

PRESENT: Mayor Youmans, Trustees Debbie Kite, John Hinds and Lauren Tackman, Code Enforcement Officer Zack Avery, Fire Chief Carl Avery, Malchoff Davis, Jack Cottet, Clyde Lewis, Dan Lewis, John Kane, David Claven, Cathy Kline, Anthony Williams, Chuck Gilkey, Mike Parker, Ron Sakonyi, Mike Davis, Joni Hinds Elwood Engelbrekt, Mark Kirkhoff, Roy Rehill,

ABSENT: Trustee Joseph Domachowske

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

JOINT WATER PROJECT: Mayor Youmans opened the meeting stating "THE VILLAGE WILL NOT BE DRINKING OCWA WATER, OCWA WILL NOT BE TAKING OVER OUR SYSTEM, CONSTANTIA WILL SUPPLY WATER TO BERNHARDS BAY, CLEVELAND WILL NOT SUPPLY WATER TO BERNHARDS BAY; IF ANYONE THINKS THAT, THEY ARE SADLY MISTAKEN. THE TRAIN LEFT THE STATION A LONG TIME AGO!!" He also said that working together with Constantia would save money. Trustee Hinds read a letter (attached) presented to Mr. Gilkey and Mr. Youmans from engineering firm Barton and Loguidice. It reviewed the information presented to the public at past meetings and asked for permission from the Village Board to move forward regarding the joint water project between the Town of Constantia and the Village of Cleveland. Comments from the Board and public:

- *Mal Davis*: Is it true that the customers just outside on the west side of the Village will be included in the Bernhard's Bay Water District and be required to pay the debt service even though they purchase Cleveland Water. (Yes). Is there anyway they can be excluded, why penalize them now? Mr. Gilkey said their attorney said they could not be excluded; there were surveys done showing Bernhard's Bay did want water from OCWA. Mr. Davis recommends that the water customers effected hire legal representation as was done in Oneida County some time ago. When asked, Mr. Gilkey replied that Martin Road residents would not be effected. In answer to Mr. Davis, Mike Parker agreed that the transmission line through and around Cleveland would be paid by OCWA through customer billing. OCWA rates increase at a much higher rate than the Village System. The Village rates are *very* reasonable.

- *Dave Claven* thought the Mayor said the Village would NOT use OCWA water as stated at the beginning of the meeting, What about this interconnect, wouldn't the Village use OCWA water with it? Would there be a higher cost to the customers? The Mayor said the Village would only use OCWA in an emergency. He foresees never turning the valve on. The cost would be approx. \$400 per day depending on the usage. Dave also asked if the line coming down from the well has a problem? Mayor: The line is 100 years old... could always break. The interconnect will provide a back-up supply, the Village will not need the extra new well.

- *Trustee Kite* quoted the letter from engineers stating that the added \$60 EDU charge per customer per year was based on the Village borrowing \$600,000 for the project. But the letter states the Village would borrow \$1,000,000. Mike Parker said it depends on what the village wants to do. If \$1,000,000 is borrowed, with hardship financing, the Village may get a \$2,000,000 grant allowing the Village to do \$3,000,000 worth of work. Trustee kite reminded those on the line just west of the Village they would be required to pay over \$400. per year for the debt service for OCWA water. Mayor Youmans feels bad for those customers but they still have the choice to receive Cleveland water.

- *Mayor Youmans* said the Village residents would get to vote on the project.

- *Trustee Hinds* is supporting this project because it addresses the needs of the water system, there will be zero % financing instead of 2-3% interest, 1/3 loan, 2/3 grants and two municipalities working together makes sense. It's not a done deal yet, application needs to be in by August. Disagrees with Mayor, there should still be another well drilled. He reiterated that the interconnect was for emergency purposes only. Those customers on the west-end spent money, the Village was loosing 50,000 gal per day from leaks in the line, it was finely taken care of with a 3" line that he feels is too small. He recommends that they try to annex into the Village, pay Village tax and get a discount on water and sewer. He would like to see the water line go up through a farmer's field instead of Martin Rd.

- *Mal Davis*: Water is a moneymaker. If the village sold water to Bernhard's Bay it has the potential to make \$60-70,000 more per year. Why bring water from Lake Ontario, instead of supporting our local economy.

*Mayor Youmans* put forth a resolution asking the Cleveland Village Board to authorize the engineering services proposal from Barton & Loguidice allowing them to prepare a preliminary engineering report in the amount of \$4800.00 for the joint water project between the Town of Constantia and the Village of Cleveland, second by Trustee Hinds, vote as follows: Youmans-yes, Hinds-yes, Tackman-yes, Kite-no, Domachowske-absent, motion carried.

CODE ENFORCEMENT OFFICER Zack Avery read the monthly report. 1 renewal permit, 1 field inspection, 2 complaints. He recently sent a violation letter to 134 Center Street to clean the yard and maintain the property. He also stated that due to the process outlined in the Unsafe Buildings Law, the Village Board would need to decide how to proceed with the unsafe structure on the property. A neighbor, Mrs. Hayes wants something done. The house has been in this condition for 15 years, animals are living in it, water is in the cellar, there is no electric, no sump pump, someone raked foliage and left it in the driveway and placed junk on top of it, windows are broken out, doors are open and there is junk in the yard. The owners said they were too busy to take care of it. The house is a dangerous situation and is in complete disrepair. At the Code Enforcement Officer's recommendation, Trustee Hinds made a motion to condemn the structure on the property at 134 Center Street, second by Trustee Kite, all in favor, motion carried. The Code Enforcement Officer will begin the necessary steps in making the property safe.

