

Village of Phoenix
Regular Board Meeting
Tuesday, April 16, 2019 at 7:00 PM
Sweet Memorial Building
455 Main Street, Phoenix, NY 13135

Present: Mayor Caleb Sweet
Trustee Danny Dunn
Trustee Paul Griser
Trustee Adam Mulderig
Trustee David Pendergast

Chief Martin Nerber
Village Clerk Roxanne Demo
Attorney Rebekah Prosachik
Administrator James Lynch

7 Public in Attendance

Mayor Sweet began the Board Meeting with a salute to the flag at 7:00 P.M.

Miller Engineering

Miller reported that the Lock Street work is ongoing and they have first few links of pipe in today and they're working with DPW with a few valves not working properly.

KL Consulting

Kristy congratulated the new board members. Kristy spoke about the grant for the Downtown Revitalize Initiative grant. The award amount is \$10 million, it's was designed four years ago by the State, one \$10 million award is offered to each of the regional economic counsel across the State. The purpose of the award is to serve as a magnet for redevelopment, business, job creation, economic and housing diversity and opportunity within a community. If the village would like to pursue a reapplication to the DRI they'd like to work with a firm to help with branding and marketing. The consolidated funding application ("CFA") will be open soon, we usually submit at least one application, so Kristy wanted to see if you have project ideas to start thinking about that now and please reach out to her.

Phil Slocum – Davis Street Proposal

Phil welcomed the new board. Phil said he's working on the project on Davis Street and would like to see where we are with permitting and the zoning resolution. Attorney Prosachik said she tried to reach out to the previous attorney but hasn't had any response and doesn't have the actual zoning amendment. Mayor Sweet said they will have a meeting this week with the Attorney and Administrator Lynch to review what has already been presented and now what's needed to move forward and present this to the County.

Mayor and Trustee Comments

Mayor Sweet had nothing.

Trustee Griser had nothing.

Trustee Mulderig had nothing.

Trustee Pendergast said he'd make a motion to approve \$500 to the Little League towards their new building to be paid out of the sale of the memorial park to the school, seconded by Trustee Griser. All eyes. Trustee Pendergast said the NYCOM book is very helpful to the new Trustees. Also Pendergast said he'd liked to see more participation as to the vouchers, please look at them, it's our responsibility to

question them if you don't agree with something. Also out in the village, if you see junk cars or if something doesn't look good reach out to Jim or the Chief.

Trustee Dunn questioned if we are still recycling, he said when Butler picks up the dumpster that they share with the Distillery they can hear the bottles breaking. Lynch said yes we are still recycling and he will speak Butler regarding this. Trustee Dunn also asked about the lighted speed signs. Chief said we have two and a mobile unit, Dunn said he'd like one placed on State Street where the speed limit is 25mph and on Main Street has also started as a drag strip again.

Department Comments

Chief Nerber said he'd like to introduce our new police officer Eric Shaffer. Officer Shaffer said it's nice to meet you guys, he is also a Phoenix fireman and has lived in Phoenix his whole life. Shaffer said if you need anything please let him know. The board welcomed Shaffer. Chief reported that we've been very fortunate to work with Bibben's, Can Am and Ski-Doo, we're ready to turn in the snowmobile and now have the opportunity to receive a three wheeler motorcycle at no cost to the village, it's been an unbelievable program. We have three officers that have their license now and a few more that are interested in getting their license. Chief has been contacted by a producer Paul Viollis who would like to do a show with them, the crew will be here for a week and he'll keep the board updated. Chief asked if we could talk about having our own court system here in the village. Trustee Dunn said he thinks we should, it was talked about and then it just stopped. Local codes could be written and the money would stay here in the village. Attorney Prosachik said she'd look into it further.

Administrator Lynch you have my administrator report, if you have any questions please ask him any time. Lynch would like to hire David Myers part-time at 15 hours a week to clean the building, parking lot and grounds, and not to pay a full-time union employee to do it. Motion to approve was made by Trustee Griser, seconded by Trustee Mulderig, Trustee Pendergast aye, Trustee Danny Dunn opposed. Motion carried.

