

Regular Meeting
Of the Town Board of the Town of Cuba

Held at the Cuba Town Hall, 5 Bull St., Cuba, NY

Present:

Supervisor: Barbara Deming

Council Persons: Lynnford Sweet, Joseph Miller, Jeffrey Dahill

Also, Present: Nancy Orcutt, Town Clerk, Dustin Burch, Police Chief & Ambulance Administrator, Steven Nease, Highway Supt.

Absent: Robert Carney, Council Person

Supervisor Deming called the meeting to order with the Pledge of Allegiance at 7:00pm.

Approve Minutes of Previous Meeting 06/13/2013: Unanimously approved were the Minutes from the June 2013 with the motion made by Sweet and seconded by Dahill.

Approve Supervisor's Report for June: The Supervisor's Report showed the General Fund received \$32,589.28 and disbursed \$58,557.65; Highway Fund received \$566.25 and disbursed \$3151.95. Dahill motioned to approve the Supervisor's Report as presented, seconded by Sweet. All in favor, motion passed.

Approve General & Highway Abstracts for July: The bill for insurance just came in and needs added to the July Abstract. Sweet motioned to approve the Abstract with the addition, seconded by Miller. All in favor, motion passed. The General Fund is \$77,085.50 and the Highway Fund is \$53,916.59.

Board Comments: Deming thanked Mary Raymond and Mary Lindquist who headed up a committee on behalf of the Cottage Owners Association to put on a Chicken Barbeque. The Ambulance Department was the recipient of all proceeds to help defray the cost of the new defibrillator. Thank you to the Association and all who participated.

Police Department Comments: Cuba Police responded to 381 calls to service in June and developed 53 cases. The Police Department handled 14 motor vehicle accidents, 3 in the Town, 7 in the Village, 3 on the Lake and 1 on I-86. There were 39 traffic summons issued (17 in the Town, 9 in the Village and 13 on the Lake and 0 on I-86). The Department also handled 2 noise complaints, 6 motorist assists, 9 vehicle lock-outs, 1 parking ticket, 17 other agency assists, and 4 domestic disputes. The department assisted the Ambulance on 13 calls. One pill drop-off completed. CPR recertification for all officers is complete. The pill drop-off box is in operation in the lobby of the station. An application for a grant secured this new piece of equipment. Residents wishing to discard any unwanted or expired narcotics or drugs can feel free to walk in and drop them in the box at any time, no questions asked. The department will once again be having a booth set up for Saturday of the Garlic Festival and will have the K-9's available for a meet and greet. There will also be a pill drop off and gunlocks handed out free of charge to the public.

Ambulance Comments: Cuba Ambulance responded to 33 calls for service in the month of June. There were 23 patients transported to Olean General and 1 to Jones Memorial. There were 4 sign-offs. One call was a standby for the Demolition Derby, 3 were standby

for Dairy Week. Eight calls were critical care with Cuba handling all of them. Twenty of these calls were in the Village of Cuba, 9 were in the Town of Cuba, 2 were on Cuba Lake, and 2 were in New Hudson. CPR has been completed and yearly skills have been completed. With poor cell phone reception on a call, Aaron Appleby used his personal phone at the scene. A situation at the incident destroyed his phone. With his outstanding record and involvement within the department, Burch inquired if the Town could help in replacing Appleby's phone. After some discussion, Miller motioned if the insurance does not cover it, the Town would allow up to \$200 toward a replacement. Twenty new pagers are on ordered and made possible with a grant. This is about a \$13,600 savings for the Town.

Highway Department Comments:

Work performed in June included the following services:

- Graded Farnsworth and Hadden roads
- Preparing stout Road to be paved
- Roadside mowing done once around
- Ditching on Hamilton Hill and Stout roads
- Unplugged a sluice pipe on South road caused by beavers
- Trimming trees on Stout and Hopkins roads
- Assisted on an asphalt-milling project with a truck and man. All milling we hauled and kept (14 loads)
- Assisted Belfast with 2 trucks and men on Monday after the heavy rain
- Met with elections people and noted minor adjustments needed

Equipment Repairs:

- 2003 Sterling, starter replaced
- 1990 Dresser Grader, cutting edges replaced
- 2001 Interstate Trailer, some rear deck boards replaced
- 2005 Hypac Roller, oil change

Dog Control Officer Comments:

- ❖ Three incidents of dogs running at large, dogs found and returned
- ❖ Served failure to license dog tickets
- ❖ Two incidents of unidentified dogs running at large, took to Joyful Rescues
- ❖ Worked on dog census
- ❖ NYS Ag & Markets inspection, received satisfactory rating (Ratings are either satisfactory or fail)
- ❖ Dealt with ongoing trouble between neighbors and their dogs resulting in notice of 10 days to license dogs or receive a ticket
- ❖ Served failure to confine/restrain dog to previous incident

