

Present: Mayor: James Cheney Trustee: Brian Hemminger
Trustee: Greg DeRuyter Trustee: Howard Hughson

Absent: Trustee: Joe DeBrock

Also present: Clerk/Treasurer: Jill Seifert; DPW Superintendent: Ken McAllister, WWTP Operator: Adam Lotyczewski; Code Enforcement Officer: Jim Murphy; Police Chief: John Storer & Fire Chief: Ron Nieskes.

Public: Tom Mitchell

Mayor Cheney opened the meeting with the pledge of allegiance to the flag at 7:00 pm.

Mayor Cheney invited Tom Mitchell to address the Board. Tom (owner of the Old Mill Hot Dog Stand) had previously asked the Board about the possibility of adding a cross walk on Route 96/Main Street from his property to the Phelps Community Center property. Tom indicated that Jill had provided him with the NYS DOT response to the Village's request which, in summary, said that while the state sees no compelling need for a crosswalk at the location they have no objection to the Village taking on the project and the expense. Discussion followed regarding possible locations, current curb cuts and driveways, DI's etc. Ken brought up valid concerns; he will contact Greg Trost (NYS DOT) and gather information per the Boards request.

REPORTS:

Police: 1. July reports – No questions. Normal Sauerkraut Weekend, typical problems plus theft of 4 kegs of beer from Fire Department (recovered) numbers in next month's reports. Dave Frasca is back working for the Village; hours will be increasing.
2. August schedule – not available.

Chief Storer left the meeting at 7:22 p.m.

8 Banta Street:

1. Ontario ARC – Billed July 16th, per the Board's authorization; have received no response, nor payment.
2. Gas leak at one of the furnaces occurred on Friday, August 7th. Ken was in the building and shut off gas supply, Fire Department called and took levels before and after being shut off; Halco was contacted and fixed later the same afternoon.

DPW:

1. July report: no questions. Ken indicated that the Flint Street drainage project is nearing completion; will be pouring concrete around the DI's on Wednesday. At the same time he would like to fix the DI's in the Fire Departments driveway/parking lot, they have settled substantially causing problems when the crew is clearing snow; will use perhaps 3 yards of material and will charge it against the Fire Department's budget line. The Banta Street Water Project should be started next week.

Wastewater:

1. July report: no questions. Ken will be contacting Flygt for the annual preventative maintenance of all the lift stations. Should start hauling sludge shortly also.

Water:

1. July report: no questions.
2. Romeiser/McIllveen Water Services – two outside water users recently switched over to the Town's Melvin Hill water district; water turned off at the curb, the Village water meters removed and final billing issued. Ken wants to know who is to terminate the services back to our main. The Board directed Ken to plan on taking care of these abandoned lines ourselves versus the Town being involved with the Village water line.

Crooked Bridge Park:

1. Greg indicated that he had not yet scheduled a meeting to discuss the layout and options, provided by Cornerstone Outdoor Services, for the Memorial Garden.

Redfield Park:

1. Fire extinguisher/suppression system – Ken reported that a water fire extinguisher and a "CO" extinguisher have been installed within the kitchen. Jim Murphy indicated that the suppression system could be removed. Per the Board, leave the suppression system in and keep it inspected. Ken to schedule.

Code Enfmt:

1. July reports: no questions. Jim reported that a new house is being built at 21 Franklin Street, following the demolition of the previous home. Ken requested that Jim make the property owner aware that any damage done to the new sidewalks by their construction equipment will be their responsibility to repair; he has observed them crossing the sidewalk with equipment other than at the driveway approach where the sidewalk is reinforced for such use. Jim indicated that he will talk to the owners about this situation; the Board requested a certified letter also be sent.
2. Jim indicated that a portion of our original Chapter 85 was deleted during the code revisions in 2013 (Local Law 3 – 2013); he is requesting that section 85-18 be returned to our code in

the chapter now identified as 67. The Board is fine with this request; Jill to provide information to General Code.

3. Ken informed the Board that the Code Enforcement truck has a substantial transmission leak; the required repair is scheduled for Wednesday, August 12th. Mayor Cheney questioned whether the Sewer GMC pickup could be used in the interim; Ken indicated that the GMC is in very poor condition. Following more discussion it was decided that the Code Enforcement truck would be fixed and a vehicle would be included in the 2016-2017 budget year. Motion by Trustee DeRuyter, 2nd by Trustee Hemminger and carried by the members present declaring the Sewer 2004 GMC pickup excess per DPW Superintendent McAllister's recommendation.

Fire Department:

1. July report – No questions. Ronnie reported that the 1st line pumper is out of service for repairs, he anticipates the parts alone to exceed \$3,000. Dealing with a considerable number of fires. At the recent Byrne Dairy fire; Ron called in Clifton Springs' ladder truck for mutual aid and due to their operator error it was damaged. However, we will be paying the \$500 deductible on the repairs.
2. Trustee Hemminger informed the Board that last month's volunteer applicant, Ashley Ratys, has completed a favorable background check per our request.

