

PRESENT: Mayor Laureen Tackman, Trustees Robin Wilson, John Scatena and Dave Donovan. Absent: Trustee Eric Cartier. Also present, Paul Baxter from the Tug Hill Commission and David Hinds, Cleveland DPW.

**PUBLIC HEARING FOR THE PROPOSED LOCAL LAW FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NYS UNIFORM FIRE PREVENTION AND BUILDING CODE CALLED TO ORDER** by Mayor Tackman at 6:00pm, with Pledge of Allegiance.

There was no comment from the public and the board regarding the local law, the Mayor closed the public hearing at 6:15pm, second by Trustee Wilson, all in favor.

**BOARD MEETING 6:30PM**

At 6:30pm, the regular monthly board meeting was called to order by Mayor Tackman.

**PUBLIC COMMENT:** None.

**PAY BILLS:** Mayor Tackman made a motion to Pay Bills: December Abstract #7 Vouchers 317-363 for \$62,752.85, and the Treasurer's Report the pay app from Highlander Construction for \$304,366.69, second by Trustee Wilson, all in favor.

**TUG HILL REPORT:** Paul Baxter was present and offered the following information.

The North Shore Council of Governments met today, 2:00 p.m., at the Constantia town hall. Items covered included finances, purchase of supplies, the North Shore traffic study, a possible North Shore economic development study as first discussed at the last meeting in July, and approval of sponsorship of the 2023 Local Government Conference. The next meeting is scheduled for Tuesday, January 11, 2022 at 2:00 p.m. at the Constantia town hall. Constantia town supervisor Frank Tomaino will also be in further touch about what would be of most benefit to the village in the village's NorCOG membership. Minutes of the December meeting will be available soon.

Related: once a year, all the chairs of the area Councils of Governments meet with the Tug Hill Commission for a briefing on the Commission's activity in the past year, what the Commission sees coming up in the year ahead, and what the Tug Hill towns and villages can identify as needs and concerns in the new year. If you have any priorities for Cleveland in the next year that Tug Hill can help with, let NorCOG chair Rip Colesante know so he can share them with the group at their meeting at the end of January 2023.

The mailing by Tug Hill for the next Local Government Conference, at Turning Stone Resort and Conference Center on Thursday, April 6, 2023, with an optional afternoon session and evening reception on Wednesday, April 5, is due to be mailed out soon. Coming soon to a mailbox near you! Paul also noted that the Tughill Commission asked if the Village would like help in updating their zoning laws in the future and the Mayor responded yes.

**DPW REPORT:** DPW Supt. Shaun House submitted the following report read by Mayor Tackman:

**Sewer**

Sampling was completed November 9th

Everything passed.

We changed 1 grinder pump and went out on a total of 3 grinder pump calls.

We had the 25% build meeting with B&L. The next meeting will be a 60% build meeting in November, date tbd. (Still waiting on a dare )

Roof on clarifier was installed for winter operations to prevent freezing.

We received an ARPA grant for the sewer department from Oswego County. The grant was just under \$50,000.

**Water**

Water tank has been disinfected and has passed disinfection sampling.

Water report has been turned in and sampling was all good.

A backup chemical feed pump has been ordered as directed by the Department of Health during the sanitary survey (on order, still not in).

Sample has been completed for the new transmission main. We are waiting for the DOH approval to turn on. However, all samples have passed. The new transmission line is now online.

DOH was onsite Dec. 6th to complete various samples that are required by NYSDOH. Nearly 60 samples were taken and all those samples were paid for by a grant. It was about \$4,000 worth of sampling.

### **Highway**

On Nov. 16th we plowed one round, On Nov. 17th we plowed two rounds, On Nov. 18th we salted, On Nov. 20th we plowed 4 rounds, on Nov. 21th we plowed 2 rounds, on Nov. 30th we salted, on Dec. 11th we plowed two rounds and on Dec. 12th we salted.

### **Cemetery**

We are looking at putting a new roof on the building at the cemetery.

As a final comment, David Hinds stated they have never seen the wastewater plant run better.

## **ADOPT LOCAL LAW No. 1 of 2022**

### **RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF CLEVELAND**

#### **Proposed Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code**

**WHEREAS**, pursuant to Municipal Home Rule Law Section 20(4), Mayor Tackman has introduced for consideration Local Law No. 1 of 2022 entitled "A Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code" (the "Proposed Local Law"); and

**WHEREAS**, the purpose of the Proposed Local Law is to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the "Uniform Code") and the State Energy Conservation Construction Code (the "Energy Code"), and to strike and replace all prior laws enacted by the Village for the administration and enforcement of the Uniform Code and the Energy Code, including but not limited to Local Law Number 2 of 1997, as amended in 2008 and 2004, and Local Law Number 1 of 2006; and

**WHEREAS**, the Board of Trustees of the Village of Cleveland (the "Village Board") desires to comply with the requirements of the State Environmental Quality Review Act ("SEQRA") and its implementing regulations set forth at 6 NYCRR Part 617 (the "Regulations"), with respect to the adoption of the Proposed Local Law; and

**WHEREAS**, following publication of notice in accordance with all legal requirements, the Village Board held a public hearing on December 13, 2022 to hear all persons interested in the Proposed Local Law and to consider the adoption of the Proposed Local Law.

