

Village of Phoenix
Regular Board Meeting
Tuesday, November 20, 2018 at 7:00 PM
Sweet Memorial Building
455 Main Street, Phoenix, NY 13135

Present: Mayor Ryan Wood
Trustee Paul Griser
Absent Trustee John Musumeci
Trustee David Pendergast
Trustee Caleb Sweet
Chief Marty Nerber
Village Clerk Roxanne Demo
Attorney Steve Primo
Administrator James Lynch

6 Public in Attendance

Mayor Ryan Wood began the Board Meeting with a salute to the flag at 7:00 PM.

Mayor and Trustee Comments

Mayor Wood had nothing.
Trustee Griser had nothing.
Trustee Pendergast had nothing.
Trustee Sweet had nothing.

Miller Engineering

Doug reported on the Marina project. The first phase has been completed and has come in under budget. He has scoped out a continuation of the work which also includes MWBE. There lot of the work can be done throughout the winter. Scope of Work – Phase IA and IB – Archaeological Survey, Wetlands Delineation, Bathymetric Survey and Location of Wetland Boundaries and Continued Advancement of the Concept with Governing Agencies. Miller said they anticipate that the work will be completed and all services invoice by April 1, 2019, this amount is not to exceed \$12,962.74. KL Consulting has reached out to the funding agency to make sure the additional work is included in our grant cost. Mayor Wood said they will conduct a phone poll for authorization to move forward once they hear back from Empire State.

Doug reported on the status of Lock street project, looks like regulation approvals are in place for DEC, EFC and fiscal advisors for bonding. The deadline with CDBG is December 7th with their part of the funding. Mayor Wood said we're waiting to hear from EFC before we can contact CDBG.

KL Consulting

Kristy said she submitted the paperwork to CDJS for the reimbursement for \$10,000 for the UTV. The paperwork has been submitted for final reimbursement to Restore NY grant at 17 Culvert Street in the amount of \$141,293, that's the final payment owed to them, there's still a balance of \$108,707 that's earmarked for 1 Bridge Street. The application has also been submitted to CNY Arts 2019, total budget \$3,000 with a grant request of \$1,450, that's for two paid performances for Memorial Day community field days event and three comedy nights to be held throughout the year. Announcements are typically made after the first of the year. She has been working with Jim on the DASNY paperwork for the bridge house reimbursement, Mayor has signed off on the last couple

pages and we have some additional work that needs to be done before we can submit for the \$50,000. We're waiting on the Lock Street pond DASNY paperwork, she has a list of things that they need to do, so that's on hold right now. Kristy said to be on the lookout for the consolidated funding application announcements that are generally made next month just before Christmas, we put in an application for CDBG funding and hopefully will be awarded again. Mayor Wood asked Administrator Lynch if he's heard anything from the engineers for the pond. Lynch said he reached out to the Army Core of Engineers and was given information to draft a letter to them asking if they have any authorization for the pond, he hasn't heard back yet from them.

Abstract

Abstract #18 dated November 20, 2018 in the amount of \$72,749.23. Trustee Sweet made the motion to approve, general fund vouchers 614-650; water fund vouchers 615-651; sewer fund vouchers 618-635; library fund vouchers 144-147; and trust and agency fund vouchers 185-197, seconded by Trustee Griser. All ayes. Motion was made by Trustee Sweet to approve meeting minutes of November 6, 2018, seconded by Trustee Griser. All ayes.

Department Comments

Chief Nerber said he wanted to thank Trustee Griser for stepping up to help us out with Shop with a Cop on December 2, 2018 at 10:00am at Fulton Walmart. Trustee Pendergast asked about the basketball hoops on the side of the road, is it the police departments responsibility or codes to have them removed. Lynch said that he has it in the newsletter that they need to be removed and between the Police Department, DPW and himself they'll take care of it.

Administrator Lynch said the December newsletter will be going out next week. On December 1, 2018 we have the annual Christmas tree lighting, Phoenix Rising has paid for Sean Fried and Payton Bird to sing Christmas carols starting at 6:00pm.

Attorney Comments

Attorney Primo asked Phil Slocum and Mike Lasell to come forward to speak about the Davis Street Project. Primo said from a planning perspective and what we're trying to do with these zoning districts he wanted to step back and let's put in place a zoning distract that will accommodate Phil's use as well as residential and mixed use. He can't guarantee that it would be done by the end of December, so he suggested can you get any additional time on the contract. Lasell said we've gone through public hearing and now it has gone to the county. Primo said no it hasn't going to them yet. Lasell said he wants to understand the things that they need to check off, meetings, public hearings and the county. Primo said EAF's have been prepared and generally EAF from the Village as far as the zone change. Primo said we can do a zone change and site plan combined with special permit process in one hearing. Primo said we've got a December 18 board meeting, we can have the hearing for zoning and the project, if we need to we can have a special meeting between December 20th and the 31st. Mayor Wood asked if all the paperwork is in. Doug said offset plans have to be approved by DEC. Mayor said that won't hold up the zone change that's the construction phase. Lasell said at the October 16 meeting they were asked to add light poles, parking and provide the SWPPP. Lasell will send a formal email to Doug and everyone to make sure to check every box off. Phil said he has to close by December 31st, Primo assured Phil it will be done, we'll get you closed. Primo said we'll have to publish the local law right away so he'll send that to Lasell. Lasell will check with the county to see when they meet.

Attorney Primo said in order to keep Grant Street in place an amendment needs to be signed, it gives them the latitude to basically stay in the deal or walk away from the deal if we don't have our financing within a certain window. Doug said the amendment is for Grant Street to hold their bid of \$1,588,000 and adhere to all other terms and conditions of the contract, subject to any modifications authorized in accordance with contract procedure, if a notice to proceed is received on or before April 1, 2019 or later date mutually agreed to by both parties. Motion to approve the amendment for Grant Street to hold bid price and extend contract start date was made by Trustee Griser, seconded by Trustee Sweet. All ayes.

Primo said that something came up where we might have some recourse other than forming our own court for traffic violations.

New Business

Motion was made by Trustee Sweet to approve Facility Use Request for the Auditorium for Courtney Zimmer, December 8, 2018 from 2:00pm to 7:00pm for a birthday party, Facility Use Request from Phoenix Rising for breakfast with Santa, December 15, 2018 from 9:00am – 12:00pm and a Facility Use Request from Jill McDonald for January 13, 2019 from 1:00pm – 4:00pm for a baby shower, seconded by Trustee Sweet. All ayes.

Mayor Wood said we need authorization to send unpaid taxes in the amount of \$78,429.48 to Oswego County. Trustee Griser made the motion to approve, seconded by Trustee Sweet. All ayes.

Public Comments

No public comments.

Motion was made by Trustee Sweet to adjourn the meeting at 8:06pm seconded by Trustee Griser. All ayes.

Respectfully submitted,

Roxanne Demo
Village of Phoenix
Clerk/Treasurer