

**FLEMING TOWN BOARD MEETING
SEPTEMBER 14, 2020**

Call to Order by Supervisor Don Oltz 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 Don Oltz
Councilman Jim Young
Councilman David MacDonald
Councilman Russ Bell
Councilwoman Karen VanLiew
also present: Town Attorney Michael D. Quill, Jr.
Attorney Andrew Leja, Barclay Damon

PUBLIC HEARING:

- (a) Motion was made by Councilwoman VanLiew to table the Special Use Permit from Spruce Haven Farm until next month's Board Meeting due to insufficient paperwork, 2nd by Councilman MacDonald. Ayes 5-0
- (b) Motion was made by Councilman Bell to open the Public Hearing for the Special Use Permit request by Tim Richmond and Jeff Davis on behalf of APC Towers/Verizon Wireless, 2nd by Councilman MacDonald. Ayes 5-0. No comments from the public. Jeff Davis stated he would like to start this project by November. Motion for approval of the SUP was made by Councilman Young under the condition of approval at the upcoming ZBA Meeting, Thursday the 17th, 2nd by Councilman Bell. This was approved on the following roll call:

Councilwoman VanLiew	Yes
Councilman MacDonald	Yes
Councilman Bell	Yes
Councilman Young	Yes
Supervisor Oltz	Yes

Motion to close the Public Hearing was made by Councilman Bell, 2nd by Councilman Young. Ayes 5-0.

- (c) Attorney Andrew Leja spoke regarding Zoning Amendments for Rental Registry, Property Maintenance and Open Burning. Andy stated that a Property Maintenance Code was added in 2014, therefore, this simply needs to be updated and added to the Codes section. Andy then he elaborated on the Rental Registry and Open Burning. Motion was made by Councilman Young to open a Public Hearing, 2nd by Councilman MacDonald. Ayes 5-0. Andy said the Town would need to allow time for written comments from the public to come in but must be submitted by September 28th. By law it must be 7 days prior to the next Town Board Meeting. Motion was made by Councilman Young to table until next month's meeting to allow for written comments to come in, 2nd by Councilman Bell. Ayes 5-0. Andy explained we would also do a Part 2 SEQRA at the next Town Board Meeting. Motion was made by Councilman Young on the proposed Open Burning Law to table until the next Board Meeting also allowing written comments that must be

in 7 days prior to the next meeting on the 14th, 2nd by Councilman Bell. Ayes 5-0

NEW BUSINESS:

- (a) Motion was made by Supervisor Oltz to reschedule the October Board Meeting for Wednesday, October 14th due to the Columbus Day holiday, 2nd by Councilwoman VanLiew. Ayes 5-0.
- (b) Motion to set a Public Hearing for October 14th for a Special Use Permit requested by Stephanie Short to operate an in home daycare located at 12 Rosewood Lane was made by Councilman Bell, 2nd by Councilman MacDonald. Ayes 5-0.
- (c) Motion was made by Councilwoman VanLiew to approve a **“Resolution to expend \$18,080.00 from the Water System Improvement Reserve to pay the current invoice from TiSales for the purchase of 80 water meters”**, 2nd by Councilman Young. This was approved on the following roll call:

Councilman Bell	Yes
Councilman MacDonald	Yes
Councilwoman VanLiew	Yes
Councilman Young	Yes
Supervisor Oltz	Yes
- (d) Discussion was made regarding damage to Harry Saville’s cemetery monument. It was unanimous there will be no action on the Town’s part. Motion was made by Councilman Young, 2nd by Councilman Bell. Ayes 5-0.

Building Codes Officer Harold Gilfus-Harold submitted his detailed monthly report and gave the board and opportunity for questions.

Zoning Officer Bill Gabak-Bill gave a brief, verbal summary of his monthly activities allowing for questions.

Assessor Jeff Bartholomew-Jeff attended the meeting via Zoom and informed the board he is working on changes to Enhanced Star applicants. The amount to qualify has changed to \$37,400 or less. Jeff has mailed letters to 85 residents who may qualify.

Utilities Department John Carter-John was absent but Supervisor Oltz advised everyone that the three residents on Dunning Ave are now hooked up to Fleming water.

Highway / Recycling Kerry Smith-Kerry brought up the possibility of a fall clean-up day. The board felt we should wait until the spring. He reminded everyone the brush pile cut off is November 1st.

Requests & Comments of the Board-Councilman Young announced the County Parks Commission indicated the bridge at Emerson Park will be completed this week. The County Soil & Water annual reports current issue is now available. Supervisor Oltz wanted to extend the Town’s condolences to Jim Applebee on the recent passing of his wife.

Motion was made by Councilwoman VanLiew to approve Budget Transfers, 2nd by Councilman MacDonald. Ayes 5-0

Motion was made by Councilman Young to approve the Town Clerk’s Report, 2nd by Councilman Bell. Ayes 5-0

Motion was made by Councilman Bell to approve the Supervisor's Report, 2nd by Councilman Young. Ayes 5-0

Approval of Bills for Payment:

General Fund	\$14,808.99	Motion to approve made by Councilman Young, 2 nd by Councilman Bell. Ayes 5-0.
Highway Fund	\$59,723.20	Motion to approve made by Councilwoman VanLiew, 2 nd by Councilman MacDonald. Ayes 5-0.
Water District #1	\$45,710.75	Motion to approve made by Councilman Bell, 2 nd by Councilman Young. Ayes 5-0
Sewer Fund	\$16,549.84	Motion to approve made by Councilman Young, 2 nd by Councilman MacDonald. Ayes 5-0
Refuse Fund	\$5,099.91	Motion to approve made by Councilman Bell, 2 nd by Councilman Young. Ayes 5-0
Special Lighting District	\$334.86	Motion to approve made by Councilman MacDonald, 2 nd by Councilwoman VanLiew. Ayes 5-0

Motion was made by Councilman Young to move into Executive Session to discuss an individual, 2nd by Councilman MacDonald. Ayes 5-0. No action was taken. Motion to move back into Open Session was made by Councilman Young, 2nd by Councilman MacDonald. Ayes 5-0

Motion to adjourn was made by Councilwoman VanLiew, 2nd by Councilman MacDonald. The time was 7:45 p.m. Ayes 5-0.

Respectfully Submitted,
Fleming Town Clerk