

The Village of Cuba held a Public Hearing and the monthly Board Meeting on Monday, January 14, 2013 at 7:00 pm in the Cuba Village Hall, 17 E. Main St.

**PRESENT:** Deputy Mayor Judith Zayac, Trustees Patricia Petroni, Michael Doyle and Andrew Swift. Mayor Thomas Taylor was excused.

**ALSO PRESENT:** Richard Hall, SPW, Clerk/Treasurer Diane Wilson, Lloyd Lewis, WWTP Operator, Doug and Cindy Rettig, Lon and Linda Sweet, Chad Smith, Police Chief Dustin Burch, Joe Miller, David Crowley, Joe Bunk and Jim Wetherby.

**DEPUTY MAYOR ZAYAC OPEN THIS MEETING AND PUBLIC HEARING WITH THE PLEDGE OF ALLEGIANCE AND WELCOMED EVERYONE.**

Deputy Mayor Zayac gave a brief synopsis of the reason the Village Board is asking for a sewer rate increase. This included the following:

1. Each year the sewer rents bring in approximately \$226,681. and budgeted expenditures are \$269,081. This has been leaving a shortfall each year, which has required the use of unreserved funds to balance the budget. As a result of this happening the unreserved funds are now depleted.
2. Receiving the rents from Sewer District #5 has helped the sewer fund, but with an upcoming loan payment for the stimulus (ARRA) funds received there will not be enough to cover this payment. It is anticipated that this payment will be between \$25,000 and \$30,000 per year which does not include the interest.
3. These funds were used to correct Inflow and Infiltration of ground water in the sewer lines that was being treated at the WWTP plant. The funds were also used to upgrade the WWTP, which had not had any upgrades in over 10 years. As a result of an ageing WWTP, repairs have had to be made that were not yet budgeted for in the past as moneys could not be reserved for such repairs because not enough rents were received.

Many questions and comments were presented to the Board from the audience. Some wanted to know why increases weren't done sooner as to prevent such a high increase at this time. It was also questioned if this increase will help in building up the unreserved again? The Board stated that this is the hope. Trustee Petroni stated that everyone is welcomed to attend the budget workshops set in March and that this Board has been working with a bare bones budget for years. She also stated infrastructure is old in the Village as it is in other communities. Concerns were raised about whether there might be another big increase in another few years. The Board does not want this to happen and will work to keep the budget in check. Trustee Doyle said that everyone has been holding the line on taxes and rents for many many years and now it is hitting the Village. Doug and Cindy Rettig wanted to go on record that they are opposed to this increase and would like to see other places to cut. He would also like to see the numbers and the reason for this increase. Joe Miller had some other thoughts on how to handle the rate increase. Trustee Petroni said that she likes all the suggestions, but the Board is already

trying to keep costs down. Mr. Rettig said this is hard on everyone and the Board agrees. It was decided by the Board that the increase would not be voted on until the next Board Meeting. **A MOTION WAS MADE BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE ANDREW SWIFT AND PASSED WITH THE FOLLOWING VOTE TO POSTPONE THE ADOPTION OF A SEWER RATE INCREASE UNTIL FEB. 11, 2013 BOARD MEETING.**

TRUSTEE MICHAEL DOYLE	NAY
TRUSTEE ANDREW SWIFT	AYE
TRUSTEE PATRICIA PETRONI	AYE
TRUSTEE JUDITH ZAYAC	AYE

Deputy Mayor Zayac informed everyone that the Public Hearing will remain opened if there were any other comments or questions.

**GUESTS:** Joe Bunk attended this meeting to ask the Board if they could give him any sewer/water rent breaks or tax breaks for his property that he wishes to develop on N. Branch Rd. He has gotten a permit to go under State Route 305 to connect to the Sewer District #5 line, but it is very costly to run that line. He was told that he has to go through the Planning Board to develop this property and this would have to be discussed in Committee.