FIRE DEPT: Mayor Youmans complimented the Fire Department for their efforts during the recent fire at McIntosh Pallet Company. Fire Chief Carl Avery read the Fire Dept monthly report, the summary of the annual report and presented a list of line officers for 2012-2013 for approval by the Village Board. Trustee Kite made a motion that prior to approval of the presented list of line officers, the Village Board go into an executive session for further discussion, second by Trustee Hinds, all in favor, motion carried. The Board will enter into executive session towards the end of the meeting.

50 YEARS OF FIRE SERVICE: Trustee Kite presented a certificate to Jack Cottet for his 50-years of volunteer fire service. She thanked him for being an intricate part of the Fire Dept and this community, for his efforts, his knowledge, his passion and time given unselfishly to the Cleveland Fire Dept. He made the Fire Chief position highly rated in the village as well as other areas that his life continues to touch. The Village Board complimented and thanked Jack for his 50 years of service.

SPIRIT COMMITTEE: The Spirit Committee will be participating in the NYS Canal Sweep on April 28<sup>th</sup> with a village wide clean-up effort. Those who wish to participate should meet at Memorial Park on North Street on Saturday April 28<sup>th</sup> at 12:00 noon where they will receive refreshments, bags and an assignment. The next Spirit Committee meeting will be held on Thurs April 12<sup>th</sup> at 7:00 pm.

APPROVAL OF MINUTES: Mayor Youmans made a motion to approve the minutes from Mar 13, 2012 Board Meeting, second by Trustee Tackman, all in favor, motion carried. Mayor Youmans made a motion to approve the minutes from Mar 27, 2012 Work Meeting, second by Trustee Tackman, Trustee Hind abstained, all others in favor, motion carried.

FISCAL ADVISOR REPORTS: Mayor Youmans made a motion to approve the monthly financial report for February 29, 2012, second by Trustee Tackman, all in favor, motion carried.

PAY BILLS: Mayor Youmans made a motion to pay bills on Abstract # 11 vouchers #468- 505, second by Trustee Tackman, all in favor, motion carried.

LEGISLATOR RON SYKONYI brought several copies of the 2012 County Gov't Directory, hazardous waste flyers, rabies clinic flyers and Senior Citizen Guide Booklets.

VILLAGE ELECTION:

1. Mayor put forth resolution identifying that the Village Hall at 2 Clay Street, Cleveland will be the polling place for the Village General Election on Tuesday June 19, 2012 from 12-9 pm. The positions available are: Mayor – 2 year term and two Trustee positions - 2 year terms, second by Trustee Kite, all in favor, motion carried.
2. Mayor motioned to approve Ruth Dewitt and Kay Foster as Election Inspectors for the upcoming General Election on June 19, 2012 from 12-9 pm. Each Inspector will be paid \$80.00 for poll coverage from 12-9 pm and is required to arrive no later than 11:30 am and to perform all duties and undertakings in relation thereto as prescribed by the Village Law and Election Law, second by Trustee Kite, all in favor, motion carried.

CLEAN-UP DAY: The Village of Cleveland will have the annual clean-up day on May 7<sup>th</sup>. All items for pick up must be at the curb by 6 a.m. on May 7<sup>th</sup>. Items put out after that may not be picked up. Each street will be picked up only once, no exceptions. The following items will be picked up: Appliances, sofas and stuffed furniture, mattresses, scrap metal, wheels with tires removed and brush. The following WILL NOT be picked up: Tires, demolition materials, solid wood furniture, plastic, roofing shingles, sealed containers, hazardous materials, anything in trash bags or anything that the regular trash collector would take.

PUBLIC COMMENTS:

*Elwood Engelbrekt* asked why the DPW doesn't give a monthly report. Trustee Kite will look into it.

*Cathy Kline* thanked the Fire Dept for their help recently.

*Joni Hinds* feels election inspectors should be hired from the village.

*Mal Davis* assumes all costs from the oil spill have been recovered. The sewer law states when something is illegally dumped into the drains, they are subject to fines. He hasn't heard if a fine has been issued or anything done to evaluate future problems.

*Mayor Youmans* feels that is a good point and that random inspections of sump pumps illegally hooked into the sewer system should be done.

*Trustee Hinds* motioned to contact the attorney to set a fine regarding the oil spill, second by Trustee Kite, all in favor, motion carried.

*Mayor Youmans* wants to have a work meeting to discuss changing the water law in regards to the type of material used. Changing from copper to HDPE was briefly discussed.

*Joni Hinds* complimented the Mayor on the cemetery sign. The Mayor said to thank Mark Kringer. He provided the posts and placed it at the Cemetery at no charge. The Clerk suggested a letter of appreciation be sent to Mr. Kringer. Trustee Hinds will prepare it.

EXECUTIVE SESSION: Trustee Kite made motion to enter into an Executive Session to discuss the Fire Dept's proposed line officers as presented by the Fire Chief, second by Mayor Youmans, all in favor, motion carried.

Mayor made motion to close Executive Session and reopen regular Board Meeting, second by Trustee Tackman, all in favor, motion carried. No decisions were made. The Board will continue their discussion at next work meeting at which time a decision will be made.

ROY REHILL: The Board reviewed the joint water project with Mr. Rehill at his request.

IMPORTANT DATES:

Work Meeting /Public Hearing (Traffic Law): April 17, 2012 6:30 pm at Village Hall

Board Meeting/Public Hearing (Budget): Tues May 8, 2012 6:30 pm at Village Hall

MEETING ADJOURNED: Mayor Youmans made motion to adjourn, second by Trustee Tackman, all in favor.

Submitted by Phyllis Sweeten/Clerk-Treasurer 4/13/2012