

The Village of Cuba Board of Trustees held their monthly board meeting on Monday, August 12, 2013 at 7:00 pm in the Cuba Village Hall, 17 E. Main St.

PRESENT: Mayor Thomas Taylor, Trustees Lon Sweet, Andrew Swift, Judith Zayac and Michael Doyle.

ALSO PRESENT: Richard Hall, SPW; Diane Wilson, Clerk-Treasurer; Christa Niatius, reporter Olean Times Herald; Linda Sweet; David Crowley; Doug Rettig; Dustin Burch, Police Chief; Chad Smith and Don Clark.

THE MAYOR OPENED THIS MEETING WITH THE PLEDGE OF ALLEGIANCE AND WELCOMED EVERYONE.

GUESTS: Linda Sweet attended this meeting to speak on behalf of herself and her family. She told the Board the frustration she and her family are having with the lighting issue from Sargents Parking lot behind her home on Keller St. This has been going on for years and she is now demanding that this Board enforce the decision made by the Zoning Board of Appeals, which was stated in their minutes of August 28, 2012. Mr. Sargent was also sent a letter dated August 31, 2012 informing him of the ZBA decision, which was to remove the bulb or adjust the light so that it points down. She wanted to know when will there be action on this as her family has been sleep deprived for years. Mayor Taylor stated that the Board had a conference call with the Village Attorney prior to this meeting on this subject and he will make a recommendation after he reviews some items in the code were pointed out to him by Trustee Sweet. Also Mr. Sweet stated that the lighting for this lot was never put in the site plan and approved. Trustee Swift stated that the attorney is looking at one more part of the Village code and if the Village can enforce this lighting issue they will. If not then this would be a legal action between the two parties.

Mr. Doug Rettig attended this meeting with several issues that were discussed by the Board at previous meetings. Some of these issues were grass clippings in the street, problems with cars parked on narrow streets, and garbage cans left to the curb. He wanted to know why the Village officials aren't enforcing existing laws-as printed in the Code of the Village but are instead talking about passing more of them. He commented on sidewalks in the Village, solid waste litter by the garbage truck, animal waste, and fire and building codes, especially at the Village Hall. The Board tried to explain to Mr. Rettig some of the issues and noted a few items will be looked at. Mr. Rettig's final comment was "The Village of Cuba is NOT a gated condominium style community."

Mr. Don Clark attended this meeting regarding the parking on Windsor Street and the trouble one of residents was having backing out of her driveway. He says it has not been a problem in the past. Clerk Wilson added that another resident of Windsor St. had come in to the Village Hall and feels the same as Mr. Clark. It was noted that tow away signs will be placed on the no parking signs on the W. Side of the street and hopefully this will help with the offenders who park on that side.

MINUTES: The Board was given copies of the minutes of the 7-8-13 Village Board Meeting. With no amendments to these minutes a **MOTION WAS MADE BY TRUSTEE JUDITH ZAYAC AND SECONDED BY TRUSTEE ANDREW SWIFT TO APPROVE THE MINUTES OF 7-8-13 UNANIMOUSLY.**

BILLS: Clerk/Treasurer Wilson informed the Board that there are 2 additional bills for approval at this meeting that were not on the Abstract of Vouchers. The first one was from Daniel Long Enterprises, LLC who has completed about 80% of the work on Bristol St. as contracted, and therefore, would like \$10,400. of the \$13,000. of his original quote. The second bill is Pay Application #1 from Skanex Pipe Service, Inc. They are doing the work on Route 446. The amount of this pay app is \$35,938.00. **A MOTION WAS MADE BY TRUSTEE ANDREW SWIFT AND SECONDED BY TRUSTEE MICHAEL DOYLE TO PAY THE ADDITIONAL BILLS FROM DANIEL LONG AND SKANEX. THIS WAS APPROVED UNANIMOUSLY.**

Ms. Wilson had given to this Board prior to this Board Meeting Abstract of Vouchers 92-172 totaling \$114,093.58 with the breakdown by funds as follows:

GENERAL FUND	\$79,617.76
WATER FUND	\$14,729.97
SEWER FUND	\$18,775.85
CAPITAL 3-WWTP	\$ 970.00

Trustee Sweet wanted to know if the Village insurance was bid out? Clerk Wilson said yes but has not been done in a few years. The Clerk will contact the insurance carrier and have them get other quotes.

A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JUDITH ZAYAC TO PAY THE MONTHLY BILLS TOTALING \$114,093.58. THIS PASSED UNANIMOUSLY.

POLICE REPORT: Chief Burch gave his report to the Board. Chief Burch reported that the department responded to 313 calls to service in July of which 32 cases came from these. The department handled 11 motor vehicle accidents of which 3 were in the Village. There were 27 Traffic Summons issued of which 5 were in the Village. He informed the Board that he has been scheduling Selective Traffic Enforcement Program (STEP) grant hours dedicated to different locations through out the Town of Cuba. This is grant money to help with speeding issues. The police department also assisted with several other calls this past month. Three pill drop offs were made in the pill drop box. The next neighborhood network meeting will be held on August 21, 2013 at the A. Arnold Center at 7:00 pm. There will be a guest speaker who was addicted to several different types of narcotics in the past.

BUILDING INSP/CODE ENFORCMENT: The Board was emailed a brief report from Mr. Putt. The Mayor also stated that he met with both Mr. Putt and Jeremy Clawson, Zoning Officer to go over responsibilities and duties.

