

**CUBA VILLAGE SPECIAL BOARD MEETING  
MONDAY January 29, 2024  
17 East Main St Cuba, NY 3:00 PM**

**Village of Cuba, NY BOARD OF TRUSTEES SPECIAL MEETING at 17 East Main St. Village Board Library Meeting Room Cuba, NY 14727 3:00 p.m.**

**PRESENT:** Mayor James Barnes, Deputy Mayor Steven Raub, Trustee Tom Taylor, Trustee Jason Morrison

**ALSO, PRESENT:** Corine Bump Clerk/ Treasurer, Kristopher Krzos DPW Superintendent

**EXCUSED:** Trustee Elizabeth Miller- (at work)

**GUESTS:** N/A

**SUPERINTENDENT OF PUBLIC WORKS: 2 Resolutions- #1-2024 NYS DOT ANNUAL and #2-2024 AUTHORIZATION TO STANDARDIZE ON NEPTUNE WATER METERS**

**RESOLUTION #1-2024**

**NYS DOT ANNUAL PERMIT**

WHEREAS, the New York State Department of Transportation requires Municipalities who maintain existing utilities or who need to make emergency repairs apply for an annual Maintenance Permit and provide proof of insurance before working on such.

WHEREAS, the Village of Cuba has applied for a work permit in that past and has utility lines that cross both State Route 446 and 305.

WHEREAS, the NYS DOT has provided an alternative to the PERM 17. A Municipal Undertaking, for PERM 1. The PERM 1 satisfies insurance requirements, avoids bonding for some permits, and will be effective indefinitely, unless rescinded by the municipality or the State.

This will alleviate the requirement of filing the PERM 17 with the NYS DOT on a yearly basis.

**NOW THEREFORE BE IT RESOLVED, THAT THE BOARD OF TRUSTEES, HAS AUTHORIZED THE FILING OF THE PERM 1, MUNICIPAL UNDERTAKING, INSTEAD OF FILING THE ANNUAL WORK PERMIT AND INSTEAD OF OBTAINING PERM 17 INSURANCE REQUIREMENTS ANNUALLY,**

**THIS RESOLUTION WAS ADOPTED WITH A MOTION MADE BY TOM TAYLOR TRUSTEE AND SECONDED BY JASON MORRISON, TRUSTEE.**

**ROLL CALL VOTE:**

Mayor James Barnes	Aye__X__	Nay____
Trustee Steve Raub	Aye__X__	Nay____
Trustee Thomas Taylor	Aye__X__	Nay____
Trustee Jason Morrison	Aye__X__	Nay____
Trustee Elizabeth Miller (Not Present)		

I hereby, hereby certify that this is a true excerpt of the minutes from the Board Meeting held on JANUARY 29, 2024 by the Village of Cuba, Allegany County, State of New York, Board of Trustees.

CDBump

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Corine Bump, Clerk/Treasurer

VILLAGE OF CUBA  
RESOLUTION No.2-2024

**AUTHORIZATION TO STANDARDIZE ON NEPTUNE WATER METERS**

WHEREAS, the Village of Cuba is upgrading its water meters to improve water usage monitoring and accuracy; and more efficient data collection; and

WHEREAS, the meter upgrades will require the removal and replacement of the existing water meters in the Village of Cuba water system; and,

WHEREAS, it is critical for system continuity and remote reading capabilities to standardize on a specific make of water meter; and

WHEREAS, the benefit of such standardization is deemed to be in the public interest; and now therefore,

BE IT RESOLVED, that the Village Board of the Village of Cuba authorizes and designates the “Neptune T-10 Water Meter”, as the standardized water meter for the Village of Cuba.

**Moved: Trustee Steven Raub  
Morrison**

**Seconded: Trustee Jason**

**Ayes: Mayor Barnes, Trustee Raub, Trustee Taylor, Trustee Morrison** Nays:

None- Corine Bump Village Clerk

#### **COMMITTEE REPORTS:**

**EV Charging Stations:** Mayor Barnes Spoke about the EV Charging stations. Discussion took place regarding the possible locations and Mayor Barnes stated Kevin White from the Cuba Chamber of Commerce is interested in committing half of the cost of the purchase. Mayor Barnes asked the board to consider movement for the February 20, 2024 meeting. Trustee Taylor asked if any other businesses in the community have expressed an interest in allowing them to be installed on their property. Trustee Morrison expressed concerns of vandalism and understands they need to be centrally located to the business district.

