

Village of Lima Board Meeting Minutes

May 14th, 2024

Present: John Skiptunas, Mayor; Brian Smith, Deputy Mayor; Trustee Ben Dodzweit.

Others Present: Matthew Lenahan, Attorney; Elissa Sackett, Clerk; Ben Luft, DPW Supervisor; Dick Garey, Fire Chief; Meg Rose, Ambulance Chief; Bill Barnhardt, Angela Levenson, Joe Levenson and Melissa Levenson.

Absent: Trustees Carolyn Fleming and Melinda Fleming; Larry Teta, WWTP Operator; Charlie Floeser, Code Enforcement Officer.

The meeting of the Village of Lima was called to order by Mayor Skiptunas at 7pm Tuesday, May 14th, 2024, at Lima Town Hall, 7329 E. Main St. and was followed by the Pledge of Allegiance.

Motion

A motion was made by Deputy Mayor Smith and seconded by Deputy Trustee C. Fleming to approve meeting minutes from April 23rd, 2024. Motion passed unanimously.

Guest

The Yellow Onion Food Truck – The owners of the Yellow Onion Food Truck were present to thank the board for their support and helping find a new location for the food truck to operate. The business can be found at the Village pocket park at the corner of Genesee St. and West Main.

Department Reports

Fire Department – Dick Garey, Fire Chief

Chief Garey provided the board with a report and discussed. He discussed the future needs of the fire department, such as new radios, air packs, and a new fire truck.

Ambulance – Meg Rose, Ambulance Chief

Chief Rose discussed the ambulance report. She highlighted that Lima Volunteer Ambulance has been nominated for top agency of the year.

Chief Rose presented two applications for membership for the Lima Ambulance. Applicants are Andrew Johnston and Marley Ross. All have been interviewed and approved by Chief Rose.

Motion

Motion was made by Trustee Dodzweit and seconded by Deputy Mayor Smith to approve Andrew Johnston and Marley Ross as new members of the Lima Volunteer Ambulance. Motion passed unanimously.

Mayor Skiptunas presented Evelyn Rose with her Teen Recognition Award from Livingston County.

Motion

Motion was made by Deputy Mayor Smith and seconded by Trustee Dodzweit to enter executive session at 7:35pm to discuss personnel history of a particular person. Motion passed unanimously.

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Motion

Motion was made at 7:45 by Deputy Mayor Smith and seconded by Trustee Dodzweit to move out of executive session and return to regular session. Motion passed unanimously.

WWTP – Larry Teta (Absent)

See report provided by Mr. Teta.

Code Enforcement Officer (CEO) – Charlie Floeser

See report provided by CEO Floeser.

DPW – Ben Luft

The new dump truck has been ordered and should arrive in October. Mr. Luft requested authorization to purchase a new pick-up truck. The current truck is a 2015 and is ready to be replaced. He anticipates the cost to be approximately \$62k for the truck and attachments. This will be divided between streets, water, and sewer (50/40/10).

Motion

Motion was made by Deputy Mayor Smith and seconded by Trustee Dodzweit to authorize the expenditure of \$62k split between the streets, water, and sewer reserves to purchase a new dump truck and attachments. Motion passed unanimously.

Ziegler Drive will be stone and oiled next week. The original plan was to be completed on Monday, but due to the weather projections it will now be completed on Tuesday. Letters have been sent to homeowners on Ziegler notifying them that the road will be open but to use caution and to expect delays.

The summer paving project will be Buell Ave. and Dublin Ave. Mr. Luft is still receiving quotes for the project. He will not be at the next board meeting, but he will have the quotes submitted for the board to review. Quotes will be utilizing Ontario County bids for milling, pavers and laborers, and the Livingston County bid for blacktop.

The DPW crew is starting their summer work. The crew has been pressure washing the downtown district to clean up the debris from the winter and to get everything ready for Memorial Day. The crew will be picking up flowers next week, install the flag poles, hang the flowers and finish hanging banners on 15a.

