

Present: Mayor: James Cheney  
Trustee: Greg DeRuyter Trustee: Howard Hughson  
Trustee: Joe DeBrock Trustee: Brian Hemminger

Also Present: Clerk/Treasurer: David Nieskes; DPW: Ken McAllister; Code Enforcement: Brad Dutcher, Wastewater: Carl Peake; Police Chief; John Storer

Also Present: Charlie Aikens; Mary Ann Grier; Woody Travis; and Patricia Hemminger

7:00 PM Regular meeting opened by Mayor Cheney with Pledge to Flag

7:02 PM Public Hearing on proposed budget was opened. No questions or concerns from public.

7:03 PM Public Hearing Closed

Mayor Cheney indicated there is a 2 ½ % increase in the tax levy which involves rebuilding Franklin Street. The proposed budget line item, A2262, had revenue of \$86,000.00 which was over estimated. The proposed budget line item, A2262 will be reduced to \$82,500.00. The appropriated line item, A3410.2 will be reduced to \$25,500.00 to keep budget in balance. Motion by Trustee Hughson, 2<sup>nd</sup> by Trustee DeBrock and unanimously carried to accept the proposed budget as amended.

Charlie Aikens: Charlie brought in a picture of a parking issue at the end of his driveway on Jay Street. There was discussion regarding the parking on Jay Street and it was decided that Trustee/Police Commissioner DeBrock inform Police Chief Storer to start patrolling Jay Street on a routine basis and have illegal parked cars towed. Charlie also inquired if there is a burning ordinance in the village. He was informed that there is a burning ordinance. Charlie left meeting.

Health Insurance: Pat was in attendance to discuss David Nieskes' upcoming insurance change in November. The Village has less than 20 employees enrolled which means that when David turns 65, he will have to go on Medicare. There are different supplemental insurance plans that are available are different costs. The Village will have to come up with a generic health care package for people who go on Medicare but continue to work. No decision was made regarding David's insurance coverage.

#### REPORTS:

8 Banta Street:

1. On Demand Water Heaters: Trustee DeBrock asked if on demand water heaters were discussed for installation in the building. Mayor Cheney informed everyone that these heaters were discussed but are not feasible and too expensive. There is already a domestic hot water system in the building and that will furnish water to the northern part of the building.

DPW:

1. No February report.
2. 11 William Street: The block has been removed and Sunshine trucking will be here on April 13<sup>th</sup> to haul away the debris.
3. Water leak: Readings showed that we might be loosing water. Steve Miles came into village and found two (2) small leaks. Ken has called UFPO and will be repairing these as soon as possible.
4. Transfer Station: Dale at Weslor's will be at Transfer Station on Tuesday, April 13<sup>th</sup> to work on the installation of the new scale which will be used for disposing of couches, chairs, large items, etc. Trash Flow will be charging us \$375.00 for changes allowing us to use this second scale. After the additional scale is installed and working, Ken will pick a date and time to advertise for a large item clean up day.
5. Mayor Cheney asked Ken to stripe the parking lot behind the Phelps Hotel.
6. State Street Signs: Ken received word that New York State DOT was going to replace the signs on Main Street because they have lost their reflectiveness. Due to the fact that New York State is having financial issues, he and Mayor Cheney discussed this issue. Mayor Cheney sent a letter to Senator Nozzolio and Assemblyman Kolb. They will follow through on this issue.

Water:

1. No questions on March report.
2. Paul Chatfield will be coming on Wednesday to discuss the water tank.
3. Melvin Hill Reservoir: Mayor Cheney was approached by Jim DeBoover of DeBoover Farms about the possibility of purchasing the old reservoir or the possibility of getting water from the reservoir. The members present agreed to check into the different scenarios. The first place that should be checked would be the Department of Health.

Wastewater: 1. No questions on March report.

Code Enforcement:

1. No questions on March report.
2. Board discussed the payroll line item which will be running short. They instructed Brad to watch his hours. Brad told board that it is difficult because he gets phone calls and he feels he should assist people immediately. Board said that is fine but maybe the next day cut back on his hours.

