

TOWN OF PHELPS REGULAR TOWN BOARD MEETING MINUTES
MAY 10, 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 Dole led the meeting with the Pledge of Allegiance.

PUBLIC PARTICIPATION: None.

CORRECTIONS TO THE APRIL 12, 2010 REGULAR TOWN BOARD MEETING MINUTES: Councilwoman Day, offered the following Resolution. RESOLVED that, the April 12, 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 Increase in Water Rates Effective July 1, 2010 (see attached).

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

Superintendent Featherly said we received the following money from the auction of equipment: \$28,500 for the 2001 MACK truck w/wing and plow, \$4,300 for the 1981 John Deere 401B Tractor, \$450 for the 1996 MB 8 ft. broom, \$1,100 for the 1974 trailer, and \$1,000 for the 2003 5 ft. Woods rear mount mower. He said it was a total of \$35,350.

Superintendent Featherly said he would like to add DeWindt Road to his 284 Agreement. He said they are going to oil and stone it.

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

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

DISCUSSION WITH THE SUPERVISOR: A) Supervisor Teed said the Memorial Day Parade will be held on Monday, May 31, 2010. Those participating in the parade have to be at the American Legion on Rt. 96, Phelps at 10:30 AM. The parade will commence at 11:00 AM.

Those participating in the parade are: Supervisor Teed, Councilman Beechler, Councilwoman Day, Councilman Dole. The Legion will provide cars for us.

B) Supervisor Teed reminded the Board that the Sulphur Springs Festival Parade will be Saturday, June 5, 2010 at 6:00 PM. Line up for the parade will be at 5:30 PM. Those participating this year will be Supervisor Teed, Councilman King, Councilman Dole and Councilwoman Day. The Town Clerk will notify the Parade Chairman.

C) Supervisor Teed said there were some questions at our last meeting regarding the PhelpsNY website. He asked Clerk Nieskes to explain. Clerk Nieskes said the site had been changed. She said when you first go into the site you have to go down to the bottom of the page and click on Town of Phelps to get to that information. She said the minutes for the Town are also up-to-date. Superintendent Featherly asked if the e-mail address for the Highway Department was corrected. Clerk Nieskes said it was.

D) Supervisor Teed asked Councilman Beechler to give an update on the Ag Committee. Councilman Beechler said the Committee met on April 28, 2010. He said he would just go over some of the highlights that were discussed. He said they discussed many different issues that people might have with their wells. He said some of the issues were leakages, road salt near the wells. He said he thinks the consensus of the group is we would like to write something to require farmers to come in and seek a permit if they are going to do any manure storage. He said part of the problem is there is not a lot of clear definition in the Ag and Markets or DEC rules as far as what someone can do. He said the farmers have never had to come in to a file a permit for some of these things; but according to Jim Peck, he knows of one Town that does have this in place. He is going to try to find out what the name of the town is. Councilman Beechler also stated that they may check with the Association of Towns because they may know of other municipalities that have these regulations for farmers that relate to this. Supervisor Teed asked if he was going to address anything like the issue with the feed lots. Councilman Beechler said yes they are. He said things are stabilized out on Toll Rd. He asked Ms. Simmons if that was true. Ms. Simmons said she thought so. She said she is still concerned about the feed bins by the creek and the run-off into the Scout Camp. Councilwoman Day asked if they were doing any butchering out there. Ms. Simmons said she had not seen any. Councilman Beechler said their next meeting would be Wednesday, June 16, 2010 at 6:00 PM at the Phelps Town Hall.

E) Supervisor Teed thanked the Town Highway and Ontario County Highway for paving the Town Court parking lot. He said we saved a great deal of money by doing it that way. He said the only cost to the Town was materials. He said he would estimate we saved the Town about \$20,000. He said he will be sending a letter to the County Highway thanking them for their help. He said we tore out all the old overgrown shrubbery from the Court. He said you have to be careful of what you plant back in there because of the heat off the blacktop. Supervisor Teed said CornerStore Outdoor Services does all of our mowing and yard work, so he asked them for an estimate. They submitted an estimate for topsoil,

4 Compact Burning Bushes, 4 Gold Flame Spirea, 6 Stello d'oro Daylilies and install black diamond mulch for \$690.20.

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Councilman Dole moved to have CornerStone Outdoor Services fill in top soil and plant the bushes and flowers as listed above for an amount not to exceed \$690.20. Motion was seconded by Councilwoman Day. 5 AYES. Motion carried.

Supervisor Teed said after that is done, Mike Vienna will stripe the parking lot. He said he would help Mike lay it out. Councilman Beechler said a pad should be poured at the side door for prisoners to come in and out of the Courthouse. Supervisor Teed said he had talked with Justice Fisher regarding that and he asked if a pad could be poured there and also install a code entry at that door, so the Deputies could bring the prisoners in that way.

OPEN FORUM:

Supervisor Teed asked if anyone wished to address the Board.

RON ALLEN, STRYKER ROAD, CLIFTON SPRINGS: Mr. Allen asked what we were using the pipe on Melvin Hill for. Supervisor Teed said it is for the DeBoover Farm. He stated their spring was going dry so they have been hauling water. He said they have permission from the Village of Phelps to buy water from them. He said that is all being done and paid for by the DeBoover Farm.

Supervisor Teed said CornerStone Outdoor Services has agreed to add Pinewood Cemetery and the Pump House onto their Town of Phelps mowing schedule at no additional cost. Mr. Eldridge of CornerStone asked how many times the Pinewood Cemetery has to be mowed per year. Supervisor Teed told him we are required to mow it at least once. He said it does not grow very fast because it is very shaded.

Supervisor Teed asked if anyone else wished to address the Board. There was no more discussion.

NEXT TOWN BOARD

The next Town Board Meeting will be Monday, June 14, 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
GENERAL "A" - #130 - #160 in the amount of \$41,072.83,
GENERAL "B" - #35 - #41 in the amount of \$1,037.13,
HIGHWAY "DB" - #83 - #104 in the amount of \$42,414.50,
SEWER - #10 - #12 in the amount of \$20,433.07,
WHITE RD. WATER DISTRICT - #10 - #11 in the amount of \$24.20,
RT. 96/488 WATER DISTRICT - #18 - #21 in the amount of \$106.55,
ORLEANS WATER DISTRICT - #16 - #18 in the amount of \$56.82,
SPAFFORD RD. WATER DISTRICT - #11 in the amount of \$5.65,
MELVIN HILL RD. WATER DISTRICT - #14 in the amount of \$41.60,

TRUST & AGENCY - #14 - #16 in the amount of \$1,231.27 be approved. The Resolution was seconded by Councilman King, who moved its adoption. 5 AYES. Motion carried.

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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: 7:34 PM.

Respectfully submitted,

Linda B. Nieskes
Town Clerk