

The Cuba Village monthly Board Meeting was held on Monday September 14, 2015 at 7:00 pm in the Cuba Village Hall, 17 E. Main St.

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

PRESENT: Mayor Lon Sweet, Trustees Andrew Swift, Michele Miller, & Robert Gleason Sr.. Superintendent of Public Works Rick Hall, Clerk/Treasurer Diane Wilson, and Deputy Clerk- Corine Bump.

ALSO PRESENT: Police Chief Dustin Burch, Dave Sirianni, Linda Botens, Jeff Sargent, and Douglas Rettig Sr..

Open floor for Guests- The mayor stated that all guests would be allowed 5 minutes to speak, He asked Mr. Rettig if he had anything to discuss and he said no, he had answers from the Committee meeting he caught the end of regarding cats on the corner of Medbury and Green. Jeff Sargent asked Mayor Sweet to speak. Mayor Sweet agreed and Mr. Sargent stated he had several things to address and separate topics to discuss, he was again advised he had 5 minutes. Mr. Sargent's concern was that his water bill is incorrect. He is being billed for water and sewage usage at his garage when all he is using is the basic amount for sewer, the rest of the water goes on the ground of his property, sewer use is based on water usage so he feels he is overcharged. Trustee Swift said he will look into the water/sewage issue and gave Mr. Sargent an extension on his water bill. Mr. Sargent thanked the Board for their attention. In June Mr. Sargent presented a petition for 121 West Main Street to be re-zoned as commercial and he was inquiring as to why it has not proceeded. The Mayor said it was discussed in committee meetings and after speaking with the village attorney there was no obligation to proceed as it is a local law change, and reminded Mr. Sargent he was given a letter stating the Board is looking into it from the Village attorney. Mayor Sweet stated the Village would take as long as they need to look into his petition. Mr. Sargent stated that since he doesn't have any cooperation and he was speaking directly to Lon- He then read a letter Dated September 14, 2015 addressed to the Village Board at the attention of Lon Sweet- The letter asks that the Mayor recuse himself from all Cuba Village Business having to do with Jeff Sargent, Sargent Transportation Lines, Cuba Pallet Company and S&W Truck Garage. He believes that there is a conflict of interest due to previous personal dealings with Sargent and the activities as mayor concerning Sargent have created a conflict of interest and a lack of impartiality. He asks that the Deputy Mayor and board members go forward with all current and future business concerning Jeff Sargent and all Sargent affiliated companies. The Mayor stated he is simply trying to follow the codebook. Mr. Sargent states that Mayor Sweet's response to whenever, is not a quick review and Mayor Sweet restated he doesn't think it's a good idea and contrary to the economic development plan. Mr. Sargent pointed out the Town and Village comprehensive plan, that names the streets and to the expressway. Nothing is specified regarding West Main

Street, except the Railroad access, which is beneficial to the Cuba Community and businesses. Trustee Gleason stated that he feels there is a conflict of interest and that the Deputy Mayor should handle the dealings with all of Mr. Sargent's Cuba Businesses. Trustee Gleason Made a motion that Mayor Sweet recuse himself from the situation with Jeff Sargent and all his companies and the duties go to the Deputy Mayor and Mayor Sweet stated a recusal has to come from the person, and he will not recuse himself. Trustee Gleason feels it is within the best interest of the village for Mayor Sweet to recuse himself. The police Chief Dustin Burch stated that he felt it would be best for the mayor to recuse himself as well and he has respect for both the mayor and Mr. Sargent. The motion did not carry. Mr. Sargent asked if he should file an Article 78, and the Mayor said he could. The mayor states he will contact the attorney and reiterated that he doesn't care if the rezoning goes forward, but it must be done by the book. Mr. Sargent asked for a timeline and the Mayor stated it was in the hands of the zoning and codes committee. Mr. Sargent states he has information from the building inspector to keep the project on course, and continue work. His building permit includes all course of work. He will continue work and the Mayor stated he will be fined if he continues digging because he is digging in the right-of-way without a permit. More discussion took place after Mr. Sargent asked the Mayor for clarification about the sidewalks and Mr. Sargent Stated that all of the issues began after Mr. Sargent started the work to improve his business, and Mayor Sweet said it was in the process before that. Mr. Sargent asked to see the paperwork because he doesn't believe the Mayor and the Mayor doesn't believe Mr. Sargent either. More discussion took place and Mr. Sargent stated he would not take any abuse from the Mayor. Chief Burch asked Mr. Sargent to leave. Mr. Sargent thanked the Board and the Mayor stated he had a responsibility to the residents. Deputy Clerk Bump asked if any other guests have anything to discuss and Dave Sirianni stood up to thank the board for their work in the village because he and his wife moved here in the 70's because of Cuba's quaintness and good repair in the community. He loves seeing the new businesses on Main St. He has concern about the properties 29 and 31 on Bishop St. that are labeled "zombie" properties and recognizes the Board and Code Enforcement officer are aware of the issues and trying to remedy the situations at the addresses. Mayor Sweet apologized for losing his temper.

