

FLEMING TOWN BOARD MEETING

JUNE 12, 2017

Call to Order by Supervisor Gary B. Searing at 6:30 p.m. 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: Attorney Michael D. Quill, Jr.

Constable Alan Parsons

Brent Rosiek, Clark Patterson Lee

Justin Steinbach, Clark Patterson Lee

Approval of Minutes: Motion was made by Councilman Dudek to approve minutes from 5/8/2017 & 5/31/2017 as presented by Town Clerk Jo Anne Cox, seconded by Councilman Ward. APPROVED AYES 5-0

Public Hearing: Brent Rosiek of Clark Patterson Lee went over the agenda needed to accomplish time sensitive material for the Capital Water Improvement Phase IIA:

1. Motion was made by Councilman Young for the town to establish itself as Lead Agency for the coordinated review of the SEQRA process for the proposed Town of Fleming Consolidated Water District Improvements Phase IIA project, seconded by Councilman Dudek. This was approved on the following roll call:

Councilman Young YES

Councilman Dudek YES

Councilman Ward YES

Councilman Oltz YES

Supervisor Searing YES

2. Motion was made by Councilman Young to approve **Resolution No. 8 of 2017 Classifying the Town of Fleming Consolidated Water District Improvements Phase IIA Water Main in the Town of Fleming as an Unlisted Action, Establishing Lead Agency and Determining the Significance of Such Action, and Directing that the Negative Declaration be Published in Accordance with SEQRA**, seconded by Councilman Dudek. This was approved on the following roll call:

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

The **Public Hearing** is now open for the Proposed Financial Bonding of the Town of Fleming Consolidated Water District Improvements Phase IIA to Alleviate Areas of Low Pressure along Stone School Rd and Silver Street.

Motion was made by Councilman Young to close the **Public Hearing**, seconded by Councilman Dudek. This was approved on the following roll call:

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

Motion to approve the **Public Interest Order** was made by Councilman Young, seconded by Councilman Dudek. This was approved on the following roll call.

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

Motion was made by Councilman Young to approve **A Resolution Authorizing the Issuance of \$654,000 Bonds of the Town of Fleming, Cayuga County, New York, to Pay the Cost of the Increase and Improvement of the Facilities of the Consolidated Water District in the Town of Fleming, Cayuga County, New York**, seconded by Councilman Dudek this was approved on the following roll call:

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

Motion was made by Councilman Young to authorize Supervisor Searing to sign **Municipal Solutions Contract Proposal and Resolution with Reference to the Proposed Town of Fleming, Cayuga County, New York NYS Water Infrastructure Improvement Act Grant Application**,

seconded by Councilman Ward. This was approved on the following roll call:

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

Brent then proceeded to give updates on the following projects:

- (a) Alternate Energy Zoning Regulation discussion.
- (b) Water System Improvements-Phase I restoration updates.
- (c) Glanville Road kick-off meeting with County Soil and Water, June 16th.
- (d) Median Household Income Survey progress.
- (e) Consolidated Water District Improvements Phase IIA updates.
- (f) Springport-Fleming-Owasco Joint Water Project status.

Justin Steinbach spoke and gave a presentation on a preliminary draft for the Town of Fleming-Zoning Code Update on Renewable Energy. The draft summarized some of the key points for the board and community to consider. The board would like time to read over the draft before making a decision.

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

David Yantch of 5145 West Lake Rd spoke in regards to the approved hours of operation of the Chantelle Marie Lakehouse and Celebration Hall located at 5151 West Lake Rd. The weekend hours of operation are Friday & Saturday 11:00 a.m.-9:00 p.m. and 12:00 a.m.-6:00 p.m. on Sunday. Mr. Yantch wants the board to know the majority of events that are taking place do not abide by the designated hours. Between the after hour music and noise, along with the traffic, he would like the board to address this matter by either reverting his hours back to the original agreement or immediately address this with Chris Yantch owner of the business.

Marty Fefer 2970 Holland Dr spoke in regards to a plugged town sewer line that backed up into his basement. He is requesting camera inspection or sewer line cleaning of the lakefront parallel line on Holland Drive. John Carter will look into.

Old Business: None discussed.

New Business:

(a) Motion to approve Cindy Schiminske to discontinue a water bill for a vacant property at 5929 Dunning Avenue was made by Councilman Young, seconded by Councilman Oltz. Approved Ayes 5-0

(b) Motion was made by Councilman Young to give Supervisor Searing authorization to sign a proposal from the YMCA for the summer swim program pending enrollment if we should decide to participate, seconded by Councilman Oltz. APPROVED AYES 5-0

(c) Motion was made by Councilman Young to approve a proposal for a 60 month lease at a cost of \$185.53 per month for 2 copiers for the town offices, seconded by Councilman Dudek. APPROVED AYES 5-0

Building Code/Zoning Enforcement Officer-Don Bowen: Don submitted his monthly report. Councilman Dudek would like more detail in the future regarding nuisance complaints Don is addressing.

Assessor: Jeff submitted his report stating he has visited about 400 homes in the area and will be working on agriculture properties next.

Highway/Recycling: Kerry presented his Agreement to Spend to the board. Motion was made by Councilman Ward to approve, 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

Utilities Department: John Carter had nothing new to report.

Requests and Comments of the Board: Councilman Young discussed an email the board received from Bill Balyszak of 6039 South St. Rd. regarding his concern over the 3rd water main break in front of his house within 2 years. Councilman Young wants to make sure Mr. Balyszak will be getting a response from Supervisor Searing.

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

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

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

Approval of Bills for Payment:

General Fund	\$167,922.68	Motion to approve made by Councilman Young, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Highway Fund	\$218,934.72	Motion to approve made by Councilman Ward, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Water District #1	\$380,680.26	Motion to approve made by Councilman Oltz, 2 nd by Councilman Ward. APPROVED AYES 5-0
Sewer Fund	\$437,176.66	Motion to approve made by Councilman Young, 2 nd by Councilman Ward. APPROVED AYES 5-0
Refuse Fund	\$42,320.07	Motion to approve made by Councilman Young, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Special Lighting District	\$1,365.43	Motion to approve made by Councilman Ward, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Water District Capital Project	\$200,199.00	Motion to approve made by Councilman Oltz, 2 nd by Councilman Young. APPROVED AYES 5-0

Executive Session: Motion to move into Executive Session for personnel reasons was made by Councilman Oltz, seconded by Councilman Ward. APPROVED AYES 5-0 No action taken. Motion to move back into open meeting made by Councilman Young, seconded by Councilman Dudek. APPROVED AYES 5-0

Motion was made by Councilman Oltz to approve an increase in the town attorney’s salary to \$20,000.00 per year effective July 1, 2017 and authorizing Bookkeeper Lisa Schiminske to make any budget adjustments necessary, seconded by Councilman Young. This was approved on the following roll call:

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

Adjournment: Motion to adjourn was made by Councilman Dudek, seconded by Councilman Ward. The time was 8:00 p.m. APPROVED AYES 5-0

Respectfully Submitted,
Jo Anne Cox, Town Clerk