

FLEMING TOWN BOARD MEETING

MARCH 14, 2022

Call to Order by Supervisor Don Oltz at 6:30 pm followed by the Pledge of Allegiance.

Roll Call by Town Clerk, Anita Casper, found the following Board Members present:

Supervisor Don Oltz
Councilman David MacDonald
Councilwoman Maureen Riester
Councilwoman Karen VanLiew

Also present: Attorney Michael D. Quill, Jr.
Donna Gilfus

A motion to appoint Donna Gilfus as Councilperson to fill the term ending December 31, 2022 left open by Councilman Russ Bell's resignation was made by Councilman MacDonald, 2nd by Councilwoman VanLiew. Ayes 4-0. The vacant seat will be subject to an election to fill the unexpired term of three years (2025) at the general election in 2022. This was approved by the following roll call:

Councilman MacDonald	Yes
Councilwoman Riester	Yes
Councilwoman VanLiew	Yes
Supervisor Oltz	Yes

At this time, Donna took the Oath of Office and took her seat on the bench as a Board Member.

Motion to approve minutes as presented by Town Clerk, Anita Casper, for 2/14/2022 was made by Councilwoman Riester, 2nd by Councilman MacDonald. Ayes 5-0. Motion to approve minutes as presented by Town Clerk, Anita Casper, for Special Meeting March 1, 2022 was made by Councilwoman VanLiew, 2nd by Councilwoman Riester. Ayes 5-0.

Public Hearings/Presentations:

RESOLUTION – WHEREAS, on February 23, 2022, the Russian Military began a brutal assault on the people of Ukraine without provocation, justification, or necessity and; WHEREAS, the governing body of the Town of Fleming wishes to demonstrate their support of Ukraine, THEREFORE, in a regular session duly convened; BE IT RESOVLED that the Town of Fleming NY stands in solidarity with Ukrainian people and condemns the Russian Federation for its unjustifiable military invasion of Ukraine and hereby declares its support for the proud nation of Ukraine, its people, and its brave defenders. Motion to approve was made by Councilman MacDonald, 2nd by Councilwoman Riester. Ayes 5-0. This was approved by the following roll call:

Councilman MacDonald	Yes
Councilwoman Riester	Yes
Councilwoman VanLiew	Yes
Councilwoman Gilfus	Yes
Supervisor Oltz	Yes

New Business

- (a) Motion was made for approval for Alvin to attend NY Rural Water Workshop on May 24, 2022 at a cost of \$120.00 by Councilwoman VanLiew, 2nd by Councilwoman Riester. Ayes 5-0.
- (b) Motion was made by Councilman MacDonald to renew contract with Koester (sewer pump stations) for \$1,495.00, 2nd by Councilwoman Gilfus. Ayes 5-0.
- (c) Motion was made by Councilman MacDonald to reduce water/sewer bill to \$80.00 for property located at 6088 West Lake Road due to broken pipe, 2nd by Councilwoman VanLiew. Ayes 5-0.
- (d) Motion was made by Councilwoman VanLiew to approve Amendment to Handbook for Highway/Utilities employees via the following resolution: **WHEREAS**, MEO's who were previously under a Collective Bargaining agreement, chose to no longer be represented by such agreement, and; **WHEREAS**, specific terms or items that were set forth in that agreement are not contained in the current Town Employee Handbook; **THEREFORE**, in a regular session duly convened, the Town Board of Fleming resolves to; **ADOPT** Amendment #1 to the Town of Fleming Employee Handbook addressing those items specific to full time Highway/Utilities employees. The motion was 2nd by Councilwoman Gilfus and approved by the following roll call:

Councilman MacDonald	Yes
Councilwoman Riester	Yes
Councilwoman VanLiew	Yes
Councilwoman Gilfus	Yes
Supervisor Oltz	Yes

- (e) Motion to approve date for Public Hearing to upgrade street lights to LED for April 11, 2022 was made by Councilman MacDonald, 2nd by Councilwoman Riester. Ayes 5-0.
- (f) Motion to approve appointment of John Yurco as permanent member of ZBA to fill out unexpired term of Donna Gilfus was made by Councilwoman VanLiew, 2nd by Councilwoman Gilfus Ayes 5-0.

BUILDING CODES OFFICER – HAROLD GILFUS: Harold submitted his monthly report.

ZONING OFFICER – BILL GABAK: Bill was not in attendance. Supervisor Oltz reported that the parking variance passed for the Dollar General and Dollar General must acquire the land behind the building and will be subject to perk test for septic system.

ASSESSOR – TAMMY SCHRAMM: Tammy submitted her monthly report.

UTILITIES DEPT – JOHN CARTER: was not in attendance. Supervisor Oltz reported that the Mill Street tank inspection was not completed due to ice. He will be getting a price on a “bubbler” to keep the water moving so ice will not form. Regarding the sewer rehabs, there are two manholes left to be completed and Don will be getting prices for 2 manhole pans.

HIGHWAY/RECYCLING – KERRY SMITH: Town Clean-up Day is set for Saturday, June 11, 2022. Volunteers will be needed to work the event as we are unable to get prisoners from the county jail to help as we have done in the past.

Motion to approve Budget Transfers/Amendments was made by Councilwoman Riester, 2nd by Councilwoman Gilfus. Ayes 5-0.

Clerk’s Report – Motion made to approve by Councilwoman VanLiew, 2nd by Councilman MacDonald. Ayes 5-0.

Supervisor’s Report – Motion made to approve by Councilman MacDonald, 2nd by Councilwoman Gilfus. Ayes 5-0.

Approval of Bills for Payment:

General Fund	\$23,963.24	Motion to approve by Councilwoman VanLiew, 2 nd Councilman MacDonald. Ayes 5-0
Highway Fund	\$17,038.74	Motion to approve by Councilwoman Riester, 2 nd Councilman MacDonald. Ayes 5-0
Water District #1	\$17,138.35	Motion to approve by Councilman MacDonald, 2 nd Councilwoman VanLiew. Ayes 5-0
Sewer Fund	\$18,843.50	Motion to approve by Councilman MacDonald, 2 nd Councilwoman Riester. Ayes 5-0
Refuse Fund	\$4,316.40	Motion to approve by Councilwoman Riester, 2 nd Councilwoman Gilfus. Ayes 5-0
Lighting Districts (2)	\$202.70	Motion to approve by Councilwoman Riester, 2 nd Councilman MacDonald. Ayes 5-0.

Motion to move to Executive session made by Councilwoman VanLiew, 2nd by Councilwoman Gilfus. Ayes 5-0.

Motion to move back into Open Session was made by Councilwoman Riester, 2nd by Councilwoman VanLiew. Ayes 5-0.

Motion to accept the settlement from Pinckney vs. Fleming was made by Councilman MacDonald, 2nd by Councilwoman Gilfus. This was approved by the following roll call:

Councilman MacDonald	Yes
Councilwoman Riester	Yes
Councilwoman VanLiew	Yes
Councilwoman Gilfus	Yes
Supervisor Oltz	Yes

Motion to accept increase in hourly wage for seasonal workers from \$17.00 per hour to \$20.00 per hour was made by Councilwoman VanLiew, 2nd by Councilwoman Riester. Ayes 5-0.

Motion to adjourn at 7:09 p.m. made by Councilwoman Riester, 2nd by Councilwoman Gilfus.

Respectfully Submitted,
Fleming Town Clerk