Lastly Mr. Luft discussed the work at the sewer plant. All three clarifiers have been drained and repaired. Two out of the three are back up running. There were a couple issues with fixing the third clarifier, but parts should be received before the end of the week and then the crew will finish repairing and bringing it back into service. Quotes had been received on how much it would cost for an outside company to fix the clarifiers; quotes came in at approximately \$110k. Having the crew complete the repairs cost the village less than \$2k for parts and then labor costs. This is a significant savings to the village and shows that the current crew is capable of many tasks. The board was impressed and thanked the crew for their hard work.

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Clerk Report – Elissa Sackett

The Village had the bond sale on May 9th for the fiber bond anticipation note (BAN) renewal. Three bids were received for the \$750k renewal and are the following:

- Roosevelt & Cross – 4.37%
- Green County Bank – 4.89%
- Oppenheimer – 5.11%

Bernard Donegan's office projected the note at a 5.5% rate for the 23-25 budget, so the rates are pretty good considering the note is under \$1M. The note closing will be on May 24th. We will pay of the current BAN the same date.

Update on the Fiber Project – The underground utility work is almost completed. The crew is finishing the final section on Rainbow Lane/Meadow View. It is anticipated that they will be finished within the next two weeks. The request for proposals (RFP) for the aerial work has been published and the bid opening date is on June 6th at 2pm. All bids must be received by the 6th at 1:45pm to be considered. Since Empire is still waiting for the 3rd pole application from National Grid, the RFP does state that some temporary attachments will need to be made and then the final attachments once the application is processed. This was the best course of action to keep the project moving since there is no timeline from National Grid as to when the 3rd pole application will be approved.

Clerk Sackett and Mr. Luft have reviewed the water and sewer rates for the upcoming fiscal year. After much discussion it was recommended that the base rates be changed to reflect the number of units in a parcel. Currently all properties are being charged one base rate per property, including apartment buildings and trailer parks. These parcels will now be charged multiple base rates depending on the number of units in the property. For example, an apartment building with 20 apartments will now be charged 20 base rates rather than one. Clerk Sackett has received from the Assessor's office a listing of all single family, two family, multi-family and trailer parks in the Village and adjusted the base rate to reflect what the Assessor has. With the changes, this will increase the revenue for the water by approximately \$53k, and the sewer by approximately \$65k. Clerk Sackett and Mr. Luft also recommended the board discontinue the use of flat rates for sewer for multi-family units. This will create uniformity throughout the Village. The board agreed that this would be the best course of action as multi-family units stress the system more than a single-family home. Letters will be mailed to all multi-unit homeowners informing them of the change, as well as notice placed in the June water bills.

Several invoices were available to the board for review/approval. Payments were the following:

- Ambulance Fund: \$2632.93
- General Fund: \$27052.95
- Sewer Fund: \$6273.37
- Water Fund: \$15571.81
- Capital Water: \$1029.25
- Capital Sewer: \$179.00
- Capital Fiber: \$25124.06
- Grand Total: \$77863.37

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Clerk Sackett also requested payment be made to the utility bills for the fire department in the amount of \$704.14.

Motion

Motion was made by Deputy Mayor Smith and seconded by Trustee Dodzweit to approve payment to invoices as listed above, as well as authorize payment to the utility bills for the fire department. Motion passed unanimously.

Old Business

Short Term Rental Law – Livingston County Planning Board has submitted their response to the proposed Short Term Rental Law. Attorney Lenahan will make the suggested changes and submit again to the county planning board for review. The county planning board did recommend the Town of Lima review the proposed law as well. Once reviewed by both parties a Public Hearing will be scheduled and the law adopted.

Dog Awareness Day & Park Dedication – The Dog Awareness Day & Park Dedication is scheduled for June 9th at the park. The Gardner family has been invited to the dedication and the Girl Scouts have been working diligently to schedule

Sexual Harassment Policy Update – Deputy Mayor Smith has requested a copy of the updated Sexual Harassment Policy adopted by the Town of Lima. Once received he will disburse to the board for review.

Joint Meeting – Joint meeting will be held on 6/11 at 6:30pm before the Village board meeting. Presentation from TextMyGov will be at the meeting.

