



**VILLAGE OF CUBA
BOARD OF TRUSTEE MEETING MINUTES**

October 8, 2018
7:00pm

Mayor Michele Miller
Deputy Mayor Douglas Rettig Sr.
Trustee Steven Raub
Trustee Randy Searl
Trustee Lori Sweet

The Village of Cuba Board of Trustees held their monthly Board Meeting on Monday, October 8, 2018 at 7:00 pm in the Cuba Village Hall.

In Attendance: Mayor Miller, and Trustees Raub, Searl, Sweet, and Deputy Mayor Rettig Sr. Clerk-Treasurer Corine Bump, DPW Superintendent Rick Hall were also present at the meeting.

The meeting was opened at 7:00pm by Mayor Miller administering the Pledge of Allegiance.

Mayor Miller opened The Public Hearing for Local Laws #5-2018, #6-2018, #7-2018, #8-2018, #9-2018, and #10-2018 concerning sidewalks. The meeting will remain open in case there are questions or comments concerning the proposed changes to the laws. Clerk/ Treasurer Bump read the following proposed changes to the local laws presented by Deputy Mayor Douglas Rettig Sr. representing the Village Board

Proposed Changes to Chapter 173 . Streets and Sidewalks

The Village of Cuba is trying to improve the walkability of the community by working with the property owners to repair the sidewalks within the Village.

To do this some sections of the current Village Code Chapter 173 need to be changed to bring it into compliance with applicable Standards, and reality.

§173-7.A – Requires a sidewalk to be repaired within 24 hours after being notified.

- 1.) It is not possible, nor practical. Underground utilities must be marked out which requires a 3 day wait for the Utility Companies to respond.
- 2.) It is impractical, probably impossible, to locate a Contractor and get him/her mobilized within this time frame.

Note: The proposed change would extend this requirement to no more than 30 days.

Proposed Local Law #5-2018

§173-7.1(1) – Calls for a height difference between adjacent sidewalk slabs to be no more than 1 inch.

- 1.) The Americans with Disabilities Act (ADA) specifies a difference of no more than ¼", with a ½" difference being allowed if the higher edge has a ¼" bevel.

Note: The proposed change will reflect this requirement. Proposed Local Law #6-2018

§173-7.1.E – Remove the words “and a cost estimate” from this sentence.

Note: It would be impractical for Village Officials to do this accurately. Proposed Local Law #7-2018

§173-10 Add the word “vehicle’ to the list of items that cannot be placed across a sidewalk. Proposed Local Law #8-2018

§173-31.C(1) – Adds the requirement to seal open gaps between sidewalk block to prevent water and vegetation from getting into the gaps Proposed. Local Law #9-2018

§173—31.F – changes the finish to “broom finish” to match the ADA requirements. Proposed Local Law #10-2018

THE APPROVAL OF MINUTES FOR THE September 10, 2018 MEETING WAS MOTIONED FOR APPROVAL BY TRUSTEE RAUB AND A SECOND WAS OFFERED BY TRUSTEE SEARL. ALL VOTED AYE. MOTION CARRIED.

Approval of Claims and Bill Payment: Abstracts Voucher #'s 179-19 to 226-19
General Fund- \$ 22,304.56 Water Fund-\$3,674.69 Sewer Fund-\$4537.76. In addition automatic withdrawals for lines, FMHA Principal G009730-62 20,000.00 FMHA Interest G009730-72 4700.00, and F0097307 FMHA Water Tank 4935.00
TOTAL \$60,152.01

Deputy Mayor Rettig would like to have the Clerk/ Treasurer make a correction for the mileage for water school paid to Rick Hall changed to the F009310-5 Water admin gas and oil, instead of streets admin gas and oil.

A MOTION TO APPROVE THE CLAIMS AND BILL PAYMENT WAS MADE BY DEPUTY MAYOR RETTIG SR. AND WAS SECONDED BY TRUSTEE RAUB WITH THE CHANGE TO THE APPROPRIATE ACCOUNT LINE. ALL VOTED IN FAVOR TO CARRY THE MOTION.

There was no police report submitted this month.

The Code Enforcement Report was reviewed and accepted by the Board of Trustees and is on file in the Clerk’s Office. Kevin toured the grounds of the Garlic Festival as The Chamber President was looking for recommendations. Kevin made recommendations based on Chapter 31 of the Fire code for the area related to the portion of property in the Village of Cuba only.