SPW Krzos told the Board he received a call from Allegany County dispatch late Friday 1/26/24- Officer Schostick had called them to notify that a light pole in Genesee Parkway was on fire, causing the majority of the electric service in the park to be “fried”. After SPW Krzos took a look- much of the service will need rewired, and he thinks possibly some new breakers, with an actual outside GFCI outlet on the

poles rather than internal. There are three water leaks in the Village today- with two on Rte 305, and one on Medbury that take precedence to investigating the repair of the service at the park- however he will get a better look later this week or early next week- and work with Clerk Treasurer Bump to find some contacts as to the extent of what repair is needed as he does not think The DPW holds the legal qualifications for the proper repair.

The Village Handbook requires a few updates after the Teamsters Union Contract was approved for June 1, 2023. Clerk Treasurer Bump has been working on some updates that coincide with the contract and has added a few details that have been asked by Board members to add prior to finalizing the updates.

Mayor Barnes asked the Board to consider changing the Organizational Chart from it's current state. He asked to remove the current STP Operator from reporting to the DPW Superintendent on the Organizational Chart as he has not been since June for most job-related duties. Mayor Barnes states that Roman makes his own budget, submits his invoices for monthly Board review and would like the chart altered to report solely to the Board of Trustees.

Mayor Barnes spoke with contact Ken Tronetti regarding the Street Sweeper that was ordered in February of 2022 with a completion/delivery delay due to "Covid". At the time the cost was \$273,588.00 and there is now a cost increase of approximately \$16,000 of which the Village is not required to pay however, with the modifications required to the cab and chassis- the company will be taking a huge loss on the work if they can't reach an agreement with the Village due to the cost increase. The Board members expressed a mutual concern that if an agreement is not reached, the project will continue to be pushed to the back burner and the street sweeper currently requires \$20,000 plus in repairs. Trustee Morrison will reach out the Ken Tronetti and Clerk Treasurer Bump will include the Board in an email with Tom Becker from Rural Development as they are financing the purchase of the street sweeper and have received a grant as well for a portion of the payment.

**TRUSTEE RAUB MADE A MOTION TO APPROVE DISCUSSION BY TRUSTEE MORRISON WITH TRONETTI AND TO PAY AN OVERAGE OF THE COST WITH TRUSTEE TAYLOR OFFERING A SECOND IF**

**DELIVERY CAN BE GUARANTEED BY THE END OF MARCH 2024. ALL IN FAVOR AND THE MOTION CARRIED.**

The board had an in-depth discussion about a water/sewer invoice at the Elm Street Academy. On 10/19/23 following a call from the CRCS business department about an increase in the bill- it was discovered the building had a major leak with their back flow preventer, a data log was performed, SPW Krzos went to the Elm St Academy with Deputy Superintendent Snyder and met with Ryan Lewis the new head maintenance person and it was found the water was leaking directly into the sewer from the backflow preventer. Continued data logs were performed up to as recently as 1/10/24 and it was indicated a repair had been made around 11/29/23-11/30/23 as the usage significantly decreased. DPW Superintendent Krzos spoke with Ryan Lewis and asked him to turn the water off after the workday and over the weekends to conserve the water leaking until a final repair could be made to the plumbing by The School. On 10/19/23 at the time over 1,000,000 gallons had gone through the new meter that was changed out on April 6, 2023. While the meter was listed in the billing software with the number of dials as 7, a correction was made correcting the number of dials-to 8- due to the meter size- and with working with Ti Sales/ Neptune, Members of The Village Board, the School Board, The DPW, and The Clerk's Office- the water went through the meter and into the sewer. There is also video of the leak taken by DPW Superintendent Krzos on file- and is evident with the data logs, the high usage. Unfortunately, after a call with the NYSOSC, the board cannot allow forgiveness of any portion of the bill as the water went through the meter and into the sewer and showing partiality is against the law. They can however, accept a payment agreement making payments with the new budget, and give consideration to a change in the law in the future. Village law is clear that maintaining the plumbing of the building is the responsibility of the property owners, and the repair was not made for more than a month after the School was notified from their inquire why the bill was increased. Clerk Bump noted that she worked with Trustee Talor, Mayor Barnes, and spoke with School Board Member Dave Crowley after he inquired- The invoice that was sent out in January reflects the actual usage, of 1,994,203 gallons of usage (12/6/23) with the payments for the usage reflected, in addition to the quarterly capital charge fee on everyone's invoice. The school paid the bill after the

penalty posting on 12/12/23 reflective of the postmark. Deputy Clerk Sweet had spoken with employees at the school on 10/19/23 and after the leak was found with no return call or payments after 10/19/23. The charge on the meter is accurate as of the usage through the meter on 12/6/23 reading reflecting the prior payments. Mayor Barnes, and Trustee Taylor will set up a meeting with Superintendent Gildemeister and other interested parties for the school later this week or as soon as possible. **TRUSTEE MORRISON MADE A MOTION TO ACCEPT PAYMENTS ON THE ELM STREET ACADEMY WATER/SEWER INVOICE UNTIL THE BILL IS PAID OFF WITH TRUSTEE RAUB OFFERING A SECOND. ALL IN FAVOR AND THE MOTION CARRIED.**