Trustee Zayac said that a thank you should be sent to the property owners at W. Main St. who just replaced their sidewalks. Clerk Wilson also stated that this individual did file an application.

ANIMAL CONTROL: Ms. Botens submitted her reported. Trustee Sweet commented that stray cats are still a big problem.

SUPERINTENDENT OF PUBLIC WORKS: Superintendent Hall reported that he received two quotes of work on the lower end of Bristol St. for a 5 foot wide walking area along the road as part of the Greenway Project. The two quotes were from Spencer Paving with a quote of \$25,576.60 and the second from Wayne Paving \$36,817.60. It is noted that the Village will be purchasing \$11,307.60 on county bid for the material only, which is included in these quotes. **A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE JUDITH ZAYAC AND APPROVED TO ACCEPT THE LOWEST BID.**

The following is the Superintendents' report:

- Hot patching potholes & where water repairs have occurred.
- Equipment repairs: new backing plates for the rear brakes replaced, front brakes gone through and marker lights repaired.
- Top soiled, seed and hay on any areas that have been excavated.
- Repaired multiple garbage receptacles due to vandalism
- Repaired electric in gazebo, trimmed hedges and pressure washed the lower half of the gazebo.
- Trimmed dead limbs at 25 South St. per Tree Board.
- Made sidewalk on Medbury Ave. accessible per Mayors request
- Cut back brush on N. Branch-thanks to Norm Ungermann
- Weeding eating at 4 Mill St., all guiderail areas and Cherry St. The crew also chopped down some of the Bamboo on Willow Street. Thank you to the Stolbergs.
- Removed a "large" dam kids had built in the Willowbank Park creek
- Started cleaning out catch basins-a lot of grass clippings
- Working on installing 3 new catch basins on Bristol Street
- Started sidewalk replacement and sent a letter to Brent Rauber the NYS DOT explaining that with the wet weather it is taking a little longer to complete this project
- Water repairs: service line repair at 4710 Rte. 305 South, new shut-off at 18 Chapel St., water service for 1 Keller (leaking on Route 446) and ladies toilet in Little League bathrooms constantly cycling made for low water pressure in the neighborhood. Moved water service on Bristol Street for new drainage to pass by.
- Greenway Trail-working on weed eating to get trail opened back up and putting sand down along trail edge so it's not quite such a sharp drop off. Will be pouring concrete for west end gates at the end of this week

- Summer youth employment program worker Wayne Hadsel has had his work scheduled extended and additional two weeks

CLERK/TREASURER REPORT: N/A

COMMITTEE REPORTS: Trustee Sweet reported that Superintendent Hall had talked to the Board about a conversation Mr. Hall had with Skanex about whether to line a 227' section of pipe that is on the South side of Rte 446 to the head of the Wastewater Treatment Plant. This section is 100 years old and is made of tile. Skanex's plan would be to run a liner from the North side of Route 446 through the steel pipe under the State Road, sweep it through the manhole on South side and go right to the entrance structure at the plant. The cost is \$78.00 per foot meaning \$17,706., which would be a change order and it would still be within the scope of the 2500 feet of the project. **A MOTION WAS MADE BY TRUSTEE LONG SWEET AND SECONDED BY TRUSTEE MICHAEL DOYLE TO APPROVE CHANGE ORDER #1 TO LINE AN ADDITIONAL 227 FEET OF PIPE. THIS WAS APPROVED UNANIMOUSLY.**

MAYORS REPORT: Mayor Taylor reported on a letter received from Curtis Crandall, Chairman Allegany County Board of Legislators informing the Village that the County intends to adopt a County Comprehensive Plan that has been undertaken pursuant to Section 239-d of the New York State General Municipal Law. A proposed copy of this plan is available on the web at www.alleganyplanning.com. As a part of the regulations instituted under State Environmental Review Act. The County proposes that it serve as the Lead Agency for the purposes of conducting the required environmental review. The County is requesting that the Village concur to have the County of Allegany serve in such capacity provided that no other involved agency indicates a desire to serve as Lead Agency within thirty (30) days of the date of this notice. **A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE LON SWEET TO AGREE WITH ALLEGANY COUNTY SERVE AS LEAD AGENCY FOR THE COUNTY COMPREHENSIVE PLAN. THIS PASSED UNANIMOUSLY.**

NEW BUSINESS: Trustee Sweet asked who owned the alleyway behind the Village Hall as he had a complaint about the pothole left by the gas company after a repair was made. The owner is Alice Hurd.

Trustee Doyle talked briefly on Section 421m of the Real Property Tax Law. Section 421m would give local governments outside of New York City the ability to target a specific area of their community for revitalization. Construction within this targeted area would be granted a very substantial exemption from real property taxes for a 20 year period if certain standards for affordable housing were met. This means that their assessment would remain the same for 20 years. If a local government institutes this program in a downtown area, it can work to transform old dilapidated buildings and vacant lots to be rebuilt into many uses to include retail storefronts or

office space. The mixed used buildings would also provide homes for people allowing them to shop and frequent the businesses in a downtown area which would provide economic revitalization. The Board will take a look at this and discuss at the September board meeting.

OLD BUSINESS:

Parking on Windsor St. will stay as is and tow away signs will be put up with no parking signs on the West side.

Proposed refuse law changes and animal law changes will be tabled.

Property purchase on Champlain Ave.-The Mayor is waiting for an appraiser to estimate fair market value.

WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE LON SWEET TO ADJOURN THIS MONTHLY MEETING.

TIME: 8:05 PM

RESPECTFULLY SUBMITTED

D. WILSON