

PRESENT: Mayor Norman Youmans, Trustees Deborah Kite, Joseph Domachowske, Joseph Carr, and Laureen Tackman, DPW Superintendent Doug Riggs, Fire Chief Carl Avery, Town Supervisor Chuck Gilkey, and several Village residents.

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

OPEN PUBLIC HEARING: Mayor Youmans opened the public hearing in regards to the 2011-2012 Village Budget with the following comments: There were not too many changes made to this year's budget. He explained that there are three categories to the budget; general, water and sewer. He briefly explained some of the revenues and expenditures in each of the funds with the general budget amount totaling \$429,083, the water \$127,077 and the sewer \$215,738.

Board and Public Comments:

Trustee Domachowske: There will be no employee raises, and no raise in tax, water or sewer fees.

Mayor Youmans: We try to balance out the funds but at the end of May we sometimes need to move some funds around.

Trustee Tackman questioned what community beautification and shade tree was in the general fund.

Mayor: It is trash cleanup and tree removal.

Mal Davis found some discrepancies in the budget. He questioned where the \$26,000 for the Bridge Street Project was going to be covered, this should be in the planning. Also the oil spill; what about labor, what does the Attorney say, have you fined the person yet? These things should be in your budget, it's not good business.

Trustee Domachowske: The sewer budget has \$4000. in revenues for oil spill recovery.

Mayor Youmans said that it's something to look into. The DEC led the Village to believe the homeowner's insurance company would cover the costs of the spill.

Ed Tyler questioned what the vision was for the Village owned property where the trailer was. He feels the Village should sell it and get it back on the tax rolls.

Mayor is not sure it can be sold. He will check into it.

Doug Riggs: The sewer out fall in there. The right of way is at least 30 feet.

Trustee Domachowske would like to allocate \$537.50 to the sewer contingency fund for the revenues and expenditures to balance.

No other comments were made.

CLOSE PUBLIC HEARING: Mayor made motion to close Public Hearing regarding the 2011-12 Budget, second by Trustee Kite, all in favor.

OPEN BOARD MEETING: Mayor made motion to open Board Meeting, second by Trustee Carr, all in favor.

CHANGE IN BUDGET: Trustee Domachowske made a motion to place \$537.50 in the Sewer Contingency account to balance the Sewer Budget, second Trustee Carr, all in favor.

APPROVAL 2011-2012 Budget: Mayor Youmans made a motion to accept the 2011-2012 Budget as presented and with the above sewer budget change, second by Trustee Carr, all in favor.

OCWA-SEQRA: Mayor Youmans informed the Board and the public of a letter that was received from Supervisor Chuck Gilkey asking for the Town of Contantia to be made lead agency for the purpose of fulfilling the SEQRA requirements relative to the proposed Bernhards Bay Water District Interconnection Project that would be located in the Town of Constantia, the Village of Cleveland and the Town of Vienna allowing OCWA to make their connection around Oneida Lake.

Items discussed:

- Mayor: There would be an interconnection from OCWA to our system if needed for future use. Funding would be \$200,000 each for Bernhards Bay, Village of Cleveland and Town of Vienna. The line would be put down the main street in Cleveland. He questioned whether it's legal. The chance of needing OCWA water is pretty slim. Just because they run the line doesn't mean we have to have OCWA water. We have the best water and do not want to jeopardize it. We could be the lead agency for the part going through Cleveland.
- Mr. Gilkey stated the Town of Vienna does not want to be lead agency for their part.
- Trustee Kite: Will Cleveland be responsible to pay for any portion of the line? Mr. Gilkey said no.
- Jerry Erler: It's going to profit OCWA to go through Cleveland. She feels there should be meetings before the Village signs anything.
- Mal Davis: Water is on one side of Rte 49 and sewer is on the other. He sees no reason for the Village to be torn up just to satisfy OCWA. Some thing's here should not be disturbed. We don't need Lake Ontario water. The Village customers on the eastside may be forced to go with OCWA. We would not be serving the people we service water to properly. He doesn't see how OCWA can legally duplicate the lines. Why hasn't OCWA ever come to the Village man to man with a proposition to discuss what their intent was?
- Mr. Gilkey feels they can legally run the lines through Cleveland. OCWA will not be supplying the water as a competitor, just making the connection. They need this paperwork to submit their application to the USDA.
- Lance Vella concerned with Cleveland and the Town of Vienna being targeted with fees. He feels all pluses and minuses need to be on paper and presented to the public. He asked if Village Attorney had been contacted. There must be others in this same situation, some research needs to be done.
- Mr. Gilkey said there would be meetings entertaining items, as they are needed.
- Mayor Youmans stated that he did not receive much advice from the Village Attorney concerning this matter. Maybe if forced, the Village would have more say if we were lead agency.
- Carl Avery feels hydrants from OCWA would help fire flow. He would like to see something done to provide better fire flow outside of the Village on the eastside.
- Doug Riggs suggested maybe having OCWA pay a lease to the Village. Also, previously when OCWA wanted to come to Cleveland from Vienna some of the residents hired an attorney to sue. OCWA cannot run lines parallel with the Village line to Drive 7 in Oneida County.
- Mayor feels if those outside of Village want to fight it, they can.

After a discussion with Mr. Gilkey, and some of the residents present, it was unanimously decided that the Cleveland Village Board does not agree with the Town of Constantia being made lead agency for this project. A letter will be prepared and sent stating the same.

