



VILLAGE OF CUBA

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Michele Miller - Mayor
Steven Raub-Deputy Mayor
Jim Barnes- Trustee
Elizabeth Miller- Trustee
Thomas Taylor- Trustee

Corine Bump- Clerk/Treasurer
Lori Sweet- Deputy Clerk
Richard Hall- DPW Superintendent
Kevin Margerum- Code Enforcer
Roman Cavalletti - Operator- STP

11/8/2021 Village of Cuba, NY Board Meeting- Public Hearing in the Cuba Circulating Library Meeting Room as advertised 7:00 pm.

PRESENT: Mayor Michele Miller, Trustees Tom Taylor, Jim Barnes, Steve Raub, Elizabeth Miller

ALSO, PRESENT: Corine Bump, Clerk/ Treasurer, Roman Cavalletti- Operator STP, Cindy Colley, Dave Crowley, Lyman Smith, Terry Moot, Lionel Legry, Linda Simons, Sally Pohlig, Jason Morrison, Tab Loftis

VIA ZOOM: Rick Hall, Doug Moot, Mike Mosgrove, Lauren Mosgrove

STEVE RAUB MADE A MOTION TO OPEN THE PUBLIC HEARING FOR THE MRTA LOCAL LAWS #1-2021 AND #2-2021 WITH TRUSTEE BARNES OFFERING A SECOND. ALL IN FAVOR AND THE PUBLIC HEARING OPENED.

Mayor Miller discussed both laws in question from the newly created NYS Office of Cannabis Management for Opting in or out of a Local Cannabis Dispensary inside the Village or Allowing an on Site cannabis consumption facility inside the Village.

Cindy Colley stated she believes the Village should opt out now because of all the unknowns and the Village can opt in at a later date. She stated she was sharing her opinion in addition to several of her neighbors on Grove St. Lyman Smith stated he is also of the opinion the Village should opt out at this time.

Terry Moot discussed several points of research stating on 12/5/1933 prohibition of alcohol was rescinded. He stated he believes that meetings similar to the meeting this evening took place and there were several unknowns. He feels it is in the best interest of the Village to opt in so as not to miss out on any possible revenues that would be brought to the village. He feels if

Cuba misses the opportunity, another municipality will reap the benefits and not Cuba. He believes now that cannabis consumption is legal in New York, there is money to be made and the Board needs to look to the future because legal cannabis consumption is not going away. He stated the Village needs to be dynamic and strike while the iron is hot so as not to miss out. He feels the dispensary will generate revenue for many businesses inside the village.

Lionel understands the concerns but agrees, if Cuba opts out, another municipality will benefit from the law.

Linda Simons stated she doesn't understand why the Village would opt out. She stated there are so many benefits to the Village opting in, why turn their heads to an opportunity that can generate revenue and travel in the Village.

Michael Mosgrove stated he is not a proponent of marijuana being legalized as he feels it is bad for all- however New York State has legalized it and he stated Cuba will be missing out if they opt out of allowing a dispensary inside the Village. He stated NY is in a long developing line of states legalizing it, in addition to the federal level. He stated taking the opportunity at hand is in the best interest of the Village. He states he feels there will be plenty of laws and guidance in place- please don't opt out and keep opportunities on the table.

Dave Crowley stated he too has been researching cannabis consumption and while he feels it is a two-edged sword, the restrictions NYS has in place, and will continue to have in place and develop, will make it controlled. He agrees to having retail sites in the Village but not onsite consumption at this time, so it does not get out of hand. He feels it could be a breeding ground and lead to other things.

Linda asked why he thinks opting out of onsite consumption and stated she sees people get mellow when they use cannabis products and associates on site consumption locations similar to coffee shops.

Mayor Miller states she feels it will be highly regulated especially with the tax revenue associated with it. Linda asked if anyone has opted out and Trustee Barnes stated Friendship has opted out.

Josh Morrison stated some information of local school children from Allegany County that were surveyed in May 2021- Prior 30 days 80 Middle School students reported drinking alcohol and 56 reported smoking pot. In high school 467 reported drinking alcohol with 353 reporting have smoked pot. He stated alcohol is extremely regulated and they still found a way to get it and use it. He states the simple answer is to allow it and regulate it along the same lines as alcohol

and tobacco are regulated now. It could be treated the same as nicotine use now. Josh stated there will be a lot of cash at a dispensary because businesses are not able to deposit it.

More discussion amongst guests took place. Linda Simons stated she has traveled to Amsterdam and while visiting coffee shops, she saw many people partaking in a controlled and relaxed environment with people sitting around with coffee and snacks. It wasn't hostile or unsafe.

