

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

Also Present: Clerk/Treasurer: David Nieskes; Deputy Village Clerk/Treasurer: Jill Seifert; Deputy Clerk/Treasurer: Melissa Westfall; DPW: Ken McAllister; Wastewater: Carl Peake;

Also Present: Mary Ann Gier; Michele Dorr; and Heather DeRuyter (Bright Beginnings Early Learning Center) 07:55 pm

7:00 PM Regular meeting opened by Mayor Cheney pledge to the flag

Michele Dorr: Michele is proposing the Village invest in pedestrian crosswalk signs in three (3) village crosswalk areas. The suggested placement would be at Banta Street, Exchange Street, and Wayne Street. The initial upfront cost would be \$600.00 - \$1,200.00. The signs would possibly need replacing every 5 – 10 years. DPW Ken McAllister will check with NYS DOT to see if they are allowable on a state highway.

Mary Ann Gier: She was wondering why during “Phelps Days” that the ad for the pizza was only for village residents. Trustee Hemminger explained that the pizza was sponsored by the Village and therefore could not be offered to everyone. Mayor Cheney informed her that the purpose of the event was to get village residents together.

#### REPORTS:

##### Community Center:

1. New heating system: Carl Peake was discussing the new system with HALCO employees and they informed him that they are approximately 6 hours behind schedule. Boiler: Mayor Cheney would like Ken McAllister and Carl Peake to come up with options by next board meeting on how we are going to handle the BOCES wing with heat/air conditioning. The plan is to eliminate the existing boiler system as soon as possible.
2. HVAC maintenance agreement: Mayor Cheney informed members present that there is a maintenance agreement and would like the board to think about it and discuss at next month's meeting.
3. Bright Beginnings lease agreement: This lease was a modified lease from other leases. The members present discussed the P.C.C.'s lease agreement with sub-tenant Bright Beginnings. The first paragraph should state that the “Owner is the Village of Phelps”. There was discussion regarding the use of the gymnasium and the kitchen. Heather explained that she would use the kitchen between 8:00 – 9:30 am. and 1:00 pm – 2:30 pm. She discussed this with Bill Krise and there does not seem to be any scheduling issues. There was a question discussed if we should charge for the use of the kitchen. After the discussion, there was a motion made by Trustee Hemminger, 2<sup>nd</sup> by Trustee DeBrock that there is a non exclusive use annual fee of \$260.00 for the use of the kitchen. This would apply for any tenant or sub-tenant. Trustee DeRuyter abstained due to a conflict (wife is running this program) and Mayor Cheney voted in favor of motion. There was discussion regarding the use of the gymnasium. Heather would use the gymnasium between 9:00 – 10:30 am and 3:30 – 5:00 pm. She also discussed this with Bill Krise. There would not be an annual charge because she could make other arrangements for other areas for her required gymnasium time.
4. Ramp: The clerk's office was asked by the Child Advocacy Center about the possibility of using a portable ramp at the rear entrance of the BOCES wing. They would pay for it and also store it when not in use. There was a question of the ramp being ADA compliant. This matter will be handled through Ken McAllister.
5. Cafeteria Floor: There was discussion and the feeling of the board was to go with a poured floor. Carl Peake and Ken McAllister to get quotes and present them at next month's board meeting.

William St. Park 1. Stones/Rocks: These will be left where they are located at the east and west entrances. Next time DPW needs to work in the area, they can move them.

DPW 1. July report: There was a question regarding the moving of a hydrant at Phelps Cement. Ken informed the members present that the fire hydrant got hit by a tractor trailer. He decided to move it so this would hopefully reduce the chance of getting hit in the future. He was not asked by Phelps Cement to move the hydrant.  
2. Miller Avenue: The repair is scheduled for this year.

Red Field Park: 1. The light in the pavilion is not working. Carl Peake will look at it this week.

Water / Wastewater: 1. July report: no questions  
2. Water tank: The paper work that Jason (Chatfield Engineer's) sent was of no use. It was not the actual bid specifications. Carl or Ken will contact Chatfield's.

3. Sewer unit charge: Received a letter from Gary Sheppard asking to reduce his sewer unit charge from two (2) units to one (1) unit at 33 Church Street. He has disconnected the upstairs sewer pipes. Carl Peake has inspected it and informed members present that the pipes have been disconnected. He also informed the board that the cupboards are still there but Gary said he will be removing them after he gets the downstairs fixed up. Motion by Trustee DeRuyter, 2<sup>nd</sup> by Trustee Hemminger and carried by members present to reduce 33 Church Street from two (2) sewer units to one (1) sewer unit effective with the August billing.

Code Enforcement:

1. July report: no questions

Fire Department:

1. No July report.
2. The old fire truck (TP2131) has been sold and has left New York State for Georgia.

Police:

1. No July report.

YP&R:

1. Nothing to report.

Treasurer Rpt:

1. No questions on July's report.

Minutes:

1. Minutes of the July 11, 2011: Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hemminger and carried by minutes present to accept the minutes.
2. Minutes of the July 22, 2011 Special Meeting: Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee DeBrock and carried by minutes present to accept the minutes.

Planning Board:

1. Resignation: Ty Allen gave notification that he is resigning immediately from the Planning Board. Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee DeRuyter and carried by members present to accept Ty's resignation.

Correspondence:

1. Time Warner: Letter (08/01/11) regarding possible station changes.
2. Phelps Chamber of Commerce July/August newsletter

Old Discussion:

1. Status of easement with resident on Clifton Street.
2. Security at 8 Banta Street.
3. Code Enforcement – Municipal agreement.
4. Change Rest Haven law to no parking.

Transfers:

None

Vouchers:

Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee DeRuyter and carried to pay vouchers: (with the exception of voucher payable to Colacino's for \$7,780.78 (the lights have not been delivered).

Abstr#03	General	Ck #'s: 11603 – 11673	In the amount of:	\$ 41,941.38
Abstr#03	Water	Ck #'s: 10316 – 10329	In the amount of:	\$ 3,980.48
Abstr#03	Sewer	Ck #'s: 10545 – 10563	In the amount of:	\$ 5,733.48

MACK Truck Class: Ken McAllister informed members present that MACK trucks is putting on a class Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee Hemminger and carried by members present approving sending Gene Walters to this class.

Adjournment: 9:20 PM: Motion by Trustee DeBrock, 2<sup>nd</sup> by Trustee DeRuyter to adjourn the meeting.

Respectfully submitted,

David Nieskes  
Village Clerk/Treasurer