**MINUTES:** The Board was given copies of the 12-10-12 monthly Board Meeting and the 12-13-12 Special meeting. With no corrections to these minutes a **MOTION WAS MADE BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE ANDREW SWIFT TO APPROVE THE MINUTES OF 12-10-12 AND 12-13-12. THIS PASSED UNANIMOUSLY.**

**BILLS:** The Board was given copies of the Abstract of Voucher 421-510. Amongst these Vouchers were bills that were approved to be paid at last months Board meeting, but did not show on the Abstract in the previous month. The total of the Abstract this month is \$103,323.19 with \$9,034.70 was approved last month. The breakdown is as follows:

GENERAL FUND	\$58,435.87
WATER FUND	\$27,136.40
SEWER FUND	\$17,750.92

**A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE ANDREW SWIFT TO PAY THE MONTHLY BILLS.**

**POLICE REPORT:** Chief Burch gave his monthly report to the Board. The police department responded to 298 calls to service in December of which 51 cases developed from these. Twenty motor vehicle accidents were handled 2 in the Village. There were 40 traffic summons issued 20 in the Village. The police department also handled 1 noise complaint, 14 motorist assists, 11 vehicle lock-outs, 2 parking tickets were also issued on Main Street, 12 other agency assists and

8 domestic disputes. One pill drop off was completed, one gun lock handed out and 1 DNA kit was completed. Chief Burch also gave the Board a "Bomb Threat Call Procedures" form.

Chief Burch also gave to the Board his 2012 Year End Report. This will be on file in the Cuba Village Hall. Among the items he reported on is that the Police Department had undergone some changes with personnel for the betterment of the department and the community. He reported on the increased involvement of the police department in the community and the addition of an Explosive Detection K9 Unit, which will help ensure our schools and community in general are operating in a safe environment.

**BUILDING INSPECTOR/CEO:** Mr. Putt emailed a brief report and the Board requested that the Mayor call him to attend the next Board meeting on February 11<sup>th</sup> at 7:00pm.

**ANIMAL CONTROL:** Cats continue to be a problem in the Village.

**WWTP OPERATOR:** N/A

**PUBLIC WORKS:** Superintendent Hall gave to the Board the activities of the Public Works department this past month.

- Did work such as putting gravel where stumps were removed, cold patched where water/sewer repairs were done, cutting and splitting firewood behind shop.
- Finished FEMA work-all paperwork submitted & pictures taken
- Replaced half of Champlain Well house roof
- Cleaned off bank by R/R tracks at South and Bristol per Mayor
- Multiple sewer lateral line cleanings
- Rebuilt portable sander rack-easy removal now
- Shut water off 45 Maple Street, heat of no one residing there. Mr. Hall also asked that if any walkers throughout the Village notice iced windows to please contact the Village as this may be an abandoned house and therefore water lines may have broke.
- Keeping up with Christmas tree removal
- Smoother out millings and tolled greenway trail prior to snow storm. Have about 275-300 yards of trail left.
- Broke apart all but about 30 tons of millings pile by shop
- Cleaned snow of catch basins before rain.
- Crew very diligent in there plowing efforts. Had many compliments on our roads
- Shoveling/salting walks and bridges
- Hauled snow from the business district twice as well as C.F.D. and parking area behind the bank, also widened intersections.
- There were some equipment repairs, sander repair as well as front & rear brakes on Truck #9, belt tensioner on Truck #3. Service the International dump truck and replaced leaking wheel seal, a broken helper spring and

two U-bolts. Also took the International to Valley Fab to have the hydraulic lift re-welded.

Mr. Hall also gave to the Board the water production report for the past 15 years. It is showing the decrease in gallons produced over the years. He also wanted the Board to be aware that his fuel portion of the budget has been depleted tremendously due mostly to the work on the Greenway Trail.

