

FLEMING TOWN BOARD MEETING

AUGUST 8, 2016

Call to Order by Supervisor Gary B. Searing at 6:30 pm followed by the Pledge of Allegiance.

Roll Call by Town Clerk Jo Anne Cox found the following board members present:

Supervisor Gary B. Searing

Councilman Jim Young

Councilman Gerald Dudek

Councilman David Ward

Councilman Don Oltz

also present: Town Attorney Michael D. Quill Jr.

Constable Alan Parsons

Approval of Minutes: Motion to approve minutes from a special meeting 7/11/2016 and a monthly meeting 7/11/2016 were made by Councilman Dudek, seconded by Councilman Oltz. APPROVED AYES 5-0

Public Hearings or Specific Presentations: None

The Public to Be Heard Forum was read by Town Clerk Jo Anne Cox.

Alecia Butts of 5638 Mobbs Road came to the board requesting that the Town of Fleming consider either erecting two no passing signs on both sides of the road or painting a solid yellow line down Mobbs Road. When she turns into her driveway, there is such a dangerous blind spot that she has often had close calls with other vehicles. She would be willing to get signed petitions or do whatever it takes to rectify the problem. Alecia is very concerned a serious accident is imminent.

Rick Harmon of 5875 Southgate Drive addressed the board regarding several issues. Rick has asked the board if it would be possible for the town to approve a turnaround at the end of his road. Currently it is a dead end and it is neither clean nor maintained. He is the last driveway on the street. All vehicles that drive down Southgate Drive either turn in his driveway or have to reverse back out of the road. The town explained this was never accepted as a road. He would also like to see a stop sign erected at the bottom of McCormick Way. Because of no signage, people do not know who has the right of way. Councilman Young explained it is considered a shared driveway and not a road. The residents have the right to put up signage. Rick's next request to the board is on behalf of his son Rick Harmon Jr. of 2666 Forest Hill Drive. His son has a drainage pipe off of Quicksilver Drive that was installed many years ago. The concern is it dead ends on his property and he has an autistic eight year old son. He would like the town's input on how to correct the issue, who pays for it and how far they can proceed legally on their own. The last issue was a recommendation by Rick Harmon to possibly erect a sign on South Street Road

to inform drivers of the sharp curve near the Al Loomis property. Fatalities have already taken place. Supervisor Searing said they will take a look into all of these matters.

Old Business:

- (a) Motion to approve a **Refunding Bond Resolution** was made by Councilman Young, seconded by Councilman Ward. This was approved on the following roll call:

Councilman Jim Young
Councilman Gerald Dudek
Councilman David Ward
Councilman Don Oltz
Supervisor Gary B. Searing

New Business:

- (a) Motion to set 1st Budget Workshop date as Monday, September 26, 2016 at 9:30 am was made by Councilman Ward, seconded by Councilman Oltz. APPROVED AYES 5-0
- (b) Motion to appoint Jamie Moore as Chairman of the Planning Board for the remainder of 2016 as a replacement for Bob Faynor who will step down as Chairman effective September 30, 2016 but will remain a regular member of the board was made by Councilman Dudek, seconded by Councilman Ward. APPROVED AYES 5-0

Building Code/Zoning Enforcement Officer-Don Bowen: Don submitted his monthly report. Don is looking for direction from the board on the George Iocolano storage building issue on a non conforming lot located on Silver Street Road adjacent to and once part of 5218 Silver Street Road. Don has taken many steps up to this point and the next step would be to issue a ticket to appear in court. The board agrees to let Don move forward legally. He will work with our Attorney, Mike Quill, who feels increased pressure, will be the only way to resolve this matter.

Assessor-Fred Farrell: Fred informed the board his assistant, Onea, has had pictures taken from the air of all agriculture properties and empty lots. Fred can now complete worksheets to go along with them. He also stated he had a lunch meeting with Jeff Lowe to work on the lab table. Data collection will be done the 2nd week in September and at that point the board will have to decide on how to proceed. Supervisor Searing would like to see a sample questioner mailer. Supervisor Searing said when everyone is available he would like to set up a meeting with Fred, the board and Real Properties to figure our most productive way to move forward with revaluation.

Highway/Recycling-Kerry Smith: Kerry responded to the Mobbs Rd request. He will begin with looking into painting lines on the road. Councilman Dudek would like Kerry to also look into the cost of taking the knob off of the road. Regarding the drainage issue, for Rick Harmon Jr. on Forest Hill Drive, Kerry is willing to do whatever it takes to help him out. Kerry has no record to go on because it was placed forty some years ago and he has no idea on the right of way. Councilman Young stated Kerry should not say to the public the town gave approval to the development that created this issue. Kerry replied he would be more than willing to work with Councilman Young to come up with a solution. Councilman Young also

spoke regarding the Southgate Drive issue and said he will try to find the records on the vacant lot and work with Kerry on a solution for a turn around as well.