Waste Water Treatment Facility Report- Full report on file at the village office. Billed \$918.00 for Septage. Went into a plant bypass on 9/26 due to treated water backing up into the secondary treatment structures. Replaced bulbs in the UV system and completed the yearly maintenance on the complete system. Had an inspection with our new DEC PE Trainee. Waiting for the report. Flows into the plant have been very High due to the abundance of rain that we are receiving.

The **Superintendent of Public Works Report** was read and submitted by DPW Super Rick Hall and is on file at the Clerk's Office. The monthly water test results for e coli/ coliform are both negative. Made and replaced catch basin grate at 40 Prospect St., There was a water Main break on S. Park and Bishop, and the leaf vac was serviced. The water production for calendar year 2018 was attached to Rick's report.

The **Clerk Treasurer's Report** was read by Clerk/ Treas. Bump and can be found on file in the clerk's office. Clerk/ Treasurer Bump thanked the board for allowing her to attend NYCOM Fall Training School and share the room with 2 other clerks from Watkins Glen and Barker. While at FTS Corine met informally with reps from Logics and the Deputy Comptroller. As a result Corine is asking for the office to be closed on 10/30 so Jessie and Corine can be trained on the missing pieces from Logics that they were not previously trained on to make the software more efficient. The board agreed to the office being closed. Jessie, Corine and The Mayor worked on changing the permission for the current staff to gain access to the NYS website for vendor payments received. The village received 4 payments. WIRP- \$8,239.85, PAVE NY \$1,0593.80, AIM, \$1,1046.00, and CHIPS, \$3,062.07. Corine asked to pay the Worth Smith bill and Kirby Perry with this abstract, and the board signed with three signatures. Corine sent the notice of the public hearing for the sidewalks on 10/8/18 at 7:00 pm to the Wellsville Daily Reporter, the Cuba Patriot and posted it in the window of the clerk's office and at Community Bank.

The **Committee Reports** were as follows- Deputy Mayor Rettig Sr. spoke with Computel and Associates about the utility audits with no success. He will thank for them their time.

The **Mayors Report-** The next Village Board meeting is scheduled to fall on Veteran's Day, a paid holiday for Village of Cuba Employees. The mayor would like to reschedule the meeting for before 11/12/18. After discussion with all present, it was decided to hold the meeting on Wednesday 11/7/18 at 2:00pm. Clerk/ Treasurer Bump did state that all the bills will not be in for the abstract on 11/7 and asked at least two board members to stop in after lunch on Tuesday the 13th to approve payment of any straggling bills, that are not part of a contract or utilities to avoid late fees.

Mayor Miller, Robert Thomas and Rick Hall met with two Engineers from Burton and Loguidice. They have been helpful looking at what we have and need to try and get resources. They are doing preliminary work gathering data for grant season in the spring.

Mayor Miller has two resolutions to present tonight. One is building the foundation for grant work, making the Village a Climate Smart Community, meaning whatever the Village does in the future it is with the intention of conserving energy. Clerk Bump Read the resolution aloud and

discussion took place. Mayor Miller explained that is a pledge to adopt the attitude to consider any changes or innovations that come up. For example burning wood in the garage is conserving gas, or Robert composting at the STP could be documented and show the Village has hit a benchmark. Deputy Mayor Rettig Sr. asked if any of the benchmarks have a minimum requirement. Mayor Miller explained that if we show a decrease in energy use over time and submit the data, we can show a level of conservation. In NYS there a few bronze or silver level communities with no golds at this time. Trustee Raub said he thought it sounded worthwhile especially since it is not a cost to the Village.

RESOLUTION 5-2018 _____ Trustee Steven Raub moved, and Trustee _____ Trustee Lori Sweet seconded that

WHEREAS, the Village of Cuba (hereinafter “local government”) believes that climate change poses a real and increasing threat to our local and global environments and is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

IT IS HEREBY RESOLVED that the Village of Cuba, in order to reduce greenhouse gas emissions and adapt to a changing climate, *adopts the New York State Climate Smart*

Communities pledge, which comprises the following ten elements:

