is not enough money in the budget. This will be looked at on budget time next year.
- Would like approval to use the section of property at the Champlain Pump House site for a tree farm. Trustee Doyle stated that they should only buy what they can care for.

A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE PATRICIA PETRONI TO ALLOW A TREE FARM ON THE PROPERTY LOCATED NEAR THE CHAMPLAIN PUMP HOUSE. THIS WAS PASSED UNANIMOUSLY.

A MOTION WAS MADE AT THIS TIME BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE JUDITH ZAYAC TO GO INTO EXECUTIVE SESSION TO TALK ABOUT PERSONNEL ISSUES. TIME 7:55 PM

A MOTION WAS MADE BY TRUSTEE JOHN WELLS AND SECONDED BY TRUSTEE MICHAEL DOYLE TO COME OUT OF EXECUTIVE SESSION. TIME: 8:07 PM

A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE JOHN WELLS TO MAKE A CHANGE UNDER INSURANCE IN THE EMPLOYEE HANDBOOK. THIS CHANGE IS A CLARIFICATION ONLY AND IT READS AS FOLLOWS. *Village employees are covered by a health care plan package of their choice, paid by the Village: Up to \$500.00/month for family coverage and \$206.00/month for single coverage. An employee will be paid \$1,000. per year if no insurance is taken. To be paid the last payroll of the calendar year. Calendar year ends December 31st. If insurance is resumed anytime during this calendar year this benefit will be prorated on a monthly basis for months with no insurance and will be paid on the last payroll period of the calendar year, unless the employee leaves employment with the Village prior to calendar year ending. (Adopted 9-14-09)*

WITH NO FURTHER BUSINESS TO DISCUSS, A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE MICHAEL DOYLE TO ADJOURN THIS MONTHLY BOARD MEETING.

TIME: 8:09

**RESPECTFULLY SUBMITTED
D. WILSON**