Code Enforcement Comments:

- Permit written for new roof
- Permit written for carport
- Gave information on mowing regulations
- Investigated call of an abandon house
- Gave information to insurance company concerning damaged break wall

Old Business:

K-9 Program: The K-9 program is going very well. Donations have covered all expenses thus far. The program has caused no increase in any expenses. The idea for someone (such as a police officer) acting as a private citizen, to sell K-9 T-shirts on EBay or Amazon.com or some similar mode was presented. In the event that donations deplete, the proceeds placed into the K-9 fund would pay for any additional expenses incurred. Miller will look into this activity to make sure it is within the limits of what town employees may do as private citizens.

New Business:

Sewer District #5: All paperwork submitted for the long-term loan at last. The first long-term payment will be in August.

Town Hall: The Town is looking into the idea of purchasing the auxiliary building behind the elementary school. Conversion of the building to a Town Hall would be relatively inexpensive compared to building a new one. Three members of the Town Board will meet with three members of the School Board on July 17 at 5:30 pm at the auxiliary building to talk over details and see if this is feasible. This meeting is strictly informational for both sides to consider a possible deal.

DOS Notice of Claims: The Department of State has revised General Municipal Law section 53 to require towns to file a certificate with the Secretary of State designation the Secretary of State as an agent for service of a notice of claim. Please read attached Resolution 2-2013 attached at the end of the Minutes.

Willow Bank Park: A discussion took place last month to share with the Village in the cost of resurfacing the basketball court at Willow Bank Park. Lee James from the Cuba Chamber of Commerce explained the need and discussed the cost and benefits of this project. She noted that the improvement of our parks was an important part of the Comprehensive Plan revisited several years ago. The park has been host to the 3 on 3 Basketball Tournament held during dairy week for the past several years. With the ideas formed from both sides during the discussion, Ms. James is going to look deeper into cost effectiveness of the resurfacing of the court and report back to the Board. The Board does show interest in helping the Chamber achieve its goal.

At 8:02 pm, Sweet moved to adjourn, seconded by Dahill, all approved, and adjourned.

Respectfully Submitted,

Nancy A. Orcutt
Town Clerk, Town of Cuba

**Certificate of Designation
For Service of Notice of Claim**

of

TOWN OF CUBA

(Pursuant to Section 53 of the General Municipal Law)

It is hereby certified that:

FIRST: TOWN OF CUBA is a public corporation as defined in Section 66 of the General Construction Law of the State of New York.

SECOND: The name of the public corporation is: TOWN OF CUBA

THIRD: The principal location of the public corporation is in the county of: ALLEGANY

FOURTH: The public corporation hereby designates the Secretary of State of the State of New York as its agent upon whom a Notice of Claim against the public corporation may be served.

FIFTH: The name, post office address and email address of an officer, person or designee, nominee or other agent-in-fact to which the Secretary of State shall transmit a copy of any Notice of Claim served upon the Secretary of State as the Public Corporation's agent is:

Post Office Address: NANCY A ORCUTT, TOWN CLERK
 5 BULL STREET
 CUBA, NY 14727

Email Address: CUBATC@YAHOO.COM

SIXTH: The time limit for service of a Notice of Claim upon the public corporation is: 90 days

SEVENTH: Any statutory provisions uniquely pertaining to the public corporation and the commencement of an action or proceeding against it are as follows: NOT PROVIDED

EIGHTH: The New York State Vendor Identification Number (Vendor ID) for the public corporation is: NOT PROVIDED

Note: If the public corporation does not have a Vendor ID issued by the Office of the State Comptroller

the Department of State will contact the public corporation regarding issuance of a Vendor ID when fees for service of Notices of Claim are available for distribution. The public corporation will not receive distributions of its share of fees for service of Notices of Claim until it has been assigned a Vendor ID by the Office of the State Comptroller.

NINTH: Distributions to the public corporation for its share of fees for service of Notices of Claim will be sent to the following Remittance Address:

NANCY A ORCUTT, TOWN CLERK
5 BULL STREET
CUBA, NY 14727

Note: The Remittance Address for public corporations with a Vendor ID must match the public corporation's Remittance Address in the New York State Vendor Management System. If the Remittance Address provided does not match the address on file in the New York State Vendor Management System, the public corporation's share of fees cannot be distributed. To update the public corporation's Remittance Address on file in the New York State Vendor Management System the public corporation must access and update its vendor record at www.osc.state.ny.us.

Date: July 10, 2013

NANCY A ORCUTT

Signature



TOWN CLERK

Title of Signer

