

Village of Cleveland  
Village Board Meeting  
September 8, 2009

**NOTE:**

The tape recorder is not being used. Minutes were taken by Debbie Kite. Phyllis Sweeten, Village Clerk, is on vacation.

Members present: Mayor Malcolm Davis; Board Trustees: Joe Domachowske, Joe Carr, and Debbie Kite

Meeting called to order at 19:30 hrs.  
Pledge of Allegiance led by Mal Davis

Minutes of August 25, 2009 work meeting: Motion by Mal Davis to approve, seconded by Joe Carr.  
All members present approved except Joe Domachowske who abstained due to not being at the work meeting.

Monthly Fiscal Report for July 31, 2009:  
Joe Domachowske pointed out some discrepancies with notes to go to the Village Clerk. Mal Davis made a motion to accept the Monthly Fiscal Report with the minor changes by Joe D.  
Joe Carr seconded. All members present approved.

Voucher Abstract discussed by Mal Davis. Discussion of the Burley Guminak and Associates with Joe Carr asking if this is close to being paid.  
Mal discussed. **Joe Domochovske brought up the National Rural Water Association account. He stated the \$886.88 amount should be in the "Loan" payment, not in the Sewer Fund. The charges should be put in accounts 9710.6 (principal) and 9710.7 (interest).** Mal made a motion to accept abstracts 179 through 212 with adjustments made by Joe Domachowske. Motion seconded by Joe Carr. Members present approved. Mal Davis stated Phyllis has the checks ready to be signed on Sept. 9, 2009.

Code Enforcement Officer's Monthly Report:  
1 new home; 3 garages; 17 field inspections, and 7 pools removed.  
Total fees collected: \$1060.00

Discussion concerning 31 Clay St. – Mal Davis and Doug Riggs spent part of the morning staking where the lot is (which is 56' wide by 263' long); the Village does not own. They were getting the property ready for the contractor to tear down, clean-up and re-seeding the lot.

Discussion concerning 51 Bridge St. – Per Mal Davis, the next step is waiting the ten-day period. A public hearing at the work meeting is scheduled on Tues., Sept. 22, 2009. The Board will discuss then.

Discussion concerning TJ Laundry and Restaurant – The Village was never given an update on the property. The Code Enforcement Officer checked the property and turned in an updated paper which Mal read to the Board Members (copy attached).

Findings of the property by the Code Enforcement Officer:

Building 1

1 Restaurant  
1 Laundromat with 18 washing machines

Building 3

1 single family house

Building 2

7 motel rooms  
1 utility room  
1 office  
3 apartments

Noting the charges currently being paid by TJ Restaurant and with the corrections the charges TJ Restaurant should be paying:

**Now Paying**

Water - \$385.00

Sewer - \$1031.25

**Should be Paying**

Water - \$550.00

Sewer - \$1562.00

Discussion by members present concerning the discrepancy in the total for the Motel amount in the “should be paying” column, according to the Village Law, should be 2.25 instead of 1.75.

Mal Davis noted this will be discussed at a later time, however wanted everyone to be aware of. Mal would like serious look at the Sewer Law and asked members to review for discussion.

Mal Davis discussed the water line concerning the 12 homes outside the Village. The group has hired Mr. Buchan to come up with a plan. A meeting is scheduled for Thursday morning, Mal will be present and Joe Domachowske will attempt to be at the meeting but will be late. Mal is not sure Mr. Buchan is allowed to speak for the group, but he is bringing a signed letter by the group. Mal discussed private line as opposed to right-of-way in giving water to the homes outside the Village. When using private property as a way of getting water, there is a lot of involvement such as easements, etc. Mal suggests the people get the water by means of the right-of-way, which entails the contractor to get bonding, DOT approval, etc. If going by the right-of-way, then the Village could come up with a contract with the group at a substantial amount of cost which then would be put into an escrow to cover the cost of any repair to the water lines. Basically we are back to where we were two years ago. The Village does not want to go with the water line being on private property. Mal stated the biggest problem is the leaking water line which is easing the pressure from 90lb. to 30lb.

Meeting with Mr. Buchan will be Thurs., Sept. 10<sup>th</sup> at 9am.

### **Old Business**

Joe Domachowske discussed the ongoing clean up by the Village and how some areas are still not being cleaned. Joe pointed out a neighbor who took a yellow truck putting junk in it and hiding it behind the house in the back yard. Also Joe pointed out the house on North St. and Kathryn St. still has the old trailer in the yard. Joe D. feels the clean up by the Village is not getting done. He states he has seen at least 34 violations. Mal asked Joe Domachowske to give him the list of 34 violations.

Joe Domachowske stated a Cemetery meeting is scheduled for Sept. 9 in the Village Hall. The group will discuss and vote on rules. He hopes to be able to present the rules at the October Board Meeting.

Re: Trash pick up:

Joe Carr talked to Bliss and awaiting a call back.

Per Mal on the Village picking up the trash, he discussed with Parish (who offers a trash pickup). Parish currently has 512 residents excluding businesses and contracts for \$20,000.00 a year. The Village of Cleveland has 650 residents which would approximately cost \$25,000.00 a year causing our taxes to go up \$1.00 per \$1,000.00 to be raised (a rough guess) for the Village to be able to pay for trash pickup. At the moment this is just in the talking stages.

Re: Dam and Brownfield

Mal talked to Dept. of Environmental Conservation - Dam Safety Kevin Delaney, to check with Albany to see if the dam is listed. Also Real Property has no listing of a dam or a brown field.

Mal stated the auction is on hold for now.

Re: 911 Ceremony

John Hinds discussed the 911 Ceremony which will be Friday, Sept. 11<sup>th</sup> starting with the line-up at Cleveland Elementary at 6:45pm sharp and marching to LakeView Park.

Mal Davis motioned to adjourn the meeting. Seconded by Joe Domachowske. All approved. Meeting adjourned at 20:17 hrs.