MINUTES: The minutes of the 8/10/15 monthly board meeting were emailed to the Mayor and the Board. With no discussion on these minutes a **MOTION WAS MADE BY TRUSTEE ANDREW SWIFT TO APPROVE THE MINUTES AS SENT AND SECONDED BY THE TRUSTEE ROBERT GLEASON. THE MOTION CARRIED.**

BILLS: Treasurer Wilson emailed the Board the Abstract of Vouchers 148-223 totaling \$190,505.81. The following is a breakdown of the bills:

GENERAL FUND	\$163404.84
WATER FUND	\$8041.10
SEWER FUND	\$19059.87

With no further comments or questions on the bills a **MOTION WAS MADE BY TRUSTEE ROBERT GLEASON AND SECONDED BY TRUSTEE MICHELE MILLER TO PAY THE MONTHLY BILLS. UNANIMOUSLY APPROVED.**

BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER: Code Enforcement Officer Cummings reported he completed a Fire and Safety Inspection at the Cuba Library with no issues. He issued a Certificate of Occupancy (C of O) for an apartment on West Main Street. He stopped in at a business that will be opening soon to do an inspection of equipment. Performed an inspection of a solid burning stove at a daycare on East Main St. with no issues. A permit was issued for replacing a porch on Medbury. He responded to a complaint on Bishop Street for out buildings in poor condition, full of rubbish as well as the backyard and porch in addition to tall grass at another residence on the same street there is tall grass, and a falling down fence. He is trying to contact the owners to send violations. A violation was issued on a property under construction, and the sidewalks and dirt removal were also reviewed with the owner of the property. Another C of O was issued for a West Main Street resident, and a roofing permit to the Cuba Friends of Architecture.

ANIMAL CONTROL: Clerk Treasurer Wilson emailed Linda Botens' report to the Board. The Animal Control Officer has been monitoring several cat and kitten issues in the village between, Maple, Medbury and Green St. She is continuing to try and find a home for all the cats and kittens, 10 total. She addressed a pooper-scooper violation behind the Kopper Keg and the apartments. It is under investigation as neither the dog nor the owner can be located. Another pooper-scooper call resulted in an investigation at The Family Dollar Store and an Amish Horse.

SUPERINTENDENT OF PUBLIC WORKS: Report given by Deputy Superintendent Randy Snyder

1. Hot patching Streets.
2. Yearly paving- Elm St and Lower Prospect and Cherry Street done thanks to Allegany County DPW for coming to mill around the drains, water boxes and manholes. Also thanks to the county for the use of their road-cutting saw.
3. Cleaning catch basins.
4. Greenway Trail update D.E.C Letter in Compliance
5. Cutting and Splitting Firewood for winter heat.
6. Put millings in washout on Summit Street
7. Tapped sewer main on Woodruff St.
8. Trimmed hedges around gazebo in Genesee PKWY for a park rental.
9. Finished weed eating at the landfill and mowed the cap.
10. Repaired the lights in the top of the gazebo.

