

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 **2nd day of October 2018** at 6:00 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

PRESENT: Supervisor, Michael Falk
Deputy Supervisor, Dan Marcellus
Councilperson, Cathy Gardner
Councilperson, Bruce Mayer
Councilperson, Bill Carey
Town Clerk, Jennifer Heim, CMC/RMC
Town Attorney, James Campbell
Highway Superintendent, Keith Arner

Supervisor Falk called the meeting to order at 6:00 P.M. The Pledge of allegiance was led by Veteran Jon Belec.

Guest(s): The sign-in sheet follows the minutes.

Building Inspector/Code Enforcement Officer Report

The board reviewed the BI/CEO report. No questions.

Supervisor's Report

Supervisor Falk mentioned receipt of said report and has executed same. Upon motion by Councilperson Gardner to accept the report as presented, seconded by Councilperson Mayer, the vote went as follows:

CARRIED Ayes: 5 Falk, Mayer, Gardner, Marcellus, Carey

Audit of Claims

Resolved that the bills contained on Abstract #10 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Funds:	No. 293 through 318	\$ 22,925.27
Water Funds 1, 2, &3:	No. 31 through 32	\$ 1,738.99

Highway Funds: No. 161 through 179 \$ 7,141.98

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

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

Town Board Minutes & Joint Village/Town Minutes

Minutes from the September 4th Town Board were approved, as well as the joint meeting minutes on September 18th, by motion from Councilperson Marcellus, seconded by Councilperson Carey, the vote went as follows:

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

Open Public Hearing for Fuel Bid(s)

Supervisor Falk opened the public hearing for fuel bids at 6:05PM. He mentioned only one bid was received by Kirkwood charging \$.10 cents over their cost for fuel. Upon motion by Councilperson Marcellus to accept this bid, seconded by Councilperson Carey, the vote went as follows:

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

Close the Public Hearing

Upon motion by Councilperson Marcellus to close the public hearing at 6:07PM, seconded by Councilperson Gardner, the vote was unanimous.

Baldwin Business Services

Supervisor Falk received the contract for bookkeeping and payroll services. Said contract indicated a fee of \$14,300.00 for the year for services mentioned. Upon motion by Councilperson Carey to accept the contract, seconded by Councilperson Marcellus the vote went as follows:

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

GCC Walkway

Highway Superintendent stated due to the weather the pouring of concrete for today was delayed. They will continue to work on same.

Post Office

Supervisor Falk stated they are still waiting for the roof to be sealed with spray sealant.

Electronic Communications

No discussion. Follow up at next meeting.

Complete Streets Policy Proposed Resolution

Town Attorney Campbell will work on language in the draft resolution and email same for board review and discussion at the November 6th regularly scheduled meeting.

Large Scale Solar Law

Councilperson Gardner and Attorney Campbell will work together to get a draft prepared and circulated to board members to discuss at the November meeting.

Clark Patterson Lee Proposal

Supervisor Falk received a proposal from Clark Patterson Lee for engineering services for Town Hall improvements-feasibility study. The proposal for engineering and architectural services would include:

1. Office renovations to address functionality and security concerns.
2. Bathroom renovations related to handicap accessibility.
3. Construction of additional bathrooms.
4. Heating, ventilation, and cooling system upgrades.
5. Access and improvements to the lower level of the building.
6. Access and improvements to the upper level of the building.
7. Space modifications to accommodate different Town and Village Depts.

The total fee on the proposal to complete the work described is \$10,000. Falk stated this money has been budgeted and would like approval to move forward. Councilperson Gardner requested that the Historic Preservation Commission be invited to participate in the review, given that the Lima Town Hall is an historic building. Upon motion by Councilperson Marcellus to sign the proposal, seconded by Councilperson Carey, the vote went as follows:

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

Cintas Proposal

Falk received a proposal from Cintas to replace, every other week, traffic mats at Town Hall and Court buildings, wet mops and dust mops. The proposal came in at \$88 every other week and Falk stated this is cheaper than having the cleaner complete this scope of work. Upon motion by Councilperson Gardner to sign the proposal, seconded by Councilperson Marcellus, the vote went as follows:

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

Extension of State Snow & Ice Control Agreement between State & County for the 2019-2020 Season

Resolve, that the agreement which became effective July 1, 1974, between the County of Livingston and this Town, relating to the control of snow and ice on the State Highways within this Town, and such adjacent territory within said County as might be agreed upon by the County and the Town Superintendent of Highways, and the changes and modifications of said agreement heretofore approved by this Town, be and the same hereby are extended for an additional period of one year, until June 20, 2020.

Upon motion by Councilperson Mayer to adopt the above resolution prepared by Livingston County Highway Department, seconded by Councilperson Marcellus, the vote went as follows:

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

Fireworks Shared Expense

Falk asked for approval of expenditures for fireworks paid to the Village in the amount of \$2000. Upon motion by Councilperson Gardner to accept said expenditure, seconded by Councilperson Mayer, the vote went as follows:

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

New York State Mandated Sexual Harassment Policy

Falk stated at a conference he learned the state mandated sexual harassment policy needs to be approved by October 9th and training for all elected and appointed officials and contractors needs to be completed by January 2019. Upon motion by Councilperson Gardner to approve said state mandated policy, seconded by Councilperson Mayer, the vote went as follows:

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

Said policy is available for review in the Clerk's office.

