

December 27, 2022

Special End of Year Town Board Meeting

6:00 PM

The Fremont Town Board held their End of Year Town Board Meeting on December 27, 2022 at 6:00 PM

Supervisor Murray led the pledge of Allegiance

Present: Town Board: Supervisor Emily Murray, Councilman Cynthia Smith, and Councilman Dean Kiefer, Councilman Carol Burns

New Business:

A discussion began regarding the Town's attorneys. Supervisor Murray stated that the attorneys told her that they would try harder to respond sooner. They will be more attentive and to email them with more information. Superintendent Flansburg said that they do not return his calls or emails. Superintendent Flansburg said they (the attorneys) have received a lot of money from the town and that they should be more attentive anyways. Supervisor Murray said she did talk with all three of them at once today. Superintendent Flansburg said he thought he made it clear what he was asking of them. He stated again that the wind company said they were going to replace the pipe on Babcock and then said that they could not do that. Superintendent Flansburg stated that the town needs to pass a law so he can post the roads for weight limits. He said he is just looking out for the residents. He said the wind company does what they want to. He spoke with someone at Cassadaga and they said the wind company did not fix the roads. He is trying to make sure that does not happen here. There are signs by a resident on the corner of Mack School Road stating to fix the F...ing road and the wind company are liars. Councilman Smith asked if Superintendent Flansburg has the right to post the road if he is working on it and Supervisor Murray stated yes.

The Highway Superintendent was told by the wind company that they would be plowing Holmes and Harder Roads and Superintendent Flansburg stated that they could not do that because Holmes Road would be in Phase II and it is not bonded yet. Councilman Kiefer brought up that those roads in the past were not good and may be in better shape now but Superintendent Flansburg stated not on any that he has seen. Superintendent Flansburg stated that he has tons of pictures of the wind company on roads they are not supposed to be on. Councilman Kiefer stated that he gets phone calls asking him about why it is okay for the farmers to run semis full of manure up those roads. Superintendent Flansburg stated that you cannot stop the farmers from using the roads and Councilman Kiefer said that he understands that but if the sluice needs fixing why isn't it fixed. He also stated that people do not come to the meetings so they do not understand what is going on and wanted to throw that out there that people are asking. As far as Davis Road it is crappy but they are running the grader up there per Councilman Kiefer.

Resolution #113 Approve the 2023 Contract with Richardson, Pullen & Buck Attorneys

Motion by Councilman Burns seconded by Supervisor Murray Resolution #113 was adopted. It was resolved to approve the 2023 contract with Richardson, Pullen & Buck attorneys. Roll Call of Votes: Murray aye, Smith aye, Kiefer aye. 4 Aye 0 Nay 0 Abstain.

Resolution #114 Approve to Transfer \$7,777.00 from General Fund A1990 & \$53,974.00 from Highway Fund DA5110.1 & DA5110.4 to Balance the Budget

Motion by Councilman Burns seconded by Councilman Kiefer Resolution #114 was adopted. It was resolved to approve the transfer of \$7,777.00 from General Fund A1990 to A1355.4, A1410.4, A1420.4, A7550.4 & A9901.09 also DA5110.1 & DA5110.4 to DA5112.2, DA5130.4 and DA9060.8. Roll Call of Votes: Murray aye, Smith aye, Kiefer aye, Burns aye. 4 Aye 0 Nay 0 Abstain.

A discussion began regarding a voucher for Shawn Smith, Deputy Highway Superintendent. This voucher was a reimbursement on his credit card for an app to have access to a game camera that is placed on Holmes Road to catch the wind company using the road that they are not supposed to be on. Councilman Kiefer wanted to know why the app was on Shawn's phone and Superintendent Flansburg stated that his cell phone was not new enough to accept this app. Councilman Kiefer stated that we need to upgrade his phone so the app can be on a town phone, with Shawn Smith being a loose cannon. Supervisor Murray asked if the pictures can be sent to his email and Superintendent Flansburg did not know. Supervisor Murray stated that the phone could cost \$1,000.00. Councilman Kiefer just threw his arms up as a gesture implying what else can we do. Supervisor Murray will look into a new phone. However, the monthly payment of \$18.75 to Shawn Smith's credit card will continue because the town does not have a credit card. Superintendent Flansburg and Councilman Kiefer stated that they thought in the past the town had a credit card.

The town clerk asked Councilman Burns if they had a credit card when she was town supervisor and she said no. Supervisor Murray stated that she looked into it but the banks require a social security number from her and she did not want to do that. Councilman Kiefer said that we need to pay the bill so let's do that. Supervisor Murray asked if we needed to keep paying the \$18.75 each month and Councilman Kiefer stated that he did not think we would need to do it this time of year but Superintendent Flansburg stated that it is hard to say because if they plow the roads after he told them not to this will be evidence for legal stuff. He said he is trying to protect the town.

Seth Hilton asked about the app on the phone. Did the town board approve it. Councilman Kiefer stated that yes, he was asked about the camera but Supervisor Murray stated she did not know anything about the app with the monthly charge. Seth stated that your personal phone should not be used for town business.

Resolution #115 Approval to Pay the Bills on Abstract 12A

Motion by Councilman Smith seconded by Councilman Kiefer Resolution #115 was adopted. It was resolved to approve to pay the bills \$5672.30. Roll Call of Votes: Smith aye, Murray aye, Kiefer aye, Burns aye. 4 Aye 0 Nay 0 Abstain.

Resolution #116 Approve the Minutes from December 13, 2022

Motion by Supervisor Murray seconded by Councilman Smith Resolution #116 was adopted. It was resolved to approve the minutes from December 13, 2022. Roll Call of Votes: Burns aye, Smith aye, Kiefer aye, Murray aye. 4 Aye 0 Nay 0 Abstain.

Supervisor Murray asked the Board if they wanted to attend a training for the Planning Board and Zoning Board on January 11, or 18, 2023 and they said yes. January 11 was chosen as the date to attend. They will meet here at the town hall.

Supervisor Murray asked Superintendent Flansburg about the Drug & Alcohol Clearinghouse charge. He stated that Safe Driver Solutions told him that they needed to do a query on all the highway department employees. This is done annually. This is another charge on Shawn Smith's credit card. The Town Clerk contacted Safe Driver Solutions and asked them to send her the notices in the future. Supervisor stated that employees should not be running queries on themselves.

Bert Candee asked if the mural on the back wall could be removed and replaced with something bright. He thought the mural was dull and dingy. Supervisor Murray stated that it was a part of history and she liked it as well as a few other board members.

Seth Hilton took his oath of office as a councilman with his term beginning January 1, 2023 through December 31, 2023.

Supervisor Murray motioned to adjourn the meeting – all were in favor.

Meeting Adjourned at 6:40PM

Susan M. Peck
Fremont Town Clerk