

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 December 2017 at 6:30 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

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

GUEST(S): Mark Schuster, Mike Falk, Doug Best, Scott McCoy, Doug Molley, John Wadach, Jon Belec and Tom Simpson

Supervisor Yendell called the meeting to order at 6:30 P.M., with the Pledge to the Flag led by Veteran Mark Schuster.

Reports-Motion to Accept Supervisor's Report –Review Ambulance & Building Inspector Reports

Supervisor Yendell read the Supervisor's Report. Upon 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, Marcellus, Carey
Nays: 0

Audit of Claims

Resolved that the bills contained on Abstract #12 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Funds: No. 327 through 359 \$ 32,876.02

Water Funds 1, 2, &3: No. 33 through 35 \$ 7,488.10
Highway Funds: No. 219 through 244 \$ 12,488.24

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

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

November 2nd Town Board Minutes

The minutes of the November 2nd Town Board meeting were approved on a motion by Councilperson Mayer, seconded by Councilperson Gardner, the vote went as follows:

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

Guest John Wadach – Power Purchasing Agreement

John informed the board there will be a meeting Tuesday, December 12th, with SunCommon, a renewable energy business. John hopes to establish an agreement with said company with the Village and Town. Further discussion to be held.

Genesee Community College Walkway - Easements

Town Attorney Kruk mentioned the difficulties getting easements on the West side of 15A. After discussion it was agreed by the board to have the town attorney review the status of property easements on the east side of T. 15A in the proposed sidewalk area, and to consider construction on the east side as the challenges presented by terrain and drainage ditches are considerably less than on the west side of the road. The board also agreed to have engineering firm, Clark Patterson Lee take a look at the project to help identify all considerations relevant to the decision of constructing the walkway on the east or the west side of Rt. 15A. Supervisor Yendell will contact said firm. Updates will continue.

Social Media Policy

After discussion it was agreed to finalize the Social Media Policy as presented.

Lima Post Office

Supervisor Yendell informed the board that he reached out to Tanya at the Lima Post Office to find out what their intentions are to stay in Lima. Tanya informed Yendell that she is waiting for response back from her Manager.

Golden Agers and Historical Agreements

The board agreed to renew both contracts for 2018. Supervisor Yendell will reach out to the President of each group for signature.

Agreement to Spend Highway Funds

Highway Superintendent Arner requested repair and improvement of highways as follows: General repairs - the sum of \$150,000 may be expanded for general repairs upon 38.48 miles of town highways, including sluices, culvert and bridges having a span of less than five feet and boardwalks or the renewals. Improvements – starting at NYS route 15-A on Jenks Road and leading westerly to Livonia Center Road 1.1 miles, not to exceed funds over \$9,000 for the improvement of said road. Upon motion by Councilperson Mayer to approve said improvements, seconded by Councilperson Gardner the vote went as follows:

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

2018 Pick-Up Truck Request by Highway Department

Highway Superintendent Arner informed the board that every 4 years he trades in his truck. He plans to write-up specs for a 2018 pick-up truck. Once he receives bids he will bring same to the January or February meeting, as he does not believe he will have them in time for the December 28th end-of-year meeting.

Changes to 2016-2017 Organizational Appointments

It has been identified that some re-appointments made to the Planning Board, Zoning Board of Appeals, Board of Assessment Review and Agriculture Advisory Committee were not reflected correctly in the minutes. These re-appointments made in 2016 and 2017 are as follows:

Planning Board:	George Gotcsik	2014-2018	* 5 year terms
	George Harvey	2017-2021	
Zoning Board:	John Bailey	2017-2021	* 5 year terms

Board of Ethics:	Mary Jule Welch	2017-2021	* 5 year terms
	John Andrews	2016-2020	
BAR	Roy Moses	2016-2020	* 5 year terms
Ag. Committee	Dennis Neenan	2017-2019	* 3 year terms
	Dick Gruschow	2017-2019	
	Ed Blodgett	2016-2018	
	Ron Blodgett	2016-2018	

Said changes have been made, in red ink, in the minute book.

Adoption of four (4) Local Laws concerning Real Property Tax Exemptions

A motion by Councilperson Mayer to hold a public hearing on Thursday, December 28, 2017, seconded by Councilperson Gardner for the purpose of considering the adoption of four (4) local laws concerning real property tax exemptions, as follows:

Town of Lima Local Law No. 1 of 2017, relating to a partial exemption from real property taxes for veterans entitled to an exemption under Section 458-a of the NYS Real Property Tax Law.

