

Village of Lima Board Meeting

January 26th, 2021

Present: John Wadach, Mayor; John Skiptunas, Deputy Mayor; Trustees John Kattato, David Cabrera.

Others Present: Matthew Lenahan, Attorney; Elissa Sackett, Clerk; Ben Luft, DPW Supervisor; Dan Marcellus, SkyPort IT; Brian Smith, Rich Fischer.

Absent: Joshua Petraitis, Trustee

The meeting of the Village of Lima was called to order by Mayor Wadach at 7pm Tuesday, January 26th, 2021 and opened with the Pledge of Allegiance.

Motion

Motion was made by Trustee Kattato and seconded by Deputy Mayor Skiptunas to approve meeting minutes from January 12th, 2021. Motion passed unanimously.

Dan Marcellus, SkyPort IT

Mr. Marcellus presented a proposal to transfer current phone lines from Frontier/Spectrum, over to the Ooma phone system, which would save the village roughly \$5300 per year. Mr. Marcellus discussed that the cost could vary depending on if copper landlines were still needed. Mr. Luft said that he did have an emergency line at the pumphouse, as well as internet for cameras. Mr. Marcellus explained that the internet could be changed to DSL to lower costs. The initial cost to switch would be around \$1800 as each location would need to purchase hardware (6 locations, hardware costs \$300 per location). The downtime can vary from 24-48 hours for the transition, but calls could be forwarded in the meantime. When it comes to service, first call would be to Ooma, then to SkyPort. There is no contract so ultimately if the Village finds they do not like the phone service, they can switch back to Frontier/Spectrum at any time. Mr. Marcellus did state that he would need a copy of the franchise agreement for Time Warner. Mayor Wadach asked Clerk Sackett to please contact Time Warner for a copy of the franchise agreement.

Motion

Motion was made by Trustee Cabrera and seconded by Deputy Mayor Skiptunas to authorize Mayor Wadach to receive and approve a quote for the sewage treatment plant to transfer to the Ooma phone system. Motion passed unanimously.

DPW Report – Ben Luft

Mr. Luft said that he interviewed Alex White for the seasonal position we have available and offered him the position, starting at \$16 per hour. Alex will start on 2/1 and Mr. Luft will complete a DMV check.

Mr. Luft said the water tower is finally progressing, however there were more issues this week. The contractors ran into an alignment issue when piping everything together from the tower to the south end connection which took 2 days to correct and come up with a solution, however they are back on track. The aircraft warning light is back on the tower and is working and the antenna that transfers signals to the pump house has been put back on. Hopefully that is aligned correctly, but cannot know for sure until the water tower goes online. The goal is to start filling the tank by the end of next week, then the sampling can begin.

Mr. Luft discussed the costs for the park waterline. For materials, blacktop and stone the cost alone is just over \$30k. When adding labor costs to it for Ken Zuber, your looking at around \$40k. The original plan did not have a spicket or line for flowers, or new lines and services for park and chow house. Mayor Wadach discussed possibly reapplying for a grant for the park, or moving to a 1" line. Mr. Luft said that it was also brought up that adding the water line would need approval from the Dept. of Health.

The 15A project has finally received DOT approval and will be going out to bid very soon and should hopefully be advertised within the next couple weeks. There will be a couple necessary meetings to discuss the bids and the tentative start date is April 1st for the project. When talking to Pat Nicoletta it

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was brought up that the easements can hold up the project. Attorney Lenahan said that the easements have not been completed. Everyone was under the impression that these were being taken care of by the prior attorney however they have not been completed. There are around 5 easements that need to be completed. Attorney Lenahan said that he would be working on getting these easements tomorrow and then will get everything to Pat Nicoletta.

Lastly Mr. Luft discussed the that he received the new sidewalk tractor (John Deere 2025), the new dump truck had been ordered, and that the paperwork for the Badger Water Meter upgrade has been signed. For the Badger upgrade, once documents have been sent in, it is waiting for confirmation as to when we will be on the list to receive the equipment and training.

