

## Official Minutes

An official meeting of the Town Board 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 April 2024 at 6:30 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

Present: Supervisor, Michael Falk  
Councilperson, Bill Carey  
Councilperson, Mark Petroski  
Councilperson, Ron Blodgett  
Councilperson, Steve Werner  
Deputy Town Clerk, Laurie Arner  
Town Attorney, Jim Campbell

Guest(s): Grace Potter, Heather Potter, Bob McKay, Donna McKay, Marietta Tenny, Augie Lindsay, Cathy Gardner, Marty Gardner, Barb Finucane, Ken Lewis, Melissa Metz, Mike Neenan, David Sansocie, Jeana Sansocie, Lee DeKramer, Peter Handler, Barb Finucane

Supervisor Falk called the meeting to order at 6:30 P.M., with the Pledge to the Flag.

### **Approval of the Agenda**

Upon motion by Councilperson Werner to approve the agenda as distributed, seconded by Councilperson Carey, the vote was unanimous.

### **Town Board Meeting Protocols**

Supervisor Falk read new Town Board meeting protocols as follows:

“The Town of Lima follows NYS Open Meetings Law procedures. All meetings of the Town Board are duly noticed and open and accessible to the public. The public is there to witness the proceedings only. In the event of a Public Hearing, people may sign in and speak to the board and those assembled regarding the hearing topic for a maximum of 5 minutes once per board meeting. Speaking time belongs only to the speaker and may not be re-assigned to someone else. Privileges of the floor may be granted to anyone who wishes to address the board on any topic at all. In order for the public to be properly noticed the Privileges of the Floor must be applied for and

approved by 5 calendar days prior to the Board meeting date. Privileges of the floor are not to exceed 20 min. Approval authority for privileges of the floor is held by the Supervisor or the Deputy Supervisor if the Supervisor is unavailable. At the beginning of each meeting the public may sign up to speak for 5 minutes on any posted agenda topic. Questions can be answered during the agenda discussion or logged for answer after research. At the very end of each meeting the public may sign up to speak for 5 minutes on any topic at all. Questions can be answered or researched and answered later.”

### **Public Comments on Agenda Items**

No Public comments. Councilperson Petroski requested time to discuss the vendor, Skyport.

### **Supervisor’s Report**

Supervisor Falk mentioned distribution of said report to Town Board members. On a motion by Councilperson Petroski to accept the Supervisor’s report, seconded by Councilperson Werner, the vote went as follows:

CARRIED            Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                         Nays: 0

### **Supervisor: Communications to the Board**

Supervisor Falk received the following communication:

- Water expansion letter – to be discussed under the water district
- Charter Communications franchise fee to town is \$16,368
- NYS Parks are now free to all veterans
- A letter from the Livingstons, 7900 Chase Rd residents, who would like to be included in the water expansion plans
- Municipal Solutions – provides services around bonding for the Park, the interest payment is due next month
- A public engagement approach letter from Jason Molino, Liv Co. WSA.

### **March 5<sup>th</sup> Minutes**

Councilperson Werner requested an amendment to the minutes to state funding was not approved for placement of inside cameras at the Highway Garage. Amended Minutes were approved upon motion by Councilperson Petroski, seconded by Councilperson Carey, the vote went as follows:

CARRIED            Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                         Nays: 0

**Approval of Abstracts**

Councilperson Werner requested Highway Superintendent John Sokolofsky updated purchasing records at HF NAPA to put himself as account contact. Highway Superintendent John Sokolofsky clarified the process of the new Peterbuilt. The truck body has been purchased and will be completed by Tenco. Delivery is scheduled for July. Councilperson Petroski requested Highway Superintendent John Sokolofsky share the status of clothing/uniform items purchased year to date per employee.

The Town’s purchasing policy of requiring a pricing proposal for any purchase over \$1,000 was reiterated.

On a motion by Councilperson Petroski to accept, seconded by Councilperson Blodgett, the vote went as follows:

CARRIED            Ayes: 5        Falk, Carey, Petroski, Blodgett, Werner  
                             Nays: 0

Resolved that the bills contained on Abstract #4 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Funds:	No. 86 through 115	\$33,080.25
Highway Funds:	No. 42 through 52	\$219,209.20

On a motion by Councilperson Carey to accept, seconded by Councilperson Petroski, the vote went as follows:

CARRIED            Ayes: 5        Falk, Carey, Petroski, Blodgett, Werner  
                             Nays: 0

**Privilege of the Floor**

Melissa Metz (Troop #60775) and Jessica Welch (Troop #60249) along with their Girl Scout Troops explained their projects for their next Badge (Bronze and Silver).

Troop 60775 has requested the privilege to build a lending toy box for humans and one for dogs in the Mark Tubbs Park. The Blacktop Box Wishlist was handed out. The Village has approved. No expense to the Town. No permit is needed. The Town Hall will allow items to be stored there.

Councilperson Werner proposed a personal challenge for donations of \$100 to the Troop. Councilperson Werner pledged to make a donation in the amount of \$100. Councilperson Werner and Blodgett to work with the troop.

