

## Official Minutes

An official 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 3rd day of October 2023 at 6:00 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

**Present:** Supervisor Michael Falk, Councilperson Button, Councilperson Bill Carey, Councilperson Mark Petroski, Councilperson Andy Torpey, Town Clerk Jennifer Heim, Town Attorney Jim Campbell, Highway Superintendent John Sokolofsky

**Excused:** CEO/Building Inspector Charlie Floeser

**Guests:** Glenn H. Ceisner, Christin Steerman, Mike Finucane, Barb Finucane, Steve Werner

Supervisor Falk called the meeting to order and led in the Pledge of Allegiance.

### **Approval of the Agenda**

Supervisor Falk asked for a motion to approve the agenda. Upon motion by Councilperson Button to approve the agenda as distributed, seconded by Councilperson Carey, the vote was unanimous.

### **Town Board Meeting Protocols**

Supervisor Falk read 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 five 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.”

**Open Public Hearing – Preliminary 2024 Budget**

The Preliminary 2024 public hearing opened at 6:01PM. Discussion was held. The public hearing remained open.

**Open Public Hearing – A proposed Local Law # 4 of 2023 to Override the Tax Levy Limit**

The proposed Local Law #4 of 2023 public hearing opened at 6:59PM. Discussion was held. The public hearing remained open.

**Supervisor’s Report**

Supervisor Falk mentioned receipt of said report. On a motion by Councilperson Torpey to accept the Supervisor’s report, seconded by Councilperson Button, the vote went as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

**Supervisors Communication to the Board**

Supervisor Falk received a positive email regarding the Highway Department and a letter from USDA awarding the Town of Lima a grant for proposed water district #5.

**September 5<sup>th</sup> Minutes**

Minutes were approved upon motion made by Councilperson Petroski, seconded by Councilperson Carey, the vote went as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

**Audit of Claims/Abstracts**

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. 288 through 321	\$35,670.65
Highway Funds:	No. 126 through 136	\$19,921.40

Upon a motion by Councilperson Button approving said abstracts, seconded by Councilperson Carey, the vote went as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

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

BI/CEO Charlie Floeser emailed his report for board review. Research was completed to determine if the Town and Village can charge for Fire Marshall inspections and Attorney Campbell said the Town can charge. He will send out an email to the board with the information.

### **Highway Department Monthly Report**

Highway Superintendent John Sokolofsky emailed his report for board review.

### **Fuel Bids**

One bid was received from Kirkwood Energy Products with the following:

- Diesel Fuel @ +.17/gal over Kirkwood cost.
- Gasoline 87 octane @ +.17/gal over Kirkwood cost.

Upon motion by Councilperson Carey to approve said fuel bid, with the Village to piggyback, seconded by Councilperson Button, the vote was unanimous.

### **Quote for 11' Tenco React System**

A quote was received from Northern Supply Inc. for an 11' Tenco react snowplow blade system in the amount of \$3,300. Highway Superintendent recommends this system as it cleans the roads better and would cut back approximately 40% on sand use. Supervisor Falk said the funds would have to be pulled from the reserves. Upon motion by Councilperson Petroski to purchase and try out the new system, seconded by Councilperson Button, the vote was unanimous.

### **Siemens Energy Services**

Final submission of grants was submitted last week. Update at the regularly scheduled November 7<sup>th</sup> Town Board meeting.

## **Water District #5**

Supervisor Falk stated water sampling is done in South Lima and results sent back with two homes clear and others showing nitrates, arsenic, lead and other contaminants. A letter was received from United States Department of Agriculture confirming an award of \$11 million in grant funds and \$20 million in low interest loans for the proposed water district #5 project. There will be a final signing at the Town Hall October 14<sup>th</sup> 9AM-1PM for those in favor of water. After said signing, petitions will be reviewed to determine the results of interested parties.

## **Funds Transfers**

Upon motion by Councilperson Button to approve the below funds transfers, seconded by Councilperson Torpey, the vote as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

### **➤ Transfer from:**

A1460.2 Records mgmt. equip	\$500
A3120.4 Police Contractual	\$250
DA5142.1 Snow Removal pers	\$2961.56
DB5110.4 General Repairs Cont.	\$11,627.60

### **➤ Transfer to:**

A1620.4 Building Contractual	\$500
A3510.4 Control of Animals	\$250
DA Brush & weeds pers	\$2961.56
DB5110.4A Erosion control	\$11,627.60

## **Fire Protection Agreement**

A new Fire Protection Agreement was received from the Village of Lima with the pay rate as discussed at the last meeting:

Upon motion by councilperson Petroski to accept the new Agreement, with change to be made in paragraph #6 to read year 2026, and payment plan, seconded by Councilperson Button, the vote was unanimous.

January 1, 2024 – December 31, 2024	\$100,170.00
January 1, 2025 – December 31, 2025	\$102,173.40
January 1, 2026 – December 31, 2026	\$104,216.87

**Ambulance Protection Agreement**

A new Ambulance Protection Agreement was received from the Village of Lima with the pay rate as discussed at the last meeting:

January 1, 2024 – December 31, 2024	\$19,610.00
January 1, 2025 – December 31, 2025	\$20,002.20 and
January 1, 2026 – December 31, 2026	\$20,402.25.

Upon motion by Councilperson Torpey to accept the new Agreement and payment plan, seconded by Councilperson Petroski, the vote was unanimous.

**Community Fitness and Health Proposal**

Supervisor Falk and Mayor Skiptunas had a discussion and agreed to refer this topic to the Be Well group.

**Additional Concrete Work at Dog Park Entrance**

A quote was received from Ryan Plain of Union Roofing & Sheetmetal for the additional concrete work, 21 x 24 slab, at the dog park. The total cost of the project is \$4,850.00. The Town agreed to pay for the concrete out of the park reserve.

**Fireworks**

Supervisor Falk received a contract from Young Explosives Corporation to add 10% more fireworks if signed by November. The contract will cost \$9,800.00, to be split with the Village, with a longer show. Upon motion by Councilperson Carey to accept the contract, seconded by Councilperson Torpey, the vote was unanimous.

**Close the Public Hearing – Preliminary 2024 Budget**

Upon motion by Councilperson Carey, seconded by Councilperson Torpey, the preliminary 2024 budget hearing was closed at 8:41PM.

**Close Public Hearing – Proposed Local Law #4 of 2023 a Local Law to Override the Tax Levy Limit**

Upon motion by Councilperson Petroski, seconded by Councilperson Carey, the proposed local law #4 of 2023 hearing was closed at 8:42PM.

Further discussion was held regarding the budget. After discussion and upon motion by Councilperson Button to move the Preliminary Budget to the Adopted Budget with changes to increase two highway employees’ salaries after their probation period plus a 5% for next year and give Highway Superintendent Sokolofsky a 5% increase, seconded by Councilperson Torpey, the vote went as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

**Tax Cap**

After discussion and upon motion by Councilperson Petroski the board agreed to table the proposed local law to the regularly scheduled November 7<sup>th</sup> meeting, seconded by Councilperson Button the vote went as follows:

CARRIED            Ayes: 5        Falk, Button, Carey, Petroski, Torpey  
                             Nays: 0

Motion by Councilperson Button to adjourn at 9:58PM seconded by Councilperson Petroski, the vote was unanimous.

Respectfully Submitted by:

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Jennifer Heim, CMC/RMC  
Town Clerk

**All documents mentioned in the Town Board Minutes are available upon request.**