

MARCH 8, 2010 REGULAR TOWN BOARD MEETING MINUTES

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

PUBLIC ATTENDANCE: See listing in book.

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

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

PUBLIC HEARING-LOCAL LAW #1, 2010 ESTABLISH A SECOND MORATORIUM ON MINING OPERATIONS: Supervisor Teed called the Public Hearing to order at 7:01 PM. He asked the Town Clerk to read the Public Notice that appeared in the Finger Lakes Times, the Town's official newspaper. Supervisor Teed asked if anyone wished to address the Board either for or against this Local Law. He asked a second time.

MICHAEL LEWIS, HANSON AGGREGATES: Mr. Lewis wanted to know what brought about the need for this Local Law. Supervisor Teed said the Mining Committee we formed to review our zoning and mining regulations has not completed the project as yet. He said it will probably take them another 3-4 months to complete this. He said the Committee has lost 3 members, 2 to death and 1 decided not to continue on the Committee. Our attorney recommended another year's moratorium; however, if it is completed before that, we can lift it. He said it is just to give the committee more time.

JOYCE MITCHELL, PEARL ST. EXT., CLIFTON SPRINGS: Mrs. Mitchell said this law is not meant to stop or curtail mining in the Town. She said it is to bring all operations into concert as one.

MICHAEL LEWIS, HANSON AGGREGATES: Mr. Lewis read some excerpts from the New York Construction Materials Association Position Paper on Aggregate Planning (copy attached).

JOYCE MITCHELL, PEARL ST. EXT., CLIFTON SPRINGS: Mrs. Mitchell told Mr. Lewis that they have a geologist on the team.

Supervisor Teed said this is an issue the Town of Phelps has dealt with for many years. He said we use to think it was a blessing to have the gravel anywhere we wanted to dig it up; but now it is getting to a point where they are digging

everything and we need to get some control on it and this is what we are trying to do. Supervisor Teed asked twice if anyone wanted to speak either for or

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against this local law. There was no further comment. Supervisor Teed closed the Public Hearing at 7:12 PM.

PUBLIC PARTICIPATION: None

CORRECTIONS TO THE FEBRUARY 8, 2010 REGULAR TOWN BOARD MEETING MINUTES: Councilwoman Day, offered the following Resolution. RESOLVED that, the February 8, 2010 Regular Town Board Meeting Minutes be approved as written. The Resolution was seconded by Councilman King, who moved its adoption. 5 AYES. Motion carried.

RESOLUTION: Approve Second Moratorium on Mining (see attached).

RESOLUTION: Schedule Public Hearing on Local Law #2 of 2010, Amending a Portion of the Town of Phelps Zoning Map (see attached).

RESOLUTION: Approve Purchase of Current Copier (see attached).

RESOLUTION: Approve Water Superintendent's Attendance at Conference (see attached).

HIGHWAY: Highway Superintendent Featherly gave his February 2010 Highway Report. Councilwoman Day complimented Superintendent Featherly on what great condition the Town of Phelps roads were in during the last snowstorm. She said she had traveled on some Wayne County roads and ours were much better here. John Phillips said he lives in Wayne County and he has to travel to Phelps at 4:00 in the morning. He said the roads in Phelps are very well maintained. Superintendent Featherly thanked them for their comments.

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

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

DISCUSSION WITH THE SUPERVISOR: A) Supervisor Teed said we had Bob Kloepfel come to the Town Hall to install the Assessor's new computer. He read the invoice that Mr. Kloepfel sent for doing the work. He did not charge anything for the 2.25 hours it took him to do the install. The Board requested that the Town Clerk send Mr. Kloepfel a thank you letter for his generosity.

NEXT TOWN BOARD MEETING: The next Town Board Meeting will be held Monday, April 12, 2010, at the Phelps Town Court/Meeting Room, 1331 Rt. 88, Phelps at 7:00 PM.

OPEN FORUM: Supervisor Teed asked if anyone wished to address the Board. There was no discussion.

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BILLS: Councilwoman Day offered the following Resolution. RESOLVED that the following bills:
GENERAL "A" - #60 - #93 IN THE AMOUNT OF \$46,424.37,
GENERAL "B" - #20 - #25 IN THE AMOUNT OF \$5,179.63,
SEWER - #6 - #7 IN THE AMOUNT OF \$184.29,
HIGHWAY "DB" - #34 - #52 IN THE AMOUNT OF \$23,527.13,
WHITE ROAD WATER DISTRICT #5 - #6 IN THE AMOUNT OF \$19.50,
RT. 96/488 WATER DISTRICT - #6 - #10 IN THE AMOUNT OF \$5,981.10,
ORLEANS WATER DISTRICT - #8 - #11 IN THE AMOUNT OF \$1,908.25,
SPAFFORD RD. WATER DISTRICT - #3 - #6 IN THE AMOUNT OF \$384.54,
MELVIN HILL WATER DISTRICT - #5 - #9 IN THE AMOUNT OF \$208.58,
PREPAID TRUST & AGENCY:
SF1 PHELPS FIRE DEPT. \$81,788.69
SF2 CLIFTON SPRINGS FIRE DEPT. 40,305.91
SF3 OAKS CORNERS FIRE DEPT. 68,494.47
TRUST & AGENCY - #8 - #10 IN THE AMOUNT OF \$2,171.47 be paid.
The Resolution was seconded by Councilman Beechler, who moved its adoption. 5 AYES. Carried.

OPEN FORUM: Supervisor Teed asked if anyone wished to address the Board. There was no discussion.

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

TIME: 7:33 PM.

Respectfully submitted,

Linda Nieskes
Town Clerk