

FLEMING TOWN BOARD MEETING

SEPTEMBER 12, 2016

Call to order by Supervisor Gary B. Searing at 6:30 pm followed by the Pledge of Allegiance. A moment of silence was suggested by Supervisor Searing on behalf of our long time employee Robert Arno's passing on 7/16/2016 and for the anniversary of the fallen victims from 9/11.

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
Andrew Kosa, Clark Patterson Lee
Brent G. Rosiek, Clark Patterson Lee

Approval of Minutes: Motion to approve minutes from August 8, 2016 as presented by Town Clerk Jo Anne Cox was made by Councilman Dudek, seconded by Councilman Ward. APPROVED AYES 5-0

Presentations: A Special Presentation was made by Andrew Kosa and Brent Rosiek of Clark Patterson Lee regarding discussion of the next step for Phase II Water Project Improvements. Also discussed:

- Silver Street and Stone School Road lack of water pressure.
- Proposed future water mains for Van Liew Road, Cork Street, Skillet Road, Bluefield Road, Town Line Road, White Road, Delaney Road and parts of 34B South and North.
- Water extended to Glanville Road.
- Supply Fleming Water District 6 and Springport Water District 2 with water from Owasco through the Fleming system.

Questions were taken from residents Mark Antonik of 5202 Silver Street Road regarding low water pressure and Michael Janas of 2845 Stone School Road and his ability to get water. Douglas Cuff of 2602 Glanville Road spoke regarding his desire to have water hooked up as early as this fall and would also be willing to make a donation to make this happen. The board thanked him for his generosity. All concerns will be addressed.

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

Old Business: None

New Business:

- (a) Motion was made by Councilman Young to approve the **Town of Fleming Consolidated Water District-CIP Proposal for Engineering Services** at a cost of \$5000.00, seconded by Councilman Oltz. APPROVED AYES 5-0
- (b) Motion was made by Councilman Young approving a **Resolution to Expend from Reserve Accounts to Purchase a 2017 Ford F-350XL Crew Cab from Van Bortel Ford for \$39,221.31, and also Declare the Old Truck Surplus**, seconded by Councilman Ward. APPROVED AYES 5-0 This was done on the following roll call:

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

- (c) Motion to approve **Municipal Solution’s New Two-Year Contract Renewal** was made by Councilman Oltz, seconded by Councilman Ward. APPROVED AYES 5-0 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 Oltz approving a **Resolution to Recognize KeyBank as an Official Depository for the Town of Fleming Due to the Transition with First Niagara**, seconded by Councilman Dudek. APPROVED AYES 4-1 This was approved on the following roll call:

Councilman Young	NO
Councilman Dudek	YES
Councilman Ward	YES
Councilman Oltz	YES
Supervisor Searing	YES

It was also agreed upon that after the 1st of the year this would be revisited to possibly change banks.

- (d) Motion was made by Councilman Ward to approve Amazon as a new vendor account, seconded by Councilman Oltz. APPROVED AYES 5-0
- (e) Motion was made by Councilman Oltz to reschedule October meeting (falling on Columbus Day) to Wednesday, October 12th, seconded by Councilman Young. APPROVED AYES 5-0
- (f) No action taken on Waiver Request APC Towers submitted by Barclay Damon.

Building code/Enforcement Officer-Don Bowen: Don submitted his monthly report and asked the board for any further questions or concerns. Discussion was made on the progress of the Iocolano property, the oversized garage on West Lake Road and the resolution of the Rosa property located at 5880 Sand Beach Drive.

Assessor-Fred Farrell: **Absent** Councilman Ward asked to hold the voucher from Fred for his assistant, Onea until they get clarification from Fred on whether she is under contract with him directly.

Water/Utilities-John Carter: Motion was made by Councilman Young to approve the repair quote of Pump Station 1 by Koester for \$5,927.00, seconded by Councilman Oltz. APPROVED AYES 5-0 John will also be involved declaring the old truck surplus and getting it to Auction International.

Highway/Recycling-Kerry Smith: Nothing new to report.

Requests and Comments of the Board: Supervisor Searing discussed a letter received by a resident regarding her water bill. She feels they used excess water due to the water project therefore should not have to pay the entire bill. The board agreed they could not reduce her bill. A letter will be sent with an explanation. Councilman Oltz brought to the attention of the board a complaint he received from a resident regarding a transponder that was tie wrapped to a bush. They would like it placed somewhere else and do not feel they should pay \$100.00. It was agreed it will be placed in the meter pit and they will not be billed the fee. Supervisor Searing informed there is still no resolution on the negotiations of sewer rates with the city.

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 Oltz, seconded by Councilman Ward. APPROVED AYES 5-0

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

Approval of Bills for Payment:

General Fund	\$12,622.16	Motion to approve was made by Councilman Young, 2 nd by Councilman Oltz. The amount reflects deduction of Voucher #524 for \$729.00. APPROVED AYES 5-0
Highway Fund	\$4,729.33	Motion to approve made by Councilman Young, 2 nd by Councilman Ward. APPROVED AYES 5-0
Water District #1	\$36,155.36	Motion to approve made by Councilman Dudek, 2 nd by Councilman Oltz. APPROVED AYES 5-0
Sewer Fund	\$17,363.70	Motion to approve made by Councilman Young, 2 nd by Councilman Ward. APPROVED AYES 5-0

Refuse Fund	\$672.13	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

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

Adjournment: Motion to adjourn was made by Councilman Dudek, seconded by Councilman Young. The time was 8:20 pm. APPROVED AYES 5-0

Respectfully Submitted,

Town Clerk