

Village of Lima Board Meeting

March 23rd, 2021

Present: John Wadach, Mayor; John Skiptunas, Deputy Mayor; Trustees Joshua Petraitis and David Cabrera.

Others Present: Matthew Lenahan, Attorney; Elissa Sackett, Clerk; Ben Luft, DPW Supervisor; Jane Radomski, Deputy Clerk; Paul Presutti, Erdman Anthony; Patrick Nicoletta, MRB Group; Visitors George Gotcsik, Carolyn Fleming and Brian Smith.

Absent: John Kattato, Trustee.

The meeting of the Village of Lima was called to order by Mayor Wadach at 7pm Tuesday, March 23rd, 2021 and opened with the Pledge of Allegiance.

Motion

Motion was made by Deputy Mayor Skiptunas and seconded by Trustee Petraitis to approve meeting minutes from February 23rd, 2021. Motion passed unanimously.

Guests

Patrick Nicoletta – MRB Group

Mr. Nicoletta was in attendance to discuss the bid results for the 15A Water Line project. Mr. Nicoletta passed around a bid summary overview for the Board to review. Currently there are two bidders who are very close, Nardozzi Paving and Construction and Fineline Pipeline. Depending on the alternates the Village chooses to pursue will depend on the low bidder of the project. With much discussion, the Board agreed the best course of action would be to take alternate 3 (deduction of materials) and alternate 4 (addition of 30 trees) to obtain the best possible outcome. This would put Fineline Pipeline at the lowest bid at \$1,820,089.

This led to discussion on the budget of the project. The water project on 5&20 as well as the Water Tank rehab both came in at much higher costs than anticipated, which leaves funds remaining for this project at \$1.450M which is not enough to cover the lowest bid. Mr. Nicoletta stated that to cover any unanticipated costs in the 15A project, the bond resolution should be updated by at least \$600K. This will need to go back to a public hearing, require a new Bond Resolution and Estoppel. The bid could possibly be awarded before the end of the Estoppel, but not beforehand. Mr. Nicoletta stated that in the contract it does state the bid can be held for 60 days, and he wants to talk to the contractor regarding holding his bid. Mayor Wadach asked Attorney Lenahan if we could do the Bond Resolution at the Organizational Meeting April 5th to which Attorney Lenahan replied yes as the meeting is already publicly advertised.

Paul Presutti – Erdman Anthony

Mr. Presutti was in attendance to discuss the bid results for the Sidewalk Project. He stated the budget for the project is \$540k and the low bidder with alternates 2 and 3 was Nardozzi Paving and Construction with a bid of \$543,223.50. Per DOT guidelines, the contracts were supposed to follow the same unit pricing between the base bid and the alternates; none of the contractors followed this. Per DOT, this is ok since all contractors followed suit and the outcome would have still resulted in Nardozzi being the low bidder. The DOT also stated that the project being over budget by a little over \$3k is fine as there were similarities between all the contracts.

Mr. Presutti explained that there are still a few items that Nardozzi needs to complete before they can fully be awarded the bid. They must file a CCA2 which states that they are allowed to do work in NYS, they must submit their insurance and they need to provide a DBE (Disadvantage Business Enterprise) form. Mr. Presutti has been in contact with Nardozzi and all should be completed within a week. The goal is to start the project by May as the project must be completed by September 1st. The village will need to pay for the construction costs out of pocket, and then will be reimbursed the 80% by NYSDOT. Mr. Presutti asked for approval to award Nardozzi Paving and Construction for base bid, as well as

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alternates 2 and 3, conditional on their completion of providing a DBE, filing a CCA2, and providing their insurance. See attached Resolution.

Dan Marcellus – Skyport IT

Mr. Marcellus gave an update that all of the phone lines have been switched to Ooma and lines have been ported. He also passed around a tentative 2021-2022 budget for services provided and gave an update as to what hardware should still be upgraded at the Village offices. Rough estimates for overall contract budgets would be around \$11,500 for reoccurring services, and \$11,950 for one-time costs.

George Gotcsik

Mr. Gotcsik along with Attorney Lenahan discussed that Pathstone is looking to obtain a Trail Easement. The project is still moving forward and this will need to be obtained by them in order to close. Mr. Gotcsik also stated that there is currently an easement on Meadowview, which would allow for a train to be built and would increase walkability in the Village.

DPW Report – Ben Luft

Mr. Luft discussed an issue with Jody Dambra's water bill. Mr. Luft explained that her water usage had been high the last couple months as there was a water leak at the trailer park and with the snow, she said she was unable to locate said leak. Once the snow melted, she was able to repair said leak. Mr. Luft proposed as a courtesy to charge her the same amount for this month as she had been charged last month as this was still an increase for the Village. Deputy Mayor Skiptunas suggested to have a policy in place to address these situations in the future.