11. Painted the stripes on Elm St. for parking and the unloading zone.
12. Steps and railings leading into Willow Bank Park were sealed by a Community Service worker who stayed passed his required amount of time to finish the job.
13. Put up Alfred State College and Garlic Fest Banners
14. Replaced some faded street signs.
15. Swept up stone for the Town of Cuba at the Sping Valley Intersection
16. Swept up stone for CRCS at two parking lots (shared service)
17. Read water meters
18. water issues; ^' water main break by the Verizon Building (thanks T.O.C) Broken meter plate at 17 West Main St.
19. Basketball court in Willowbank park is ready to be paved.
20. Thanks to the North Park Wesleyan Church for sealing railings

POLICE REPORT: Police Chief Dustin Burch gave his report. He reported in August there were 315 calls- 24 cases developed- 12 accidents (2 in town, 8 in the village, 1 on the lake and 1 on I86)- There were 62 traffic stops, 42 summons issued (15 in the town, 17 in the village, 10 on the lake, 1 on I86) 5 noise complaint in the village- 9 motorist assists- 1 funeral escort, 10 vehicle lockouts- 4 parking ticket- 14 other agency assists- 5 domestic disputes. The police department assisted with 8-ambulance calls- there was 4-safety car seat installation, 3 pill drop offs were completed and one needle drop. Patrols checked Cuba Businesses and property checks 14 times, and 23 residential property checks. There were 28 business fund escorts.

CLERK/TREASURER REPORT: The meter reading base station is broken. Rick was able to contact The Village of Portville and borrow their base to get the reads to print out. We are adjusting to the new Financial software and we have also been trained on the water and Sewer aspects. With the new software, the financials are based on one Central Depository. Therefore we will need to have one checking account for General, Water and Sewer funds. Diane and Corine looked into to options at both Community Bank and Five Star Banks in Cuba. At Five Star Bank there are no fees for Public Tiered Funds, Wireless, Stop Payments, Online Banking, ACH Payments (Will be trained) and .02% Interest. At Community Bank there is a minimum of Public Funds \$1,000 and over \$25,000 will be .02% interest. There is a \$30.00 per month business Online Fee. The ACH Payments are .12 Cents per transaction and a fee will be charged for Wire Transfers and Stop Payments. **A MOTION WAS MADE BY ANDREW SWIFT AND SECONDED BY MICHELE MILLER TO COMBINE ACCOUNTS THROUGH FIVE STAR BANK TO BECOME ONE CENTRAL DEPOSITORY. ALL IN FAVOR AND THE MOTION CARRIED.** A PARK APPLICATION SUBMITTED BY Cheryl Weaver was approved for use on Thursdays September 16, and 24th. Corine has fall

training school the last week of September into the first week of October. We sent out 68-second notices for taxes, which is significantly less than last year.

MAYORS REPORT: Former Trustee Judy Zayac moved out of Cuba last week so it is an automatic resignation. Judy did say she will mail a letter of resignation and the Village should be receiving it and the key to the Village office soon. The Mayor thanked Judy for her years of dedication and Community Service to the Village of Cuba. Mayor Sweet appointed Doug Rettig Sr. to satisfy former Trustee Zayac's vacancy to fulfill Zayac's term to expire March of 2017. Mr. Rettig accepted the appointment and Deputy Clerk Bump gave Doug the Oath of office. Doug will now be a member of the committee's former Trustee Zayac was formerly on. Mayor Sweet then appointed Andrew Swift as Deputy Mayor. Andrew accepted the appointment.

NEW BUSINESS: N/A

OLD BUSINESS: N/A

EXECUTIVE SESSION: None

At this time, **MAYOR SWEET ASKED TO GO INTO EXECUTIVE SESSION AT 7:55 AM. TRUSTEE GLEASON GAVE A 1ST AND TRUSTEE MILLER SECONDED. ALL AGREED AND THE MOTION CARRIED.** Mayor sweet asked that Rick, Corine and Diane remain for the session. Andy made a motion that the board go out of Executive Session at 8:28 pm and Michele gave a 2nd. All agreed and the motion carried. **TRUSTEE SWIFT MADE A MOTION TO ADJOURN THE MEETING AT 8:28 PM. TRUSTEE MILLER GAVE A SECOND AND THE MOTON CARRIED.**

WITH NO FURTHER BUSINESS TO DISCUSS A MOTION WAS MADE BY TRUSTEE GLEASON AND SECONDED BY TRUSTEE SWIFT TO ADJOURN THE MONTHLY BOARD MEETING. ALL AGREED AND THE MOTION CARRIED.

TIME: 8:28 PM

**RESPECTFULLY SUBMITTED
C.Bump**

