

TOWN OF PHELPS REGULAR TOWN BOARD MEETING MINUTES
JULY 12, 2010

MEMBERS PRESENT: Norman Teed Supervisor
 Carl Beechler Councilman
 Doris Day Councilwoman
 John Dole Councilman
 Dennis King Councilman
 Linda Nieskes Town Clerk
 Terry Featherly Highway Superintendent

PUBLIC ATTENDANCE: See listing in minutes book.

CALL TO ORDER: Supervisor Teed called the meeting to order at 7:00 PM.

PLEDGE OF ALLEGIANCE: Councilman King led the meeting with the Pledge of Allegiance.

PUBLIC PARTICIPATION: Ginny Konz, Phelps Community Library Board, spoke to the Town Board regarding the need for an increase in funding from the Town. They decided to come to the Board before we started our Budget process. Mrs. Konz said a summary was distributed to the Board Members prior to the meeting and she distributed a copy of the literature that is being sent out to the public for their annual appeal (both attached). Mrs. Konz said Library usage is up and about 80% of that increase is Town residents. She said the Library Board is asking for an increase of \$1,000.00 for this year. Mrs. Konz thanked the Board for their time.

APPROVAL OF THE JUNE 14, 2010 REGULAR TOWN BOARD MEETING MINUTES: Councilwoman King, offered the following Resolution. RESOLVED that, the June 14, 2010 Regular Town Board Meeting Minutes be approved as written. The Resolution was seconded by Councilwoman Day, who moved its adoption. 5 AYES. Motion carried.

RESOLUTION: Approve Standard Workday and Reporting Resolution (see attached).

RESOLUTION: Approve Preparing Justice Audit (see attached).

RESOLUTION: Approve Highway Superintendent Featherly's Attendance at the Fall Conference (see attached).

RESOLUTION: Approve Petition for Speed Reduction on South Marbletown Road (see attached).

HIGHWAY: Highway Superintendent Featherly gave his report for the month of June 2010 (see attached).

Superintendent Featherly said we need to cut the bank back on Bohner and Maryland Roads. He said the road curves and you cannot see traffic coming off that corner. He

said some trees would also have to be taken down. He said Galbraith's own the property and they have no problem with it. He said the problem is we will have to go off the right

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of way to do this. He said he needs the Board's permission to go off the right of way. Councilman Dole asked if the Highway Crew would be able to take the trees down with our equipment and not have to hire it done. Superintendent Featherly said yes we would. Councilman King asked how far off the right of way they would have to go. Superintendent Featherly said he did not think it would be too far. Councilman King said he is concerned about our liability. He said he wondered if we had some sort of form we could have signed by the property owner in case something happened. Supervisor Teed said we will run it by Attorney Jeff Graff. He asked for a motion to allow the Highway Crew to do this with the Attorney's approval.

Councilman King moved to allow the Highway Crew to go off the right of way to cut back the bank at the intersection of Bohner and Maryland Roads if it is agreeable with the Town Attorney. Councilman Dole seconded the motion. 5 AYES. Motion carried.

ZONING REPORT: The Zoning Report for the month of June 2010 is on file in the Town Clerk's office.

MONTHLY REPORT: The Town Clerk's June 2010 report was reviewed by the Board Members for their approval.

DISCUSSION WITH THE SUPERVISOR: A) Councilwoman Day asked where we stand on the Melvin Hill Water District and Griffith Road expansion. Supervisor Teed said it is in our Grant Writer, Stu Brown's hands. He said we have just finished gathering information he requested, a copy of our Comprehensive Plan, Financial Report and our DUN number. He said that will be mailed out to him tomorrow morning. He said it is in the process.

B) Supervisor Teed said the Rt. 318/Rt. 14 Project is moving forward and the Town of Junius now wants to get back in on it after politics have changed there. He said hopefully we can get that underway because we have been working on it for 4-1/2 years.

C) Councilwoman Day asked about the litigation against JR Engineering. Supervisor Teed said nothing is happening. He said Mr. Russell has moved again. He said we do have a bill from Chamberlain D'Amanda this month, the smallest amount we have been billed so far; and hope it is the last one.

OPEN FORUM: Supervisor Teed asked if anyone wished to address the Board. Everyone thanked Mary Ann Gier, a Village resident, for bringing in the delicious cookies. Everyone enjoyed them.

NEXT TOWN BOARD The next Town Board Meeting will be Monday, August 9, 2010 at 7:00 PM. The meeting will be held at the Phelps Town Court/Meeting Room, 1331 Rt. 88, Phelps.

BILLS: Councilwoman Day made the following Resolution. RESOLVED that
PREPAID GENERAL "A" - #200 - #204 in the amount of \$4,919.86,
GENERAL "A" - #205 - #226 in the amount of \$24,792.33,
PREPAID GENERAL "B" - #53 in the amount of \$83.66,
GENERAL "B" - #54 - #57 in the amount of \$1,481.85,

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PREPAID HIGHWAY "DB" - #133 in the amount of \$3,942.46,
HIGHWAY "DB" - #134 - #160 in the amount of \$26,546.84,
PREPAID SEWER - #17 in the amount of \$46.22,
PREPAID ORLEANS WATER DISTRICT - #23 in the amount of \$16.79,
PREPAID SPAFFORD RD. WATER DISTRICT - #14 in the amount of \$66.05,
SPAFFORD RD. WATER DISTRICT - #15 in the amount of \$28.19,
PREPAID MELVIN HILL RD. WATER DISTRICT - #20 - #21 in the amount of
\$5,905.75,
PREPAID TRUST & AGENCY - #20 - #22 in the amount of \$2,106.17 be approved.
Superintendent Featherly asked that two bills, Voucher #157 and #160, be pulled and not
paid. There was discussion regarding the request. Town Clerk Nieskes said she did not
think the bills could be pulled because the abstracts had already been done. She said she
would talk to Bookkeeper Middlebrook regarding the 2 bills. The Resolution was
seconded by Councilman King, who moved its adoption. 5 AYES. Motion carried.

ADJOURNMENT: Councilman King offered the following Resolution. RESOLVED that, the meeting be
adjourned. The Resolution was seconded by Councilwoman Day, who moved its
adoption. 5 AYES. Motion carried.

TIME: 7:40 PM.

Respectfully submitted,

Linda B. Nieskes
Town Clerk