Tab Loftis stated he has concerns with possible accidents with dispensaries and on site consumption allowed. Similar to the bar scene, and he has concerns for the first responders and all members of the communities. He feels allowing it would put people at more risk.

Josh Morrison stated that he has researched how crime and accidents have changed since legalizing Cannabis in Colorado and the numbers are virtually unchanged.

Cindy reiterated her major concern is the unknown. She does understand that since cannabis is already being sold at the Seneca Reservation- the Village will miss out on some sales. Linda Simons asked who ultimately will make the decision to opt in or out.

Josh Morrison asked if anyone had information about the revenues generated for municipalities in NYS. 4% of the product price would go to the municipality where the product is dispensed with .25% goes to the county- .75% goes to the city or town in the county if the town votes it down, we keep our portion if the Town votes to have it the tax will be split between the village and town. The retailer has to pay the state and the state pays the municipality. The level of the rate depends on the product form and THC level.

GUESTS: N/A

MINUTES: THE MINUTES WERE CIRCULATED. **TRUSTEE RAUB MADE A MOTION TO APPROVE THE MINUTES AS SUBMITTED WITH TRUSTEE MILLER OFFERING A SECOND. ALL IN FAVOR AND THE MINUTES WERE APPROVED.**

BILLS:

The bills were reviewed by Mayor Miller, Trustee Raub, and Trustee Taylor prior to tonight's meeting.

TRUSTEE RAUB MADE A MOTION TO APPROVE THE BILLS WITH TRUSTEE TAYLOR OFFERING A SECOND. ALL IN FAVOR AND THE MOTION CARRIED.

APPROVAL OF CLAIMS AND BILL PAYMENT: Abstracts Voucher #'s 20220309-20220378

General Fund- A-\$93,850.12,F -\$7,930.24 G- \$10,239.35 TOTAL- \$112,019.71

POLICE REPORT: N/A

BUILDING INSP./CEO: N/A- Due to Illness

WASTEWATER PLANT REPORT:

- The DMR was sent in for the month of September and everything was within limits.
- Roman would like to keep the plow from the tan truck and retrofit it to the new tractor with an estimated \$100 cost for miscellaneous hardware.
- The pumps in the secondary pump station are continuing to get worse, after just a few hours with above average flows Roman has to come in every 4 hours or so to reset pump number 1 and 2.
- A big thanks to Rick and the DPW for coming down and blacktopping an area in the front driveway.
- Kevin Maine from rural water is coming Wednesday to give us the money for the apprentice program.
- Or new tractor on the effluent pto pump will run 14-15 hours on just a single tank of fuel!!

Discussion took place regarding Roman keeping the plow at the STP. Roman feels having a plow that can angle will make plowing the driveway easier than the bucket already attached to the new tractor. Rick stated selling the plow with the tan truck will put a higher value on the truck. The lowest Kelly Blue Book amount is \$7000-\$12,000 without the plow. Roman disagreed and asked to keep the plow. The repair estimate is over \$3,000 and said the truck is barely worth more than that. Discussion was tabled for committee talks and until the meeting in December so more research and information could be updated. Rick stated the DPW crew could continue to plow the driveway at the STP as was past practice for more than several decades. Trustee Barnes agreed that having a plow that can be angled makes snow plowing easier. Both the Ford F-250 and the plow were purchased with dollars from the A fund so any sales should be credited to that fund as a revenue.

Roman stated Amanda is not part of the apprentice program, so the Village will only receive \$7,500 in reimbursement which conflicts what was previously reported by Trustee Barnes and Roman. Amanda has been taking classes with the Apprentice Program so why is the Village not getting reimbursed? Corine will research past reports and minutes before Kevin Maine comes Wednesday.

SUPERINTENDENT'S REPORT:

