

UNAPPROVED

The Village of Cuba monthly board meeting was held on Monday, January 12, 2009 at 7:00 pm in the Cuba Village Hall.

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

ALSO PRESENT: Superintendent of Public Works Richard Hall, Clerk/Treasurer Diane Wilson, WWTP Operator Lloyd Lewis, Carol and Don Donovan, Derek Clement, Fire Chief and Gary Fries Police Chief.

**THE MAYOR OPENED THE MEETING WITH THE PLEDGE OF ALLEGIANCE.
MAYOR TAYLOR WELCOMED EVERYONE TO THIS BOARD MEETING.**

GUESTS: Carol Donovan asked the Village Board if they have made any more effort to getting the Post Office moved back on Main St.?
Some discussion took place on the letter writing campaign the Village has done, writing Senator Schumer, Senator Clinton and Assemblyman Kuhl, as well as the manager of post office properties. That effort was denied. Carol asked if the Board could try again? Trustee Doyle said yes and they all agreed. Maybe setting up meetings and talking to these people in person would get better results, Carol added. The Village Board will pursue this further to get the post office moved to Main St.

MINUTES: Clerk Wilson stated that the last motion on the last page of the minutes of 12-8-08 board meeting had "February 9, 2008" on it and it should have been "February 9, 2009". **A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE MICHAEL DOYLE TO APPROVE THE MINUTES OF 12-8-08.**

BILLS: Ms. Wilson pointed out some items on the Abstract of Vouchers 462-531. Workman's compensation insurance to Allegany County Mutual Self-Insurance for 2009 was on the Abstract. Also although they were listed in the computer two items did not show on the abstract and these were Village Trust Acct. \$622.77 charged to F8340-1 and \$325.20 charged to G8130-11. The bills for this month totaled \$77,891.16 with the breakdown as follows:

GENERAL FUND	\$41,056.14
WATER FUND	\$22,800.75
SEWER FUND	\$14,034.27

A MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO PAY THE MONTHLY BILLS TOTALING \$77,891.16.

POLICE REPORT: Chief Fries gave the Board copies of the department's activity reports for year 2007 and 2008 for comparison purposes. Uniform Traffic tickets were up; motor vehicle accidents remain about the same and calls for service were up quite a bit. Chief Fries stated that the Town Board meeting will be held on Wednesday, 1-14-09. The Board has cut his officers hours, instead of being on duty until 4:00 am. They now are off duty as of 2:30am. He is fighting against this and will present his argument at the Town Board Meeting and if the Village has any thought on this he would like them to let the Town Supervisor know.

Mayor Taylor told Chief Fries that the Village was working on a curfew law for the Village. The Mayor asked just what is the youth court and what it does. There is a youth court at the school and the county level. This is a court of the youths peers. Chief Fries explained to the Board just how the youth court works. He feels that it works very well, as it seems the youth that comes before one of these Boards listen more, because it is their peers handing down a sentence. Mayor Taylor asked what happens during the summer when school is not in session? Chief Fries thought that the County Youth Court still meets. He will check this. Chief Fries stated that the New York State certifies these youth courts. A letter was received from the Cuba Council of Churches who was interested in establishing their own youth court. Chief Fries wasn't sure if the state would recognize them, but he will also check into this.

FIRE DEPT. REPORT: Chief Clement gave an update on the firemen who were hurt at the Carlin's Pizzeria fire in Friendship. The three Firemen from Cuba are home and the one from Friendship is progressing very well at ECMC and hopes to be moved closer to home for rehabilitation soon. One of guys from Cuba may be able to return to normal activities soon and the other firefighter will be reevaluated at ECMC and still may have to have surgery. The other Cuba firefighter was treated and released the day of this fire.

Following the fire in Friendship, due to the severity of the injuries the department has been inspected by P.E.S.H. (Personal equipment, safety and health). When P.E.S.H. does an inspection after an "incident" they are inspecting to be sure the employees are outfitted with NFPA compliant equipment, or that they are doing duties within their training. I have not received the official report from their inspection, but at the time of inspection they found a few minor problems in the wording and how we were documenting records. The department is currently working to get the known problems fixed while we are awaiting the report.

The three firefighters equipment, which they had on at the Friendship fire was deemed by the doctors to have saved the firefighters lives. The equipment worn was severely damaged and will all have to be replaced under insurance. The total cost of this equipment was \$24,764.68, in which is a small price to pay for the protection it provided.

There will be a Benefit held on February 28, 2009 from 1-6pm at the Friendship Bingo Hall for the 3 Cuba members and the 1 Friendship member that were injured in the collapse. There will be raffles, Chinese auction and a 50/50 raffle to raise funds to help out the firefighter expenses.

