

Village of Lima Board Meeting

March 22nd, 2022

Present: John Skiptunas, Mayor; John Wadach Deputy Mayor; Trustees Joshua Petraitis and Carolyn Fleming.

Others Present: Matthew Lenahan, Attorney; Elissa Sackett, Clerk; Jane Radomski, Deputy Clerk; Ben Luft, DPW Supervisor; Resident Dawn King.

Absent: Trustee Brian Smith

The meeting of the Village of Lima was called to order by Mayor Skiptunas at 8pm Tuesday, March 22nd, 2022 and opened with the Pledge of Allegiance.

Motion

Motion was made by Trustee Petraitis and seconded by Trustee Fleming to approve meeting minutes from March 8th, 2022. Motion passed unanimously.

Reports

DPW – Ben Luft

Mr. Luft discussed the water main project. He stated that the contractors are working on the remaining service connections and by the end of the week everyone should be on the new main with the exception of Genesee St. Next week, Genesee St. will be connected and the contractors will start draining the old water main. If the weather cooperates, restoration work may begin. The vault work still needs to be completed, but in order to do so, the water will need to be shut off at the Lima Christian School. The school has requested that this be completed over spring break so it does not interfere with school being in session.

Pat Nicoletta has started working on compiling numbers for the next phase of the water upgrades at the pumphouse. The chlorine has started to corrode the piping and this will need to be replaced sooner than later. This will be a topic of discussion on Thursday at the meeting with the Town and Livingston County Water and Sewer Authority. Mr. Luft plans to take Jason Molino (LCWSA Executive Director) to the pumphouse and show him the current situation.

Mr. Luft stated that he will be working on the ditch on Buell Ave again to try to alleviate more of the drainage issues before we start having spring showers. He believes the pipe is clogged closer to its downstream end. He has a 60 ft pipe that he plans to install to see if this will help. If the issues are further upstream, he will contact Kenny Zuber to help. Deputy Mayor Wadach asked if we have an easement for doing the work on Ms. Magar's property. Mr. Luft believes so, but will double check as he will need to be on her property to do the work.

The final crosswalk signs have been installed on Michigan Ave. Mr. Luft had discussed placement of the sign with the property owner so all parties would be happy. This was one of the last items to complete for the sidewalk project.

Lastly Mr. Luft discussed a couple issues at the park. He stated that he had called in a stakeout at the park to mark where all existing lines are (electrical) so he can come up with a game plan to run the water line to the dog park. He stated it is roughly 300 feet from the pavilion to where the water hydrant for the dog park is slated to be, but he needs to be shown exactly where the water needs to be placed. He is going to install a dry hydrants so it can be drained during winter months. He also said that there was another dog bite at the park and requested for approval for additional signs to be placed on the trails at the park. The Board of Trustees unanimously approved the purchase of signs for each of the four trail entrances at the park notifying that their dogs must be leashed at all times. Research will be done to ensure the Village has a leash law and a requirement that dogs be leashed in the park. Attorney Lenahan added that the

Village of Lima Board Meeting

March 22nd, 2022

Village Code Enforcement Officer is responsible for dealing with unleashed dogs and that Mr. Lenahan will contact Mr. Floeser about this duty.

Clerk Report – Elissa Sackett

Clerk Sackett presented a new resolution to authorize re-levy of both unpaid water and sewer bills onto the 2022-2023 Village tax bills for all past due customers. Verification had been received from Livingston County as well as NYCOM stating that the Public Service Commission's interpretation of the law allows for municipalities to re-levy. Attorney Lenahan stated that as long as the Public Service Commission states this, then he is ok with the Village re-levying all past due charges. Deputy Mayor Wadach asked if there was a penalty to those whose past due amounts were re-levied onto taxes? Currently there is a penalty, which is 10% of the total amount due. Deputy Mayor proposed that starting next year the penalty be increased to 12%.

Motion

Motion was made by Deputy Mayor Wadach and seconded by Trustee Petraitis to increase the re-levy penalty for water and sewer from 10% to 12% starting next year. Motion passed unanimously. See attached water/sewer re-levy resolution.

Clerk Sackett briefly mentioned several items to the board. She stated that the first ARPA reports are due in April. She has logged into the portal and already started submitting some of the requested documents. There is a web training on NYCOM that she plans to watch. She also reminded the board that there will be an organizational meeting held on Monday, April 4th at 7:15pm. Lastly, she mentioned that Belmont Management Group is looking at selling off several of their Low-Income Housing Tax Credit properties, and Crossroad Village was one of the parcels on the list.