- 1) Monthly water test results for E.coli/Coliform - Both "Negative"
- 2) Been picking up leaves with leaf vac and sweeper. Reminding residents, please DO NOT put your leaves in the street. Against the law and plugs catch basins when it rains.
- 3) Tree work has been completed for the year. Good Fellas Tree Service did a nice job.
- 4) Pole barn behind the shop is up and dried in. Tarps to enclose walls for this year due to prices of materials and running out of money in the budget.
- 5) Put up new civic group signs on the Chamber signs at the 4 entrances to the Village.
- 6) Brought planter boxes back to the shop for the winter.
- 7) Put up 3 decorative sconces on front of Clerk's Office.
- 8) Serviced both sanders and hung them in new pole barn from elec. hoists we installed.
- 9) Fall hydrant flushing complete. (night flushing, Randy/Kris on Mon. & Wed. and Amanda/Rick on Tues. & Thurs.)
- 10) Assembled new storage/tool cabinets in shop.
- 11) Sewer main plugged @ Church & East Main - heavy grease- Residents please dispose of grease in garbage.
- 12) Put skate park equipment and sitting benches in storage for the winter.
- 13) Dug out 2 water repair sites and filled back in with blacktop. (binder/top)
- 14) Removed sidewalk blocks on North Park for a contractor.
- 15) Blacktopped around catch basin repairs, potholes and driveway lips.
- 16) Put down 5 ton of black top in the STP driveway for Roman.
- 17) Flow tested hydrants w/Insurance Services Office, Inc. (every 5years)
- 18) Put up signs "No Parking Village Streets 2 a.m.-6a.m. Nov. 1 thru May 1".
- 19) Picked up plants that were pulled from Genesee Pkwy. & St. James Place Park.

20) More Vandalism-Prospect St. Footbridge- Able to get the silver spray paint off the bridge blocks but not the asphalt. Had to cover it with asphalt sealer. Great job Cuba P.D. on catching "perps".

21) All park bathrooms winterized. Concession stand off, cemeteries and Firemen's park off too.

22) Cut tree down in front of Episcopal Church on South St. per former Mayor Taylor. Tree Board Chairman Mike Miller was fine with it.

23) Two sections of sidewalk on Spring St. and two blocks w/detectable on Mill St. were completed by Dan Dunbar. Concrete truck didn't come until late so he did it to help us out. Thanks Dan!!

24) Stripped 2006 Ford P/U. Took "Back Rack & Light bar off.

25) Water issues: Water coming into the basement of the Mason's building at 1 East Main. Tested the water and it does have chlorine in it. Listened on the hydrant and valves in the street and can hear a little noise. Investigation to continue.

26) Equipment Repairs: Replaced emergency revolving light on roof of international dump truck. Replaced muffler on leaf vac. Had clutch work done on Town of New Hudson's chipper as we caused the issue. Street sweeper has been inspected.

CLERK/TREASURER REPORT:

- The NYS 1, and the Retirement report all have been accepted and paid. We finally heard back from NYSLRS regarding an employee matter.
- We are all saddened by the loss of one of the Village of Cuba's Crossing Guards. Shirley was a valued and dedicated member of the Community always showing up for work with a smile and protecting the children as they crossed the streets to school every day.
- The posting was done for the Public Hearing regarding the Cannabis Local Laws meeting 11/8/2021 at the Library. The change of venue was also posted and placed on the website and in the newspaper.
- Lori and Corine continue Covid-19 cleaning procedures and masks are once again required in the Clerk's Office if a visitor is not fully vaccinated for Covid-19. (We often wear a face cover when waiting on customers/visitors.)
- Documentation continues to be requested by all Village employees for Covid-19 tracking and potential State reimbursement if instances occur.

- Corine, Lori and Mayor Miller have been working with Catherine Rees, B&L and Fiscal Advisors for the water projects and BAN. The money for the BAN was deposited on Friday 11/5/2021.
- We still have not received a paid in full receipt for the payoff of the water tank.
- The cost of the Bluetooth speaker was removed from the Village's Charge account with Worth Smith at the STP from last month's abstract.
- The copy machine in the office has been broken for nearly two weeks. Corine and Lori have been working with ACME Business Machines to get it back in working order.
- We unexpectedly received the microscope in the mail Thursday 10/28/21. It was missing a part. (There was no confirmation of the order or shipping sent.) Roman contacted the company and the correct part was sent out and incorrect part was shipped back via UPS.
- No information/vendor information has come into the Clerk's office from Ace Viking Electrical regarding the new pumps approved for purchase at the STP at the 9/13/21 meeting using the ARPA funds.
- Lori and I attended webinars scheduled for Logics Software/ Edmunds Gov Tech and Records Retention 10/14 and 10/26. At this time, Logics has no intention of discontinuing the current software and will continue with minimal support.
- Corine and Lori worked with Code Enforcement on several issues. There was a ZBA meeting 10/26/21 at 7:00 pm with a permit issued on the limits, the garage is not used as living space. They also tuned into the FEMA webinar regarding flooding on 11/5/2021. Roman was also able to log in.
- The grant disbursement came in for Cuba Restorations LLC for the O'Malley Building. The check was written and given to Terry and Lionel.
- The taxes have been turned over to Allegany County. Corine and Lori worked to ensure all paid bills were recorded properly in Total Collection Solutions. The Collector Settlement document is supposed to arrive by 11/10/21 to be notarized and returned to the Allegany County Clerk's Office.
- Provided a typed receipt for proof payment as requested for the scrap from the Sewer Treatment Plant.