Motion

Motion to was made by Deputy Mayor Skiptunas and seconded by Trustee Petraitis to bill Jody Dambra the amount of her February water usage for her March water usage. Motion passed Unanimously.

Mr. Luft stated that they had opened the park on Monday. Looking at the extended forecast only 2 days should be cold. He stated the DPW has assembled the ADA picnic tables that the Village/Town ordered last year (delivered end of season) and will be dropping them off at the park. He also talked about the proposed water line at the park. He stated that red flags have been staked out by National grid and he inquired as to where the dog park concrete pad/pavilion is to be located. He explained that his plan is to try and "T" into the line at the ladies' room to run a small line to the said pad/pavilion. Mayor Wadach asked that Mr. Luft or a member of the Parks Commission reach out to Cathy Gardner so she could meet with them and address where the location of the pad should be (stake out the area).

In regard to the DPW the crew, he stated that 2 members have received their first Covid vaccination, and they should be receiving their second in a few weeks. As soon as he can get the rest of the crew members in, he will schedule appointments for those who wish to receive the vaccine.

Lastly Mr. Luft discussed obtaining easements from several residents regarding the 15A project. He said he has been approached by residents who are unhappy with the location of the water main. Mr. Luft talked with Pat Nicoletta, and after looking at the area, as long as all 5 residents in this location (neighbors) agree to sign an easement, then they could possibly move the water main over. The main cause for this is residents do not want to lose their trees that they have. Mr. Luft said that if everyone agrees, then he will contact Attorney Lenahan for further guidance.

Clerk Report – Elissa Sackett

Several invoices were available to the board for review/approval. Totals from each fund are the following:

- Ambulance Fund: \$3316.38
- General Fund: \$9870.28

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- Sewer Fund: \$5752.86
- Water Fund: \$20890.55
- Grand Total: \$39830.07

Motion

Motion was made by Trustee Petraitis and seconded by Trustee Cabrera to authorize payment for said invoices. Motion passed unanimously.

Clerk Sackett passed around the tentative budget provided by EFPR Solutions for the Board to review. Clerk Sackett and Mr. Luft discussed the meeting they had with Shelby from EFPR, and adjustments that they had recommended for next year such as adding a new line for all of the IT expenditures. The Board as a whole discussed the tax cap calculation, budget lines and the amount of funds that are projected to be spent from fund balance. Ultimately, the board asked Clerk Sackett to reach out to EFPR Solutions and ask the following:

1. What is the minimum recommended fund balance that municipalities should have, and how close are we to that number?
2. Could they please come to the Organizational meeting on 4/5 to discuss the budget, make any necessary changes and then present those changes on 4/13?

Clerk Sackett stated she would contact Shelby and inquire on both items.

Old Business

Julia Bean Parking Issues – It has been noted that lately Ms. Bean has been parking her vehicle so the front bumper is in the way of the Fire Department egress route. If there is an emergency, the fire truck would not be able to get out of the building adequately to respond to said emergency. The Fire Department has been instructed to have the vehicle towed should it be blocking their exit. Codes Officer has been informed to do the same should this issue arise again.

Ambulance Fly Car – The Ambulance is looking to purchase a 2015 Chevy Tahoe Fly Car that is for sale by the Blooming Grove Volunteer Ambulance. Vehicle will come equipped with emergency lighting and cabinets. Chief Quinlan has negotiated a price of \$32,000 which is adequate for the purchase of the vehicle.

Motion

Motion was made by Trustee Cabrera and seconded by Trustee Petraitis to approve the purchase of the 2015 Chevy Tahoe to replace the current Fly Car vehicle for an amount not to exceed \$32,000. Motion passed unanimously.

Covid Reimbursements - Trustee Kattato (absent) provided update on the FEMA Covid Reimbursement project prior to the meeting. He stated that there will be more information that the Village must provide at a later date such as proof of payments of said items. He stated that he would be more than happy to continue to help in the next several months as a volunteer on the project.

Planning Board – Mayor Wadach, Deputy Mayor Skiptunas and Attorney Lenahan all attended the Planning Board meeting which was held via Zoom. The Planning board is set to meet again in 2 weeks to discuss the Family Dollar purchase. Deputy Mayor also stated that they are currently looking for a Downtown Revitalization Plan that had been distributed by Livingston County. Clerk Sackett stated she had found the plans, and that a digital copy was also on the Village website. She stated that the plan was received, copies were paid for, but it was not adopted by the Village board. Attorney Lenahan stated that the Revitalization plan is merely a guideline; it is not the law.

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Crossroads Open Container - It was noted that if the Village is going to pursue waiving the open container for the festival, to contact NYMIR (insurance company) to make sure they are aware and ask for what information they need.