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

- Ambulance Fund: \$6472.15
- General Fund: \$10589.71
- Sewer Fund: \$5137.17
- Water Fund: \$16270.53
- Capital Water: \$2289.19
- Capital Sewer: \$1412.24
- Grand Total: \$42170.99

Motion

Motion was made by Trustee Fleming and seconded by Trustee Petraitis to approve payment for all invoices. Motion passed unanimously.

Business

Fiber Optic Project – Attorney Lenahan discussed the status of the fiber project. The NBRC has stated before they will allow the Village to receive a possible franchise fee, they want to see what the contract would entail. Attorney Lenahan asked Richard Sutherland if there was any other way that this fee could be structured that NBRC would allow, but he had not heard back before the meeting. In the meantime, Attorney Lenahan will work with Empire Access to come up with a Franchise contract for NBRC to review.

The board discussed several scenarios regarding the fiber project, such as how to cover the bond debt during the initial “ramp up” period and the bid package process. Attorney Lenahan suggested the Village ask Pat Nicoletta to help with the bid process. NBRC will need to review/approve the bid package before it can be sent out as well. Should NBRC approve of a franchise fee, then this would be added into the bid package.

Village of Lima Board Meeting

March 22nd, 2022

Roundtable Discussion

Mayor Skiptunas discussed the following items:

- Requested that the next agenda have pylon signs added. He will be meeting with Attorney Lenahan to discuss this, as well as the recommendations by Supervisor Falk regarding amending the Zoning code to allow for in-law suites and accessory items to be used as living spaces.
- Discussed the Mural Festival to be held on July 9th. Asked Trustee Fleming if he could utilize the front lawn of the Presbyterian Church, as well as if the Farmers Market would be able to set up for a few hours.
- Informed Mr. Luft that George Gotcsik has purchased the permanent tree for the Village green space. He will discuss with Mr. Gotcsik the exact dimensions and location for the tree to go. Once set, Mr. Luft will work on digging the area.

Deputy Mayor Wadach discussed the following items:

- Asked for updates on the dog park pavilion. Is it going to be built by the Village and volunteers, or is it going to be built by a contractor? Trustee Petraitis stated that the pavilion will be built by the Village and volunteers under the direction of Code Enforcement Officer Floeser.
- Discussed updates to the Park Master Plan. Grant applications start to come out generally in May and an approved Park Master Plan needs to be submitted with the application.
- The Village of Lima Arbor Day event is coming up on April 30th. The Village has ordered 120 seedling trees to give out to residents who attend.
- Having future hybrid meetings to give residents the choice of attending in-person or via zoom.
- Ideas to stop residents from driving on the sidewalk at the corner of College St. and Dalton Rd.

Attorney Lenahan stated that if the Village is going to not go over the tax cap, that a public hearing be set for the next board meeting to repeal the local law.

Meeting was adjourned at 9:30 pm.

RESOLUTION

Water/Sewer Re-levy

Village Board of Trustees
Village of Lima
County of Livingston

**At a regular meeting of the Village Board of Trustees
of the Village of Lima, held at the Lima Town Hall,
7329 East Main Street, Lima, New York on the 22nd
day of March, 2022.**

WHEREAS, the Village of Lima residents are billed monthly for the use of water and sewer within the Village, and

WHEREAS, the April 1st billing is the last billing prior to the yearend fiscal closing, and

WHEREAS, there are delinquent water and sewer accounts, it is therefore

RESOLVED, that all delinquent water and sewer amounts not paid prior to April 30th, 2022, are added to the Village of Lima tax roll for each specific delinquent account.

Village of Lima Board Meeting

March 22nd, 2022

The vote on the foregoing resolution was as follows:

John Skiptunas, Mayor	Voting	Yes
John Wadach, Deputy Mayor	Voting	Yes
Joshua Petraitis, Trustee	Voting	Yes
Brian Smith, Trustee	Absent	--
Carolyn Fleming, Trustee	Voting	Yes

I attest that the above Resolution was unanimously approved by the Village of Lima Board of Trustees at their meeting held on March 22nd, 2022.

Elissa Sackett
Village of Lima