Clerk Report – Elissa Sackett

Clerk Sackett said that she and Mayor Wadach conducted interviews for the Deputy Clerk position. There was a total of 5 interviews and all candidates seemed very competent. Ultimately Clerk Sackett stated that she would like to hire Jane Radomski. Ms. Radomski currently works part time for the Lima Library and she felt she would be able to do what would be required of her (processing payments, answering phones, etc.). Clerk Sackett said that the hours would be between 10-15 hours per week, but could fluctuate depending on the needs of the office. The board stated that they would like a reference check, along with a basic background check to be completed.

Motion

Motion as made by Trustee Cabrera and seconded by Deputy Mayor Skiptunas to authorize Mayor Wadach to send an offer letter to Jane Radomski, contingent on a reference check as well as a background check. Motion passed unanimously.

Clerk Sackett discussed the status of the 2019-2020 AUD. EFPR Solutions has promised that the AUD will be completed/filed by the end of January. Clerk Sackett has been researching necessary information for the AUD, making that her top priority until it is completed. Clerk Sackett also stated that the contract we have with EFPR Solutions states that they will complete the budget for the Village, however Donegan's office is under the impression that they will be completing for us. If we choose to have Donegan's office complete the budget for the Village, it will cost another \$10k. Mayor Wadach asked that we table this until the February 9th meeting.

Clerk Sackett said she found the information regarding billing the mobile home parks an annual fee. For the past several years the fee has been \$15 per home. The board unanimously agreed that since the fee has been the same for quite a long time that we will increase the fee from \$15 to \$20 per trailer.

Clerk Sackett received two new Ambulance volunteer applications and presented those to the board. Mayor Wadach asked that Clerk Sackett reach out to the Ambulance to have a line added to the membership applications stating that the applicant had been approved by the Chief, as well as a line stating that the applicant has had a DMV check.

Motion

Motion was made by Trustee Kattato and seconded by Trustee Skiptunas to approve the two membership applicants, Kierstyn Crego and Raymond Tompkins pending a DMV check. Motion passed unanimously.

Lastly, Clerk Sackett had a contract extension for the inter-municipal agreement between the Village of Lima and Livingston County that needed to be signed by Mayor Wadach. This is for the purpose of equipment sharing.

Motion

Motion was made by Trustee Cabrera and seconded by Trustee Kattato to authorize Mayor Wadach to sign the contract extension on the Inter-Municipal agreement between the Village of Lima and Livingston County for the purpose of equipment sharing. Motion passed unanimously.

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Old Business

Community Solar – Mayor Wadach discussed that the Village would be receiving a \$50k - \$60k grant from the solar initiative that must be used for sustainability. Mayor Wadach suggested that maybe some of the funds could be used towards the Shade Tree commission, and asked board members for other input. Trustee Cabrera brought up the usage of hydroelectricity, while Deputy Mayor Skiptunas said some funds could be used towards the establishment of the Village Green.

SAM Grant – Clerk Sackett gave Mayor Wadach the letter regarding the Village award of the SAM Grant. To date the Village has not received any of the funds awarded. Mayor Wadach stated he will draft a letter asking the status of these funds.

Surety Bond/Letter of Credit – The Village cannot proceed with the Surety Bond until the AUD has been completed. Clerk Sackett said she contacted Five-Star Bank and they do not offer the Letters of Credit and do not work with another bank to produce those.

NYCLASS – Over the summer the Village moved many of their accounts to NYCLASS fund, as there was a little better return on investment having funds there instead of keeping all funds in the Savings accounts where they earn minimal interest. Mayor Wadach stated that we should look at the status of the funds and see if it is worth it to transfer all cash to NYCLASS.

