

**PRESENT:** Mayor Youmans, Trustees Debbie Kite, Lauren Tackman, and John Hinds, Fire Chief Carl Avery, Clyde Lewis, Cathy Kline, Anthony Williams Sr, Sherry Kaderli, Joni Hinds, Elwood Engelbrekt, Town Supervisor Chuck Gilkey, Paul Baxter-Tug Hill Commission, Mal Davis, Karen Sherman, Lance Vella, Scott Mazi, Irv. Loock

**ABSENT:** Trustee Joseph Domachowske

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

**OPEN PUBLIC HEARING:** Mayor Youmans motioned to open public hearing regarding subdivision of property owned by Karen Sherman at 92 Martin Road, Cleveland, NY, second by Trustee Kite, all in favor, motion carried.

**BOARD AND PUBLIC COMMENTS:** The property is being separated into three separate parcels. The owner plans to sell two of the three parcels. One has a potential buyer. The Board informed Mrs. Sherman that if the potential buyer intends to conduct business of any kind, a site plan would be needed from the new owner. The application states the parcels are for residential purposes. No further comments were made.

**CLOSE PUBLIC HEARING:** Mayor Youmans made a motion to close the public hearing, second by Trustee Tackman, all in favor, motion carried.

**OPEN REGULAR BOARD MEETING:** Mayor made a motion to open the regular Board Meeting, second by Trustee Kite, all in favor, motion carried.

**SUBDIVISION APPROVAL:** Mayor Youmans made a motion to approve the Sherman Subdivision separating the property into 3 parcels as presented to and reviewed by the Board, second by Trustee Hinds, all in favor, motion carried.

**PAUL BAXTER:** Paul presented a recent version of a regional map, which includes the Village of Cleveland.

**APPROVAL OF MINUTES:** Mayor Youmans made a motion to approve the minutes from May 8, 2012 Board Meeting, second by Trustee Kite, Trustee Tackman abstained, all others in favor, motion carried.

**FISCAL ADVISOR REPORTS:** Trustee Domakowske has not completed the final reconciliation of the April financial report. Approval will be postponed until the next meeting.

**ADDITION TO BILLS:** Mayor Youmans made a motion to approve the additions to Abstract # 12 vouchers # 545-546, second by Trustee Tackman, all in favor, motion carried.

**PAY BILLS:** Mayor Youmans made a motion to pay bills on June 2012 Abstract # 1 vouchers #1-49, second by Trustee Tackman, all in favor, motion carried. Bills discussed: # 10 to replace door at the Village Hall, #13 regarding the \$1100 bill from the North Shore Council of Gov't.

**CODE ENFORCEMENT OFFICER:** Mayor read monthly report for May 2012: 2 Demo permits, 1 renewal permit, 12 field inspections, 1 unsafe building, 2 Cert. of Compliance, 1 Cert. of Occupancy, \$226.80 collected. The Board will hold a hearing on July 10, 2012 during the regular Board Meeting to review the current situation at 134 Center Street in regards to the property being non-compliant with the Property Maintenance and Unsafe Building Laws. The Clerk will meet with Code Enforcement to help prepare and mail paperwork to homeowner. They also discussed having the Code Enforcement Officer prepare the accusatory instrument regarding the fuel oil spill.

**FIRE DEPT:** 1. Fire Chief Carl Avery read the Fire Dept monthly report as written and presented to the Board.  
2. Mayor Youmans made a motion to increase budget for revenue acct # A2262 and expenditure contractual acct # A3410.4 by \$1540. to accommodate the negotiated raise in the fire protection contracts; Vienna up by \$780. and Constantia up by \$760, Second by Trustee Hinds, all in favor, motion carried.  
3. Mayor Youmans made a motion to move \$281.25 from acct # A3410.4 Contractual to A1940.41 Unallocated Insurance due to an insurance premium increase, Second by Trustee Tackman, all in favor, motion carried.  
4. Trustee Hinds read a letter he prepared addressed to President Scott Williams of the Cleveland Vol. Fire

Company. It stated that he (John Hinds) is a forty-year member of the Fire Company and has held almost every office at one time or another. He referenced a letter that the Fire Company President received from the Fire Dept's attorney and stated it had been freely shared with the Village Board. The referenced letter noted that a "situational conflict of interest" exists if he casts his vote as a firefighter of Cleveland Fire Company and likewise as a Cleveland Village Board member. After consulting with the Village Attorney, Mr. Hinds stated he would forgo his voting privileges at the Fire Company in regards to any issues that the president of the organization deems to be a conflict in nature. He stated that this would apply as long as he serves on the Cleveland Village Board and retains his voting status there as an elected official of the Village of Cleveland.

