

## 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 3rd day of March 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  
Excused: Councilperson, Dan Marcellus  
Excused: Highway Superintendent, Keith Arner

Guest(s):

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 #3 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Funds:	No. 55 through 82	\$ 13,111.76
Water Funds 1, 2, &3:	No. 8 through 10	\$ 3,615.09
Highway Funds:	No. 28 through 47	\$ 27,438.50
Fire Protection:	No. 1 through 2	\$101,805.75

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

CARRIED: Ayes: 4 Yendell, Gardner, Mayer, Carey  
Nays: 0

## **February 4, 2016 Town Board Minutes**

The minutes of the February 4<sup>th</sup> meeting were approved as presented on a motion by Councilperson Mayer, seconded by Councilperson Gardner, the vote went as follows:

CARRIED:           Ayes: 4       Yendell, Gardner, Mayer, Carey  
                          Nays: 0

## **Reports**

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

CARRIED:           Ayes: 4       Yendell, Gardner, Mayer, Carey  
                          Nays: 0

## **New York State 2016 Mileage Rate**

Supervisor Yendell noted the new mileage rate is .54 cents per mile for any employee claiming mileage.

## **Investment Policy Review**

Councilperson Carey reviewed the Town of Lima Investment Policy and found same to be satisfactory. Upon motion by Councilperson Carey to accept the policy as is, seconded by Councilperson Mayer, the vote went as follows:

CARRIED            Ayes: 4       Yendell, Gardner, Mayer, Carey  
                          Nays: 0

## **Resolution #2 of 2016**

After Supervisor Yendell read the resolution opposing an increase in the New York State minimum wage to \$15 per hour, a motion was made by Councilperson Mayer, and seconded by Councilperson Carey to mail same to Governor Andrew M. Cuomo, State Senator Patrick M. Gallivan, and Assemblyman Bill Nojay. The vote went as follows:

CARRIED            Ayes: 4       Yendell, Gardner, Mayer, Carey  
                          Nays: 0

**RESOLUTION #2 OF 2016**

**OPPOSING AN INCREASE IN THE NEW STATE MINIMUM WAGE TO \$15 PER HOUR**

Town Supervisor J. Peter Yendell offered the following, moved for adoption by Councilperson William Carey:

**WHEREAS**, New York State’s minimum wage reached \$9 per hour on December 31, 2015, and the State Labor Commissioner issued an order raising the minimum wage to \$15 per hour for employees of fast-food chain restaurants in all of New York State by 2021, based upon recommendations of an appointed Wage Board; and

**WHEREAS**, Governor Cuomo has announced a similar plan to raise New York’s statewide minimum wage to \$15 an hour for all workers in New York City by 2018, and for the rest of the State by 2021, and

**WHEREAS**, it is the Governor’s view that a minimum wage increase is needed to “lift workers out of poverty, improve the standard of living for workers, encourage fair and more efficient business practices, and ensure that the most vulnerable members of the workforce can contribute to the economy”; and

**WHEREAS**, a statewide increase in the minimum wage as proposed by the Governor fails to consider the economic disparities between wages and the cost of living in the New York Metropolitan/Long Island region versus upstate towns such as Lima, and

**WHEREAS**, considerable research suggests that the potential benefits of raising the minimum wage are greatly offset by the negative consequences of same, especially in rural Upstate New York; and

**WHEREAS**, in their November 2015 paper entitled “*Higher pay, Few Jobs*” Douglas Holtz-Eakin and Ben Gitis of the Empire Center and the American Action Forum predict that while a \$15 minimum wage would increase net earnings for low-wage workers, the Labor Market in New York would decrease by an estimated 200,000 to 432,000 jobs, with proportionately larger employment decreases in the upstate regions; and

**WHEREAS**, should the Holtz-Eakin-Gitis reach fruition, the minimum wage increase to \$15 per hour may lead to the loss of entry-level and unskilled jobs, thereby harming many of the same low-income worker the \$15 wage is designed to benefit;

**NOW, THEREFORE**, be it

**RESOLVED**, that the Lima Town Board be and hereby voices its opposition to any increases in the minimum wage to \$15 as proposed, and directs that the Clerk of the Town of Lima Town Board shall forward copies of this resolution to Governor Andrew M. Cuomo, State Senator Patrick M. Gallivan, and Assemblyman Bill Nojay.

Motion by:	William Carey, Councilperson	Aye
Seconded:	Bruce Mayer, Councilperson	Aye
Voted:	J. Peter Yendell, Supervisor	Aye
	Catharine Gardner, Councilperson	Aye
Absent:	Daniel Marcellus, Councilperson	

State of New York  
County of Livingston

I hereby certify that the foregoing is a true and correct transcript of a resolution duly adopted by the Town of Lima Board on the 3<sup>rd</sup> day of March 2016 and the whole thereof.

Dated: March 3, 2016  
Lima, New York

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Clerk of the Lima Town Board  
Jennifer Shanks, CMC/RMC

### **County Wide Assessment**

Supervisor Yendell asked for board approval to pass a resolution that would allow the Town of Lima, Town of Conesus and County to hire a County wide Assessor to fill the three positions. Councilperson Gardner stressed the importance to have an assessor at the Town of Lima for residents to speak to one-on-one. She would like more information as to benefits, service delivery, control and cost to have a County Assessor over hiring a Lima Assessor. Further discussion was held and at this time more information is needed before the board will agree to the County Wide Assessor. It was also agreed to schedule a meeting with County Administrator Ian Coyle to get more specifics, send it out in the newsletters and get public opinion.

### **K&K Stripping Site on Buell Avenue**

Supervisor Yendell informed the board that DEC's remedial contractors will begin soil excavation activities at the former K&K Stripping site the week of March 7, 2016. The work is expected to last one full week. Two weeks later, beginning approximately March 28, 2016, additional investigatory work will commence. A drill rig will be mobilized to the site and few groundwater wells will be installed. These wells will be sampled twice, late April and June.

### **Request for Water on Plank Road**

Supervisor Yendell informed the board that a resident at 2317 Plank Road requested water be supplied. Yendell informed him that a petition would need to be signed and brought to the board for approval. Updates will follow.

### **Doggie Waste Bas at Mark Tubbs Park**

The board discussed whether doggie bag stations have been placed at the park. It was agreed to discuss same with the Park Commission. Updates will follow.

### **Joint Town/Village Meeting Minutes**

Upon motion by Councilperson Carey to approve the joint Town & Village Board minutes, seconded by Councilperson Mayer, the vote went as follows:

CARRIED    Ayes: 4        Yendell, Gardner, Mayer, Carey  
              Nays: 0

Upon Motion by Councilperson Mayer to adjourn at 7:45 P.M., seconded by Councilperson Marcellus, the vote was unanimous.

Respectfully Submitted by:

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Jennifer Shanks, CMC/RMC  
Town Clerk