On a motion by Councilperson Werner to accept, seconded by Councilperson Carey, the vote went as follows:

CARRIED           Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                          Nays: 0

Troop 60249 has requested the privilege to sponsor a Dog Awareness Day at the Mark Tubbs Park on Sunday, June 9, 2024, from 12pm – 4pm. The event would consist of groomers, trainers, vendors with dog products, making dog treats, and an obstacle course. The Village will be dedicating the dog park the same day. Councilperson Petroski questioned how numerous dogs will be controlled as we have had previous incidences at the Park. The leash law must be obeyed. Supervisor Falk suggested the Troop reach out to the current Livingston County Dog Control Office for more resources.

On a motion by Councilperson Petroski to accept, seconded by Councilperson Carey, the vote went as follows:

CARRIED           Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                          Nays: 0

### **Water District #5**

Jason Molino (WSA) sent a letter detailing a proposed public engagement approach for notifying all town residents of the Water district informational meeting and the process for holding the meeting. WSA has a proposed timeline to create a website and mailer to residents by April 15, 2024. Mailer would invite residents to an informational meeting at the Town Hall on May 29. A second public meeting will be held in June. A summary of the findings will be presented at a July meeting. South Lima residents on South Lima Rd. have been approved to hook into the Livonia District. Councilperson Werner suggested more information is needed for these residents.

Upon motion by Councilperson Petroski to move forward with said plan, seconded by Councilperson Werner, the vote went as follows:

CARRIED:           Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                          Nays: 0

### **LCWSA SEQR as Lead Agency**

The Livingston County Water Authority is requesting the approval for it to act as Lead Agency in the State Environmental Quality Review Act process for the Leicester/York Regional Water Supply Expansion. All agencies interested and involved must be notified.

Supervisor Falk requested a motion to sign page 3 of the agreement.

Upon motion by Councilperson Petroski to sign the SEQRA consent to Lead Agency, seconded by Councilperson Carey, the vote went as follows:

CARRIED:           Ayes: 5      Falk, Carey, Petroski, Blodgett, Werner  
                      Nays: 0

### **Building Inspector/Code Enforcement Officer Report**

BI/CEO Charlie Floeser emailed his report for board review.

Two new home build permits: 1 in village and 1 at corner of Woodruff/Livonia Center. Poplar Hill will be a new construction.

Fire Marshall Fees have been distributed to the Village for implementation starting 2025.

### **Highway Department Monthly Report**

Highway Superintendent Sokolofsky discussed the Highway report.

Highway Superintendent Sokolofsky stated the following items:

- Still waiting on drawing and design from CPL for 15A crosswalk.
- Currently going through the equipment and inventory planning
- Cemeteries will be a focus before Memorial Day.
- Update on the Snow Fence funding from the State and County.
- Interviewed 4 applicants for the MEO position. Possible training was discussed. Twenty applications were received. Ten applicants are located more than 1 hour away. Councilperson Petroski requested whether Supervisor Falk can obtain highway department employee salary data county wide. Will update and repost job posting with required qualifications. Councilperson Blodgett to assist in the interviewing process.

- Livingston County Soil and Water is planning for the overall design of the drainage plan. Stryker has been out to take measurements for the drainage plan. Drainage does have to be reworked and improved. The Town and Village will share the space of a new shed. Councilperson Petroski requested a written drawing and pricing proposals. Councilperson Werner inquired if DEC would need to be involved. DEC would be providing the grant.
- Spots on Pond Rd / Corby Rd / Bragg St having shoulder issues. Highway Supervisor Sokolofsky has requested CPL review and engineer a long-term repair of the issue. He is currently performing an annual road inspection and will include culverts.
- The Gravel Mine on Heath Markum Rd is being closed this year. Material is being acquired from Hansen, Dolomite, Valley Sand and Gravel along with the Livingston County Bid package. The Heath Markum pit has to be closed out by the DEC.
- Councilperson Petroski requested all employees be outfitted and wear PPE while on the job. Purchase what is needed. Safety is vital.

Water Cooler purchase was discussed. Councilperson Petroski suggested CPL develop a plan for the building for next year’s budget to include improvements to the break room including provisions for a water fountain. However, Highway Superintendent Sokolofsky did not support this idea due the breakroom also being a parts room off the main work bay, designing a new build with up-to-date breakroom not directly attached to the main work bay would be a better use of town funds.

Upon motion by Councilperson Petroski to continue to buy bottled water for the Water Cooler, seconded by Councilperson Blodgett, the vote went as follows:

CARRIED                   Ayes: 5       Falk, Carey, Petroski, Blodgett, Werner  
                                   Nays: 0

**Highway Garage Security Cameras**

Installing cameras inside the Highway Garage was discussed in length. Outside cameras currently video all entrance doors. The goal is to keep the property / employees safe, protect assets and prevent theft.

