

**Fleming Town Board Meeting  
June 8, 2015**

Call to Order by Supervisor Gary B. Searing at 6:00 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 Gerald Dudek  
Councilwoman Ellen DelloStritto  
Councilman Don Oltz

also present: Attorney Dale Yates  
Attorney Andy Leja  
Constable Alan Parsons

Approval of Minutes: Motion was made by Councilman Oltz to approve minutes from May 11, 2015 as presented by Town Clerk Jo Anne Cox, seconded by Councilman Dudek. APPROVED AYES 4-0

Motion was made by Supervisor Searing to nominate Frederick A. Allen Jr. to fill unexpired term of Councilman Ron LaVarnway thru 12/31/2015, seconded by Councilwoman DelloStritto. This was approved on the following roll call:

Supervisor Gary B. Searing	YES
Councilman Gerald Dudek	YES
Councilwoman Ellen DelloStritto	YES
Councilman Don Oltz	NO

Frederick A. Allen Jr. then took the Oath of Office. David J. Ward of 5547 Mobbs Road also submitted a letter of intent for Councilman to the board.

Motion was made by Councilwoman DelloStritto to appoint Gerald Dudek as Deputy Supervisor, seconded by Councilman Oltz. This was approved on the following roll call:

Supervisor Gary B. Searing	YES
Councilman Frederick Allen	YES
Councilwoman Ellen DelloStritto	YES
Councilman Don Oltz	YES
Councilman Gerald Dudek	ABSTAIN VOTE

Motion was made by Councilman Dudek to appoint Joe Flaherty full Z.B.A. board member to fill unexpired term of Frederick Allen thru 12/31/2015, seconded by Councilwoman DelloStritto. This was approved on the following roll call:

Supervisor Gary B. Searing	YES
Councilman Gerald Dudek	YES
Councilman Frederick Allen	YES
Councilwoman Ellen DelloStritto	YES
Councilman Don Oltz	YES

Public Hearing: A presentation was made by John Potter of 5563 West Lake Road regarding his request for a small hunting guide service to be located at his residence. Mr. Potter explained it would be limited to a maximum of three hunters at a time staying at his residence and deer hunting would be at properties he leases at other locations. This would be from October through December. Also it would involve duck hunting in January. At this time he has no plans to put up signage. Mr. Potter addressed questions and concerns from the public. Motion was made by Councilman Oltz to issue a Special Use Permit with a yearly review, seconded by Councilwoman DelloStritto. APPROVED AYES 5-0

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

Old Business: Christopher DePalma of Rosetta Estates, LLC spoke in regards to his proposed self-storage buildings to be located on South Street Road, part of Great Lot 74, Tax Map# 129.00-1-24.91. As the Petitioner, he is seeking a modification from the Town of Fleming to add self-storage buildings as a permitted use in the commercial zone. He has provided the board members with the contents, descriptions and exhibits contained and attached to this petition as basis for the requested amendment to add self-storage buildings as a permitted use in a commercial zone. The board agreed to set a public hearing for July 13, 2015 at 6:00 p.m. Motion to approve was made by Councilwoman DelloStritto, seconded by Councilman Oltz. APPROVED AYES 5-0

New Business:

- (a) Sean Lattimore owner of Springside Inn and The Point along with Rob Swietoniowski president of Rich & Gardner Construction Company made a presentation to the Town Board regarding the proposed Point Hotel Development. The purpose of the presentation was to inform the board as to why they would like to purchase two small parcels of vacant land that is currently owned by the Town of Fleming.

Parcel 123.18-1-81 approximately .94 acres, perimeter 825 feet

Parcel 123.18-1-82 approximately .06 acres, perimeter 290 feet

The Planning Board supported both the development of an Inn/Hotel along with the sale of the property owned by the Town of Fleming to the developer at the January 5<sup>th</sup>, 2015 Planning Board meeting. The Town Board will now consider the proposal.

- (b) Motion was made by Councilman Oltz to set a public hearing date for Local Law #2 of 2015 to amend Local Law # 1 of 2009 in reference to the allocation of water and sewer units in a trailer park for July 13, 2015 at 6:00 p.m., seconded by Councilwoman DelloStritto. APPROVED AYES 5-0
- (c) Motion was made Councilwoman DelloStritto for approval of Onea Closter, Assessor Fred Farrell's secretary, to do clerical work for B.A.R. at an hourly rate of \$15.00 per hour. She will be

paid by Fred Farrell and he will invoice the town. This was seconded by Councilman Allen.  
APPROVED AYES 5-0

Building Code/Zoning Enforcement Officer-Don Bowen: Don submitted his monthly report and expressed how active it has been for the month. He also mentioned he has met with two prospective buyers for the West Lake Road mobile home park. Also he attended the monthly Planning Board Meeting, the ZBA meeting and the Owasco Lake Watershed Focus Group meeting.

Highway/Recycling-Kerry Smith: Kerry stated he attended a three day Highway School in Ithaca and mentioned the new and repaired windows are in. They have started mowing but the rain has been a hindrance.

Requests and Comments of the Board: None

Budget Transfers/Amendments: Motion was made to approve by Councilman Oltz, seconded by Councilwoman DelloStritto. APPROVED AYES 5-0

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

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

Approval of Bills for Payment:

General Fund	\$8360.70	Motion was made to approve by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Oltz. APPROVED AYES 5-0
Highway Fund	\$6,501.99	Motion was made to approve by Councilman Oltz, 2 <sup>nd</sup> by Councilwoman DelloStritto. APPROVED AYES 5-0
Water District #1	\$42,168.25	Motion was made to approve by Councilman Allen, 2 <sup>nd</sup> by Councilman Oltz. APPROVED AYES 5-0
Sewer Fund	\$28,172.38	Motion was made to approve by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Oltz. APPROVED AYES 5-0
Refuse Fund	\$871.38	Motion was made to approve by Councilman Dudek, 2 <sup>nd</sup> by Councilwoman DelloStritto. APPROVED AYES 5-0
Special Lighting District	\$172.19	Motion was made to approve by Councilman Oltz, 2 <sup>nd</sup> by Councilman Dudek. APPROVED AYES 5-0
Water District Capital Project	\$500.00	Motion was made to approve by Councilman Oltz, 2 <sup>nd</sup> by Councilwoman DelloStritto. APPROVED AYES 5-0

Executive Session: Motion to move into Executive Session made by Councilwoman DelloStritto, seconded by Councilman Oltz. APPROVED AYES 5-0 No action taken. Motion to move back into to open meeting made by Councilwoman DelloStritto, seconded by Councilman Oltz. APPROVED AYES 5-0

Adjournment: Motion to adjourn was made by Councilman Dudek, seconded by Councilman Oltz. The time was 7:40 p.m. APPPROVED AYES 5-0

Respectfully Submitted,

Town Clerk