

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 6th day of February 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
 Town Attorney, Steve Kruk
 Town Clerk, Jennifer Shanks
 Highway Superintendent, Keith Arner

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

General Funds:	No. 17 through 56	\$ 23,327.76
Water Funds 1, 2 & 3:	No. 2 through 5	\$ 2,151.97
Highway Funds:	No. 19 through 38	\$100,675.07

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

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

Note: Voucher #408 on the November abstract was paid but transferred to January 2014 abstract, as it was a 2014 bill.

January 2, 2014 Organizational Meeting Minutes

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

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

Guest(s): Robin Ha & Charlie Johnson

Robin Ha asked the board if it was possible to close 5 & 20 between 15A and Lima Diner during the Crossroads Festival from 9 AM to 4 PM to allow more seating, games, etc. It was discussed that it could be a problem as there is no easy bypass for two directional traffic. The board agreed to have Larry Amidon of NYS Department of Transportation look at 15A to determine a possible detour. The board will also look into the fees associated with signs to be placed that would detour the traffic to an alternate route.

Reports

Supervisor Yendell noted he received the ambulance report, Building Inspector report and Supervisor's report. Upon motion by Councilperson Gardner to accept the Supervisor's report as accepted, seconded by Councilperson Carey, the vote went as follows:

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

Lift Replacement at Town Hall

Highway Superintendent Arner said he and Eric Gillette checked over the vertical lift and noticed several safety features on it and mentioned one of the safety features could be the problem but that he is not certain and is unable to isolate the specific problem with the lift. He and Councilperson Marcellus will schedule a time to look at the lift.

Municipal Cooperation Agreement

Supervisor Yendell read a portion of the Municipal Cooperation Agreement: "As of January 1, 2014, and for a term and period ending on December 31, 2014, expenses attributable to the maintenance, repair and upkeep of the water transmission main, the pumping station located on Rochester Road, and the water tower, together with the proportional expense of water tower construction and maintenance debt service shall be reallocated and fixed as follows: Village of Lima 88.36%, Town of Lima 11.64%." Upon motion by

Councilperson Gardner to accept the Agreement as prepared with 2014 expenses, seconded by Councilperson Mayer the vote went as follows:

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

Building Inspector Fees

Charlie Johnson, Building Inspector, entered the meeting at 7:30pm. The Town Board and Charlie discussed the current permit comparison table. This table showed where Lima's building fees are- in comparison to surrounding towns. After discussion the following adjustments were made: Commercial .15 cents per square foot, a decrease from .25 cents, fence permits \$35 increased from \$25, signs \$20 + \$1.50 per square foot, temporary sign \$15 for 30 days, copies of permits will be \$5 and new trailer placement on a lot will pay a fee of \$50, this is a new fee. It was also agreed that Town Attorney Kruk will make provisions in the code that will allow Charlie to charge a fee/penalty for work being completed with no permit.

Cemetery and Town Lawn Mowing

Highway Superintendent Arner reported that Norm Stratton is interested in the hand mowing assignment of cemeteries at a rate of \$11 per hour. Councilwoman Gardner drafted a "2014 mowing requirements", in accordance with discussion at a previous Town Board meeting. A few items will be added to the requirements. Superintendent Arner will then discuss these requirements with Norm to see if he is still interested.

Dog Park Survey Results

A total of 41 responses were received from 144 surveys mailed over a period of 6 months. The majority of responses were in favor of a dog park with yearly fees ranging from \$0 to \$30. Supervisor Yendell mentioned the monies collected for a dog census could be used toward the dog park. The Board agreed that would be a good idea. Councilperson Gardner asked that the survey results will be forwarded to the Parks Commission.

Moratorium/Hydrofracturing Update

Attorney Kruk reviewed with the Board the materials and proposed local law received from Town consultant Attorney David Slottje in December 2013. The draft materials are the result of Mr. Slottje's review of the Town zoning code with particular emphasis upon the examination and clarification of our

present zoning laws involving the exploration for and extraction or mining of natural resources within the Town. It was determined that a public hearing would be held on March 6th to address this proposed legislation. Upon motion by Councilperson Gardner to have a public hearing, seconded by Councilperson Mayer the vote went as follows:

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

Mileage Rate

Supervisor Yendell informed the board that the mileage rate for 2014 is .56 cents. Upon motion by Councilperson Gardner, seconded by Councilperson Mayer, the vote went as follows:

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

Rescind Resolution #8 of 2013- to Use Capital Reserve Funds for Phase 1 of the Shared Use Path

The board had a discussion whether to continue with the shared use path since grant money was not realized for the Town of Lima. On a motion by Councilperson Gardner to postpone this fund commitment until another opportunity for grant money is available, seconded by Councilperson Mayer, the vote went as follows:

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

Ice Build-Up at the Court House

Supervisor Yendell went over an estimate that was received from Clark Patterson Lee. The probably cost to install insulation, adding a ridge vent, and providing a “tilt up” custom insulated door is \$14,000. After discussion Councilperson Gardner suggested we evaluate another alternative, foam insulation.

Town Hall Roof Repair

Supervisor Yendell informed the board that the roof of the Town Hall needs repaired again. He suggested we go out for new bid specifications. He also commented that this capital project must be completed first. There is a list of capital projects that the board will prioritize at the next meeting. The list is as follows:

- Crack fill and seal Town Hall and Library parking lots. (bidding together may save money)
- Finish paving new highway garage. (West and South sides)
- Eventual shingle replacement in Highway garage. (Will need to remove solar panels)
- Back parking lot
- Plumbing
- Records Storage – Working with County
- Land by Spring Brook – Dale Haubert
- Town Hall Roof – This year
- 15A Sidewalk
- Park Development – As money becomes available
- Elevator
- Senior/Community Recreation Center
- Building Masonry Work

PROJECT PRIORITY

ELEVATOR

Shared Services with the Village

Supervisor Yendell mentioned there is a lot of talk by the Governor to consolidate villages and towns. It was agreed that we look into other shared services such as phone and internet. The village and town currently split 50/50 fees associated with the fax machine, copier, building inspector, paper and parts that may need replacing on a town tractor that is used by the village to pick-up leaves.

Proposed Local Law #1 of 2014

Town Attorney Kruk distributed local law #1 of 2014 known as a local law authorizing the Town of Lima to award purchase contracts, including contracts for service work, but excluding any purchase contracts necessary for

the completion of a public works contract pursuant to article 8 of the Labor Law, on the basis of best value, as defined in section 163 of the State Finance Law, to a responsive and responsible bidder or offer. Upon motion by Councilperson Gardner to hold a public hearing at our regularly scheduled Town Board meeting March 6th to allow comment by the public, seconded by Councilperson Mayer, the vote went as follows:

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

Upon Motion by Councilperson Carey to adjourn at 9:30 P.M., seconded by Councilperson Marcellus, the vote was unanimous.

Respectfully Submitted by:

Jennifer Shanks
Certified & Registered Town Clerk