

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, Deputy Clerk/Treasurer: Melissa Westfall, WWTP Operator: Adam Lotyczewski; Code Enforcement Officer: Jim Murphy; Police Chief: John Storer & Fire Chief: Ron Nieskes.

Public: Attorney Jeff Graff (7:04 pm)

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

Mayor Cheney indicated that Jeff Graff was attending the meeting upon his request to discuss a proposed amendment to the 10 Mary Street property lease agreement between the Village and Crown Castle to facilitate Ontario County adding a structure etc at the site to increase radio reception for emergency services. Jeff indicated that his initial review of the amendment has him cautioning the Village that more changes/additions are being made than need to be. Following a brief discussion; Jill will make an appointment with Jeff to provide the original agreement and the most recent description of the changes to physical size of the leased parcel. The Board thanked Jeff for attending and he left the meeting.

#### REPORTS:

Police:

1. June reports – No questions.
2. July schedule.
3. Court Fines & Fees – no fees for the month of May from the Town Court for Village violations written.
4. Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee DeRuyter and carried by members present rehiring Rob Middlebrook to his part-time police officer position.
5. Chief Storer briefly discussed some thefts at Vienna Gardens; the suspected individual has been barred from the site.
6. Mayor Cheney indicated that the resident at 103 Ontario Street has requested the police be made aware of speeding vehicles heading out of the Village on Ontario; he is also questioning the number of speed limit signs. John indicated that he often sits at Ontario and South Newark for people speeding on South Newark; he will adjust accordingly and pass it along to the officers. Ken indicated that the speed limit signs are in the correct quantity and placement.

#### 8 Banta Street:

1. Ontario ARC – Friday, July 10<sup>th</sup> a staff member indicated that one of the toilets was plugged and when you flush the other it backs up into the sink. Ken investigated today and as he suspected the sewer for the room was plugged by adult wipes that should not be flushed. Jill and Ken spoke with Keri and informed her of what was found. Ken reiterated to Keri that the building is old with cast iron pipes that are not smooth; the fiber-like wipes catch on and then plug the sewer pipes causing these issues. She will address the issue with the staff. Per our letter dated June 13, 2014; repeated instances of this situation would be at the agency's expense; the Board authorized Jill to charge Ontario ARC for the use of the Village's sewer machine and Ken and Gene's time.

#### DPW:

1. June report: no questions. Ken indicated that the first half of the aerator at the WWTP is installed, waiting on 3 interior valves. The Tiger Hill lift station piping has been replaced, have to install a couple guide pipes, once that is complete he will be contacting Flygt for the annual preventative maintenance of all the lift stations. Briefly discussed flooding issues at 6 Flint Street; Ken will be installing two DI's and diverting water under the road into Flint Creek as this is definitely a Village issue. The Banta Street Water Project will be postponed until after Sauerkraut Weekend.
2. 9 Kathlyn Avenue – provided Engineer Glenn Thornton's inspection report of the basement water concerns at Stephanie Knobel's residence. Glenn is of the opinion that the Village is not causing the water infiltration since the street does not channelize and direct storm runoff onto the property and the watermain and sanitary sewer pipe are reported to be in good condition. The Board requests the report to be forwarded to Stephanie as it contains some remediation recommendations.

#### Wastewater:

1. June report: no questions. Adam briefly discussed how the rains and temperatures have been impacting the plant.

#### Water:

1. June report: no questions.

#### Crooked Bridge Park:

1. Mayor Cheney reported that the millstone is much larger than initially thought and that Ken will, in all likelihood, be retrieving it sometime this fall. Cornerstone Outdoor Services Inc. provided Jim with a layout and options for the Memorial Garden; Greg will review and get it to Jim Ballerstein for his thoughts.

Redfield Park: 1. Fire extinguisher/suppression system – PCC Board Member Karen McCarrick has requested a fire extinguisher to be placed at the concession stand; Karen is heading the PCC fund raiser during the Concerts in the Park. Art Witt has provided recommendations; Ken will handle.

Code Enfmt: 1. June reports: no questions.  
 2. Tom Mitchell – Old Mill Hot Dog Stand; violation notice sent regarding new illuminated, changeable sign. Tom believes he was “grandfathered” in when the new sign code was adopted in 2007. Board directed Jim to review the sign code and discuss with Tom.  
 3. Dog feces – Continued complaints regarding people living in Chris Howard's apartments on Main Street, allowing their dogs to defecate on the sidewalk and in the small grassy areas at the edge of Exchange and the municipal parking lot. Jim now has someone who witnessed and is willing to go to court, plus pictures.  
 4. Trustee Hughson is concerned with the appearance of some of the properties in the Village; he has comprised a list of property maintenance and long grass issues and will drive the Village with Jim Murphy to review.