Open Public Hearing for the 2019 Tentative Budget

Upon motion by Councilperson Marcellus to open the public hearing for the 2019 tentative budget at 6:25PM, seconded by Councilperson Carey, the vote went as follows:

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

Supervisor Falk sent an email out to board members stating the below:

Hi all,

Justin from Baldwin's just called in. They missed the increase on the PILOT of approx. \$800 from Bristol ID.

Also, I went back through the actuals on the Justice Clerk line. Ellie did not have the 2018 figures correct. A 50 cent increase for Carol budgeted at 17 hours per week comes to \$15314.00. This years budget was \$15000.

Tami Snyder submitted a notice that she under budgeted hours for Assessor Clerk.

If we remove the \$2025 from the Justice Clerk line and add \$2010 to the Assessor Clerk line we fix both issues.

To fix the pilot we decrease the property taxes to \$398,000 in A, Increase the unexpended balance to \$81,246 then we are covered and remain under the tax cap.

So, on your budget sheets:

A1001	\$398,000.00
AUB	\$81,246.00
A1110.1a	\$15314.00
A1355.1a	\$7942.00

After discussion of the above email no further discussion was held. The public hearing will remain open.

15 Minute Recess

Reconvene at 6:53 PM – Falk asked if anyone had any further comments on the budget. No further discussion.

Close the Public Hearing for Budget

Upon motion by Councilperson Gardner to close the hearing at 6:55 PM, seconded by Councilperson Mayer, the vote went as follows:

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

Approve the 2019 Preliminary Budget

Upon motion by Councilperson Gardner to approve the preliminary budget as amended above, seconded by Councilperson Marcellus, the vote went as follows:

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

Open Public Hearing for Water Rate Increases

Upon motion by Councilperson Mayer to open the public hearing at 7 PM, seconded by Councilperson Carey, the vote went as follows:

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

Supervisor Falk identified, using a map, where each district was in the Town. He stated there is water loss in districts #1 & #3 and this loss cannot be explained very easily. He had a graph that depicted a steady rise of water at the Martin Road Meter/pit from May 2017 through May 2018. He mentioned that a normal rate of water loss for any pit is 12-15% and taking out said percentage districts #1 & #3 still show 5.5 million gallons of missing water. Falk said district #1 has been paying for district #3, from a calculation he is unsure why it was created that district #3 only pays \$100 towards City of Rochester bills that are over \$1,000 in most cases. Once the accounting is finalized district #3 will reimburse district #1 approximately \$30-\$38,000.

Falk opened the floor for questions. The meeting was recorded in its entirety; therefore, each complaint and or question is recorded and can be heard in the Clerk's office during regular business hours. News 10 NBC was present and also has footage.

The following were not in favor of the proposed increase and asked questions: Bruce Himes-Rochester Street, Callie Rabe-Elm Street (is not in any Town water district-is a Village resident), Bob & Dan- owners of Meadowlark Manor on Rochester Street, Joe Andres-Ideson Road, Bob Murphy-Ideson Road, Todd Lighthouse-Rochester Street, Gary Mandak-Martin Road, Ed Reed-College Street, Elwood Simmons-Meadowlark Manor, Rochester Street and Duane Fuller-Genesee Street (is not in any Town water district-is a Village resident).

Falk mentioned he would be a fan of yearly water meetings to avoid this from occurring again. At that time the Town can determine if the rates need to go up or down. These districts need to be funded by the residents benefiting from the water and no other tax payers. He stated a bond may need to be considered to pay back over a year but that it is a big juggling act right now.

Falk mentioned this finding of loss in water was from an audit that was completed. He plans to continue the review of the water loss and procedures and will recommend improvements where appropriate.

Falk also mentioned purchasing new meters to avoid the highway crew from going door to door to read meters and eliminate misreads that seem to occur on occasion. With a new system, residents could monitor their own water usage more easily and the town would be alerted quickly to unusual spikes in water usage.

The investigation of this water loss will continue and further discussions will be held. Once the investigation is completed a letter will be mailed to residents.

Upon motion by Councilperson Mayer to close the public hearing at 8:25 P.M., seconded by Councilperson Gardner, the vote was unanimous.

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

Respectfully Submitted by:

Jennifer Heim, CMC/RMC
Town Clerk

MEETING SIGN-IN SHEET

Town Board Meeting

Meeting Date: October 2, 2018

Name	Title (if applicable)	Address	E-Mail (optional) ^{or} Telephone
Ashley Robinson		41 W Main St, HF	ashkeeler22@gmail.com
Stephen Rolfe		Woodruff	
Jon Price		7042 W. Main Rd.	
Marty March		7400 Conly Rd	
Tom Harrington		2019 Lake Ave	
Mike Williams		7672 Martin Rd	
Colleen & Fred Allen		1325 Rochester St	
Paul H. Kelley		7211 Meadowview	
Jane Colangelo		7203 Meadowview	
Dan Riehnoltz		1449 Rochester St	
Bob Riehnoltz		" "	
Elmer Emery		" "	
S.S. Cornell		1717 Parkside Pl	
John Cornell		" " "	
Gary Mandak		Martin	
John Waduch		7373 Ziegler	
Vetz Truck		7708 Martin Rd.	
Mark Perotta		7720 Martin Rd.	
Evrend		7417 College St	

BALB ATTENDS →

