

## FLEMING TOWN BOARD MEETING

OCTOBER 14, 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  
Councilman Fritz Allen  
Councilwoman Ellen DelloStritto  
Councilman Don Oltz

also present: Attorney Dales Yates

Approval of Minutes: Motion to approve minutes from 9/14/2015 and 9/16/2015 as presented by Town Clerk Jo Anne Cox was made by Councilman Dudek, seconded by Councilman Oltz. APPROVED AYES 5-0

Public Hearing: Tax Cap Override public hearing was open to the public for questions or concerns. Supervisor Searing went over the explanation as to why the town must override the tax cap and the reason we need to pass Local Law No. 4 of 2015. Anthony Petrosino of 6109 West Lake Road addressed questions which Supervisor Searing answered.

Public to be Heard: The Public be heard Forum was read by Town Clerk Jo Anne Cox.

Sarah King of 6213 West Lake Road spoke on behalf of the Code of Ethics board. She explained that everyone employed by the town must have a copy of the Code of Ethics including our Town Attorney. At this time she passed copies out to the Supervisor and the Town Board members. Copies will be made and handed out for the rest of the town employees.

Old Business:

- (a) Motion was made by Councilman Oltz for approval of Brent Rhodes sewer hookup and sewer unit charge, seconded by Councilwoman DelloStritto. APPROVED AYES 5-0
- (b) Lattimore Permissive Referendum: A petition was turned in October 14, 2015 at 3:00 P.M. by Anthony Petrosino and Sarah King and was stamp dated by the Town Clerk. This will now be taken to the Board of Elections by the Town Attorney. Objections to the petition now need to be filed with the Town Clerk within five days.

New Business:

- (a) Motion to approve a Penn Power quote for generator repair at Pump Station 4 at a cost of \$1,914.73 made by Councilman Dudek, seconded by Councilman Allen. APPROVED AYES 5-0

(b) Motion to approve a contract with the county for snow removal was made by Councilwoman DelloStritto, seconded by Councilman Oltz. This was approved on the following roll call:

Supervisor Searing	YES
Councilman Dudek	YES
Councilman Allen	YES
Councilwoman DelloStritto	YES
Councilman Oltz	YES

Motion to approve Local Law No. 4 of 2015 **A Local Law to Override the Tax Levy Limit Established in Genera Municipal Law 3-c** was made by Councilwoman DelloStritto, seconded by Councilman Allen. Public hearing is now closed. This was approved on the following roll call:

Supervisor Searing	YES
Councilman Dudek	YES
Councilman Allen	YES
Councilwoman DelloStritto	YES
Councilman Oltz	YES

Building Code/Zoning Enforcement Officer: Don Bowen submitted his monthly report and informed the board he also attended the Watershed Technical Committee meeting, the ZBA meeting and the Planning Board meeting.

Highway/Recycling: Kerry stated presently working on Koon Road and working on mulching. Vitalie will be working on Forest Hill Dr. and Rosewood Dr. probably next week. Regarding clean up days, Kerry said at this point it is too late in the season we will have to schedule for spring.

Requests and Comments of the Board: Motion to replace a confined space instrument for the Water Department at a cost of \$455.00 not to exceed \$600.00 was made by Councilman Allen, seconded by Councilwoman DelloStritto. APPROVED AYES 5-0

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

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

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

Approval of Bills for Payment:

General Fund	\$9,701.63	Motion to approve made by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Oltz. APPROVED AYES 5-0
--------------	------------	--

Highway Fund	\$14,209.16	Motion to approve made by Councilman Oltz, 2 <sup>nd</sup> by Councilman Allen. APPROVED AYES 5-0
Water District # 1	\$22,882.57	Motion to approve made by Councilman Dudek, 2 <sup>nd</sup> by Councilwoman DelloStritto. APPROVED AYES -0
Sewer Fund	\$50,712.83	Motion to approve made by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Dudek. APPROVED AYES 5-0
Refuse Fund	\$622.38	Motion to approve made by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Allen. APPROVED AYES 5-0
Special Lighting District	\$172.19	Motion to approve made by Councilwoman DelloStritto, 2 <sup>nd</sup> by Councilman Oltz. APPROVED AYES 5-0
Water District Capital Project	\$4,845.00	Motion to approve made by Councilman Dudek, 2 <sup>nd</sup> by Councilman Allen. APPROVED AYES 5-0

Adjournment: Motion to adjourn was made by Councilman Dudek, seconded by Councilman Allen. The time was 6:45 P.M. APPROVED AYES 5-0

Respectfully Submitted,

Fleming Town Clerk