

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; Waste Water: Carl Peake; Police Chief: John Storer
Also Present: Phelps Community Library: Ginny Konz and Mary Ann Gier
Also Present: Charles Aikens

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

Library: At last month's regular monthly board meeting, the Library wrote a letter to the board requesting a parking spot or couple of parking spots for library parking. At the December meeting the board refused their request. If we did it for the library, then other tenants might request the same. Ginny informed the members that this request came from patrons of the library. This would be a courtesy thing and hopefully people would respect the sign/signs. Trustee DeBrock said that we are trying to be fair to everyone. If we do it for one, we would have to honor all similar requests. Ginny said that short term parking signs would probably be sufficient. This would allow patrons to park, drop off books, and leave. The board decided to have two (2) signs installed indicating 10 minute parking only, if Ken McAllister has any in stock. If there are none in stock, we will order two (2) signs indicating 15 minute parking only. These two spots will be located in the parking lot, facing north toward the building, where the sidewalk slopes down toward the building.

Police: Charles Aikens was in attendance to discuss our village police department. He asked why we have a police department. His main complaint is parking on Jay Street. Every time he needs an officer, he ends up calling Ontario Sheriff's department. Then he has to wait until they arrive and by that time, the people have moved their vehicles. He feels our police department is a waste of taxpayer's money. Mayor Cheney told him that we only have a part time force. It would be too expensive to contract with the county. Trustee DeRuyter asked if there were specific times and Charlie indicated there were not specific times. Mayor Cheney told him to continue doing what he is doing. Trustee Hemminger asked Chief Storer to relay Charlie's concerns to his patrolmen and start patrolling Jay Street as much as possible.

REPORTS:

8 Banta Street: 1. Doors: The exterior door replacements project has been started. Marble Glass will finish the last door sometime this week. Then they have to do the final trim and adjustments.

DPW: 1. No December report.
2. Transfer Station new employee, John Walti, is working out fine.
3. Budget Information: re-doing Franklin Street will cost approximately \$108,000.00 for a 26ft wide street and approximately \$98,000.00 for a 24ft wide street. Ken also asked the board to think about granite.

Water: 1. No questions on December's report.

Wastewater: 1. No questions on December's report.
2. No serious issues except for freezing water which usually happens at this time of year.

Code Enforcement:
1. No questions on December's report.
2. Municipal agreement: Brad feels there is a need for a municipal agreement in case he is not available. Mayor Cheney will discuss this issue with the mayor from Newark to see if they would be willing to participate in a municipal agreement.
3. Brad has been working on year end reports.
4. Mayor Cheney reminded Brad about his hours and he must try to stay within his budget
5. Mayor Cheney reminded Brad to start using the Village of Phelps truck that is available to him
6. Trustee DeBrock brought up the issue of abandoned vehicles.
7. Fire Department NFPA access to books: Brad informed the board that the fire department should have access through the computer to acquire books for fire inspections. Brad will contact Chief John Dole regarding this matter. If available, we would not have to pay for these books.

Fire Department: 1. No questions December's report.
2. Mayor Cheney informed members that the smoke detector program will be starting around February 1, 2010. The members of the department will be going door to door to inspect existing smoke detector/detectors or upgrade to new detectors.

Police: 1. No questions on December's report.

YP&R: 1. Trustee DeRuyter informed the members that nothing is planned in the near future.

Treasurer Rpt: 1. Some transfers needs to be done. These will be discussed further in minutes.

- amended.
2. Create new position: Motion by Trustee Hemminger, 2nd by Trustee Hughson and unanimously carried to create another position of Transfer Station Operator – Part time, Substitute.
 3. To clarify the section, Transfer Station, in the December 21, 2009 minutes, the Board did not intend to hire Robert Bengé at this time. The position has not been created.

- Correspondence:
1. Letter from Time Warner (12/29/09): possible channel changes
 2. Phelps Community Historical Society: January issue
 3. Received copy of Resolution #787-2009 from Ontario County Board of Supervisors: requesting the Treasurer of Ontario County to collect the village's 2009 – 2010 un-paid village taxes.
 4. Letter from Time Warner (12/15/09): rates are increasing.
 5. Conference of Mayors 2010 Winter Legislative meeting to be held in Albany, February 21 – 23rd.

