

PRESENT: Mayor Norman Youmans, Trustees: Joseph Carr, and Lauren Tackman, Elwood Engelbrekt, Joe Mazi, Gary Natali, Louis Brockway, Paul Baxter-Tug Hill Commission.

ABSENT: Trustees Deborah Kite and Joseph Domachowske

CALL TO ORDER by Mayor Youmans at 6:30 pm with Pledge of Allegiance

APPROVAL OF MINUTES: Mayor Youmans made motion to approve the minutes from January 11, 2011 Board Meeting and January 18, 2011 Work Meeting, second by Trustee Tackman, all in favor, motion carried.

FISCAL ADVISOR REPORTS: The Board will wait to approve the December 31, 2010 Financial Report until Trustee Domachowske is able to review it.

PAY BILLS: Mayor made motion to pay bills on Abstract # 9 vouchers #377-410, second by Trustee Carr, all in favor, motion carried. Bills discussed: #399 Mirabito - \$1035.58 includes DPW and Fire Dept charges.

NORTH SHORE MOBILE ESTATES: The Mayor addressed the Board and Mr. Natali. He presented to the Board a copy of the building permit for home # 30 and a copy of the Permit Application for # 28 received from the Town of Vienna Code Enforcement Officer. He stated that the acceptable proof of delivery (pad inspection reports) of mobile home # 28 and # 30 requested by the Board at the last two meetings were non existent. Also the owner of Leisure Village Homes, who delivered the mobile homes, agreed to stand behind the probable dates on the letter presented at a previous meeting. The Mayor faxed the information to Trustee Domachowske for review, who was away on business. Trustee Domachowske e-mailed a memo to the Village stating "I have no reason to not accept the dates provided by Leisure Village Homes, the Town of Vienna, or the CEO of Vienna".

Mayor Youmans made a motion to accept the date of August 15, 2010 as the delivery date for mobile home #28, being the date that Mr. Natali will start paying for water/sewer services, second by Trustee Carr, all in favor, motion carried. Mayor Youmans made a motion to accept the date of December 8, 2009 as the delivery date for mobile home #30, being the date that Mr. Natali will start paying for water/sewer services, second by Trustee Carr, all in favor, motion carried.

The Mayor explained to Mr. Natali that "the reason we have gone through this mess is your failure to report mobile homes being moved to your park. If this happens again you will be responsible to pay water and sewer from the last reported date". He also said that being late on a continual basis with water/sewer payments is unacceptable, this causes undo pressure and stress on the Clerk and staff. "You pay a \$25.00 late fee, the same as a single residence... if this continues we will change the law so you will pay a late fee for each mobile home in your park". The Mayor asked that they go forward with a better understanding. Mr. Natali thanked the Board and left the meeting.

CODE ENFORCEMENT OFFICER:

1. Mayor read monthly report for 1/1/2011-1/31/2011 as written, Field Inspections- 29, Complaints- 3, Mileage- 25.4 miles.
2. The Mayor informed CEO John Illingworth on 2/2/11 that his services were no longer needed for the Village of Cleveland as of 2/16/11. Mr. Illingworth rejected the two-week notice and turned in all items that were in his possession belonging to the Village of Cleveland on 2/7/11. A memo from Mr. Illingworth, read at this meeting, stated 2/7/11 was his last day of employment for the Village of Cleveland.
3. The Mayor put forth a resolution to appoint Zacharia Avery as the Code Enforce Officer for the Village of Cleveland with his service beginning on 2/8/11. He will be paid at a rate of \$2000. per year during training time, paid on a quarterly basis for the first year, after which time the Village Board will evaluate Mr. Avery's progress and determine any pay rate change, second by Trustee Carr, all in favor, motion carried.

CLERK COMMENTS: Mr. Leroy Vollmer has purchased the Pub next to the Legion and the strip of land between the Legion's parking lot and Lakeview Park. Also, the McClure's have a prospective buyer for the apartments and the double wide home on Route 49. Mrs. McClure stated they would leave the subdivision up to the new owner.