Fire Department: 1. June report – No questions.  
 2. Volunteer Application – Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee Hughson and unanimously carried accepting Ashley Ratys’ volunteer application, with the condition that a favorable background check be received, per the Fire Departments’ recommendation.

YP&R Comm: 1. Summer Recreation – per Mary, 144 children registered; attending Seabreeze 07/16/15.  
 2. Concerts in the Park -  
     July 6<sup>th</sup> – Night Train; well attended.  
     July 13<sup>th</sup> – The Whole Nother  
     July 20<sup>th</sup> – Rebecca Colleen & the Chore Lads  
     July 27<sup>th</sup> – Flint Creek

Treasurer Rpt: 1. June report: no questions.

Minutes: 1. Minutes of the June 8, 2015 Regular meeting – Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee Hughson, and carried, with Trustee DeRuyter abstaining, accepting the minutes as corrected.  
 2. Minutes of the June 22, 2015 Planning Board Meeting – For information only.

Correspondence: 1. Time Warner Cable – 06/17/15 & 07/01/15 - Station & technical changes.  
 2. Historical Society – annual funding thank you.  
 3. Ontario Pathways – Summer 2015 Newsletter.  
 4. Guy Everson – thank you card.

New Discussion: 1. Imperial Door Controls – received an annual maintenance contract on the automatic handicapped door opener for the main door. Motion by Trustee Hemminger, 2<sup>nd</sup> by Trustee Hughson and carried approving the contract and authorizing Mayor Cheney to sign on behalf of the Village.  
 2. **Resolution #06 – 2015 Closing of Main Street for Sauerkraut Weekend** - Resolution offered by Trustee DeRuyter, 2<sup>nd</sup> by Trustee Hughson:  
**WHEREAS**, the Sauerkraut Weekend Parade & Activities will be held on August 1, 2015  
**WHEREAS** the parade will held on Main Street, starting at the intersection of North Wayne Street, South Wayne Street and Main Street (Route 96) and proceeding west to Eagle Street,  
**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees authorizes the closing of Main Street (Route 96) from the intersection of North & South Wayne Streets to the intersection of Main Street (Route 96) and Eagle Street between the hours of approximately noon to approximately 8:00 pm on August 1, 2015.

I, Jill Seifert, Village Clerk/Treasurer of the Village of Phelps do hereby certify that the aforementioned resolution was adopted by the Board of Trustees of the Village of Phelps on July 13, 2015, by the following vote:

	AYE	NAY
Mayor: Jim Cheney	XX__	_____
Trustee: Joe DeBrock	absent	_____
Trustee: Brian Hemminger	XX__	_____
Trustee: Greg DeRuyter	XX__	_____
Trustee: Howard Hughson	XX__	_____

3. Code Book Review – The Clerk’s office has received 3 copies of the codification portfolio from General Code to use for the review of the editorial analysis. Currently Jim Murphy, Mayor Cheney and Jill have these. Mayor Cheney has made comments on his copy and turned it over to Trustee Hemminger who will in turn share the copy with ZBA Chair Pat Hemminger. Trustee DeRuyter took the electronic copy from Jill and will make his own paper

copy to review. Jill will contact Planning Board Chair Randy Scott to share the copy she has. The Board directed Jill to schedule a joint meeting between the Village Board, Planning Board and Zoning Board of Appeals to discuss the Code Book on Wednesday, August 5<sup>th</sup> at 6pm.

Old Discussion:

1. Parking Code – Ken & John.
2. BDTC Room Rental

Transfers: None.

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

Abstr#02	General	Ck #'s: 14136 - 14190	In the amount of:	\$ 35,709.09
Abstr#02	Water	Ck #'s: 10910– 10921	In the amount of:	\$ 3,657.20
Abstr#02	Sewer	Ck #'s: 11445 –11467	In the amount of:	\$ 8,120.55

Mayor Cheney informed the Board that PCC would be holding a Birthday Bash on Saturday, August 8<sup>th</sup> from noon to 4pm. Any and all volunteers representing the Village would be welcomed; a giant pizza will be made and many games will be offered.

Briefly discussed the “flashing” issue with some of the new meters; the meters should be recording in the thousandths, and some were shipped recording in the hundredths. Adam feels that he and the EJ Prescott representative have addressed the remaining stock. Also, explained to the Board the Sensus “serial number” versus a “customer id number” and how it has impacted the BAS Utility Billing System. The billing system has been built using the serial number as the meter serial number when in fact the customer id number is what should have been used due to the automatic reader recognizing this number off a bar code. Jill will contact BAS to discuss, but Greg and Jim feel that with manipulation by an excel sheet it should be an easy fix.

Adjournment: 9:02 PM: Motion by Trustee Hughson, 2<sup>nd</sup> by Trustee DeRuyter to adjourn the meeting.

Respectfully submitted,

Jill K. Seifert  
 Clerk/Treasurer