5. Joni Hind stated that two months ago the Village Board denied the reappointment of Carl Avery as the Village Fire Chief. There have been two Fire Company meetings and no announcement of a date for a new election. She asked if Fire Chief Avery, who is serving as Fire Chief, is still fiscally responsible for the Village Fire Dept budget. Mayor Youmans said he is the Fire Chief until another election is held.

6. Scott Williams, President of the Fire Company asked the Mayor and Trustees if the letter with the Fire Company requests had been addressed. The Mayor had not yet shared the letter with the Trustees. Mr. Williams's letter also referenced the previous letter from their attorney. He stated that the re-nomination process was at a stand still due to the Village Board's procrastination regarding the requests stated in the letter. The Fire Company would like Mr. Hinds to recuse himself from voting at either entity due to conflict of interest and asked the Board to hold a re-vote as soon as possible with the same slate of officers as previously submitted. Mayor Youmans reminded him that the previous vote was 4-1; removing one would not change the outcome. Trustee Hinds recused himself and left the room at this time. The Board will ask the Village Attorney for her opinion before another vote is held, however, the Mayor said when the vote is held the Fire Company should move ahead with the re-nomination process if the Board does not accept the slate of officers.

**SPIRIT COMMITTEE:** Joni Hinds gave an update for the Spirit Committee. The gazebo was decorated for Memorial Day and will plan to decorate for the Fourth also. There will be a concert and cruise in at Memorial Park on North St on July 28<sup>th</sup>. She complimented how well the Blue Ribbon School banners looked on the main street and hopes that the American flags will be hung soon.

**OSWEGO COUNTY YOUTH BUREAU STATE AID AGREEMENT:** Mayor Youmans made motion to approve the Youth Bureau Agreement that will provide approx \$90. to the summer parks and rec program. The funds must be matched with Village funds, second by Trustee Kite, all in favor, motion carried.

**CLERK/TREASURER:**

1. Mayor Youmans made a motion to reduce water and sewer to one unit each for 11 Division Street at the request of the owner due to the demolition of the building and as according to Village Law. It is listed as a one family dwelling with Oswego County Real Property, second by Trustee Hinds, all in favor, motion carried.

2. The Mayor made a motion to reclassify the property of the previous business, United Wire Technologies as an office building. The water was changed to 2 units and sewer to 1 unit according to the Village Law, second by Trustee Tackman, all in favor, motion carried.

3. The property outside of the Village previously known as The Checkpoint has recently opened for business as an ice cream stand. The Village sells water only to the business. They are classified as commercial and will continue to pay for 2 units at outside water rates. If other businesses are added, the rate will be re-evaluated.

4. Mayor Youmans made a motion to budget \$600. towards the Parks and Recreation program's for 2012. This amount does not include salary for the Camp Director, second by Trustee Kite, all in favor, motion carried.

**MAYOR YOUMANS:** In the event that he would not be re-elected as Mayor in the upcoming election, Mayor Youmans thanked Joni Hinds for the great work with the Spirit Committee and for her previous service as Fire Chief. He also thanked Jack Cottet and John Hinds for their service in the Fire Dept. Carl Avery was complimented on his efforts as Fire Chief. In the future the Mayor would like to see the other fire fighters step forward and tell the Chief or anyone else if they see something is being done incorrectly.

**PUBLIC COMMENTS:**

*Malchoff Davis* suggested the Board look into the possibility of tearing down the structure at 134 Center Street. The property on Clay Street was done at no cost to the Village. Trustee Hinds will talk with Mal to discuss the steps to move forward.

*Lance Vella* asked for updates regarding the water interconnect and the Bernhard's Bay water district. Mr. Gilkey responded stating that 164 surveys were sent out. He was not sure of the amount returned so far, but said they may

need to make some phone calls to remind people to send them in. A certain amount of the assessed valuation of the amount of returned yes responses will determine if the water district will be formed. Mayor Youmans said the project would not move forward if the district was not formed. It was suggested that a referendum be held but Mr. Gilkey said a petition, not a referendum was chosen. He said they should know more by August.

**IMPORTANT DATES:**

Village General Election: Tues June 19, 2012 12:00 –9:00 pm at Village hall

Board Meeting: Tues July 12, 2012 6:30 pm at Village Hall

**MEETING ADJOURNED:** Mayor Youmans made motion to adjourn, seconded by Trustee Kite, all in favor, motion carried.

Submitted by Phyllis Sweeten/Clerk Treasurer 6/21/2012