**NOW, THEREFORE, BE IT RESOLVED** that the Village Board hereby classifies the Proposed Local Law as a Type II Action under SEQRA involving the "adoption of regulations, policies, procedures and local legislative decisions" as set forth in Section 617.5(c)(33) of the Regulations; and

**BE IT FURTHER RESOLVED** that the Village Board hereby adopts the Proposed Local Law, and that henceforth it will be designated as Local Law No. \_\_ of 2022 (the "Local Law"); and

**BE IT FURTHER RESOLVED** that the Village Clerk is hereby directed to file the Local Law with the Secretary of State pursuant to Municipal Home Rule Law Section 27; and

**BE IT FURTHER RESOLVED** that the Local Law shall take effect immediately upon filing with the Secretary of State.

The adoption of the foregoing Resolution was moved by Mayor Tackman, seconded by Trustee Donovan, and duly put to vote, which resulted as follows:

Laureen Tackman	Voting	Aye
Robin Wilson	Voting	Aye
Eric Cartier	Voting	Absent
Dave Donovan	Voting	Aye
John Scatena	Voting	Aye

The resolution was thereupon declared duly adopted.

Dated: December 13, 2022

**DOG KENNEL INSPECTION:** Mayor Tackman reported that the Village had received a Satisfactory inspection report from Ag and Markets regarding the Dog Control Officer's kennels. The Village is working on the annual agreement with the Dog Control Officer currently.

**AWARD ELECTRICAL CONTRACT:** Mayor Tackman stated that bids were received and opened for the electrical portion of the water project and the low bid was from Kahr's Construction, LLC for \$294,000. Mayor Tackman made a motion to accept this bid, second by Trustee Wilson, all in favor. Mayor Tackman made a motion to sign the updated amended agreement from BCA for the water project. There is no increase in cost, second by Trustee Scatena, all in favor.

**SEWER RATE INCREASE:** Mayor Tackman, the Clerk and Chief WW Operator Shaun House have been discussing budgetary issues related to the grinder pumps and their anticipated replacement in the years to come. With the increasing cost of replacing pumps and the aging pumps, it is necessary to increase sewer rates and put this money into a reserve for future replacement of pumps. Mayor Tackman made a motion to increase the sewer rate by \$50/annually (\$12.50quarter) beginning January 2023, second by Trustee Wilson, all in favor. Trustee Donovan would like to see this increased more due to overall cost increases. Mr. House had previously outlined to the Board that chemical costs for the plant have risen 60% and power 40%. With increased efficiencies, we have managed to save money with chemicals and power, but these increases are unavoidable. David Hinds also commented that we will also need to look to replace grinder pump pits in the future as well.

**CODE ENFORCEMENT REPORT:** Mayor Tackman read the following report submitted by Code Officer William Hamacher: 2 building permits, 32 year to date, 5 fire inspections, 1 violation, 38 violations year to date, 10 open violations year to date, 1 fire inspection, 26 closed permits and 6 open permits. For the month of November, I have been busy with setting up fire inspections for the year. I have been doing building permit inspections and closing out permits for the year. I have been busy dealing with the health department, the state and the county on a current issue. I have been putting together my yearly 1203 state report as well.

Mayor Tackman read the following letter received from Joyce and Wayne Foote of Bridge Street:

Wayne and I have lived in the Village of Cleveland for 36 years. We have been blessed to have known many of the employees of the Cleveland DPW from Doug Riggs to Shaun House. However, over the past 3 years they have been of assistance to us beyond what we could have ever imagined.

We heat our house with wood and we have had logs delivered to our home, until we were allowed to have the wood after the trees on our neighbor's property were taken down. The Village moved the wood to our property that we could not handle ourselves. We do not have any large equipment or crew to run those pieces of equipment. Our neighbor asked us to take down a fourth tree, but the Village disposed of the brush associated with that tree. This was an invaluable service. They recently gave us the trees that had fallen down across the road during storms and they helped us take wood from other Villagers property that were dangerous to electrical wires. We are extremely thankful.

In addition, the DPW was very responsive when we called them to replace our sewer pump on a Sunday afternoon. We have had to call them twice over the years to have our sewer pump replaced or to have stone put in under the sewer lines. We have noticed that they clean the roads from snow so we are able to travel to our various appointments or outings. We are also very appreciative of the Clean up days in the Spring and the leaf pick up in the fall. The Village of Cleveland DPW employees work hard throughout the year to help the Village and its residence.

In conclusion, please share this letter with the DPW employees and our gratitude for a job well done!

The Mayor also reported that the Hero Banner Program has 16 purchased banners and they are hoping for 30 by March 1<sup>st</sup> to put in the first order. The Christmas Basket program was held 12/10/22 and they served 85 families and 93 children.

Next board meeting is January 10, 2023. Final comments from David Hinds regarding the Fire Department is looking to sell their ladder truck as we don't use it often and now that other surrounding departments have them. The trucks is a 1994 and we can still get money out of it. They are also looking to sell the old pumper and they are working on a deal to update the fleet. More information to follow.

Mayor Tackman made a motion to adjourn the meeting at 7:19pm, second by Trustee Wilson, all in favor.