- New Discussion:
1. Health Insurance: There will be a special meeting on Monday, January 25, 2010 at 5:00 pm with the employees to discuss a new health insurance coverage plan.
 2. Employee/Volunteer dinner: Schedule for Saturday, January 23, 2010.
 3. Proposed Fire Contract with Town: There were no issues or concerns with the contract from the Village Board. The Town Board is having a public hearing on it this evening. This will be placed on next month's agenda for discussion upon the outcome of the Town's public hearing.
 4. Proposed Town Fire Contract: Motion by Trustee Hemminger, 2nd by Trustee DeRuyter and unanimously carried authorizing Mayor Cheney to sign contract upon his approval after he reviews the proposed contract.
 5. Registrar of Vital Statistics: Motion by Trustee Hemminger, 2nd by Trustee Hughson and unanimously carried appointing Town Clerk Linda Nieskes as Registrar of Vital Statistics.
 6. Election Inspectors: Motion by Trustee DeRuyter, 2nd by Trustee DeBrock and unanimously carried appointing Pat Hemminger and Theresa Ross as Election Inspectors for the Village election to be held on Tuesday, March 16, 2010 at a rate of \$9.50/hour and appointed Mary Jane Bree as alternate at same pay rate.
 7. Sandwich board signs: DPW Superintendent McAllister informed the members present that the other day when he was cleaning off the sidewalks downtown, there were eight (8) sandwich board signs and antiques on the sidewalks. A letter will be sent by the clerk's office to the business owners informing them that during the winter month's, if the sidewalk has not been cleared, not to put their signs out on the sidewalk.
 8. Rubbish behind Phelps Hotel: Clerk's office received a call from owner of Phelps Hotel stating that someone left furniture and junk behind the hotel. The board members agreed that there is nothing the village can do because that is private property. Clerk's office will notify Joanne.
 9. Overnight Parking: DPW Superintendent McAllister informed board members of cars and a utility trailer being parked in the parking lot just north of the Community Center, off Banta Street. Clerk's office will send a notification letter 12 Banta Street, 9 Banta Street, and 144 Main Street to remove these vehicles or they will be towed. They are being parked on private property and interfering with snow plowing.
 10. Amber Fence: Mayor Cheney received an e-mail from resident at 133 Main Street regarding the purchase of Amber Fence property by the Mary Preston Foundation Fund and then being turned over to the village. The resident expressed her negative feelings and stated her property line goes back to the road and runs to the Old Mill's loading dock. Our map indicates the property line borders Tyman's property and not hers. She also stated that she would like to be informed of any future meetings regarding future plans. At this time, there have not been any previous meetings regarding Amber Fence property. The board discussed this and their decision was to continue with the project and the residents will be informed of any upcoming meetings.

- 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
 5. Moving gate at Transfer Station
 6. Planning Board needs to look at zoning at Quarry Street

Transfers: Motion by Trustee DeBrock, 2nd by Trustee Hughson and unanimously carried authorizing the following transfers:

TO:	FROM:	AMOUNT:
A1950.4	A1990.4	\$760.00
F9040.8	F1990.4	\$ 32.44

Vouchers: Motion by Trustee Hemminger, 2nd by Trustee Hughson and carried to pay vouchers with the exception of voucher payable to Clark Surveyors.
 Motion by Trustee DeRuyter, 2nd by Trustee DeBrock and carried to pay voucher to Clark Surveyors. Trustee Hemminger abstained.

Abstr#08	General	Ck #'s: 10547 – 10595	In the amount of:	\$50,114.72
Abstr#08	Water	Ck #'s: 10101 – 10110	In the amount of:	\$ 4,985.64

Abstr#08	Sewer	Ck #'s: 10189 – 10206	In the amount of:	\$ 9,593.67
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Executive Session: 8:55 PM: Motion by Trustee Hemminger, 2nd by Trustee DeBrock and unanimously carried to go into Executive Session to discuss a personnel issue and invite DPW Superintendent McAllister, Waste/Water Carl Peake, Clerk/Treasure Nieskes and Deputy Clerk/Treasure Seifert.
9:25 PM: Motion by Trustee Hughson, 2nd by Trustee Hemminger and unanimously carried to come out of Executive Session.
There were no decisions made during session.

Adjournment: 09:35 PM: Motion by Trustee DeBrock, 2nd by Trustee Hughson and carried by members present to adjourn the meeting.

Respectfully submitted,

David Nieskes
Village Clerk/Treasurer