Motion was made by Councilman Young to bring back two Resolutions requested by Highway Superintendent Kerry Smith to the table from last month's meeting, seconded by Councilman Oltz.
APPROVED AYES 5-0

Councilman Young would prefer to paint a solid line on all of Mobbs Rd rather than using a do not pass sign. Councilman Young would prefer not to change the intersection of White and Delaney Road from a two way stop to a four way stop at this time. All board members agreed to take no action.

Kerry also commented on a request from Rick Nelson of 5072 West Lake Road regarding the repair to some of the poor conditions of RTE 38. Kerry will try to fill with asphalt or appropriate materials to try and make the road as level as he can. The NYS DOT is not going to pave the section of RTE 38 this year.

Rick Harmon complimented Kerry Smith on his compassionate job as Highway Superintendent. Alecia Butts also complimented the Highway Department on the snowplowing job that was done this year.

Requests and Comments of the Board: Councilman Ward questioned the control over the payment system in the Recycling Center wondering if there would be a more accountable way to run the Recycling Center. Councilman Oltz would like a memo drafted for workers, including supervisors, in Highway and Utilities about lack of communication and the zero tolerance we will accept on this issue. He also spoke regarding water pressure on Silver Street Road. He and Councilman Ward visited a resident, Mark Antonik, and could not believe how long it took just to fill a 6 gallon water bucket. He also had Bob Oliver check water pressure on the fire hydrant. It should measure 275 gallons per minute. The PSI was 14 and it should be 20. Councilman Oltz is afraid we would be liable if there were a fire and had no pressure. Councilman Young also spoke about possibly getting our engineers to attend our 1st budget meeting to discuss possible solutions to the water pressure problem and also addressing questions on a new water district due to requests from residents on Delaney Road and Cork Street. Councilman Oltz was very specific; we need to find a solution for the Silver Street Road / Stone School water pressure before we can think about a new water district.

John Carter gave the proposal to the board regarding the purchase of a new Utility Truck at approximately \$40,882.36. Motion was made to accept the proposal by Councilman Young, seconded by Councilman Oltz. This was approved on the following roll call:

Councilman Young	YES
Councilman Dudek	YES
Councilman Ward	YES
Councilman Oltz	YES
Supervisor Searing	YES

Councilman Dudek mentioned that he, Supervisor Searing and Bookkeeper Lisa Schiminske met with Matson & Kellogg Benefits Group and they will be attending the 1st Budget Meeting.

Councilman Young also questioned John Carter on the telecommunications at the RTE 34 Pump Station as to whether they were now working. John stated everything was running smoothly.

Budget Transfers: Motion to approve made by Councilman Dudek, seconded by Councilman Ward. APPROVED AYES 5-0

Town Clerk's Report: Motion to approve was made by Councilman Oltz, seconded by Councilman Dudek. APPROVED AYES 5-0

Supervisor's Report: Motion to approve was made by Councilman Ward, seconded by Councilman Dudek. APPROVED AYES 5-0

Approval of Bills for Payment:

General Fund	\$12,823.52	Motion to approve made by Councilman Young, 2 nd by Councilman Dudek. APPROVED AYES 5-0
Sewer Fund	\$17,928.34	Motion to approve made by Councilman Oltz, 2 nd by Councilman Ward. APPROVED AYES 5-0
Water District #1	\$25,628.08	Motion to approve made by Councilman Dudek, 2 nd by Councilman Young. APPROVED AYES 5-0
Highway Fund	\$8,228.35	Motion to approve made by Councilman Ward, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Refuse Fund	\$1,109.30	Motion to approve made by Councilman Young, 2 nd by Councilman Dudek. APPROVED AYES 5-0
Special Lighting District	\$158.43	Motion to approve made by Councilman Oltz, 2 nd by Councilman Ward. APPROVED AYES 5-0
Water District Capitol Project	\$152,717.53	Motion to approve made by Councilman Ward, 2 nd by Councilman Oltz. APPROVED AYES 5-0

Supervisor Searing had a meeting today with the city on the sewer rates. Nothing is finalized yet. He will be notified by mail and he will keep the board informed.

Adjournment: Motion to adjourn was made by Councilman Dudek, seconded by Councilman Oltz. The time was 7:35 pm. APPROVED AYES 5-0

Respectfully Submitted,

Town Clerk

