

Regular Meeting
Of the Town Board of the Town of Cuba
 Held at the Cuba Library, 39 East Main Street, Cuba, NY

Present:

Supervisor: Barbara Deming
 Council Persons: Robert Carney, Joseph Miller, Jeffrey Dahill, Steven Nease
 Also, Present: Nancy Orcutt, Town Clerk, Dustin Burch, Police Chief & Ambulance
 Administrator, Chad Smith, Highway Supt.
 Special Guest: David Pullen, Attorney for the Town

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

Public Comments: Richard Patterer commented on the CRCS track runners that travel around his Little Road neighborhood and the speed of the traffic that passes in the area. He is concerned for their safety and asked if there is something that can be done to reduce the speed limit in the area. Deming responded that it takes many years before the speed limit could be changed, as it took six years to reduce the limit around Cuba Lake. She will look into it on his behalf.

Approve Minutes of Previous Meeting 03/11/2014: Carney motioned to accept the Minutes as presented. Miller seconded, all in agreement, motion passed.

Approve Supervisor's Report for March: The Supervisor's Report showed the General Fund received \$49,585.58 and disbursed \$73,175.18; Highway Fund received \$48,640.00 and disbursed \$83,825.89. Dahill motioned to approve the Supervisor's Report as presented, seconded by Miller. All in favor, motion passed.

Approve General & Highway Abstracts for April: Dahill motioned to approve the Abstract seconded by Miller. All in favor, motion passed. The General Fund is \$59,476.13, Highway Fund is \$45,145.07, and the Sewer Fund is \$646.30.

Town Hall/David Pullen: Mr. Pullen presented to the Town Board maps of the property and proposed parking lots involved in the new location for Town Hall. He explained the importance of the trade of parking lots in order to have proper access to the annex building the Town is acquiring from the school for the sum of \$1. The law does not allow the two parties to "trade" properties, therefore, the Town will pay \$10,000 for the lot currently owned by Kendall and Gwen Karn and the Karns will pay the Town \$10,000 for the lot between their business and Key Bank. The Town can sell property but cannot acquire property without a permissive referendum. This means that a formal petition needs to be circulated and turned in to the Town Clerk within 30 days. The petition states that the people oppose the "trade" of parking lots. Utilities would remain in the school name and the Town will be billed by the school for their consumption. There are separate meters for the annex building so the charges would be accurate. The resolution to enact the above action was offered by Miller and seconded by Carney. A roll call vote shows Deming, yes, Carney, yes, Dahill, yes, Miller, yes, and Nease, yes. The Resolution was passed unanimously.

Board Comments: The Board welcomed Nease to his new position as Town Board member. Deming brought up a letter received from the Board of Elections. After a brief discussion, Carney motioned to give a 75 cent raise to the election poll watchers beginning in January 2015, seconded by Miller. All agreed, passed.

Clerk's Comments: The tax rolls were turned over to the county today. The clerk collected 91% of the warrant this year. It has averaged 88% in years passed. The Cottage Owners Association has submitted the paperwork for the July 4th fireworks permit. Miller motioned to grant the permit, seconded by Dahill. All in favor, approved. Moonwink's has sent notice of renewing their liquor license for the upcoming year. A letter from the Board of elections explained the Allegany County Republican and Democrat Committees have changed their bylaws to reflect the elimination of the Caucus for Republicans and Democrats. All candidates looking to be on the ballot will be required to pass a petition in order to be placed on the ballot. This process now places more accountability on to the person who is seeking the office. Incumbents will receive a postcard to make them aware of their need to pass a petition. Those wishing to run may contact the Board of Elections at 585-268-9295.

Police Department Comments: Cuba Police responded to 377 calls to service in March and developed 27 cases. The Police Department handled 16 motor vehicle accidents, 5 in the Town, 5 in the Village, 1 on the Lake and 5 on I-86. There were 31 traffic summons issued (22 in the Town, 22 in the Village, 6 on the Lake, and 1 on I-86). The Department also handled 22 noise complaint, 17 motorist assists, 12 vehicle lock-outs, 7 parking ticket, 5 other agency assists, and 12 domestic disputes. The Police Department assisted the Ambulance on 9 calls. The Police Department conducted 2 safety car seat installations. Six pill drop offs were completed. Thirty 36 gun locks were handed out and 34 business funds escorts were completed. Patrols monitored the elementary/high school and completed walkthroughs 30 times. Burch requested to hire 3 recruits as part-time officers to replace the three lost last month. They are Jacob Klock, Chris Lunn and Josh Tyler. After some discussion, Carney motioned the hire the three. Miller seconded the motion and with the agreement of the Board, the motion was passed. Chief Burch has applied for a grant to obtain nasal narcan kits. This is the antidote to meth overdose. The grant will pay for training of use and the drug kits. On behalf of the Court, he also reported the Court grant that was applied for last fall has come through. The amount is \$30,000 and needs to be spent within 180 days.