Cuba will be hosting an Emergency Vehicle Operation Course, January 14 and 15 from 6-10pm and two days of driving to be announced later. This is a course that is required for personnel to obtain prior to being able to operate emergency vehicles.

The department responded to 19 incidents in December. Finished the year 2008 with 148 calls, which were down slightly from 2007.

Trustee Doyle asked how the equipment was holding up? Chief Clement explained of some repairs and a recall on Cuba 1.

BUILDING INSP./CEO/ZONING OFFICER: Mr. Putt turned in a written report.

Dec. 9th-Copied a folder from Mr. Krull for the Planning Board.

A Certificate of Occupancy was written for Suite#1, 40 W. Main St. for the Back Stage Catering Service, owner Laura Watson. She wants to have a dining room at this location. An Occupancy Permit was written for 105.

Dec. 15th-I attended Planning Board meeting. Inspected the framing at the Vet Clinic, also the drywall at 4 South Park for Cummins Construction.

Received a complaint from the Village office from Ron Nicholas for a slippery sidewalk between 25-29 East Main St.

January 4th-Rode thru Cuba and saw the sign are gone from Valaro gas station.

January 5th-Talked to Patty Romo at 19 South Street over a fence she wants to put up in the Spring.

January 6th-Talked to Greg from Cuba UniMart at 14 South Street about the garbage around the dumpster. He said he would call Laforge to get them to remove all garbage.

WASTEWATER TREATMENT PLANT: Operator Lewis reported that the power steering leak and fuel leak on the new tractor. He contacted the dealer the Village purchased this tractor from and they said it was no longer under warranty. He told the dealer that he was not very happy with this as the tractor has low hours and this should not be. The dealer then contacted the

company and they said they would do a three way split on these repairs. Mr. Lewis will follow-up on this.

Repaired the shear pin on the #2 primary drive.

Came in one morning and the #3 primary drive was not working and repaired this.

He received notice of 4 violations at the plant on December 8th. He explained two of them, which had to do with discharge. He also explained that two had to do with high fecal count. The UV System is not working properly and he has called in a technician from the distributor and the technician will be here on Friday to trouble shoot the problem.

Mr. Lewis explained that KJ Electric informed him that they have a rebate program with NYSERTA, which reimburse in full for three variable drives at a cost of \$1,700. each. The Clerk ask him to get two other quotes or a least see if any other company offers the same. **A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO PURCHASE THESE VARIABLE DRIVES AND APPLY FOR THE REBATES FROM WHICHEVER, COMPANY OFFERS THE LOWEST QUOTES AND PARTICIPATES IN THIS PROGRAM.**

SUPERINTENDENT OF PUBLIC WORKS: Rick reported the following:

1. Plowing and sanding as needed
2. Shoveling walks and bridges as needed
3. Removed snow from Main Street as well as other locations
4. Finished cutting pavement on Hardy St. (sewer job)
5. Shut water off 30 Grove St. (spraying), 24 E. Main St. and UniMart water shut off. Discontinued service to 6 Elm St. as house is being demolished.
6. Took down "United Way" banner
7. Kept up with Christmas light repairs and removed decorations after the first of the year
8. Vehicle Repairs: windshield wiper transmission (98 P/U), brake repair and shift tube (2000 F-550) and adjusted clutch on the International dump truck
9. Ready for potholes-cold patch inside shop ready to use
10. Finished cold air return lines for new office furnace
11. Installed "Limited Parking" signs by CFD parking lot
12. Repaired check valve at Bi-Centennial well house
13. Taught a speedy water class to the environmental Science class at the well houses.

Thank the police department on issuing tickets to overnight parking on the streets. It makes it a lot easier when plowing if cars are not on the streets.

At this time Superintendent Hall asked permission from the Board on paying for the new sander at a cost of \$4,934. as it was not on the abstract of vouchers.

A MOTION WAS MADE BY TRUSTEE JOHN SHELLEY AND SECONDED BY

TRUSTEE MICHAEL DOYLE AND PASSED TO GIVE PERMISSION TO PAY FOR THE NEW SANDER IN THE AMOUNT OF \$4,934.

CLERK/TREASURER REPORT: The following amendments/transfers to the 2008-09 budget were presented to the Board for approval:

GENERAL FUND

REVENUE-AMENDMENTS

1. Increase A1000-2089 Pool fees \$260.00 and increase A7310-1 Recreation Payroll.
2. Increase A1000-2590 Building Permit fees \$202.00 and increase A1990-4 Contingency.
3. Increase A1000-2610 Fines \$245.00 and increase A1990-4 Contingency.
4. Increase A1000-2770 Miscellaneous Revenues \$11,715.78 and increase A1910-44 Unemployment Ins. \$1,072.00 and increase A5110-2 Sts. Equip. \$9735.00 and increase A1990-4 Contingency \$908.78.
5. Increase A1000-3005 Mortgage Tax \$1447.43 and increase A1990-4 Contingency.