Lynch spoke with Mark Kulic from Tilson regarding the Verizon small cell to be placed on the Cherry Street and they have given us \$150 for the application fee and have also offered \$150 for administrative fee, it's to boost the Wi-Fi capability. It was agreed to receive \$300 for a yearly fee. Motion to approve was made by Trustee Pendergast, seconded by Trustee Dunn. All ayes. Administrator Lynch asked for approval to spend up to \$1,500 for a designer for the DIR application to help with branding and marketing. Motion to approve was made by Trustee Dunn, seconded by Trustee Griser. All ayes. Lynch asked about the proposed water contracts with the Town. Attorney Prosachik will reach out to the Town Attorney. Mayor Sweet and Administrator Lynch will reach out to the Town Supervisor to discuss the proposed water agreements that was sent to the Town for their review. Lynch said currently we do the water testing every day and bill the Town for that service. Lynch asked for a bio from Trustee Mulderig and Trustee Dunn and have your pictures taken for the website.

Attorney Comments

Attorney Prosachik said her office has recreated the documents for Byrne Dairy that were signed but not recorded and that's one thing to be addressed for the DEC issues. We can get that recorded and take care of that and then how we move forward addressing the DEC.

Abstract

Abstract #4 dated April 16, 2019 in the amount of \$96,999.87. Trustee Pendergast made the motion to approve, general fund vouchers 104-138; water fund vouchers 108-134; sewer fund vouchers 108-137; capital water/sewer fund vouchers 113,125; library fund vouchers 30-34; and trust and agency fund

vouchers 21-24, seconded by Trustee Griser. All ayes. Motion was made by Trustee Griser to approve meeting minutes of April 2, 2019, seconded by Trustee Pendergast. All ayes.

Clerk Demo said last year we held public hearings and the board approved the two local laws. We need to reapprove and send the documents to the State. Motion to approve local law #1 of 2019 – Payment of Stormwater Violation Abatements Costs was made by Trustee Griser, seconded by Trustee Mulderig. All ayes.

Motion to approve local law #2 of 2019 – Unified Solar Permit was made by Trustee Mulderig, seconded by Trustee Griser. All ayes.

Motion to set a public hearing on May 7, 2019 at 6:55pm to discuss local law #3 – Interruption & Renewal of Services Water was made by Trustee Mulderig, seconded by Trustee Griser. All ayes.

New Business

Facility Use request for the Sweet Auditorium from JoHannah Brown – Meeting, April 22, 2019, 5:30pm-7:30pm & May 4, 2019, 8:00am-1:00pm. Motion to approve was made by Trustee Mulderig, seconded by Trustee Griser. All ayes. Facility Use request for the Sweet Auditorium from Christi Kelly – Birthday Party, May 11, 2019 from 11:00am-4:00pm. Motion to approve made by Trustee Griser, seconded by Trustee Mulderig. All ayes.

Public Comments

Brian Borchik 145 State Street said his very concerned about the cars speeding down State Street.

Mayor Sweet asked to move into executive session pursuant to open meeting laws. Matters leading to the employment history of a particular person or persons and also matters leading to the appointment, employment or promotion of a particular person or persons at 8:44pm, motion was made by Trustee Pendergast, seconded by Trustee Dunn. All ayes. Motion to close executive session was made by Trustee Mulderig at 9:02pm, seconded by Trustee Griser. All ayes.

There was no action taken in executive session.

Motion to open regular meeting was made by Trustee Mulderig at 9:02pm, seconded by Trustee Dunn. All ayes.

Motion was made by Trustee Griser to adjourn the meeting at 9:02pm seconded by Trustee Mulderig. All ayes.

Respectfully submitted,

Roxanne Demo
Village of Phoenix
Clerk/Treasurer