

## 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 7th day of February 2023 at 6:00 P.M. Notice was printed in the Mendon-Honeoye Falls-Lima Sentinel.

**Present:** Supervisor Michael Falk, Councilperson Bill Carey, Councilperson Leta Button, Councilperson Mark Petroski, Councilperson Andy Torpey, Town Attorney Jim Campbell, Town Clerk Jennifer Heim, CEO/Building Inspector Charlie Floeser, Highway Superintendent John Sokolofsky

**Guests:** Paul Luft, Marty Gardner, Blake Benson, Steve Werner, Mike Neenan, Lee DeKramer & Steve Mc Grath

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

### **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”

### **Approval of the Agenda**

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

## **Open Public Hearings at 6:00PM**

**Local Law #1 – Providing a Partial Exemption from Real Property Taxes to certain Eligible Senior Citizens**

**Local Law #2 – Providing a Partial Exemption from Real Property Taxes to Persons with Disabilities who have Limited Income**

### **Privilege of the Floor – Steve Werner**

Steve Werner asks for Board permission to utilize Mark Tubbs Mark for the “1<sup>st</sup> Annual Lima Great Pumpkin Weigh-Off & Ag Day” with all proceeds going to the Parks Commission. The board directed Mr. Werner to the Parks Commission Committee.

### **Supervisor’s Report**

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

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

### **Supervisors Communication to the Board**

Letters were received from Lima Presbyterian Church and Doug Best. Both discussed later in the minutes.

### **January 3rd Minutes**

Minutes were approved upon motion made by Councilperson Petroski, as amended to add “expired” after terms that have ended, seconded by Councilperson Button, 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 #2 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Funds:	No. 1 through 40	\$61,090.07
Highway Funds:	No. 1 through 21	\$23,749.25

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**

Charlie Floeser distributed his report for board review and discussed said report.

### **Highway Department Monthly Report**

Highway Superintendent distributed his report for board review and discussed said report.

### **Water District #5**

Supervisor Falk stated an informational meeting was held February 1<sup>st</sup>. Petitions are being circulated and will take about 90 days to be completed.

### **Informational Minutes**

Upon motion by Councilperson Button to approve said minutes, seconded by Councilperson Petroski, the vote went as follows:

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

Correspondence received from Doug Best was discussed.

### **Lima Presbyterian Church**

A letter addressed to the Town Board was received from Carolyn Fleming, Clerk of Session. Said letter indicates intention to turn the abandoned cemetery over to the Town of Lima.

### **Siemens Energy Services**

Chris Catt, Account Executive of Siemens is working on applying for a few other grants. Updates will follow as they become available.

### **Charter Communications, Inc. Franchise Agreement**

Supervisor Falk stated there has been no word back from Charter Communications to-date.

## **Mileage Rate**

Supervisor Falk mentioned the Federal IRS raised, as of January 1, 2023, the mileage rate to 65.5 cents. Upon motion by Councilperson Torpey to accept this rate, seconded by Councilperson Button, the vote went as follows:

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

## **Resolution #2 of 2023 – Records Management Improvement Grant**

Discussion was had to work with Livingston County Records Management, Megan Sokolow, Supervisor, to better protect the records of the Town of Lima. In order to proceed the following Resolution needs to be approved. Upon motion by Councilperson Petroski to approve said Resolution, seconded by Councilperson Carey, the vote went as follows:

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

## **RESOLUTION NO. 2 AUTHORIZING TOWN SUPERVISOR FALK TO FILE AN APPLICATION FOR GRANT ASSISTANCE UNDER THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF) AS A CO-APPLICANT WITH LIVINGSTON COUNTY RECORDS MANAGEMENT**

WHEREAS, Livingston County has been awarded numerous grants from the New York State Archives Grants Unit; and

WHEREAS, the New York State Archives is receiving applications for the award of additional Records Management Grants; and

WHEREAS, the Town of Lima Records Management collection is overcrowded; and

WHEREAS, the Town of Lima seeks to resolve records storage issues with a shared services Memorandum of Agreement with Livingston County Records Management; and

WHEREAS, the Town of Lima intends to utilize additional State funding to assist in carrying out Records Management space solutions; now, therefore, be it

RESOLVED, that the Supervisor of the Town of Lima, New York, is hereby authorized to file an application for grant assistance under the LGRMIF to help resolve the town's Records Management program needs in conjunction with Livingston County, New York, Records Management 2023 LGRMIF Shared Services grant application.

Dated at Lima, New York  
February 7<sup>th</sup>, 2023

**Audit of Court Records**

Pursuant to Section 2019-a of the Uniform Justice Court Act, the justices must present their records and docket, at least once a year, to the auditing board. Councilperson Carey and Councilperson Button will perform said audit by March 2023 noting the records have been duly examined and that the fines collected have been turned over to the Town Clerk for deposit as required by law.

**Close Public Hearings at 6:58PM**

Upon motion by Councilperson Button to close the public hearings, after no discussion, seconded by Councilperson Carey the vote went as follows:

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

**The below Local Laws are a Type 2 Action Under SEQR**

**Adopt Local Laws #1 and #2 of 2023**

Upon motion by Councilperson Button to adopt said Local Laws, seconded by Councilperson Carey, the vote went as follows:

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

Local Law #1 – Providing a Partial Exemption from Real Property Taxes to certain Eligible Senior Citizens

Local Law #2 – Providing a Partial Exemption from Real Property Taxes to Persons with Disabilities who have Limited Income

**Trees North of Town Hall Parking Lot**

Discussion was had relating to taking down large trees in the parking lot of Town Hall, next to Schuster’s home, to avoid them falling and damaging others property. Councilperson suggested a culturalist to examine the health of the trees as they are black walnut and have much value. It was agreed by all members to have the trees evaluated first.

Motion by Councilperson Button to adjourn at 7:19PM seconded by Councilperson Petroski, the vote was unanimous.

Respectfully Submitted by:

---

Jennifer Heim, CMC/RMC  
Town Clerk

**All documents mentioned in the Town Board Minutes can be sent via email or reviewed upon request.**

**TOWN BOARD MEETING SIGN-IN SHEET**

**DATE: DECEMBER 6, 2022**

Name	Title	Address
Chris Giff	Project Lead/Giannas	72 Woodrow St Vinton, VA 25654
Andrew Torpe		2776 Pond rd.
Blake Benson		6577 Woodluff Rd
Stephen Weener		7280 Kobec Drive
Kinny Baker		7155 W. MAIN ST.
Crie Bakers		" "