EXPENDITURE

TRANSFERS

1. From A1990-4 Contingency \$1987.50 to A1430-4 Labor Consultant.
2. From A1910-43 Public Officials Ins. \$616.04 to A1910-42 Fire Dept. Ins.
3. From A3620-1 Safety Payroll \$1,473.65 to A1989-4 Recodification.
4. From A8140-4 Storm Sewer Contractual \$735.65 to A8140-5 Storm Sewer Gas & Oil.

SEWER FUND

EXPENDITURE/TRANSFERS

1. From G8130-6 Treatment & Disposal \$2,584.01 to G8130-45 Treatment Purification.

With no comments or questions a MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO MAKE THESE AMENDMENTS AND TRANSFERS AS WRITTEN.

Clerk Wilson reported that \$37,251. of CHIPS money has been received. She also noted that the Governor is expected to cut CHIPS this year, therefore the amount the Village may receive will only be \$21,000. This will be reflected in the 2009-10 fiscal year budget.

Clerk Wilson announced the polling place and hours for the Village Elections on Wednesday, 3-18-09.

CUBA VILLAGE GENERAL ELECTION WILL BE HELD ON WEDNESDAY, MARCH 18, 2009 FROM 12:00 NOON UNTIL 9:00 PM IN THE CUBA VILLAGE HALL, 17 E. MAIN STREET, CUBA, NY FOR THE PURPOSE OF ELECTING TWO TRUSTEES AND A MAYOR FOR TWO-YEAR TERMS.

The Clerk has hired the two election inspectors and they will be Virginia Carpenter and Lois Lester.

Water/Sewer bills were sent on January 4. The water amount is \$40,000. and sewer amount of \$42,500.

COMMITTEE REPORTS: Trustee Shelley reported that a refuse meeting would be held with Friendship on February 23, 2009 at 1:00 pm in the Cuba Village Hall.

Trustee Doyle stated that the Village is soliciting proposals from qualified consulting firms to prepare a Comprehensive Economic Development Plan (CEDP) in order to improve the economic future of the Village and Town of Cuba. Interested firms should submit a proposal, which contains proposed scope of work including a description of the methodology that will be used, a work plan and timetable for completing the project and fees for performing the work. Interested consultants should submit their proposal and statement of qualifications by no later than 4:00 pm on or before January 23, 2009. This notice was put in three local newspapers and mailed to consultants in this area.

The next Code Committee meeting will be held on February 4, 2009 at 6:00 pm. The sidewalk policy, curfew and cats will be the topic.

MAYORS REPORT: Mayor Taylor said that he had a conversation with Mr. Putt, Code Enforcement Officer who made him aware that many Village homes do not have house numbers on them. The police, fire and EMS personnel state that this is a problem. According to the "Property Maintenance Code of NYS", Section 303.3, states "that building shall have approved address numbers placed in a position to be plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numerals or alphabet letters. Numbers shall be a minimum of 4 inches (102mm) high with a minimum stroke width of 0.5 inch (12.7 mm)". Much discussion took place on this and many ideas. Trustee Zayac would like to get the homeowners response after an article is placed in the local newspaper. It was thought that a letter to the editor would be placed in the paper and a flyer given to any homeowner without numbers at the time of water meter readings the first week in March. Trustee Doyle thought it would be nice if everyone had a standard number. Chief Clement stated that it would be

better if the numbers were fluorescent and could be seen at night better. Chief Fries suggested looking into the cost of buying numbers for the residents to pick up at the Village Hall. Trustee Doyle suggested tabling this for a month for more research. All agreed.

OLD BUSINESS: Mayor Taylor informed the Board that a Public Hearing date needs to be set for a Bonding resolution authorizing the construction of and improvements to the Wastewater Treatment Plant and Collection System for the Village of Cuba, Allegany County, New York, at a maximum estimated cost of \$2,100,000. and authorizing the issuance of \$2,100,000. Serial bonds of said Village to pay the cost thereof. This resolution will be subject to a Permissive Referendum once adopted.

A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED UNANIMOUSLY TO HOLD A BONDING RESOLUTION PUBLIC HEARING ON TUESDAY, JANUARY 20, 2009 AT 7:00 PM IN THE CUBA VILLAGE HALL.

NEW BUSINESS: N/A

WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JOHN SHELLEY AND PASSED TO CLOSE THE MONTHLY BOARD MEETING.

TIME: 8:04 PM

**RESPECTFULLY SUBMITTED
D. WILSON**