Arbor Day/EV Day – Mayor Wadach stated that several electric vehicle (EV) owners will be at the event. He said that he believes that at least 10 people will need to sign in to receive credit for hosting the event and gaining NYSERDA grant points. He also stated that he has the pots for the trees, and will be picking the trees up from Mt. Morris on April 16th. He asked Mr. Luft to drop off a scoop of dirt so he can pot all the trees. Mayor Wadach also suggested adding a blurb about Arbor Day to the upcoming April water bills.

HFLMYB Contract – Clerk Sackett received the updated baseball contract from Attorney Lenahan. Mayor Wadach asked for a sentence regarding chemicals being placed on the field to be removed.

Closing for Street Light Purchase – Attorney Lenahan finally received confirmation that the Village is ready to close for the purchase of the street lights from National Grid. He stated that closing is set for April 19th at 1pm. Attorney Lenahan also stated that Clerk Sackett will need to contact Eastern Shore to have property insurance added to our policies. See attached Resolution authorizing Attorney Lenahan to sign closing documents on behalf of the Village for the Street Light Purchase.

New Business

Organizational Meeting – Organizational meeting will be held on Monday, April 5th at 7pm at the Town Hall. Clerk Sackett has already sent this to the Sentinel for publication.

Water District #2 – Mayor Wadach stated at the last Joint meeting it was agreed to not bill Town Water District #2 for routine crew time at the water pump station, however any major repair should have a portion of the bill sent to the Town. Mr. Luft explained that with the transition in staffing, bills for electric, supplies and other items associated with the pumphouse on 15A have not been sent to the Town for reimbursement. Mr. Luft explained that he and Clerk Sackett discussed this in detail earlier today, and that he was going to help Clerk Sackett associate costs with the pumphouse so she could bill the Town. He explained that anything before December 2020 will be billed at the prior cost sharing of 14.3%, and anything from January on will be billed at the new rate of 17.3%.

Roundtable Discussion

Mayor Wadach brought up outside dining and that the Village should look at guidelines and regulations. Having outdoor dining opportunities is very enticing. Deputy Mayor Skiptunas stated that he had been in contact with Louise Wadsworth at the County. She gave him contact information for 3 local municipalities and he has reached out to them to receive samples of what they use/have for guidelines.

Deputy Mayor Skiptunas shared a book that he had received from Rotary with various items that could be implemented in our area (picnic tables, etc.). He stated that there are a lot of very nice items that could be purchased for use at the park.

Deputy Mayor Skiptunas thanked Trustee Cabrera and Mayor Wadach for all of their support to the Village board over their tenure. The rest of the Board/Audience concurred and thanked them as well.

Meeting Adjourned at 10:18 pm.

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Resolution awarding bid to Nardozzi Paving & Construction LLC for Lima Sidewalk Connection Project - PIN 4761.21 .

WHEREAS, sealed bids, were received and opened on March 2, 2012 for Lima Sidewalk Connection Project – PIN 4761.21, (the “Project”); and

WHEREAS, Erdman Anthony, the designer engineer for the Project, has reviewed the bid specifications, and the various bids submitted and have recommended the bid be awarded to Nardozzi Paving & Construction LLC, the lowest responsible bidder with the conditions below:

1. Nardozzi provide a valid CCA-2 with NYSDOT.
2. Nardozzi provides Worker’s Compensation (C105.2) and Disability (DB-120.1) forms.
3. Nardozzi provides planned utilization to meet the DBE goal of 5% or demonstration of an acceptable good faith effort to meet that goal; and

WHEREAS, the Village Attorney has reviewed the bid specifications, the various bids submitted, and the recommendation from Erdman Anthony and they recommend the Village Board bid to Nardozzi Paving & Construction LLC, the lowest responsible bidder meeting all bid specifications; now, therefore, be it

RESOLVED, that the Village of Lima Board does hereby find that Nardozzi Paving & Construction LLC, is the lowest responsible bidder meeting all bid specifications for the Project; and, be it further

RESOLVED, that the Mayor is hereby authorized and directed to enter into an agreement with Nardozzi Paving & Construction LLC for the Project, which includes the base bid and add-alternates 2 and 3 at a cost not to exceed \$ 543,223.50, as more specifically set forth in the bid submitted by Nardozzi Paving & Construction LLC; and, be it further

RESOLVED, that the terms and conditions of the agreement between the Village of Lima, NY and Nardozzi Paving & Construction LLC shall be subject to the review and approval of the Village Attorney; and, be it further

RESOLVED, that the agreement shall not be renewed, the initial term thereof extended, or the agreement amended without express consent by Resolution of this Board.

The vote on the foregoing resolution was as follows:

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|------------------------------|--------|--------|
| John Wadach, Mayor | Voting | Yes |
| John Skiptunas, Deputy Mayor | Voting | Yes |
| John Kattato, Trustee | -- | Absent |
| Joshua Petraitis, Trustee | Voting | Yes |
| David Cabrera, 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 9th, 2021.

Elissa Sackett
Village of Lima