On a motion by Supervisor Falk to table the issue, seconded by Councilperson Petroski, the vote went as follows:

CARRIED                   Ayes: 5       Falk, Carey, Petroski, Blodgett, Werner  
                                   Nays: 0

**Siemens Energy Services**

Supervisor Falk stated Congresswoman Tenny has provided a \$1.125 million USDA grant to update the facilities.

On a motion by Councilperson Petroski to accept, seconded by Councilperson Werner, the vote went as follows:

CARRIED           Ayes: 5       Falk, Carey, Petroski, Blodgett, Werner  
                          Nays: 0

**Paid Family Leave**

Supervisor Falk stated the topic is currently on hold. Councilperson Petroski provided a handout entitled, "State Paid Family Leave Laws Across the U.S.

**Budget Transfers**

Transfers noted below.

On a motion by Councilperson Petroski to accept, seconded by Councilperson Werner, the vote went as follows:

CARRIED           Ayes: 5       Falk, Carey, Petroski, Blodgett, Werner  
                          Nays: 0

4/2/24 Town of Lima transfers

From

A1990.4 Contingency \$503.43

To

A1010.4 Legislative Board Contractual \$473.95

A1330.4 Tax collection expenses \$29.48

From

B5410.4 Sidewalks Contr \$1538.00

To

Contingency \$1538.00

From

DA 5142.1 Snow Removal Pers svc \$604.35

To

DA 5140.1 Brush & Weeds Personal Svc \$604.35

From

DB 5140.1 Brush & Weeds Personal Svc \$2013.69

To

DB 5142.1 Snow Removal Pers svc \$2013.69

From

WD2 SW915 WD2 reserve \$58.75

To

SW2 8310.4C Atty Contr \$58.75



### **Procurement Policy**

Supervisor Falk attended training this past week. The Town may need to make some additional changes to the Procurement Policy to address preferred source vendors (Corrections/Blind/Disabled) when bidding out jobs. Need to include updated laws in the Town's policies. Attorney Jim Campbell may be proposing alterations.

### **Future Opportunities**

Supervisor Falk explained the current grant package situation. The current project to be finished is the sidewalk from Gale Rd to the County line. Electric utility vehicles to plow sidewalks have been considered and researched.

### **Downtown Partnership Contract**

Supervisor Falk stated the Town has paid \$20,000 to the Livingston County Economic Development over the past 10 years and in return has received about \$500,000 in grant money for the local businesses. The Microenterprise grant has helped Easton's, Johnny B's, Milk & Honey and Apparel Designs. Supervisor Falk requested the motion to sign the contract.

Upon motion by Councilperson Petroski to sign the agreement, seconded by Councilperson Werner, the vote went as follows:

CARRIED            Ayes: 5        Falk, Carey, Petroski, Blodgett, Werner  
                             Nays: 0

### **Lima School Resource Deputy Update**

Supervisor Falk reported Livingston County and Lima Christian School have voted to support funding towards the salary of the Resource Deputy. Currently waiting on the status of funding from Honeoye Falls Lima School District.

### **Clean Up Days – May 2, 3, 4**

Clean Up Days will again combine the Village and Town residents. Ben Luft is handling the scheduling of the dumpsters. Free permits are now available to Village and Town residents. Available at the Town Clerk.

### **Pro Housing Community**

Supervisor Falk has submitted the paperwork for the Pro Housing Community agreement with New York. The Code Enforcement Officer provides zoning

and permit data. If Lima does not qualify, we may be excluded from certain future grants.

### **Updated Sexual Harassment Discrimination Prevention Policy**

Attorney Jim Campbell explained that it may be beneficial for the town to use the NYMIR template, provided by our insurance company, to update our policy. Attorney Campbell will provide copies to all for consideration.

### **Public Comments**

Cathy Gardner stated it was difficult to hear everyone in the room. Requested the situation be addressed.

John Sokolofsky requested the Town Board meetings include a ZOOM link for the residents of the Town.

### **Investigation into Misconduct**

A Formal investigation was conducted. The Town Board is currently reviewing the findings. Councilperson Carey stated his length of service time for the Town of Lima.

### **Camp Good Days Raffle**

Camp Good Days has requested the ability to sell tickets around the Town of Lima.

On a motion by Councilperson Petroski to allow tickets to be sold, seconded by Councilperson Werner, the vote went as follows:

CARRIED            Ayes: 5        Falk, Carey, Petroski, Blodgett, Werner  
                             Nays:

### **Skyport**

Councilperson Petroski had a meeting with Supervisor Falk and Dan Marcellus, of Skyport, to discuss the services and equipment being provided. If Board members want more detailed information, please advise Councilperson Petroski.

### **Move into Executive Session**

Upon motion by Councilperson Petroski to move into executive session at 9:02pm, seconded by Councilperson Werner, the vote was unanimous.

Results as follows: No action taken.

**Move out of Executive Session**

Upon motion by Councilperson Petroski to move out executive session at 9:33pm, seconded by Councilperson Blodgett, the vote was unanimous.

Respectfully Submitted by:

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Laurie Arner  
Deputy Town Clerk