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3. Trustee DeBrock questioned a voucher for mileage for training after he got a village truck to use. Brad informed members that the village truck did not have enough gas and he didn't have time to fuel it.
4. Work Permit for 8 Banta Street: Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee DeBrock and unanimously carried to waive the fee for the building permit for the HVAC work that is being at 8 Banta Street (Village owned building).
5. Health Insurance: Brad asked the Board if there was a possibility that he could get on the Village's health insurance policy. The clerk's office will check with Excellus.

Fire Department:

1. No March report
2. Old TP2131 truck: Chief Dole has reduced the price from \$50,000.00 to \$30,000.00. There have been no inquires on the truck.

Police:

1. No March report.
2. There was discussion regarding the purchasing of a new police car. Chief Storer has been looking into this matter and not sure as to which type of vehicle we will purchase. Ford is not making Crown Vic's anymore. Chief Storer also informed the board that the county will be paying for the CAD system license and not the village. The Village will need to buy new computer and equipment for the new car.
3. William Street bridge: It appears there has been more damage to the bridge. We will purchase a camera for that area and get the east side fixed again.
4. Park Place & Pleasant Street: There have been complaints of vehicles parking between the sidewalk and the street. Chief Storer will address the issue.

YP&R:

1. Trustee DeRuyter: Easter Egg Extravaganza was held on April 3, 2010. There was 80 – 90 kids there.
2. August 15, 2010 is the tentative date for the annual picnic.
3. Red Field Park: It is time to open the restrooms and the kitchen.
4. Skate Parks: Mayor Cheney informed the board members that there has been misleading articles and face book messages regarding the Village's involvement in a potential skate park. There will be a discussion meeting held on Monday, April 19, 2010 for open discussion.

Treasurer Rpt:

1. Clerk/Treasurer went over some line items that will run short by May.

Minutes:

1. Minutes of the regular scheduled monthly meeting of March 8<sup>th</sup> and the special meeting held on March 16<sup>th</sup> were tabled until next month's regular monthly meeting.
2. Members received minutes of March 11, 2010 Historic Districts & Structures meeting.
3. Members received minutes of March 24, 2010 Planning Board meeting

Correspondence:

1. Phelps Community Historical Society: April issue
2. Letter from Time Warner (03/30/10): possible changes in station.
3. Letter from Time Warner (03/19/10): channel positions of certain services will change.
4. Phelps Chamber of Commerce March/April issue.

New Discussion:

1. Invoices should be in by the May 10, 2010 board meeting for payment before end of fiscal year.
2. Summer Help: Motion made by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hughson and carried that John Altman be hired as of April 7, 2010. He was hired early because of the mowing that needed to be done. Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hemminger and carried that Tucker Atkinson be hired effective May 3, 2010.

3. Scrap money: DPW turned in over \$3,500.00 scrap material when demolishing the building at 11 William Street. Motion by Trustee DeRuyter, 2<sup>nd</sup> by Trustee DeBrock and carried that this money be used to offset the additional expenses of the demolition of the building. We were going to burn the wood but due to DEC's policy on burning, we are unable to burn the wood. We will have to have it chipped.
4. BDTC grant application: The BDTC has requested that the Village Board do a resolution in support of them submitting a grant application to the New York Street program to obtain grant funds for downtown building renovations and streetscape improvements. Building improvements could include interior and exterior renovations, as well as façade improvements, to help property owners renovate commercial and residential spaces. The proposed target area for the project is the Downtown Historic District including properties on Main Street, Church Street and Exchanges Street.

