

**Regular Meeting
March 24, 2020
Online Only Meeting**

Deputy Mayor: Jerry Warsaw

Trustees: John Wadach, John Correll

Supt. Public Works: Ben Luft

Recording Secretary: Heidi Banser

Attorney: Steve Kruk

Absent: Mayor Carl Luft, Trustee Joseph Schwing

Guests: Eric Baker, David Cabrera

Meeting opened at 7:00 pm

All were asked to join remotely in The Pledge of Allegiance.

Deputy Mayor Warsaw then explained that this was the first Village Board meeting held online in which the general public had been invited to attend. He asked for non-board members to mute their microphones and hold their questions until toward the end of the meeting. He further explained that the link from GoToMeeting which was published on the Village website would stay the same for future meetings, and the general public were always welcome to attend remotely during this time of restrictions due to the COVID-19 virus pandemic.

Deputy Mayor Warsaw read aloud to the meeting the public notice of this meeting which had been published to The Sentinel Newspaper on March 24:

Pursuant to Executive Order No. 202.1, issued by Governor Cuomo on March 12, 2020, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Village Board will convene its March 24, 2020 meeting remotely.

Pursuant to Executive Order No. 202.1, this meeting will be recorded and transcribed.

MOTION

To accept the minutes from March 10 budget meeting as presented. Approved

MOTION

To accept the minutes from the regular March 17 meeting as amended. Approved

PROCLAMATIONS:

Deputy Mayor Warsaw then read three Proclamations from Mayor Carl Luft to honor long-serving public servants:

STEPHEN M. KRUK – Having served 34 years as village attorney

JOSEPH SCHWING – Having served 14 years as village trustee.

JERRY WARSAW – Having served 17 years as village trustee and deputy mayor

Deputy Mayor Warsaw then read a Proclamation from himself honoring:

MAYOR CARL LUFT – for 25 years of service to this community as trustee, deputy mayor and mayor. He was elected several times as mayor and will retire from his position effective March 31, 2020.

STEVE KRUK - Having served 34 years as village attorney.

[These Proclamations are attached hereto by reference and the files are attached at the end of these Minutes]

MOTION [Warsaw/] To approve key access to Village office to IT support contractor Sky-Port-IT. FAILED. Decision instead was to allow the Mayor to grant access on a case by case basis.

MOTION [Warsaw/Correll] PASSED

To approve purchase of one firewall device from SkyPort-IT for \$578.

MOTION [Wadach/Correll] To postpone/cancel Arbor Day Event scheduled for April 24, 2020

MARK TUBBS MEMORIAL PARK ITEMS:

After discussion about opening Mark Tubbs Park to public events, in light of the COVID-19 restrictions, it was decided to postpone until Fall the Arbor Day planting event proposed by Trustee Wadach. He said he would store the 100 seedlings ordered from D.E.C. in his yard. It was agreed that the village would provide one yard or so of topsoil to help pot these seedlings.

Also decided was to keep the bathrooms and buildings closed but allow the public to use open spaces for now.

Trustee Wadach reported on his proposal for adding horseshoe pits in Mark Tubbs Park.

MOTION to authorize Keith Arner [Town Highway] and Ben Luft [Village DPW] to install the horseshoe pits at south end of park, cost of \$260 to be shared 50/50 by Town/Village. It was decided to relocate the concrete barriers to the _____ side of gravel lot.

After discussion about the proposal for lawncare of Willison Baseball Field from TLC Lawn Care, it was decided that Trustee Correll would propose this to the board of Mendon-HF-L Baseball for their response.

TREE LAW – Attorney Kruk was asked to draw up a local law creating a Tree Board consisting of one member each from Village Board of Trustees, Joint Planning Board [Village member], and DPW representative. This board was required to be in place before grant applications would be considered for tree replacements. This would be on agenda for 4/4 meeting.

ATTORNEY KRUK announced that he would serve as Village Attorney until end of fiscal year, May 31, 2020.

APRIL 14 MEETING – After discussion it was decided to ask trustees to come into the Town Hall in person to approve bills before the 4/14 remote meeting. Also planned for that meeting were Public Hearing on Final Budget for fiscal year 2020-2021, and discussion about fund balances.

ATTORNEY KRUK – Proposed amendments to minutes of March 17, 2020

1st amendment: \$400.00 recreation fee will remain at \$400.00 as per new residents.

2nd amendment: Provide preliminary survey map to the public.

PERSONNEL MOTIONS:

LETTER OF RESIGNATION – from Jerry Warsaw as Deputy Mayor effective March 25, He would stay as Trustee.

MOTION [Correll/Wadach]to accept this resignation was approved.

A letter from Mayor Luft was read appointing John Correll as Deputy Mayor effective March 25, 2020.

MOTION [Warsaw/Wadach] to affirm John Correll as Deputy Mayor effective 3/25/20 was approved

LETTER OF RESIGNATION – from Carl Luft as Mayor effective March 31, 2020.

MOTION [Warsaw/Wadach] to accept resignation of Carl Luft effective 3/31/20 was approved

Deputy Mayor Warsaw asked those members of the public who were watching online if they had any questions for the board. There were no questions. The public was thanked for their attendance and informed that the board was going into executive session for personnel matters and the public would be turned off.

MOTION [Correll/Wadach] – to enter Executive session for personnel matters at 8:37

MOTION [Warsaw/Wadach] – to exit Executive session at 9:00 p.m.

MOTION [Warsaw/Wadach] to authorize Trustee Correll to post, if needed, an updated job description for Village Clerk-Treasurer.

Meeting adjourned at 9:02

Executive order 202.4 (date corrected in Executive order 202.5), postponed the March 18, 2020 Village Elections indefinitely with a directive that those in the offices remain until the next election.

Executive Order 202.13 postponed the Village Elections until after June 1.

Village of Lima:

- Mayor and two trustees on the ballot:

- Carl Luft, sitting mayor who was not running for re-election, resigned on 3/31/2020

- The Lima Board of Trustees appointed John Correll, sitting trustee and candidate running unopposed for mayor, to fill the vacancy created by Carl Luft. VL 3-312(3)

- New sitting mayor (John Correll) has authority to appoint someone to fill the vacancy created by his appointment to mayor. This will be a term-to-fill appointment and appear on the 2021 ballot. Mr. Correll's position is up in 2021.

Justification:

Under normal circumstances, a vacancy occurring 75 days prior to an election would appear on the ballot for the upcoming election. Because, the date of the next election is uncertain and because there is no mechanism to put another person on the ballot for that election, the guidance was to proceed as indicated above.

