

## 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 4th day of June 2015 at 7 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

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

Supervisor Yendell called the meeting to order at 7:00 P.M., with the Pledge to the Flag.

### **Audit of Claims**

Resolved that the bills contained on Abstract #6 have been reviewed and signed by the Town Board and are authorized for payment in the following amounts:

General Funds:	No. 150 through 181	\$ 16,064.31
Water Funds 1, 2, &3:	No. 21 through 23	\$ 1,724.31
Highway Funds:	No. 102 through 119	\$ 38,945.79

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

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

## **May 7<sup>th</sup> Town Board Minutes**

The minutes of the May 7<sup>th</sup> meeting were approved on a motion by Councilperson Gardner, seconded by Councilperson Carey, the vote went as follows:

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

**Guest(s):** Mitchell Pellicano, Ian Reiman & Jerry Kleehammer

## **Reports**

Supervisor Yendell read through his report to the board. A motion made by Councilperson Mayer to accept the Supervisor's Reports, seconded by Councilperson Gardner, the vote went as follows:

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

## **Proposed Local Law # 1 of 2015-Public Hearing to Be Scheduled**

A local law authorizing the use of best value award methodology in the competitive bidding process as authorized by section 103 of the general municipal law and as defined in section one hundred sixty-three of state finance law. Town Attorney Kruk modified the Livingston County version of said local law to fit the Town of Lima. The Town Board agreed and accepted changes made by Kruk. A public hearing will be held at the July 3<sup>rd</sup> meeting for any public comment.

## **Contract for Town Hall Roof Reconstruction**

After a required 30 day referendum period of the Town Board accepting Spring Sheet Metal & Roofing (SSM&RC) in the amount of \$59,159 to install an asphalt shingle roof system with a 50-year warranty on the shingles, a motion by Councilperson Carey to accept the bid for repair work, seconded by Councilperson Mayer the vote went as follows:

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

### **Audit Update**

There is an audit underway at the Town of Lima, hired in, not a state audit. One recommendation, made by Thomas Lauffer, CPA, of Raymond Wagers office, is to have all board members sign the official abstract of audited vouchers for each group: General, Highway and Water. The Town Board agreed to said recommendation and therefore signed the abstract prepared for each group listed above. He also stated the preferred method would be to have all board member review and sign each voucher for approval; however the signing of the abstract would be the minimum requirement.

### **Fund Transfer from General B to Capital Improvement DA**

After discussion it was agreed to transfer \$20,000 from the General B Fund into the Capital Improvements Fund - DB5112.2. This transfer would allow Superintendent Arner to complete more road work this year. Upon motion by Councilperson Carey to make said transfer, seconded by Councilperson Marcellus, the vote went as follows:

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

### **Town Newsletter Draft**

Councilperson Gardner distributed an outline / draft of the Town of Lima Newsletter and asked for board member input. Discussion was held. Updates will be forthcoming and the board hopes to have the newsletter ready in July.

### **C.E.N. Properties, LLC v. Town of Lima**

Supervisor Yendell informed the board he received a letter dated May 7<sup>th</sup> indicating a proposal of: current assessment to be reduced to \$1,200,000 from 1, 686,000, Town of Lima would NOT re-pay any taxes to the Petitioner and the assessment would then be frozen for 5 years with all statutory provision in place which include that a change can be made to the assessment roll should a material/physical change occur on the property affecting its value. To date no other correspondence has been received. Further updates will follow as information is received.

### **New Equipment Operator for Lima Highway Department**

Superintendent Arner informed the board there are four (4) potential applicants suitable for the equipment operator position at the Highway Garage. He asked for board approval to hire the most qualified candidate in

order to relieve his crew from being shorthanded. It was agreed that Arner could hire without board approval.

**Village Vision Plan Public Meeting to Be Held**

Councilperson Gardner informed the board that a public presentation for the Village of Lima Community Vision Plan will be held on July 8<sup>th</sup> at 7pm in the Town Hall board room. Community Design Center of Rochester will be presenting.

**Park Regulations Incorporated into Town Code**

Councilperson Gardner distributed Chapter 116 titled Parks & Recreation, Code of the Village of Lima. Gardner had reviewed and made changes to said Code to fit the Town of Lima. Mark C. Tubbs Memorial Park is the property of the Town and Village of Lima. By agreement enacted July 27, 1984, the Lima Town Board and the Village of Lima Board of Trustees are jointly responsible for the development, maintenance and operation of the park, which is operated for the benefit of the residents of both municipalities. Accordingly and resulting from discussions pertaining to the recent expansion of the park, the Lima Town Board has elected to adopt park use regulations as part of the town code. The Board reviewed existing Village of Lima Park Use Regulations, and agreed to have Town Attorney Kruk distribute and refer said draft to the Village of Lima Trustees and Lima Park Commission for review and comment. Kruk will inform the Town Board of comments, suggestions, etc., at the next scheduled Town Board meeting on July 3<sup>rd</sup>.

Upon Motion by Councilperson Mayer to adjourn at 8:15 P.M., seconded by Councilperson Marcellus, the vote was unanimous.

Respectfully Submitted by:

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Jennifer Shanks, CMC/RMC  
Town Clerk