YP&R Comm:

1. Summer Recreation – going well; over 110 at the roller-skating party; ending this coming Friday, August 14th.
2. Concerts in the Park – all well attended, per Greg's request, Jill to send a thank you note to Carol Lord.

Treasurer Rpt:

1. July report: no questions.

Minutes:

1. Minutes of the July 13, 2015 Regular meeting – Motion by Trustee Hughson, 2nd by Trustee DeRuyter, and carried accepting the minutes as presented.
2. Minutes of the July 27, 2015 Planning Board Meeting – For information only.
3. Minutes of the August 5, 2015 Joint meeting – Motion by Trustee Hemminger, 2nd by Trustee Hughson, and carried accepting the minutes as presented. Trustee DeRuyter abstained.

Correspondence:

1. Time Warner Cable – 07/15/15 & 08/05/15 - Station & technical changes.
2. Crown Castle – Direct Deposit Form – Board leaves any decision to enroll up to Jill.
3. Girl Scouts – Bronze awards; Jill to draft a congratulatory letter for Jim to sign.
4. NYSERDA/PathStone workshop – For information only; September 17th 5:30-7:00 p.m. at the Geneva Town Hall.

New Discussion:

1. **Resolution #07 – 2015 WFL BOCES Gas Bid** - Resolution offered by Trustee Hughson, 2nd by Trustee Hemminger:

RESOLUTION FOR THE PURPOSE OF PARTICIPATING IN A COOPERATIVE BID COORDINATED BY THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR COOPERATIVE NATURAL GAS BID WFL 2016-19

WHEREAS, The Village of Phelps of New York State desires to participate in a Cooperative Bidding Program conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties from year to year or, until this Resolution is rescinded, for the purchase for supply of natural gas. And...

WHEREAS, The Village of Phelps of New York State is desirous of participating with The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties in the joint bid of the commodities and/or services mentioned below as authorized by General Municipal Law, Section 119-o... And...

WHEREAS, The Village of Phelps of New York State has appointed The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties as representative to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting the results to the Village of Phelps of New York State and making recommendations thereon...

THEREFORE, BE IT RESOLVED, That The Village of Phelps of New York State and The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties hereby accepts the appointment of The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters related above... And...

BE IT FURTHER RESOLVED, That The Village of Phelps of New York State authorizes the above-mentioned Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters regarding the entering into contract for the purchase of the below-mentioned commodities and/or services... And...

BE IT FURTHER RESOLVED, That The Village of Phelps of New York State agrees to assume its equitable share of the costs incurred as a result of the cooperative bidding... And...

NOW, THEREFORE, BE IT RESOLVED, That The Board of Trustees on behalf of the Village of Phelps of New York State hereby is authorized to participate in cooperative bidding conducted by The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties for supply of natural gas and if requested to furnish the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties an estimated minimum number of units that will be purchased by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties. The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and

Yates Counties is hereby authorized to award cooperative bids to the bidder deemed to be the lowest responsive and responsible meeting the bid specifications and otherwise complying with Article 5-A of the General Municipal Law of the State of New York relating to public bids and contracts.

I, Jill Seifert, Village Clerk of the Village of Phelps, do hereby certify that the Board of Trustees of the Village of Phelps adopted the aforementioned resolution on August 10, 2015, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Jim Cheney	XX	_____
Howard Hughson	XX	_____
Joe DeBrock	absent	_____
Brian Hemminger	XX	_____
Greg DeRuyter	XX	_____

2. Crosswalk at PCC/Old Mill – Response from NYS DOT; discussed previously.

Old Discussion:

1. Crown Castle / Village 2nd Amendment to Lease – Briefly discussed Jeff Graff’s much simpler and direct version. The Board would like Jeff to somehow add/clarify Page 2, #2, Sentence 3 to indicate that the waived portion should be a credit against the fee that Crown Castle will be charging Ontario County. Motion by Trustee Hughson, 2nd by Trustee Hemminger and carried by the members present authorizing Mayor Cheney to sign the lease amendment on behalf of the Village with the previously discussed addition/clarification.
2. Parking Code – Ken & John.
3. BDTTC Room Rental

Transfers: None.

Vouchers: Motion by Trustee DeRuyter, 2nd by Trustee Hughson and carried by the members present to pay the following vouchers as presented.

Abstr#03	General	Ck #'s: 14191 - 14250	In the amount of:	\$ 41,983.73
Abstr#03	Water	Ck #'s: 10922 – 10930	In the amount of:	\$ 7,113.66
Abstr#03	Sewer	Ck #'s: 11468 –11482	In the amount of:	\$ 5,231.90

Mayor Cheney briefly discussed the Town of Phelps Office of the State Comptroller’s audit that he forwarded to the Board members; while the Village is very aware of the need for multi-year planning and do discuss it during each budget season we do not have a “written” plan.

Adjournment: 8:43 PM: Motion by Trustee Hemminger, 2nd by Trustee Hughson and carried by the members present to adjourn the meeting.

Respectfully submitted,

Jill K. Seifert
Clerk/Treasurer