

## 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 August 2014 at 7 P.M. Notice was printed in the The Mendon-Honeoye Falls-Lima Sentinel.

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

Guest(s): Marcus Spezzano, Sue & Norma Zajac

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

General Funds:	No. 233 through 268	\$ 15,833.41
Water Funds 1, 2 & 3:	No. 28 through 29	\$ 765.59
Highway Funds:	No. 149 through 163	\$ 22,085.98

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

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

### **July 10, 2014 Meeting Minutes**

The minutes of the July 10th meeting were approved as presented on a motion by Councilperson Mayer, seconded by Councilperson Gardner, the vote went as follows:

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

**Guest(s):** Marcus Spezzano

Marcus Spezzano distributed books to board members showing before and after pictures of the Old Baptist Cemetery clean-up project he completed for his Eagle Scout Project. The board presented Marc us with a Thank You Certificate for a job well done.

**Reports**

Supervisor Yendell asked the board for approval of the Supervisor’s report. Upon motion by Councilperson Mayer to accept the Supervisor’s report as presented, seconded by Councilperson Gardner, the vote went as follows:

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

**Roof Restoration**

Bids received will be opened on August 26, 2014 at 2:00 PM. The court house insulation is on hold because of leaks found in the roof. Once the leaks are repaired, insulation will be installed as planned.

**Request from Resident to Rezone Property**

Town Attorney not present for an update.

**Fiber Optic on Corby Road**

Town Attorney not present for an update.

**Livingston County Youth Bureau Representation**

Supervisor Yendell received a letter from Ryan Snyder, Director of Work Force Development, saying the partial term of office for John Correll on the Livingston County Youth Board representing Town of Lima expires on August 31<sup>st</sup>. Yendell has emailed John Correll to determine his interest to continue on the board but has not heard back from him. Updates will follow when available.

**Mark Tubbs Park Mowing**

Councilperson Mayer attended the Park Commission meeting and was told the Village will finish mowing at the park for the year. Further discussion will be held at the joint Town & Village meeting on September 27<sup>th</sup>, 2014 at 9AM.

### **Establish Procedures for Permit Refunds**

After a resident requested permit fees back, as they are not able to build a home at this time, the board held a discussion to issue fees back based on time the Building Inspector spends on each project. In other words, on a prorated basis. Upon motion by Councilperson Gardner , any permit issued in excess of \$100 be referred to the Town Board for refund approval and anything under \$100 is nonrefundable, seconded by Councilman Mayer the vote went as follows:

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

### **Permit Fees Refunded**

Upon motion by Councilperson Gardner to refund \$750 to Theresa Chiarilli of 1868 Dalton Road seconded by Councilperson Carey, the vote went as follows:

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

### **Contract for Livingston County Snow & Ice Control**

Supervisor Yendell asked the board to accept and approve the 2014-20105 Livingston County Snow & Ice Control Contract received from the Livingston County Highway Department. Upon motion by Councilman Carey to accept the contract as received, seconded by Councilman Mayer, the vote went as follows:

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

### **Local Business Directory**

Mark Dennis, owner of Manufacturer Rep Network, LLC, located in the Thompson Health building on community Drive emailed Jennifer Shanks, Town Clerk saying he created a dedicated Lima NY Business Directory website. He indicated he updated all business listings in the old 2009 Business Directly that is currently online. He specified the site is only for businesses' in Lima and completely free of charge for people to add, update or remove their business. The board was in agreement to allow the new listing to be posted to the web. Councilperson Gardner would like to make sure that business owners know that this link goes to an independently owned business and not associated with the Town or Village. With Village approval at their Tuesday meeting a link will be put on the website for business owners to update their contact info.

### **Credit Cards**

Board discussion was had regarding credit cards. A question, by board member Marcellus, asked if there a monthly maintenance fee. Supervisor Yendell was uncertain but will call to find out and get back to the board in September.

### **Small Claims Assessment**

Supervisor Yendell informed the board there are two (2) assessment claims this year. The two parties in these claims are Everardo Rodriguez & Amy H. Klausner and Lehigh Hanson Stone Company of Honeoye Falls.

### **Reduced Speed Limit on Routes 5 & 20**

Supervisor Yendell received a letter from David C. Goehring, Regional Traffic Engineer of the New York State Department of Transportation. The letter said they will conduct an investigation on Routes 5 & 20 between Livonia Center Road and Dalton Road and will notify the Town of Lima of their decision upon completion of said investigation.

### **City of Rochester Water Rate Increase**

As discussed last month, the board agreed to raise the water rates five cents, to match the City of Rochester's rate increase. It was further discussed that the City of Rochester will again be increasing their water rates next year. After discussion Councilperson Gardner suggested her and Supervisor Yendell check the water reserves accounts to determine if these accounts are depreciating and determine what rate would bring this reserve account back to good standing should the new Federal mandate requesting all lead be removed from the lines be completed. Supervisor Yendell will also contact the County to get an idea what a meter and repairs costs the County a year. This will give the Town a good idea, financially, where we stand in the reserves account.

### **QwicNet Service Invoice**

Supervisor Yendell informed the board he received three (3) service invoices from QwicNet, who completed and upgrade to the Town Clerk's computer that resulted in 14 hours of time and had no balance due. Thank you, Dan Marcellus for your time. You are appreciated.

## **Equalization Rate**

Supervisor Yendell informed the board that he received the equalizations reports from New York State Department of Taxation & Finance that certified that on July 9, 2014 the State Office of Real Property Tax Services established a final State equalization rate of 100%.

## **Board Member Updates**

Councilperson Marcellus informed the Board that Crossroads Festival went well. He also made beds to be rented and used in the bed race. They Crossroads Council plans to make the bed race the main focus of the Crossroads Festival and hopes to bring in more people for the bed race, as this event is what draws the crowd.

Superintendent Arner said Livingston County is keeping their salt price, per ton, the same which is \$37.21.

Councilperson Gardner made a motion to declare a copier from the Court House surplus because they received a new copier through a grant they received, seconded by Councilperson Mayer, the vote went as follows:

CARRIED                      Ayes: Yendell, Gardner, Marcellus, Mayer, Carey

Councilperson Gardner also mentioned that Ellie Luhowy, Justice and Sara Harvey, Court Clerk, had to attend training one day but did not post anything on the door. She spoke with them and they agreed to notify the Town office and post a note on the exterior of the doors when hours are different from regular hours.

Upon Motion by Councilperson Carey to adjourn at 8:25 P.M., seconded by Councilperson Mayer, the vote was unanimous.

Respectfully Submitted by:

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Jennifer A. Shanks, CMC/RMC  
Town Clerk