

## Official Minutes

A regular meeting of the Town Board of the Town of Lima, County of Livingston and the State of New York was held at the Town Hall, 7329 East Main Street, Lima, New York, on the 7th day of April 2016 at 6:30 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

PRESENT:           Supervisor, Pete Yendell  
                  Councilperson, Cathy Gardner  
                  Councilperson, Bruce Mayer  
                  Councilperson, Bill Carey  
                  Town Clerk, Jennifer Shanks  
                  Town Attorney, Steve Kruk  
                  Councilperson, Dan Marcellus  
                  Highway Superintendent, Keith Arner

Guest(s): Carl Luft, Village Mayor

Supervisor Yendell called the meeting to order at 6:30 P.M., with the Pledge to the Flag.

### **Audit of Claims**

Resolved that the bills contained on Abstract #4 have been reviewed by the Town Board and are authorized for payment in the following amounts:

|                       |                    |              |
|-----------------------|--------------------|--------------|
| General Funds:        | No. 83 through 106 | \$ 10,977.76 |
| Water Funds 1, 2, &3: | No. 11 through 16  | \$ 2647.17   |
| Highway Funds:        | No. 48 through 67  | \$ 19,689.41 |

On a motion by Councilperson Mayer, seconded by Councilperson Marcellus the vote went as follows:

CARRIED:           Ayes: 5       Yendell, Gardner, Mayer, Carey, Marcellus  
                  Nays: 0

### **March 3, 2016 Town Board Minutes**

The minutes of the March 3rd meeting were approved as presented on a motion by Councilperson Gardner, seconded by Councilperson Marcellus, the vote went as follows:

CARRIED:           Ayes: 5       Yendell, Gardner, Mayer, Carey, Marcellus  
                      Nays: 0

### **Guest(s)**

Carl Luft, Mayor, informed the board that the Village applied for a grant to update the water pump station and water tower. He indicated piping, pumps, valves and an alarm system need to be updated, replaced or installed. Mr. Luft mentioned they applied for \$1,225,000.00 in grant monies. The Town share of the required match would be approximately 10%/\$50,000 and would be paid for by users of Water District #2 (15A).

### **Reports**

Supervisor Yendell read the Supervisor's Report and mentioned the Building Inspector Report and Ambulance Report. On a motion by Councilperson Gardner to accept the Supervisor's reports, seconded by Councilperson Mayer the vote went as follows:

CARRIED:           Ayes: 5       Yendell, Gardner, Mayer, Carey, Marcellus  
                      Nays: 0

### **Travel Conference for Highway Superintendent**

Highway Superintendent Arner requested board approval to attend the 2016 Association of Towns of the State of New York and Cornell Local Roads Program from June 5th through the 8th. Upon motion by Councilperson Carey, seconded by Councilperson Mayer, the vote went as follows:

CARRIED           Ayes: 5       Yendell, Gardner, Mayer, Carey, Marcellus  
                      Nays: 0

### **HFL-M Youth Baseball Agreement**

Supervisor Yendell informed the board that he received the 2016 HFL-M Youth Baseball Agreement. This agreement allows permission to use and maintain the north baseball field and the Willison baseball field located within the Mark Tubbs Memorial Park. Same was approved and signed by Carl Luft, Mayor of the Village of Lima, and David Donatello, President of the HFL-M youth baseball. It was agreed by the board to have Supervisor Yendell sign same as well. Upon motion by Councilperson Mayer to sign said Agreement,

seconded by Councilperson Carey, the vote went as follows:

CARRIED           Ayes: 5       Yendell, Gardner, Mayer, Carey, Marcellus  
                      Nays: 0

### **County-wide Assessor**

Councilperson Gardner spoke with Ian Coyle, County Administrator, to obtain additional information and specifics as to the duties and role a county employed Assessor would be for the Town. She provided a summary of her conversation with Mr. Coyle and noted that the individual to potentially cover Lima's assessor responsibilities would be employed as County Assessor and would perform a variety of functions for the County, in addition to the assessment responsibility for Lima. Mr. Coyle stated that some agreement could potentially be reached for this individual to provide some service hours in Lima, but the home office of the individual would be the County office. Additionally, the potential arrangement would not provide for clerical support or management of such support-coverage would remain with the town if the town chose to continue to offer it. In closing, Councilwoman Gardner said that she thought input from about 10 members of the community, including business persons and members of other boards, including the village, and weighed what she perceived to be the pros and cons of the potential change and determined, in her opinion, that the benefits of the current town assessor and clerical support arrangement are significant as compared to the potential budget savings of eliminating the town based service in favor of a county arrangement as proposed. Following further board discussion, agreements were reached to advertise for a part-time assessor to replace Bob Morgan upon his retirement in July, and to evaluate Marilyn Zalundy's schedule to identify opportunities to reduce hours during non-peak service times of the year.

### **Rock Climbing Wall at Mark Tubbs Park**

The Park Commission expressed interest in having a rock wall at Mark Tubbs Park. Supervisor Yendell informed the board that the insurance for said wall would cost an additional \$825 per year. The Park Commission requested pictures of the actual rock wall they are interested in placing at the park be sent to our insurance representative for more accurate insurance fees per year. Supervisor Yendell said he has emailed pictures and is awaiting a response.

### **Highway 1997 pick-up truck declared surplus**

Highway Superintendent Arner requested a 1997 pick-up truck be declared surplus. Upon motion by Councilperson Gardner, seconded by Councilperson Mayer the truck was declared surplus, the vote went as follows:

CARRIED            Ayes: 5        Yendell, Gardner, Mayer, Carey, Marcellus  
                         Nays: 0

### **Bridge Repair**

Superintendent Arner requested a transfer be made out of the Bridge Reserve account, not to exceed \$9,000 for an inspection and design report to repair the bridge on Cleary Road, and to hold a public hearing at the regularly scheduled board meeting on May 5<sup>th</sup>. Upon motion by Councilman Mayer to hold a public hearing at the May 5<sup>th</sup> meeting, seconded by Councilperson Marcellus, the vote went as follows:

CARRIED            Ayes: 5        Yendell, Gardner, Mayer, Carey, Marcellus  
                         Nays: 0

### **Solar Farm Developers target New York with Lease Offers**

Councilperson Gardner listened to a webinar put on by New York State Association of Counties, entitled “New and Continuing Solar Opportunities for Counties” and that she read a document provided by Supervisor Yendell and obtained from the County Planning Department, “Solar Siting and Sustainable Land Use.” From these references, she learned that there are many considerations for local governments to undertake with regard to siting for large scale solar installations. The Livingston County Planning Department is making reference information available to towns to study and, at the same time, there is a great deal of interest developing among solar installers, in part driven by substantial government financial incentives available for limited time. In light of these factors, Councilwoman Gardner recommended that the town direct Attorney Kruk to draft a one year moratorium pertaining to large scale solar applications to allow adequate time for study and development of local regulations for installations of this type. She clarified that the moratorium would not pertain to small scale solar installations that supply electricity solely for the principal use on a property, such as residential, farm or other business purpose. Accessory use permits are available for such installations. Upon motion by Councilwoman Gardner, seconded by Councilperson Mayer, the board moved to request Attorney Kruk to draft a moratorium for review and public hearing at upcoming meetings.

Upon Motion by Councilperson Mayer to adjourn at 8:30 P.M., seconded by Councilperson Marcellus, the vote was unanimous.

Respectfully Submitted by:

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Jennifer Shanks, CMC/RMC  
Town Clerk