APPROVAL OF MINUTES: Mayor Youmans made motion to approve the minutes from Apr 12, 2011 Board Meeting, second by Trustee Tackman, all in favor. Mayor made motion to approve the minutes from Apr 21, 2011 work meeting, second by Trustee Carr, all in favor.

FISCAL ADVISOR REPORTS: Mayor Youmans made motion to approve the monthly financial report for March 31, 2011, second by Trustee Domachowske, all in favor. Trustee Domachowske audited the statements and found no discrepancies.

PAY BILLS: Mayor made motion to pay bills on Abstract # 12 vouchers #520-559, second by Trustee Tackman all in favor. Bills discussed: #533 Health ins. was allocated to general only as the water and sewer account had previously been exhausted. Streetlights were discussed. The light replacement project was briefly discussed.

CODE ENFORCEMENT OFFICER: Mayor read monthly report: 1 addition, 1 complaint, 236 miles for code class. The new Code Officer is Zach Avery. The Mayor stated that the last code enforcement officer did a good job but didn't quite do what we wanted regarding property cleanup, wanted someone that would be more concerned with the Village. He said he liked John Illingworth, good guy, it just wasn't working out. Its been a year of trying to cleaned up Oneida Street.

Lance Vella asked about cleanup of the properties across from Vella's Store. The Mayor stated that the Health dept is now involved. There is a meeting planned in May to move forward with that case. Mayor Youmans is still looking into Village Trash Collection.

FIRE DEPT:

1. Trustee Kite read monthly report. (Fire Chief Carl Avery and Superin. Doug Riggs left early on a call).
2. Mayor made motion to approve Fred Gustina as a lieutenant as per Fire Chief's request, second by Trustee Carr, all in favor.
3. Mayor made motion to amend the fire dept budget due to an increase in the Fire Protection contract with the Town of Constantia by increasing the revenue budget # A2262 by \$760.00 and increasing the expenditure budget # A3410.4 by \$605.92 and # A34102 by \$154.08, second by Trustee Carr, all in favor.
4. Mayor made a motion to move unexpended 2010-11 Fire Dept contractual funds A3410.4 in the amount of \$3215.01 to the Fire Dept Reserve Fund for future use by the Cleveland Fire Dept., second by Trustee Carr, all in favor.

SPIRIT COMMITTEE UPDATE: Sherry Kaderli gave an update. Breakfast with the Easter Bunny-\$600 in proceeds went towards the 911 Memorial Fund. The gardening basket raffle made \$400. It also went into the 911 Memorial Fund. May 21st is the Golf Tournament. There will also be a Chicken BBQ across from the Legion. All proceeds will be for the 911 Fund to fund a gazebo at Lakeview Park.

Mayor Youman's Comments: The Mayor addressed the public stating that he has sat back and let things go for a year, that he is the Mayor and one of the duties of Mayor is to supervise the Village employees and that is just what he plans on doing. He stated: "Going forward.... each Thursday at 4pm I will meet with the DPW Supervisor to go over what has been accomplished during that week and what projects are scheduled for the upcoming week. For the Village Clerk, I will need a log of her activities for a 2-week period to better understand if we need more or less help in the office. Time off- employees time off- a leave request will be required at least 2 days in advance, gotta know who's gonna be here tomorrow." He said he's been a hatchery manager and owned a golf course and knows that employees must answer to one supervisor. That "somebody's gotta be the boss, somebody's gotta organize, somebody's gotta set priorities of the things we do and that will be me". He also stated that "while I am Mayor, our employees will treat people equally, fairly and with respect and if a Village employee cannot do this, I strongly recommend they look for a new job". The Village Board did not vote on the Mayor's recommended changes.

OPEN TO PUBLIC:

Sherry Kaderli: The flag at Memorial Park on North Street needs a new flag.

Mal Davis: Regarding the comments made at previous meetings regarding not counting trailers correctly, the trailers should be counted as the contract states, if its hooked up to water or not. It's so simple, amend the contract then have the owner sign it. Also, he said the decision not to proceed with the water project was disturbing. The Mayor asked Mr. Davis to be chairman of the committee for this project. Mr. Davis asked the engineer to attend a work meeting with the Board at which time the engineer was asked to proceed with identified items on the project. When the Board decided not to proceed, Mr. Davis, the engineer, USDA and Terry Deuel of Environmental Facilities Corp. were not notified. He feels this is a complete lack of courtesy from the Board. Mr. Davis also feels the Village should at least complete the application with Environmental Facilities Corp to be placed on a list for future grant funding. Also, the water budget doesn't show any pre-planning, it needs some reserve funds. The Village should be run as a business.

Mayor Youmans said he apologized for part of the responsibility for what Mr. Davis said.

Mayor Youmans read a letter from Mr. Thoma in response to canceling the Village's contract with them. The Village will be able to utilize some of the funds accumulated if a grant is pursued in 2011.

EXECUTIVE SESSION:

Mayor made a motion to move into executive session, second by Trustee Kite, all in favor.

Mayor made a motion to end executive session and open regular meeting, second by Trustee Tackman, all in favor.

No further business was addressed.

IMPORTANT DATES:

Next regular Board Meeting: Tues. June 14, 2011 at 6:30 pm at Village Hall.

MEETING ADJOURNED: Mayor made motion to adjourn at 8:30 pm, seconded by Trustee Kite, all in favor.

Submitted by Phyllis Sweeten/Clerk Treasurer 5/17/11