- Worked with the insurance company to acquire the required documents to remove the Ford F-250 from the road due to being in disrepair. (Not road legal, cannot be on a road or street without plates and valid NY State inspection)
- We have been working on bank reconciliations in the office, tax searches, receiving tax payments and water/ sewer bill payments.

FINANCE: Jim and Corine submitted the grant for the Street Sweeper at the end of October. Corine mailed it certified with a return receipt.

REFUSE: Jim stated, to his knowledge The Town of Friendship still has not answered/addressed his request for proposal for the refuse truck to be a private contractor. He has one quote for a new refuse truck.

PARKING: West Main St. Parking- Steve and Liza have been looking at the area in question as a parking area. There is just not enough space for parking with the size of the large trucks that travel W Main St every day, all day.

MAYOR’S REPORT: The beautification committee has asked if they can string lights year-round around the gazebo. The lights will be LED.

TRUSTEE BARNES MADE A MOTION TO ALLOW LED LIGHTS YEAR-ROUND WITH TRUSTEE RAUB OFFERING A SECOND. ALL IN FAVOR AND THE MOTION CARRIED.

Mayor Miller reported the third Saturday in December will be Wreaths across America day. She stated that over 550 wreaths were purchased to place on veteran’s graves.

Mayor Miller declared the following Proclamation:

PROCLAMATION

WHEREAS the Wreaths Across America story began in 1992 when the Worcester Wreath Company from Harrington, Maine started the tradition of placing wreaths on the headstones of our nation’s fallen heroes at Arlington National Cemetery during the holidays; and

WHEREAS the national Wreaths Across America mission is to “Remember the Fallen, Honor Those Who Serve, and Teach Our Children the Value of Freedom”; and

WHEREAS this mission is symbolized by laying Christmas wreaths on the graves of our fallen heroes on the second or third Saturday of December of each year; and

WHEREAS the national Wreaths Across America program honored over two million veterans, in over 2,150 locations, in 2020, by placing wreaths in cemeteries in all 50 U.S. states and abroad; and

WHEREAS, one of the patriotic goals of the Daughters of the American Revolution is to honor, respect, and support veterans; and

WHEREAS the Town and Village of Cuba would like to express its gratitude to the Allegany County Chapter of the DAR and numerous community organizations and volunteers that have helped honor all veterans in the Cuba Cemetery; and

WHEREAS the Wreaths Across America program in Cuba is an outstanding honor to the Town's fallen heroes and the Town and Village are committed to partnering with these organizations in the future to continue honoring our veterans every Christmas; and

WHEREAS Cuba residents owe a deep debt of gratitude to all of those who served, are serving, and will serve in our Nation's Armed Forces.

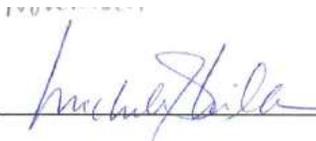
NOW, THEREFORE BE IT RESOLVED THAT we, Michele Miller Mayor of Cuba, New York, and Lee James, Cuba Town Supervisor, do hereby proclaim the third Saturday of December as "Wreaths Across America in Cuba".

IN WITNESS WHEREOF, we have hereunto set our hands and caused to be affixed the official seal of the Town and Village of Cuba, this 8th day of November, 2021.



Lee James, Supervisor

Town of Cuba



Michele Miller, Mayor

Village of Cuba

Rick stated Mary Lindquist has asked for the Wreaths Across America semi to be permitted to park in the Village for a few hours to advertise for next year's wreath drive.

Mayor Miller asked if there were any other further comments on the MRTA. With their being none at this time, **TRUSTEE RAUB MADE A MOTION TO CLOSE THE PUBLIC HEARING WITH TRUSTEE MILLER OFFERING A SECOND. ALL IN FAVOIR AND THE PUBLIC HEARING FOR LOCAL LAWS #1 AND #2 OF 2021 CLOSED.**

The board tabled a decision to be made until the December 13, 2021 board meeting. Mayor Miller stated the law can be subject to a referendum vote in the March Election.

Old Business: N/A

NEW BUSINESS: N/A

TRUSTEE RAUB MADE A MOTION TO ADJOURN WITH TRUSTEE MILLER OFFERING A SECOND AT 8:21 PM. ALL IN FAVOR AND THE MEETING CLOSED.

Respectfully Submitted, Corine Bump-Clerk/ Treasurer