### **OLD BUSINESS:**

Discussion took place about the upcoming 2024-2025 Village Budget and Budget Hearing Dates were set for 2/29/24, 3/12/24, and 3/28 at 6:00 pm at the Village of Cuba, NY- Board Meeting Room.

**NEW BUSINESS:** Meter replacement/ broken meters and plates. SPW Krzos spoke with Code Enforcement Officer Kevin Margerum regarding the way the Village code is written- pertaining to meters/ placement- condition/ breaking- and what can be done to ensure that people maintain their plumbing and stop allowing their meters and meter plates to freeze and break. In one week at the same residence, a property owner's brand new meter froze and broke- a new meter was installed by the DPW and an invoice will be presented for the replacement, however, later in the same week, the same resident's plumbing began to freeze again and the meter plate also froze and broke. That is close to \$1,000 in meter costs with the new meter replaced last year, the new frozen and broken meter, and meter plate- and there is nothing written specifically that says if it happens once okay, but more than once- you have to pay up front for the new parts or your services will be terminated. He asked the Board to update the law to protect the infrastructure and the revenue and expenditures. Clerk Treasurer Bump advised them- they could look at the E Code 360 and do a modified search to look at other municipalities codes for the update to the law.

SPW Krzos stated that even though he is scheduled off for a child's medical needs- he has been working as much as possible to find the leaks indicated by the increase in the well timing, and now that they have been located – and the beginning steps for the repairs are in place- the repairs will continue tomorrow 1/30/24 with portions of NYS RTE 305 shut down with a lent traffic light from NYS DOT, he has been working with NYS DOT, and The Town of Cuba for Shared Services.

Clerk Treasurer Bump presented the Board with information from the new payroll program MCSJ regarding the “HOSTED Platform” as the company had made an error (emails on file clarifying) The Board indicated it was okay for Clerk Treasurer Bump to sign the hosted document agreement and proceed.

Trustee Raub inquired as to the status about the mold in the Village Hall- as Clerk Bump was asked to proceed at the 1/15/24 meeting with working on a repair, and Trustee Taylor stated that he had worked with Mayor Barnes, Clerk Treasurer Bump, Deputy Clerk Sweet, and a company out of Rochester to assess the mold. In speaking with Code Officer Margerum- he referred the Village to a reputable company out of East Aurora that he is familiar with. Deputy Clerk Sweet contacted the business owner and he will be at The Clerk's Office on Tuesday 2/6/24 at 10:00 a.m. to take several test samples. Mayor Barnes, Trustee Taylor, Code Officer Margerum and SPW Krzos will be at the meeting to show where they feel there are areas of concern. Al Pirro, the owner of the Company, expects to take about 4-6 samples and requires payment upon completion of the testing that day with the cost of the visit, testing, and results not to exceed \$1,500.00. Clerk Treasurer Bump will ensure that the company is set up as a vendor and acquire a W-9 before payment is issued. The Board agreed and will wait to see what steps are next. Clerk Treasurer Bump has spoken briefly with the property owners next door to the Clerk's Office at Trustee Taylor's request at the meeting on 1/15/24 in the chance the Clerk's Office might need to relocate if remediation of the mold is required but will wait to proceed further until the testing is completed.

**TRUSTEE TAYLOR REQUESTED AN EXECUTIVE SESSION IN MATTERS LEADING TO THE MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR PERSON OR**

**CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT, EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR REMOVAL OF A PARTICULAR PERSON OR CORPORATION WITHIN THE VILLAGE OF CUBA, NY., AND WITH MORRISON OFFERING A SECOND.**

**4:31 P.M.**

**TRUSTEE TAYLOR MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION AND MOVE BACK INTO REGULAR SESSION MEETING- WITH TRUSTEE RAUB OFFERING A SECOND. ALL IN FAVOR AND THE BOARD BACK INTO REGULAR SESSION. 5:05 PM**

**TRUSTEE TATLOR MADE A MOTION TO ADJOURN WITH TRUSTEE RAUB OFFERING A SECOND. ALL IN FAVOR AND THE MEETING ADJOURNED: 5:06 PM**

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