

REGULAR MEETING
December 15, 2025

Present: Mayor Burling, Trustees Gardner, Rajk, Schell, and Schurr, Superintendent Evans, Chief Hoffmeister and Clerk Allen

Others Present: Valerie Henrici, Tom Leitten Jr., Sandra Mayle, Tina Comstock, Tom Reagan, Hans Kunze, Eric DeBadts, Dave and Shelley Connelly, MaryAnn Moore, Robert Tatarka, Matt Felix, Maureen Felix, and Laura DeBadts

Mayor Burling presided.

The meeting was open with a salute to the flag.

The minutes from the previous meeting of December 3, 2025, were approved as submitted by email.

SOLAR PROJECT- Matt Felix addressed the board regarding a private solar project application for a property near the Warsaw Falls. He shared that he is not against solar, but the falls are one of the nicest things that the village has. The project is projected to have 5,000 panels with fences, poles, etc. and its projected location on the property would result in devastation of thousands of trees of which part of them are mature forest. His hope is that all the pertinent boards reviewing the application take into consideration the natural beauty of that area. He offered to take anyone who is interested on a tour. Some of the board members plan to take a tour of the area. Mayor Burling explained that local laws need to be created to govern these types of projects and has asked the village attorney to draft such a law and advised that the village will work carefully within the perimeters of the current law to come to an amicable resolution.

STREETS – Received DiMatteo Roach & Kelly attorney opinion letter related to BAN 1 of 2025.

LAW – Received DiMatteo Roach & Kell retainer agreement for 2026 legal counsel.

ELECTION – Received Wyoming County Board of Elections Voting Machine and Elections Operations Agreement.

POLICE DEPARTMENT – Nothing to report at this time.

FIRE DEPARTMENT – Nothing to report at this time.

PUBLIC WORKS PROGRESS REPORT – STREETS - Daily property and grounds maintenance of all village owned properties, including Commerce Way Industrial Park easements and right of ways, Wyoming Street Water Vault, Summit Ave Water Pump House, Duschen's Pond Water Storage, Ground Mounted Water Storage Tank, Central Garage, Building #2 at 38 Industrial Street and Village Office, trimming trees as needed, plow snow/ice removal on village streets, parking lots and alleyways as needed, load and transport snow from parking

lots to Industrial Street to stockpile as needed, snow/ice removal on village sidewalks as a courtesy and as time/manpower allows, snow and ice removal, additional snow removal on Main Street and W. Buffalo Street parking lanes and sidewalks, stage barricades, signs for traffic control to accommodate “Moonlight Magic” event, collected all trash cans, washed and placed in storage, repaired plow wing on Truck #286, and replacing a unit heater in Central Garage with a used heater we had in storage. VILLAGE PARK - Daily property and grounds maintenance, empty trash cans, picked up trash, debris, and dog waste around park, removing debris, oak nuts and leaves from tennis courts daily, cold weather building checks daily as needed, clean and stock restrooms daily/as needed, clean Picnic Pavilion as needed, clean and stock Legion Hall as needed for rentals, daily snow/ice removal of park road, sidewalks and approaches as needed. WATER DISTRIBUTION - Daily checks of water distribution system as required, finals read as requested, water sampled and results recorded as required, underground utility locates as requested and required, daily water samples of the Town of Warsaw's Water District as required and per agreement, continue mapping all village owned utilities using the Diamond Maps programming and satellite positioning services as time allows, read Industrial meters for billing, read meters in books A&B for billing, turned off water at a Prospect St residence at owner's request, and repaired water meter at 2352 Rt. 19N. WATER TREATMENT PLANT Average Daily Water Demand Flow: 390,000 gallons per day, daily tests performed and results recorded, generator test ran under load successfully as scheduled, we currently draw water from the Cotton Creek feed, intake screen is cleaned daily due to leaves and debris in stream, Steve Reisdorf performs weekend Water Distribution checks when scheduled to cover WTP, decanted and sampled backwash lagoons as required, preparing floor in gallery for resurfacing, visited Village of Attica's Water Treatment Plant to discuss what they have for SCADA Systems and see if it would be a good fit for us during our WTP's Upgrade Project and we will be checking with several other local plants for the same reason. WASTEWATER TREATMENT PLANT - Daily tasks around WWTP plant, including washing down primary and secondary clarifiers and rotating arms on bio-towers, clean vacuum switch on pista-grit, read/record gas and electric meters daily, check, read and record hour meter at pump stations, service wastewater pumps and digestion blowers weekly, program auto-samplers, wash UV channel, and aeration tanks weekly, SEPTAGE RECEIVED: WYCO = 5,300 gallons, PRESSED/DEWATERED SLUDGE = 0 gallons, daily weather-related tasks such as snow & ice removal, shovel sidewalks, cold weather checks at WWTP and lift stations, decanted primary digester as required and as scheduled, greased blowers for digesters as scheduled, attempted to repair a rear tire on Ford tractor, tire plug is not sufficient due to size of the hole so a requisition has been submitted for 2 new tires. GENERAL INFORMATION – The village took delivery of the new snow plow today and CPL is working on finishing up an agreement for the Water Treatment Plant project upgrade.

