

**FLEMING TOWN BOARD MEETING
MONDAY OCTOBER 12, 2009
7:00 P.M.**

Call to Order by Supervisor Gary B. Searing with the Pledge of Allegiance at 7:00 p.m. Everyone remained standing and Councilman Fritz said a short prayer for those who have died.

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

Supervisor Gary B. Searing
Councilman Fritz
Councilwoman DelloStritto
Councilman Ronald LaVarnway
Councilman Gerald Dudek

Also present: Attorney Dale Yates

1st Public To Be Heard: Supervisor Searing gave a brief summary of the forum to follow for the Public To Be Heard. Sarah King of West Lake Road asked why the trees at the triangle have been removed. She said that Fleming is supposed to protect wood lots and brush.

Old Business:

Roger Vanderbrook from Clark Patterson Lee gave the board a spreadsheet and reviewed the commercial water units and recommended adjustments for 2010. He stated that the board had made an amendment to Local Law #2 of 2003 to adjust the way water units are assigned to commercial users. He said that the Local law requires that the customers affected be notified. There is no time frame; it's whatever the board decides.

Roger Vanderbrook gave a summary of the Cayuga County Regional study between the city, towns and the Cayuga County Sewer Authority. There have been a series of meetings to try to determine if there is a common interest in forming a regional water and sewer authority or board. In the process the city has applied for, in conjunction with the towns, one grant to the first part of the study. They received a \$50,000 grant which 10% was paid by the city, towns and Cayuga County. They have recently applied for another grant for a million dollars of which the City, Towns, and the County will pay 10%. The next step is to see whether the second grant is received and if it is of benefit to the towns, city and county. He said it was a pretty fair and open process.

Tom Parker from Clark Patterson Lee spoke on financing for water & sewer projects and possible grants that are available.

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

Assessors: Fred Farrell gave his report.

Planning Board – Jamie Moore gave his report.

Highway/Recycling – Paul Chipman was not present at this meeting.

New Business: Councilman LaVarnway made a motion to increase the Springport water-billing fee from \$3.00 to 5:00, seconded by Councilman Fritz. APPROVED AYES 5 NAYS 0

2nd Public To Be Heard: There were no requests or comments.

Requests and Comments of the Board: Supervisor Searing suggested that Councilor Dudek and DelloStritto get together with attorney Dale Yates in November to work on rental registrations for 2010.

Supervisor Searing addressed Sarah Kings' question she had earlier in the meeting. He said that the County and the State own the land between Sand Beach Road and West Lake Road. Their reps came in before anything was touched. Basically scrub, brush and trees were removed that were of no conservatory value. According to Soil & Water and County Highway these had grown up through the years. He said that the plan is to eventually have our own Fleming Park. He thought the inmates did a good job.

Sarah said she was concerned with the possible wetland and the quality of the lake. Supervisor Searing stated that there is not a wetland there and what was done will not affect the quality of the lake.

Budget Transfers/Amendments: Councilman LaVarnway made a motion to approve the budget transfers, seconded by Councilman Dudek 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 Fritz. APPROVED AYES 5 NAYS 0

Supervisor's Report: Councilman LaVarnway made a motion to approve the Supervisor's Report as presented by Supervisor Gary B. Searing, seconded by Councilman Dudek. APPROVED AYE 5 NAYS 0

Approval of Bills For Payment #561 – 610 on the following motions and seconded:

<u>FUND</u>	<u>AMOUNT</u>	<u>MOTION BY COUNCILOR:</u>	<u>SECONDED BY COUNCILOR:</u>
General	\$7,318.72	LaVarnway	Fritz
Highway	42,128.49	DelloStritto	LaVarnway
Sewer	69,054.96	LaVarnway	Fritz

<u>FUND</u>	<u>AMOUNT</u>	<u>MOTION BY COUNCILOR:</u>	<u>SECONDED BY COUNCILOR:</u>
Water	6,456.45	Fritz	LaVarnway
Lighting	181.00	DelloStritto	Dudek

Adjournment: Councilman LaVarnway made a motion to adjourn, seconded by Councilman Dudek. APPROVED AYES 5 NAYS 0 The time was 7:40 p.m.

Respectfully submitted,

Charleen V. Dygert
Town Clerk