- 1) **Build a climate-smart community.**
- 2) **Inventory emissions, set goals, a plan for climate action.**
- 3) **Decrease energy use.**
- 4) **Shift to clean, renewable energy.**
- 5) **Use climate-smart materials management.**
- 6) **Implement climate-smart land use.**
- 7) **Enhance community resilience to climate change.**
- 8) **Support a green innovation economy.**
- 9) **Inform and inspire the public.**
- 10) **Engage in an evolving process of climate action.**

The vote on the foregoing resolutions was as follows:

Trustee Douglas Rettig, Sr. ___aye___ Trustee Steven Raub ___aye___ Trustee Randy Searl ___aye___ Trustee Lori Sweet ___aye___ Mayor Michele Miller ___aye___

Adopted this ___8th___ day of ___October___, 2018 at the meeting of the Village Board.

Corine D Bump, Clerk/Treasurer

The second resolution is for the Hazard Mitigation Plan for Allegany County. It is the same Plan that is updated and made current every five years. The Village still would like back up generators Clerk Bump read it aloud as follows

RESOLUTION 6-2018

WHEREAS, Village of Cuba with the assistance from the Consultant TetraTech, has gathered information and prepared the Allegany County New York Hazard Mitigation Plan; and

WHEREAS, the Allegany County New York Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2011; and

WHEREAS, Village of Cuba is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan: and

WHEREAS, Village of Cuba have reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by Village Board that Village of Cuba adopts the Allegany County New York Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan and resolves to execute the actions in the Plan. Trustee Raub made a motion to adopt the Allegany County Hazard Mitigation Plan as presented with a second from Trustee Searl

ADOPTED this 8th day of October, 2018 at the meeting of the Village Board

Mayor Miller- aye

Deputy Mayor Rettig Sr.- aye

Trustee Searl- aye

Trustee Raub-aye

Trustee Sweet-aye

Old Business- N/A

New Business- There was discussion about the parking spots on Main St. It has been brought to the board's attention that during a function at the Opera House no matter the day of the week, the majority of the parking spaces on Main Street in addition to the parking spots in the parking lot between Community Bank, The Family Dollar, Subway and Gallman's, is almost always to

capacity, leaving no available parking for the businesses. The Opera House does not pay taxes and the businesses do. The parking spaces have to be maintained whether there is an event or not. Business owners feel they are losing out on business because the parking spaces are full and people don't frequent the businesses because it looks as if they are so busy because parking is near or at capacity. Mayor Miller stated that Mr. Haskins would like to sell part of his lot, and perhaps the Opera House would be interested in purchasing it for parking. She does not feel that would be an adequate amount of parking to sustain the number of attendees at Opera House functions. The board does not want to take away from the Opera House. They all agree it is wonderful for the community, but less parking is available for everyday businesses on Main St. Clerk Bump mentioned the possibility of asking the Baptist Church for use of the parking lot over by the corner of Spring St. and Church St. for Opera House events. Trustee Searl suggested advertising a different place to park on the brochures advertising the events. Mayor Miller will speak with representatives from the Opera House to encourage them to formulate an alternate parking plan.

Mayor Miller asked if anyone had any input for the open public hearing. Having no other comments, **TRUSTEE SEARL MADE A MOTION TO CLOSE THE PUBLIC HEARING WITH TRUSTEE RAUB GIVING A SECOND.**

TRUSTEE RETTIG SR. MADE A MOTION TO ADOPT THE LAWS #5,6,7,8,9,10 OF 2018 AS PRESENTED WITH TRUSTEE RAUB GIVING A SECOND. ALL IN FAVOR AND THE MOTION CARRIED.

TRUSTEE RETTIG SR. MADE A MOTION TO MOVE INTO EXECUTIVE SESSION AT 8:20 PM TO DISCUSS PERSONNEL ISSUES. TRUSTEE SEARL GAVE A SECOND. THE BOARD MOVED INTO EXECUTIVE SESSION.

TRUSTEE SEARL MADE A MOTION TO MOVE OUT OF EXECUTIVE SESSION AT 8:51 PM WITH DEPUTY MAYOR RETTIG SR. GIVING A SECOND.

The next scheduled meeting will be November 7th, 2018 at 2:00pm.

TRUSTEE SWEET MADE A MOTION TO ADJOURN AT 8:51 P.M. WITH TRUSTEE RAUB GIVING A SECOND. ALL IN FAVOR AND THE MEETING CLOSED.

Respectfully Submitted,

Corine Bump
Clerk-Treasurer