FIRE DEPT:

1. A copy of the Fire Dept monthly report was briefly reviewed by the Mayor and given to the Clerk to be filed.
2. Mayor Youmans made a motion to approve a budget amendment for the Fire Dept to transfer \$3000. from Equipment A3410.2 to Contractual A3410.4, second by Trustee Carr, all in favor, motion carried.
3. The Mayor put forth a resolution resolving that if in the future Mr. Shaun House reapplies for membership to the Village of Cleveland Fire Department, his application will be considered by the Village of Cleveland Board of Trustees. However, Mr. House will be required to fulfill the necessary steps to assure proper liability coverage for the Fire Dept and the Village of Cleveland, second by Trustee Tackman, all in favor, motion carried.
4. The Mayor put forth a resolution to accept the 2011 Fire Protection Contract between the Town of Constantia and the Village of Cleveland. In consideration of the Village providing fire protection services as stated in the contract, the Village shall receive from the Town \$86,760.00 on or before April 2011, second by Trustee Tackman, all in favor, motion carried.

SPIRIT COMMITTEE UPDATE:

1. Mayor Youmans gave brief update from the 2/1/11 meeting as written by Joni Hinds. New Calendars, golf tournament on May 21st, gazebo committee selected a design, gazebo kick off event in April, next meeting 3/1/11. Next gazebo meeting 3/10/11.
2. Mayor Youmans made a motion to accept, as planned and presented by the Spirit Committee, the design for the gazebo to be placed in Lakeview Park. The site location will be approved by the Village Board at a later date, second by Trustee Tackman, all in favor, motion carried.

CONTRACT FOR COPIER: Mayor Youmans made a motion to accept the contract/maintenance agreement for the period of one year in the amount of \$700. with 5 Star Business Machines to furnish maintenance service to the 7022 Konica Copier located at the village Hall including everything except paper and staples, second by Trustee Carr, all in favor, motion carried.

VILLAGE GENERAL ELECTION: Mayor announced the designated offices and terms thereof that will be filled at the June 21, 2011 Village of Cleveland General Election: Trustee-2 years; Trustee-2 years. Nominating Petitions may be picked up at the Village Hall on or after April 5, 2011 and returned between May 10th and May 17th. Trustee Carr and Trustee Tackman's terms will be expiring in June 2011.

CROSS CONNECTION CONTROL PROGRAM: There has been pressure from the health dept to implement a cross connection control program within the Village. This program, when in place will protect the Village waterline from possible backflows entering the water system. It will be mandatory for some businesses to install a backflow prevention devise. There will be some expense to the business. This needs to be worked on before the May deadline.

FUEL OIL SPILL: All contaminated material has been taken to Watertown. The damaged diffusers are still being worked on. One sand filter needs to be replaced. The homeowners insurance will get the bills. The Village may be issuing a penalty for the sump pump that was hooked up illegally to the Village Sewer System.

CEMETERY SIGN: Mayor Youmans will be making the sign this week. He will then turn it over to the sign painter to be completed.

PROPERTY MAINT/JUNK CAR LAW: On hold until Trustee Domachowske returns.

STATE DOCK: The insurance company was called regarding the Village plowing the State Dock area. They advised that a municipal agreement was needed. The DEC at Godfrey Point said they would plow it for now but their equipment is broken. Mayor Youmans will write a letter to a State representative regarding this matter.

PAUL BAXTER: Local Government Conference on March 31, 2011. Workshop in March for ZBA members. NYS did not include Tug Hill Commission in this years Governor's Budget. It may be abolished. Mayor put forth resolution in support of the Tug Hill Commission asking Governor Cuomo to restore the Tug Hill Commission to the 2011-12 Budget subject to a 10% reduction of it's 2010-11 appropriations and as attached to these minutes, second by Trustee Carr, all in favor, motion carried. Paul will help the Village write the necessary letter to the State representatives.

OPEN TO PUBLIC:

Joe Mazi: Inquired what rate the new Code Officer would be paid after training. The Mayor said it was to be determined at a later date. He also asked if the demolition reimbursement from the county for the house on Clay St. had been received yet. The Mayor told him not yet but soon.

Elwood Engelbrekt: Commented that it ties up Village money and wondered if the Village will be demolishing any more (not at this time). Elwood asked the Mayor when he could get his grinder pump fixed and wondered if the Village resident repairs should have priority over the outside residents. The mayor informed him that all water/sewer users are treated the same whether inside or outside of the Village. The question is how to get to the grinder pump, access is a big problem. He instructed Elwood to contact Rod Batte to work things out and he would talk to Doug Riggs. Elwood said he contacted the DEC.

IMPORTANT DATES:

Next regular Board Meeting: Tues. March 8, 2011 at 6:30 pm at Village Hall.

MEETING ADJOURNED: Mayor Youmans made motion to adjourn at 7:45 pm, seconded by Trustee Tackman, all in favor, motion carried.

Submitted by Phyllis Sweeten/Clerk Treasurer 2/11/11