New Business

Land Between Tubbs Park and Spring Brook – Attorney Lenahan stated he researched the parcel of property that is landlocked between Tubbs Park and Spring Brook. The property is owned by Duncan Hauling. It is roughly 7 acres and is currently assessed at \$7k. Mayor Wadach stated he would like to reach out to the Duncan's and ask if they would be interested in selling the property.

Covid Reimbursement Webinars – Mayor Wadach said that for municipalities to be reimbursed for Covid purchases, the municipality must complete a webinar. Trustee Kattato said that he received the invoices from Chief Vandevelt and that the total of reimbursement is along the lines of \$1800. Mayor Wadach and Trustee Kattato stated that one of them would attend the webinar.

Family Dollar Purchase of Village Land – Mayor Wadach said that he received notice from George Gotsick that developer of the new Family Dollar is looking to purchase land that was wanted for a pocket park. Mayor Wadach said that the sale would put the lot back on the tax roll. Mr. Luft asked what the developer was planning to do with the parcel, as it has a storm sewer that runs underneath. If a structure was going to be placed on the parcel, it may not be a good idea. Mayor Wadach and Deputy Mayor Skiptunas said that they would reach out to George for further information.

Sidewalk Connection Project – Mayor Wadach stated that the Sidewalk Connection Project would be going out to bid. Information was being sent over to be published in the Sentinel. Mayor Wadach said that he received documents designating someone as the system user to access the Equitable Business Opportunities System maintained by NYSDOT. The board agreed to have Mayor Wadach be assigned to the individual responsible for the account (username/password).

Motion

Motion was made by Deputy Mayor Skiptunas and seconded by Trustee Kattato authorizing Mayor Wadach to be the system log-in individual for the Equitable Business Opportunities System maintained by NYSDOT. Motion passed unanimously.

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Tax Cap Override – Attorney Lenahan presented legislation to override the Tax Cap. He stated that if the Village does not go over the tax cap, the Village can repeal the law. Law will be subject to a public hearing. Attorney Lenahan stated he would send verbiage to post in the Sentinel.

Motion

Motion was made by Deputy Mayor Skiptunas and seconded by Trustee Cabrera to enact Local Law #1 of 2021 to override the tax levy limit. Motion passed unanimously.

Local Law No. 1 of 2021 Village of Lima, County of Livingston

A local law to override the tax levy limit established in General Municipal Law §3-c

Be it enacted by the Board of Trustees of the Village of Lima, Livingston County, as follows:

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Lima to adopt a budget for the fiscal year commencing June, 2021 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of the General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Lima, County of Livingston, is hereby authorized to adopt a budget for the fiscal year commencing June, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Round Table Discussion

Mayor Wadach asked the audience if they had any questions or wanted to make any statements. Mr. Smith asked if the Village has ever looked into having a P-Card issued by vendors to make purchasing easier. He explained it is much like a charge card and suggested it as an alternative route to a credit card.

Deputy Mayor Skiptunas stated that he hasn’t heard back yet from Miller Plumbing in regards to the Ambulance. He said that he would reach out again and that Charlie Floeser had also reached out regarding the project and to possibly offer his services. He also stated that he is looking into holding a seminar called “Drips and Flushes”. This was supposed to be held back last Spring, but was postponed indefinitely due to Covid. He asked about the possibility of hosting this upstairs of the Town hall and said he would reach out to the Town Supervisor regarding using the space.

Trustee Cabrera said that as of the date of the meeting there were 92 individuals who had expressed interest in the Empire Access fiber network. Most of the sign-ups came in around the time of the water bills. He stated that he can promote the post through Facebook for a small fee (around \$10). Deputy Mayor Skiptunas said he had used the promote feature through Facebook back when he was recruiting for the Lima Rotary and he was able to significantly grow the webpage. Trustee Cabrera said he would

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promote the post on Facebook.

Attorney Lenahan said that the Village should have a closing date in February for the purchase of property on Buell Ave adjacent to the Village DPW Garage. He also said that the coding project is moving along.

Meeting was adjourned at 9:55 pm.