**RESOLUTION # 13 – 2009/2010**

Resolution made by Trustee Hemminger, 2<sup>nd</sup> by Trustee Hughson:

**RESOLUTION TO SUBMIT A NEW YORK MAIN STREET GRANT APPLICATION**

**WHEREAS**, the New York State Office of Community Renewal (NYSOCR) is offering New York Main Street Grants of up to \$500,000; and

**WHEREAS**, the New York Main Street Program offers grant funding to assist “Main Street” or downtown businesses and property owners, including anchor buildings, with facade and building improvements; and

**WHEREAS**, the New York Main Street Program also offers funding for streetscape amenities; and

**WHEREAS**, the Phelps Business Development and Tourism Council (BDTC) is eligible to apply for New York Main Street funding; and

**WHEREAS**, the target area proposed for grant funding is the Phelps business district; and

**NOW THEREFORE, BE IT RESOLVED**, that the Village of Phelps does hereby enthusiastically support submission of a New York Main Street grant application by the Phelps BDTC for up to \$500,000 in grant funding.

Deputy Mayor Hemminger called vote:

Trustee DeBrock	YES
Trustee Hemminger	YES
Trustee DeRuyter	YES
Trustee Hughson	YES
Mayor Cheney	Abstained (wife owns business on Church Street)

5. Guy Everson's replacement: There was discussion regarding the replacement of Guy Everson. It was decided that the replacement will be a Public Works Maintenance Assistant. This person will be hired with the understanding that the main responsibility would be working in the Wastewater Plant. He would also assist the DPW department when needed. This position would also involve getting the proper training/licenses to operate the Wastewater department.

6. Un-Paid Water/Sewer: Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hughson and unanimously carried authorizing the clerk's office to send un-paid water, sewer payments and lawn maintenance charges to Ontario County for re-levying on to the June 2010 village taxes.

Woody Travis: Mr. Travis was in attendance to make comments regarding our police department. He witnessed an accident last week and was concerned because there were children involved. He said that he never sees our police car around the village. He suggests that even if we just parked the car downtown, that it might cut down on the speeding through the village. The information during the discussion will be conveyed to Chief Storer.

Old Discussion: 1. Status of easement with resident on Clifton Street: Brian to approach Clark Surveyors

2. PCC Building – To Do List: Carl to review the list and report.
3. Water Tank: Carl Peake is still getting cost from other companies.
4. Ron Brand’s Code revisions: Mayor Cheney informed members present that the Planning Board is looking at one more workshop and then having a workshop with the board.
5. Moving gate at Transfer Station
6. Planning Board needs to look at zoning at Quarry Street
7. Stainless Steel sink
8. Code Enforcement: inter municipal agreement

Transfers: None

Vouchers: Motion by Trustee Hughson, 2<sup>nd</sup> by Trustee DeRuyter and carried to pay vouchers except voucher for \$107.50 payable to Greg DeRuyter and voucher payable to Brad Dutcher for \$35.00.  
 Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hughson and carried to pay voucher payable to Greg DeRuyter for \$107.50. Greg DeRuyter abstained.

Abstr#11	General	Ck #'s: 10710 – 10761	In the amount of:	\$28,030.48
Abstr#11	Water	Ck #'s: 10136 – 10147	In the amount of:	\$ 2,167.95
Abstr#11	Sewer	Ck #'s: 10240 – 10262	In the amount of:	\$83,718.17

9:40 PM Executive Session: Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hughson and unanimously carried by members present to go into Executive Session and invite Clerk/Treasurer Nieskes to discuss a personnel issue.

10:30 PM Motion by Trustee Hughson, 2<sup>nd</sup> by Trustee DeBrock and unanimously carried to go out of Executive Session.

- 1.) Personnel issue turned over to Deputy Mayor and Personnel Committee
- 2.) Trustee Hemminger suggested that employees keep track of their functions by time. This was in agreement by members present.
- 3.) Issues regarding police appearance, lack of tickets, etc. be discussed with Chief Storer. Trustee DeBrock will follow through on these matters
- 4.) Motion by Trustee Hughson, 2<sup>nd</sup> by Trustee Hemminger carried to pay voucher payable to Brad Dutcher for mileage. Trustee DeBrock opposed.

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Adjournment: 10:40 PM: Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee DeBrock and carried by members present to adjourn the meeting.

Respectfully submitted,

David Nieskes  
 Village Clerk/Treasurer