New Business

Peddler's Law (Food Truck Specifications) – Tabled to next meeting. Mayor Skiptunas asked the board to think of regulations to consider regarding food trucks, such as proximity to other businesses, fees, number of days permitted to be in the same area, etc. Attorney Lenahan compared the current Peddler's Law to other municipalities and said that it is very similar to others.

Crossroads Festival – Deputy Mayor Smith requested extending quiet hours from 10pm to 11pm for the Crossroads Festival, as well as lift the open container law in the downtown district. The downtown district is designated as the following: Main Street from Genesee St. to Buell Ave, and Rochester St. from the American Hotel to Kwik Fill. The Crossroads festival will be held from August 1st to August 4th.

Motion

Motion was made by Mayor Skiptunas and seconded by Trustee Dodzweit to lift the open container law in the downtown district for the Crossroads Festival held August 1st – August 4th in the downtown district. District is designated as Main Street from Genesee St. to Buell Avenue, and Rochester Street from the American Hotel to Kwik Fill. Motion passed unanimously.

Motion

Motion was made by Mayor Skiptunas and seconded by Trustee Dodzweit to extend the music playing from 10pm to 11pm for the Crossroads festival held August 1st – August 4th. Motion passed unanimously.

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Civil War Reenactment at Mark Tubbs Park – See attached resolution.

Round Table

Trustee Dodzweit – No Comment.

Deputy Mayor Smith – Recommended hosting future joint Town and Village board meetings at the Ambulance base due to space and being able to hear better.

Mayor Skiptunas – Attending the NYCOM Annual Conference May 15th – 17th. He will be attending workshops pertaining to accessory dwelling units and funding for emergency services.

A motion was made by Trustee Dodzweit and seconded by Deputy Mayor Smith to adjourn the meeting at 8:45pm. Motion passed unanimously.

Respectfully Submitted,



Elissa Sackett
Village Clerk/Treasurer
Village of Lima

***All documents listed in the minutes are available to review at the Village office during regular business hours.**

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RESOLUTION OF THE VILLAGE OF LIMA BOARD OF TRUSTEES

Made and passed at the regularly scheduled Board of Trustees Meeting held on the evening of Tuesday, May 14th, 2024

RESOLUTION RELATING TO THE CIVIL WAR REENACTMENT TO BE HELD AT MARK TUBBS PARK ON JULY 19th THROUGH JULY 21st, 2024

WHEREAS, the Village of Lima is a municipal corporation located in Lima, Livingston County, New York (“Village”); and

WHEREAS, the Village has invited Civil War reenactors to perform a Civil War reenactment in Mark Tubbs Park on July 19th through July 21st, 2023; and

WHEREAS, the Village recognizes the rare historical, cultural, and educational opportunity of hosting such a reenactment; and

WHEREAS, in light of the historical, cultural, and educational value of such a reenactment, and the overall value to the Village and its residents, the Village is desirous of temporarily suspending certain rules and regulations of Mark Tubbs Park so as to allow the reenactment to take place within the most accurate historical context; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Lima, Livingston County, New York, agrees to temporarily suspend, and not to enforce, certain rules and regulations of Mark Tubbs Park, as codified in Chapter 116 of the Village Code, so as to allow for all activities relating/necessary to the Civil War Reenactment, including but not limited to the allowance of overnight camping and the discharge of historically-relevant firearms (utilizing “blank,” or non-live ammunition in all events), from sun-up on July 21 through sunset on July 23. In no event shall “live” or active ammunition or firearms be fired under any circumstances.

To the extent that a permit is required for any such activity, this Resolution, signed by the Village Clerk, shall serve as such permit.

The Village, through its Mayor, Board of Trustees, and/or Code Enforcement Officer, shall at all times retain the right to restrict any activities of the reenactment or its participants or its scope in the interest of public safety. Nothing in this resolution relieves participants in their obligation to follow state and federal law and regulations at all times.

On a motion by Deputy Mayor Brian Smith, seconded by Trustee Joshua Petraitis, the resolution was adopted on a unanimous roll call vote.

Dated: May 23, 2023
Lima, New York