

Regular Meeting  
September 24, 2019

Mayor: Carl Luft  
Trustees: Jerry Warsaw John Wadach, Joe Schwing, John Correll  
Supt. Public Works: Ben Luft  
Attorney: Steve Kruk  
Recording Secretary: Linda Banfield

Guests: Girl Scout Troop # 6083, George Gotcsik

Approval of minutes from Sept. 10, 2019 is tabled until next meeting.

The Girl Scouts are working on their Silver Award, and have presented a plan to the Board for marking attributes of Mark Tubbs Park. This would be an on-line map of all the trails in the Park and how long each one is. Information about the Park would be included. It can be linked to our website when completed. They have asked for permission to name the trails. Board was all in favor of this project but will reserve approval for Trail names. This project will also be presented to the Town Board. They hope to have this completed next Spring.

GEORGE GOTCSIK: George distributed a map showing possible dumpster sites for the new Bar B Que restaurant on Rochester Street. Discussion was held. George is looking for input from the village before the Oct. 16<sup>th</sup> Planning Board meeting. Board is in agreement that all terms must be met before the C of O is issued. Due diligence must be instituted so there are no "ripple effects" down the line. George informed the Board that the Masons own the niche where the ramp will be installed. The exterior door will open "in" and plans will be finalized at the Planning Board meeting. He also mentioned that a rental complex of fifty (50) buildings to house seniors and families will go up behind George France, off McDonald Drive.

MOTION

Motion made by Jerry Warsaw, seconded by John Correll to direct Attorney Kruk to draw up necessary documents to adjust the lot line boundary line agreements for the three (3) properties fronting Rochester Street. Motion unanimously approved.

Discussion was held on Vaping Stores. Attorney Kruk stated that the Board could identify a location but cannot outright ban a Vaping store.

MOTION

Motion made by John Correll, seconded by Jerry Warsaw to instruct Attorney Kruk to draw up paperwork that would provide for a Vaping store a Vaping store other than in the downtown area. Motion unanimously carried.

Jobs Completed by Village Crew was given to the Board.

Ben informed the Board that vouchers for the bi-yearly uniform allowances will be presented at the next audit meeting.

He met with Ben Dodzweit regarding the problem of bees at the park. Scott Coke, local resident, will do the spraying to remove the bees.

Ben will be sending letters out to residents of Maplewood Ave and Seneca Ave who have galvanized pipes with a list of local contractors who can replace the pipes next spring.

NYMER insurance has asked for an Internet Policy. Ben has provided a copy of the Town's policy.

MOTION

Motion made by Jerry Warsaw, seconded by Joe Schwing to accept the Town of Lima's Internet policy as the Village of Lima's Internet policy. Attorney Kruk will make the necessary changes. Motion unanimously approved.

NYMER also recommends that the village crew take a defensive driver course every year. Ben will have the crew take the online course this winter and it is good for three (3) years.

Discussion was held on whether the Planning Board, ZBA, Village Board etc. needs to attend sexual harassment training. Attorney will check into this.

## RESOLUTION

WHEREAS, the Village Board of the Village of Lima has entered into a solar power purchase agreement with Green Spark Solar, involving the lease of a portion of property owned by the Village for the purpose of developing and installing a solar array; and

WHEREAS, the Village Board has been advised by legal counsel that no competitive bidding requirement applies to its valid execution of a PPA agreement; and

WHEREAS, the Village of Lima is not expending public funds sufficient to require any competitive bidding requirement in connection with the solar array project and PPA agreement; and

WHEREAS, the Village of Lima shall not purchase, install or own the solar array equipment to be located on the parcel owned by the village; and

WHEREAS, the Village of Lima understands that the development of the PPA agreement and the solar array are in the nature of a professional service, and thus not subject to competitive bidding;

NOW, THEREFORE, upon motion by John Wadach, seconded by John Correll, it is hereby

RESOLVED, that the Village Board of Trustees of the Village of Lima hereby confirms and ratifies its agreements with Green Spark Solar, confirming that the Village Board of Trustees of the Village of Lima was legally authorized to enter into such agreements without the necessity of competitively bidding such work.

Dated: September 10, 2019

Hon. Carl Luft – aye, Jerry Warsaw – aye, John Correll – aye, John Wadach – aye, Joseph Schwing – aye.  
Resolution unanimously carried.

## MOTION

Motion made by Jerry Warsaw, seconded by John Correll, to approve Vera Clement as a member of the Ambulance Corp. Motion unanimously approved.

Mayor Luft, Ben and Pat Nicoletta (MRB Group) had a meeting to review the bid package for the Water Supply Project.  
The Firehouse and Ambulance will have electrical audits done.

Trustee Wadach discussed the Erdmann- Anthony proposal and right-of-way issues.

## MOTION

Motion made by John Wadach, seconded by John Correll to accept the proposal for engineering services for the sidewalk project from Erdmann-Anthony and authorize Mayor Luft to sign the document. Motion unanimously approved.

Attorney Kruk advised Mayor Luft to sign the Grant of Easement with National Grid for the Solar Array Project.

A Rental Apocalypse article was discussed.

Bill Carson from Bond Financial will attend the Nov. 12<sup>th</sup> Board meeting to review 2020 Health Insurance options.

Trustee Warsaw informed the Board that there will be an online demo for the BAS water/sewer program on Thursday, Sept. 26<sup>th</sup> at 10:00 am.

He reported that 1400 people attended Elim's Fall Festival.

Trustee Warsaw stated that he received a complaint from Gabe Luhowy regarding storm sewer water coming onto his property. Ben will look at this.

Attorney Kruk presented a Confirmatory Resolution regarding Hogan Ave. confirming that it was dedicated on 6/12/2018 and that the deed was recorded.

## RESOLUTION

Resolution made by Jerry Warsaw, seconded by John Correll confirming that the fee title interest in and to Hogan Avenue was conveyed to the Village of Lima by Lima Lot Sales Inc. by Warranty Deed of Dedication dated Aug. 15, 2018. Resolution attached.  
Resolution unanimously approved.

9:20 pm MOTION TO ADJOURN

