

Village of Lima Board Meeting

December 28th, 2022

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

Others Present: Matthew Lenahan, Attorney; Elissa Sackett, Clerk; Jane Radomski, Deputy Clerk

The meeting of the Village of Lima was called to order by Mayor John Skiptunas at 6:03pm Wednesday, December 28th, 2022, at Lima Town Hall, 7329 E. Main St. and opened with the Pledge of Allegiance.

Motion

Motion was made by Trustee Petraitis and seconded by Trustee Smith to approve the meeting minutes from November 22nd, 2022. Motion passed unanimously.

Old Business

Short Term Rental Law – Livingston County Planning Board reviewed the Short-Term Rental Moratorium submitted. The only comment was to make the language clearer regarding the timeline for the law. Attorney Lenahan modified the law to reflect the comments and requested approval to submit back to the County Planning Board and schedule a public hearing for the law.

Motion

Motion was made by Deputy Mayor Wadach and seconded by Trustee Smith to approve the final draft of the Short-Term Rental Moratorium Law, submit back to Livingston County Planning Board, and to schedule a Public Hearing for January 24th, 2023. Motion passed unanimously.

Amended Fire and Ambulance Contract – Attorney Lenahan added the language requested by the Town to the 2023 Fire and Ambulance contracts. He stated that he is comfortable with the contracts as written and the additional language does not change anything with the contracts. Contracts were approved and signed by all board members and are available for review upon request.

Empire Access Service Contract – Attorney Lenahan stated Empire Access accepted all the changes made to the draft service contract and has sent it on to their legal team for review. Empire has requested an addition be made to the contract stating should the average price for customers drop by \$10, then the fee to the Village drop by \$2. Example: Average cost goes from \$50 per customer to \$40 per customer, the fee to the Village would decrease from \$10 to \$8 per customer. The Village can also add a cap to this, stating regardless of the decrease in cost to the customer, the fee will never decrease below \$6 per customer. Additionally, the Village can add language requesting that if the fee were to increase, then the Village requests the fee to go up by the same margin (\$2). The board discussed and agreed to the additional language as requested by Empire Access, with keeping a floor of \$6 per customer.

Sign Code – Attorney Lenahan had made all the adjustments to the code as provided by the Joint Planning Board. The next step is to submit the code to Livingston County Planning Board for review.

Motion

Motion was made by Trustee Smith and seconded by Trustee Petraitis to submit the updated Sign Code to Livingston County Planning Board for review. Motion passed unanimously.

New Business

Sanitary Sewer Inflow and Infiltration Study Request for Qualifications (RFQ) – Deputy Mayor Wadach discussed the Request for Qualification (RFQ) that was handed out for the board to review. This is a new requirement for all projects financed by the Environmental Facilities Corporation (EFC). The RFQ will be accepted until February 8th, 2023. Deputy Mayor Wadach requested approval to publish the RFQ.

Motion

Motion was made by Trustee Petraitis and seconded by Trustee Smith to accept and publish the Request for Qualifications for the Sanitary Sewer Inflow and Infiltration Study. Motion passed unanimously.

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Miscellaneous

Clerk Sackett stated she had been in touch with NYPA regarding the street light fixtures that were damaged by the winter storm. Since this fall under the non-Routine section of the maintenance agreement, it will take longer for these lights to be replaced (upwards of 30 days). She also stated if the cost is over \$2500, then the board will need to approve to replace the fixtures, and the Village will want to submit an insurance claim for the costs of repairs.

Motion

Motion was made by Deputy Mayor Wadach and seconded by Trustee Petraitis to approve repair of the street light arm fixtures, should the cost exceed \$2500, and to also authorize Clerk Sackett to file an insurance claim for the damages. Motion passed unanimously.

Attorney Lenahan requested the board schedule a public hearing for the January 24th, 2023, meeting to pass the local law regarding overriding the tax cap. The law will be rescinded should the Village not go over the tax cap.

Deputy Mayor Wadach stated that he completed a second walkthrough with Josh's Gardens regarding the Tree Planting on West Main Street. They have worked to identify the areas where the 50 trees will be planted. He also asked about billing Livingston County Water/Sewer Authority regarding water service. Attorney Lenahan suggested Clerk Sackett to bill LCWSA under the old agreement (agreement with the Town of Lima) and stated Jason Molino would like to set up another meeting between the Village and LCWSA.

Approval of Abstracts/Vouchers – Several invoices were available to the board for review/approval.

Payments were the following:

- Ambulance Fund: \$4170.63
- General Fund: \$33560.32
- Sewer Fund: \$13989.10
- Water Fund: \$18668.36
- Capital Water: \$58088.05
- Capital Sewer: \$110706.78
- Capital Fiber Optic: \$50526.38
- Grand Total: \$289709.62

Motion

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

Motion was made by Trustee Petraitis and seconded by Trustee Fleming at 6:43pm to adjourn. Motion passed unanimously.