Town of Lima Local Law No. 2 of 2017, relating to a partial exemption from real property taxes for persons with disabilities who have limited income.

Town of Lima Local Law No. 3 of 2017, relating to a partial exemption from real property taxes for persons of 65 years of age or older who have limited income.

Town of Lima Local Law No. 4 of 2017, relating to a partial exemption from real property taxes for cold war veterans under Section 458-b of the NYS Real Property Tax Law.

Passing these local laws will allow the Town to follow the County schedule and eliminate a yearly passing of said laws.

Audit of Town

Supervisor Yendell informed the board he received an Agreement from Raymond Wager, CPA, to provide the Town with an audit for the year ending December 31, 2017, upon Supervisor Yendell retiring. These services will not exceed \$6,950. Upon motion by Councilperson Gardner to accept said agreement, seconded by Councilperson Mayer the vote went as follows:

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

Inter-municipal Agreement Extension for Machinery, Tools, Equipment and Service Sharing

Yendell received a letter from Elaine Szoczei-Brehm, Highway Administrative Manager, requesting one (1) additional twelve (12) month period, commencing January 1, 2018 and terminating December 31, 2018 for service sharing. Upon motion by Councilperson Mayer, seconded by Councilperson Carey the vote went as follows:

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

Public Water Supply

Supervisor Yendell received an annual letter from the County indicating there are no violations and everything is in good working order.

Managed IT Services

Councilperson Marcellus will complete a request for proposal and bring same to the board to solicit for other quotes utilizing his RFP for IT services from other companies.

Assessed Values Lowered at the County

Supervisor Yendell informed the board that Bill Fuller at Real Property corrected assessments for Lima. The total assessed value was lowered by \$26,000 due to an assessment grievance.

Speed Trailers

The board discussed the possible investment of a speed trailer, costing around \$11,000, in hopes of reducing the complaints received by residents of speeders on Corby, York and Bragg and also to use throughout the town on a rotational basis to deter speeding and improve safety. Yendell will look into options and report back to the board.

Town Attorney Steve Kruk Retiring

Supervisor Yendell received a letter of retirement from Steve Kruk, Town Attorney. An ad was placed with receipt of one (1) letter of interest from Jim Campbell. Campbell is a Town Attorney for other Municipalities and cannot cover Thursday night meetings. After discussion the board and Supervisor elect Mike Falk agreed to move meetings to the first Tuesday of each month and start meetings at 6PM. Upon motion by Councilperson Mayer to accept Mr. Campbell as Town of Lima Attorney and move meetings to Tuesday at 6PM, seconded by Councilperson Carey, the vote went as follows:

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

New York State Model Solar Energy Law

Councilperson Gardner stated the State will have their final draft of recommendations regarding solar project siting soon. This topic is ongoing, as information is received.

New Zoning Board of Appeals Alternate Member

Councilperson Gardner recommends the board appoint Cindy DePuy as alternate member to the ZBA, as she has applied for the position, has experience in this area, was recommended by ZBA Chairman John Bailey, and was the past secretary to this board. Upon motion by Councilperson Gardner to appoint Cindy with a 2 year term commencing January 1, 2018 and terminating (unless reappointed) December 31, 2019, seconded by Councilperson Mayer, the vote went as follows

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

Renaming Budget Line Item

Councilperson Gardner directs her stipend to an accrual to be used at her discretion for investment in town amenities. She initiated this accrual on August 6, 2009 for the purpose of purchasing gateway signage and/or promotional materials to support the goals set out in Lima's Agricultural and Farmland Protection Plan, with the provision that any residual funds would be used to purchase other amenities for the benefit of the Town. The town board agreed to rename this line item, currently having \$21,718.47 in the budget

with an additional \$3,913.00 to be added at the end of 2017, to CCG Project Fund.

Executive Session – Employment History of a Particular Person

Executive session was requested by Highway Superintendent Arner. A motion by Councilperson Mayer to go into executive session at 8PM and seconded by Councilperson Gardner.

A motion to move out of executive session by Councilperson Mayer at 8:10PM, seconded by Councilperson Carey, the vote was unanimous.

NO ACTION TAKEN

Upon Motion by Councilperson Mayer to adjourn at 8:02 P.M., seconded by Councilperson Marcellus, the vote was unanimous.

Respectfully Submitted by:

Jennifer Heim, CMC/RMC