

Budget Hearing of the Town Board of the Town of Cuba

Held at the Cuba Library, 39 E. Main St., Cuba, NY

Present:

Supervisor: Barbara Deming
 Council Members: Jeffrey Dahill, Robert Carney
 Also, Present: Nancy Orcutt, Town Clerk
 Absent: Lynnford Sweet, Joseph Miller, Council Members

Supervisor Deming called the hearing to order with the Pledge of Allegiance at 6:35pm. She stated that the Town is \$2,004 under the 2% Tax Cap. Total collection of tax revenue for 2014 is \$1,388,201. The Village rate is set at \$6.11 per thousand and the Town rate is set at \$9.04 per thousand. Deming asked if there were any comments or questions on the budget. After a brief discussion, the hearing was adjourned at 6:45pm with a motion from Carney and second by Dahill. Motion passed.

Regular Meeting

Of the Town Board of the Town of Cuba

Held at the Cuba Library, 39 E. Main St., Cuba, NY

Present:

Supervisor: Barbara Deming
 Council Members: Lynnford Sweet, Joseph Miller, Jeffrey Dahill, Robert Carney
 Also, Present: Nancy Orcutt, Town Clerk, Dustin Burch, Police Chief & Ambulance Administrator, Steven Nease, Highway Supt.

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

10 Minutes for Public Questions. There were about 17 concerned citizens in the audience who wished to talk about amending Local Law No.1 of 2012 entitled "Town of Cuba Sex Offender Residency Restriction Local Law". This law pertains to offenders over the age of 18 who have been convicted of a violation of a sexual offense upon a child of the age of 16 or under. There was a lengthy heated and emotional discussion, which resulted in one main factor that the Town could not forbid sex offenders from residing in our community. Local Law No.1 of 2012 resulted from a situation that occurred here last year. If the Town were to grant their request, it would result in a law that cannot be put on the books, as it would have to eliminate any sex offender living in Cuba, Town or Village. Police Chief Burch assured them the Department is doing everything they can within the law to see that protection is provided to all residents. Unfortunately, it takes time and hopes that the perpetrator slips up and is arrested properly before their concerns can be put to rest. Deming said she would invite Attorney Pullen to the December meeting to address any further concerns.

*Note that Lynn Sweet attended the meeting on Skype from Hollywood, Florida.

Approve Minutes of Previous Meeting 10/08/2013: Carney motioned to approve the Minutes as presented by the Clerk. Dahill seconded, all agreed, Minutes approved.

Approve Supervisor's Report for October: The Supervisor's Report showed the General Fund received \$16,322.20 and disbursed \$73,760.65; Highway Fund received \$14,000.00 and disbursed \$39,782.40. Dahill motioned to approve the Supervisor's Report as presented, seconded by Miller. All in favor, motion passed.

Approve General & Highway Abstracts for November: Carney motioned to approve the Abstract seconded by Sweet. All in favor, motion passed. The General Fund is \$48,481.95, Highway Fund is \$32,563.39.

Clerk's Comments: Orcutt attended a 6-hour class on the new system to be used for issuing Sporting Licenses in Olean on November 11. Commissions will increase in 2014 for the sale of the licenses. License fees for the sportsman will decrease in an attempt to increase tourism, hunting and fishing in New York State. There will be a blackout for license sales around December 9 for one week as the transition takes place from one system to the next. Muzzleloader hunters should make sure they purchase their license in advance to the season.

The Town needs to pass a resolution to continue to sell Sporting Licenses.

**Resolution 2013-11-1 to Enter Into an Agreement to Sell New York State
Department of Environmental Conservation Licenses**

Whereas, the New York State Department of Environmental Conservation (hereinafter referred to as the Department) requires a license issuing agent agreement between the Department, with offices located at 625 Broadway, Albany, New York 12233 and the Town of Cuba, with the designated license issuing agent being the Town Clerk, and the Assistant License Issuing Agent to be the Deputy Town Clerk, (hereinafter collectively referred to as the License Issuing Agent) with an office located at 13 West Main Street, Cuba, New York 14727, and

Whereas, the Department is authorized by Section 11-0713 of the Environmental Conservation Law and applicable rules and regulations to appoint agents to issue licenses for the privilege of hunting, trapping and fishing in New York State, and

Whereas, the License Issuing Agent has applied to the Department for appointment as such a License Issuing Agent, and

Whereas, the Department has determined that the License Issuing Agent is qualified to be appointed as a License Issuing Agent.

Now therefore, be it resolved, both parties agree to adhere and comply with all the terms and conditions set forth by the Agreement between the Department and the License Issuing Agents, dated November 12, 2013.

Motion made by Joseph Miller and seconded by Jeff Dahill.

Signed and sealed on 12 November, 2013

Nancy A. Orcutt, Town Clerk

The Legion and Am vets have applied for their Bell Jar license for 2014. Carney motioned to approve the licenses, seconded by Miller. All in favor, motion passed.

