

**FLEMING TOWN BOARD MEETING
MONDAY JUNE 8, 2009
7:30 P.M.**

Call to Order by Supervisor Searing with the Pledge of Allegiance.

Roll Call by Town Clerk Charleen Dygert found the following board members present:

Supervisor Gary Searing
Councilman Arthur Fritz
Councilwoman Ellen DelloStritto
Councilman Ronald LaVarnway
Councilman Gerald Dudek

Also present: Superintendent Paul Chipman
Attorney Dale Yates

Approval of Minutes: Councilman Fritz made a motion to approve the minutes of May 11, 2009 as presented by Town Clerk Charleen Dygert, seconded by Councilman Dudek. APPROVED AYES 5 NAYS 0

Delaney Conservation Easement: The board reviewed the request for Richard & Mary Delaney for a Subdivision/Conservation Easement.

Councilman Dudek made a motion that it is found to be a Type 2 action, which is preservation of agriculture land and Declare a Negative Declaration under Environmental Conservation, seconded by Councilman Fritz. APPROVED AYES 5 NAYS 0

Councilman LaVarnway made a motion to authorize the Supervisor to sign on behalf of the town the Conservation Easement, seconded by Councilwoman DelloStritto. APPROVED AYES 5 NAYS 0

Public Hearing: Yantch Bed & Breakfast

Supervisor Searing opened the meeting to the Public Hearing for approval of a Bed & Breakfast requested by Chris Yantch. Supervisor asked for any comments.

Chris Yantch said that he thought it would be a benefit for the town, bring in some tourism and it would be a quiet setting for everyone to enjoy.

Kathryn Hankins said she had looked over the plans and found everything in place. She agreed that it would be a benefit to the town.

The hearing was left opened for a while in case someone came late and had a comment.

1st Public Be Heard:

The clerk read the Public Be Heard. Sarah King asked for an explanation of the Conservation Easement. Dale Yates explained it to her.

Kathryn Hankins informed everyone of Owasco Lake Day on Wednesday July 1st 5 – 6:30 p.m. at Emerson Park Pavilion sponsored by Cayuga County Water Quality Management Agency. She also said that July 3rd would be the “Ring of Lights” sponsored by OWLA to encourage people to use Led Lights as opposed to Flares. She left some flyers with the clerk.

Supervisor Searing closed the Public Be Heard.

Old Business:

- The board discussed Trash//Recycling Fees.
Councilman LaVarnway made a motion to contract with Feher Rubbish, seconded by Councilman Fritz. APPROVED AYES 5 NAYS 0
- Councilman LaVarnway made a motion to close Public Hearing, seconded by Councilman Dudek. APPROVED AYES 5 NAYS 0
- Councilman LaVarnway made a motion to grant a Special Use Permit to Mr. Yantch for a Bed & Breakfast as referred by the Planning Board, seconded by Councilman Dudek. This was approved on the following roll call vote:

| | |
|---------------------------|-----|
| Supervisor Searing | Yes |
| Councilman Fritz | Yes |
| Councilwoman DelloStritto | Yes |
| Councilman LaVarnway | Yes |
| Councilman Dudek | Yes |
- Councilman LaVarnway made a motion to tentatively schedule a Public Hearing for July 13th at 7:30 p.m., on cable contracts for Verizon and Time Warner subject to us having the proper information from the Public Service Commission, seconded by Councilwoman DelloStritto. APPROVED AYES 5 NAYS 0

Building Inspector/Zoning Code Enforcement Officer – Fred Delaney gave his report of building permits for the month of May.

Assessors: Fred Farrell reported that they were audited on the exemptions and everything is fine. He has received a report from The Board of Assessment Review and they have taken almost \$400,000 off the tax rolls. Mike will be back next week and start working on agriculture properties.

Councilman Fritz made a motion to approve Louie Vasile & Sandi Mettler to attend an Ethic Class in October at \$10.00 each, seconded by Councilman LaVarnway. APPROVED AYES 5 NAYS 0

Planning Board – Jamie Moore reported on the Planning Board for the month of May. He also requested a signed copy of the conservation easement for O’Hara that was approved last month.

Highway/Utilities/Recycling – Paul Chipman gave a report on roadwork, utilities and recycling.

New Business:

- Councilman LaVarnway made a motion to approve adding a new phone line for the court fax, seconded by Councilwoman DelloStritto. APPROVED AYES 5 NAYS 0
- Councilwoman Fritz made a motion to approve the surplus items, seconded by Councilman LaVarnway. APPROVED AYES 5 NAYS 0
- Councilman LaVarnway made a motion to schedule a Public Hearing for July 13th at 7:30 p.m. to amend Local Law #2 of 2003 regarding water units on commercial properties seconded by Councilman Fritz. APPROVED AYES 5 NAYS 0

Request and Comments of the Board: There were no comments from the board.

Budget Transfers/Amendments: Councilman LaVarnway made a motion to approve the Budget Transfers, seconded by Councilwoman DelloStritto. APPROVED AYES 5 NAYS 0

Town Clerk’s Report: Councilwoman DelloStritto made a motion to approve the Town Clerk’s report as presented by Town Clerk Charleen Dygert, seconded by Councilman LaVarnway. APPROVED AYES NAYS 0

Supervisor ‘s Report: Councilman LaVarnway made a motion to approve the Supervisor’s report as presented by Supervisor Gary Searing, seconded by Councilman Dudek. APPROVED AYES 5 NAYS 0

Approval of Bills For Payment #317 – 368 were approved on the following motions and seconds:

| <u>FUND</u> | <u>AMOUNT</u> | <u>MOTION BY COUNCILOR:</u> | <u>SECONDED BY COUNCILOR:</u> |
|-------------|---------------|-----------------------------|-------------------------------|
| General | \$12,728.16 | LaVarnway | Fritz |
| Highway | 8,023.59 | LaVarnway | DelloStritto |
| Lighting | 181.00 | Dudek | Fritz |
| Refuse | 1,651.23 | LaVarnway | Fritz |
| Sewer | 1,965.26 | DelloStritto | Dudek |
| Water | 23.421.09 | DelloStritto | Fritz |

Adjournment: Councilman LaVarnway made a motion to adjourn, seconded by Councilman Fritz. APPROVED AYES 5 NAYS 0 The time was 7:55 p.m.

Respectfully submitted,

Charleen V. Dygert.....Town Clerk