Ambulance Comments: Cuba Ambulance responded to 31 calls for service in the month of March. Twenty-two of those calls were taken to Olean General Hospital, 2 were taken to Jones Memorial Hospital and 2 were sign offs. One call was cancelled and one was taken by Mercy Flight. Eleven of these calls were critical care with Cuba handling 10 and MTS handling 1. Fifteen of these calls were in the Village of Cuba, 8 in the Town of Cuba, 0 on the Lake, 3 in New Hudson, 1 mutual aid to West Clarksville and 2 for mutual aid to Friendship.

Highway Department Comments:

Worked performed in March included the following services:

- Plowed and sanded roads thawed frozen driveway and crossover pipes cold patched holes on Jackson Hill and Spring Valley roads
- Cut brush on Prospect and Stout roads
- Swept Mount Monroe, Hill Top Health Camp, Smith, Trenkle and Little roads

Equipment Repairs:

- Replaced muffler on Mack
- Serviced tractor
- Serviced roller
- Replaced batteries in excavator
- Painted plow equipment

The Town will receive 11.4% more in CHIPS money this year

Dog Control Officer Comments:

- ❖ Resident called to report lost dog, owner found
- ❖ Cuba PD called about dog running at large in village, found and returned
- ❖ 2 complaints about neighbors dogs not being restrained, talked to owner to resolve
- ❖ Followed up on 2 dangerous dog situations
- ❖ Resident corralled 2 dogs, picked up dogs, identified and returned
- ❖ Resident was nipped by a dog, doesn't want to press charges, just locate owner and notify

Code Enforcement Comments:

- Inspect pad for mobile home installation
- Attended school in Rochester March 17-20
- Inspected 8685 North Branch Road
- Answered questions about a new house a resident wants to build
- Answered questions on a mobile home permit
- Inspected footers on Jackson Hill Road
- Dropped off permits

Old Business:

Sewer District #5: The Town closed on Sewer District #5 loan on March 27th. The debt for the District billing will be about one half of the current bill.

Town Prosecutor: Tabled.

New Business:

Retirement Hours: All employees participating in the retirement plan that do not use a time keeping system needs to file a report of hours worked during the first 3 months of the term with the Town Clerk. This is the Standard Work Day Reporting Schedule to accurately assess the time worked toward their retirement. This year Chad Smith, Highway Superintendent and Nancy Orcutt, Town Clerk participated. The minimum hours worked per day for reporting purposes is six and the maximum is 8. The results show Smith worked 771 hours from January 1 through March 31, 2014. The results show an 8 hour day for 29.67 days per month. However, he cannot accumulate more than 40 hours a week towards retirement. Orcutt recorded 378 hours in the same period, with a 6 hour

day for 21 days per month. Carney motioned to accept the resolution, seconded by Dahill, all in favor, passed.

Second Notice Review & Update Resolution:

Resolution 2014-04-1 Pertaining to Second Notice on Town Tax Bills

WHEREAS, pursuant to Section 987 of the Real Property Law which became effective June 1, 1990, all tax collectors are required by law to mail a notice to each owner of real property upon which the taxes remain unpaid, and

WHEREAS, there are expenses incurred in this mailing and the law allows the Town to recoup this expense up to \$2.00 per parcel,

NOW THEREFORE, be it resolved that the Town of Cuba mails such second notices to all real property owners whose bills are unpaid as of March 1 of the current year taxes are being collected, and,

BE IT FURTHER RESOLVED, the Town Board of the Town of Cuba deems the maximum \$2.00 amount be added to the March payment amount for all payments received after March 15 of the current year by the motion offered by Robert Carney and seconded by Joseph Miller.

With all board members agreeing, the resolution passed with a unanimous vote.

Respectfully Submitted,

Nancy A. Orcutt
Town Clerk, Town of Cuba