Cuba Auto Sales junkyard permit lapsed as of last April. Stewart Freeman brought this to the Clerk's attention and has applied to pay for the lapse upon Board approval. Payment would bring him current through March 31, 2014. Miller motioned to allow Freeman to pay for past and present permits, seconded by Dahill, all in favor, motion passed.

Police Department Comments: Cuba Police responded to 443 calls to service in October and developed 50 cases. The Police Department handled 16 motor vehicle accidents, 4 in the Town, 6 in the Village, and 6 on I-86. There were 54 traffic stops conducted. Twenty-six summons issued (10 in the Town, 9 in the Village and 4 on the Lake and 3 on I-86). The Department also handled 2 noise complaints, 14 motorist assists, 15 vehicle lock-outs, 3 parking tickets, 10 other agency assists, and 4 domestic disputes. The department assisted the Ambulance on 17 calls and animal control on 8 calls. Four pill drop offs were completed. Thirty-nine business escorts were completed. Patrols monitored the school. One by patrol car and on foot patrol twenty-eight times. The K9s were used five times. The school on Elm Street would like a light installed at the new crosswalk near W. Main Street. Between the School, Village, Chamber of Commerce, Cuba Lions Club and the Town, the cost of the installation would be \$250 each. A brief discussion took place where Dahill said he was opposed to the expense. Carney agreed making a motion to not contribute to the cause, seconded by Miller. All opposed.

Ambulance Comments: Cuba Ambulance responded to 28 calls for service in the month of October. Seventeen of those calls were taken to Olean General Hospital, one was taken to Jones Memorial Hospital and two were sign offs. Eight of these calls were critical care with Cuba handling all eight. Fifteen of these calls were in the Village of Cuba, ten were in the Town of Cuba, one was on Cuba Lake, one was New Hudson and one was a mutual aid to Friendship. Caitlynn Barkley has applied for membership. Carney motioned to have a background check performed, seconded by Miller. All in favor, motion passed.

Highway Department Comments:

Work performed in October included the following services:

- Hot patching on Hamilton Hill
- Driveway pipe replacements on Hilltop and Bump roads
- Cross over pipe replacement on Hamilton Hill
- Graveled shoulders on Health Camp Road from Health Camp/Hilltop intersection to the lake road
- Cut shoulders on Smith, Mount Monroe, Munger Hollow, and West Main
- Graded seasonal portion of Summit and Farnsworth
- Cleaned leaves from intakes of sluice pipes on Beebe Hill and Summit roads

- Equipment Repairs:
 - 2003 Sterling, ABS modulator replaced (front) and ECU for the ABS brakes and had pins built for plow frame and hitch
 - 1999 Mack, oil change and service and repaired lights
 - 1995 Tool Truck, muffler replaced

Dog Control Officer Comments:

- ❖ Four cases of dogs running at large
- ❖ Call looking for a lost dog, helped owner find it
- ❖ Gave a warning for dog running at large
- ❖ Picked up dog laying in road and took it home for the night
- ❖ Elusive dog running between New Hudson and Cuba.

Code Enforcement Comments:

- Performed four final inspections
- Permit written for mobile home installation at 5923 West Shore Road
- Permits written for a garage, carport and pellet stove.
- Wrote two certificates of occupancy

Old Business:

Town Hall Progress: The survey is completed and the school is waiting for final information. There should be minimal remodeling needed to the building.

Sewer District #5: Still working on the long-term loan transfer. There is a meter that needs replaced, as it is not made in the USA. If it is not replaced, it will default the loan. It is difficult to locate one made in the USA, but there is a search being done. Looking at January or February for the long-term loan to begin.

New Business:

Budget: Deming asked if there were any questions about the budget. She repeated the information from the hearing. With no further discussion, Carney motioned to accept the budget as presented, seconded by Dahill. All in agreement, budget passed.

Sliding Scale: The County, Towns, School Districts and Villages have adopted the partial exemption for persons "Over 65" with limited incomes and set an income ceiling for such exemption. Last year the Town set the ceiling at \$19,500, which is the maximum allowed. Carney motioned to keep this the same for 2014. It was seconded by Dahill, all in favor, motion passed. This means the Town will grant a five percent exemption to senior citizens whose incomes are as high as \$27,899.99.

Real Property Exemption: There is a request for the Town to adopt a tax law that would exempt a business, upon approval of application, to exempt any increase in assessed value for a twelve-year period as follows:

<u>Year of exemption</u>	<u>Percentage of exemption</u>
1-8	100% of exemption base
9	80%
10	60%
11	40%
12	20%

Discussion resulted in a "NO" response to the request. At 8:00 pm, Carney motioned to adjourn the meeting. Dahill seconded, all in favor.

Respectfully Submitted, Nancy A. Orcutt, Town Clerk, Town of Cuba