**CLERK/TREASURER:** Clerk Wilson reported that the time and place of the next Village Election needs to be announced. **THE VILLAGE OF CUBA GENERAL VILLAGE ELECTION WILL BE HELD ON TUESDAY, MARCH 19, 2013 FROM 12:00 NOON TO 9: 00 PM IN THE CUBA VILLAGE HALL, 17 E. MAIN ST., CUBA, NY FOR THE PURPOSE OF ELECTING A MAYOR FOR A TWO YEAR TERM AND TWO TRUSTEES FOR A TWO YEAR TERM EACH.**

**AT THIS TIME CLERK/TREASURER WILSON ASKED FOR A MOTION TO AMEND THE 2012-2013 BUDGET TO REFLECT THE RECEIVING OF THE FEMA MONIES IN THE AMOUNT OF \$29,750.16 FOR SPRING ST. THIS MONEY WAS RECEIVED IN THE 2011-12 BUDGET BUT WORK WAS NOT DONE UNTIL THE 2012013 BUDGET. THIS WOULD AMEND THE A5110-6 ROAD REPAIRS. A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE PATRICIA PETRONI AND ALL APPROVED.**

Clerk informed the Board that water/sewer bills were sent out in January.

**COMMITTEE REPORTS:** Trustee Swift reported that he, Trustee Petroni, Elementary Principal Erickson, Interim Superintendent Gildemeister and Police Chief Dustin Burch met to talk about the traffic on Elm St. and the safety issues there. Another meeting has not been scheduled at this time.

Trustee Swift and Trustee Petroni met with the fire department and district to talk about Firemens Park. At this meeting it was the consensus to leave things as they are as both the fire department and village carry insurance on this property. However, it was suggested that the "Park Use Policy" be changed to inform the applicant that they will have to get a waiver from the Village for Open Container and that they should contact their home owners insurance for special insurance for the day of their event. This will not change their policy and it is very low cost.

**MAYORS REPORT:** Deputy Mayor Judith Zayac asked the Board permission to sign the Leachate Agreement with Allegany County to accept leachate from them. The agreement is the same as each year. WWTP Operator Lewis will be calling the County to start accepting leachate once again now that the upgrades at the plant are complete. This will provide more funds for the sewer fund. **A MOTION WAS MADE BY TRUSTEE ANDREW SWIFT AND SECONDED BY TRUSTEE PATRICIA PETRONI TO GIVE THE**

**MAYOR PERMISSION TO SIGN THE LEACHATE AGREEMENT WITH ALLEGANY COUNTY FOR THE 2013 YEAR.**

**NEW BUSINESS:** The Water and Sewer District #3 and Water District #4 agreements were received from the Town of Cuba just prior to this meeting. As there has been no time to review these districts, this will be tabled until the February 11, 2013 Board Meeting.

Trustee Doyle informed the Board that a grant from the Parks and Trails New York was written through the Cuba Friends of Architecture for signage at the Greenway Trail. The award is from the Healthy Trails, Healthy People program. The CFA received \$792.00 and it will be used for an interpretive sign for the Cuba Section of the Genesee Valley Greenway, which will serve as an anchor for the final mile of the Greenway and interpret the region's transportation history.

**OLD BUSINESS:** Deputy Mayor Zayac read and the Village Board received a copy of the Settlement Agreement and Release between the Village of Cuba and the Wildricks. This is for a settlement amount of \$40,000. for the purchase of ten (10) acres of property located on Jackson Hill near the Cuba Village Landfill site.

**A MOTION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE ANDREW SWIFT AND PASSED UNANIMOUSLY TO ENTER INTO THIS AGREEMENT AND PAY TO THE WILDRICKS \$40,000 FOR 10 ACRES OF LAND.**

**A MOTION WAS MADE BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE ANDREW SWIFT TO CLOSE THE PUBLIC HEARING. TIME 8:34 PM**

**A MOTION WAS MADE BY TRUSTEE PATRICIA PETRONI AND SECONDED BY TRUSTEE MICHAEL DOYLE TO GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES. TIME 8:35PM**

**A MOTION TO GO OUT OF EXECUTIVE SESSION WAS MADE BY TRUSTEE MICHAEL DOYLE AND SECONDED BY TRUSTEE ANDREW SWIFT: TIME: 9:07PM**

**THE BOARD OF TRUSTEES DECIDED TO HOLD A SPECIAL MEETING ON WEDNESDAY, JANUARY 23 AT 3:00 PM IN THE VILLAGE HALL.**

**WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE ANDREW SWIFT AND SECONDED BY TRUSTEE MICHAEL DOYLE TO ADJOURN THIS MEETING.**

**TIME: 9:08PM**

**RESPECTFULLY SUBMITTED  
D. WILSON**