RESOLUTION #183 OF 2025

LEGION HALL:

Motion made by Trustee Schurr
Seconded by Trustee Schell

RESOLVED – That the following requested use of the Legion Hall by hereby approved:

Mark Elliott – 12/14/25 – Wedding- private

Shannon Breton – 10/16-18/26 – Wedding – private w/alcohol

CARRIED

TREASURER – Proof of collateral for month of November 2025 was submitted and ordered filed.

MEETINGS:

Village Board Meeting – Mon, 1/5/26 – 5 pm – at the Fire Hall

RESOLUTION #184 OF 2025

BUDGET APPROPRIATIONS:

Motion made by Trustee Schell
Seconded by Trustee Schurr

RESOLVED – That the following requested budget appropriations be hereby approved:

Water Plant	Thermo Scientific Conductivity tester(F8330.400)	\$ 213.00
Wastewater	Replace 2 rear tractor tires(G8130.400)	1,000.00

CARRIED

**RESOLUTION #185 of 2025
VILLAGE OF WARSAW
RESOLUTION TO SELL SURPLUS MUNICIPAL PROPERTY**

Adopted: December 15, 2025

WHEREAS, The Village Board of the Village of Warsaw met at a regular board meeting at the Fire Hall located at 40 East Buffalo Street in the Village of Warsaw, New York on the 15th day of December, 2025, commencing at 5:00 P.M., at which time and place the following members were:

Present:	Mayor	Burling
	Trustee	Gardner
	Trustee	Rajk
	Trustee	Schell
	Trustee	Schurr

WHEREAS, all Village Board Members, having due notice of said meeting, and that pursuant to Section 104 of the Public Officers Law (Public Meetings Law), said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Village Board of the Village of Warsaw received a parcel in a deed dated August 30, 1926, and recorded at Liber 200, Page 181 at the Wyoming County Clerk's Office, for the purposes of creating a public street; and

WHEREAS, the Village Board of the Village of Warsaw dedicated such street in a resolution of the Village Board of Trustees dated August 2, 1926, such street being name Organ Street; and

WHEREAS, the Village has documented interest in discontinuing Organ Street since at least the year 2006; and

WHEREAS, Upstate Door is a large employer in the Village of Warsaw and has recently begun a major expansion of its building in the property adjacent of Organ Street; and

WHEREAS, said expansion will create more employment and ensure that jobs remain in the Village of Warsaw; and

WHEREAS, Organ Street appears to be an impediment to the completed construction of said building, and that the Village of Warsaw owns said Organ Street; and

WHEREAS, the Village Board of the Village of Warsaw, in a resolution dated October 20, 2025 discontinued Organ Street for the following reasons:

1. The parcel was never physically developed into a street; and
2. The parcel is overgrown and can be put to no foreseeable municipal purpose; and
3. No property is directly accessed by Organ Street; and

WHEREAS, for the same aforementioned reasons, the Village Board of the Village of Warsaw would like to deem the parcel formerly constituting Organ Street as surplus property, such parcel being more specifically described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town and Village of Warsaw, County and State aforesaid, bounded and described as follows: BEGINNING at a point 241 feet easterly from the east line of Butternut Street and 294 ft. south from the south line of Allen Street, being six feet north of the southwest corner of lands contracted to be sold to the Embury Manufacturing Company, Inc. by the Warsaw Improvement Company, Inc.; thence east four hundred feet to lands of the Buffalo, Rochester & Pittsburgh Railway Co., thence south along the line of the lands of the said Buffalo, Rochester and Pittsburgh Railway Co. thirty-three feet; thence west along the north line of the lands of the Warsaw Improvement Company, Inc. and the Warr & Colton Company, Inc., 400 feet to a point in the north line of the above mentioned lands; thence north along the east line of the above mentioned lands thirty-three feet to the place of beginning, containing 0.30 acres more or less.

More recently described in a survey of Zachary T. Kowasz, Land Surveyor, dated, November 13, 2025, as follows:

ALL THAT TRACT OR PARCEL OF LAND being a portion of Lot 28, Range 1, Township 9, situate in the Village and Town of Warsaw, County of Wyoming, State of New York and being more particularly bounded and described as follows;

BEGINNING AT a set MAG nail at the intersection of the eastern bounds of Industrial Street with the northern bounds of Organ Street, said nail being 294.0± feet southerly from the intersection of said bounds of Industrial Street with the southern bounds of Allen Street, thence along the northern bounds of Organ Street and lands reputedly owned by Fairview Paper Box Corp.

1) N 89°51'22" E a distance of 397.39 feet to a set 5/8" rebar and cap, thence along lands reputedly owned by DJS Realty Limited

2) S 02°06'38" E a distance of 33.02 feet to a found rebar and cap bent, thence along the southern bounds of Organ Street

3) S 89°51'22" W a distance of 398.83 feet to a found MAG nail, thence along the eastern bounds of Industrial Street

4) N 00°23'22" E a distance of 33.00 feet to the POINT AND PLACE OF BEGINNING

CONTAINING 0.302 acre of land.

All bearings referenced to Grid, NAD83 New York State Plane West.

; and

WHEREAS, the Village Board of the Village of Warsaw now desires to sell said surplus property to 26 Industrial Street Inc., a subsidiary of Upstate Door for the amount of one dollar (\$1.00) plus the cost of all legal (\$4,030.00), survey (\$850.00), and appraisal (\$400.00) expenses associated with the transaction.

NOW ON MOTION OF Trustee Schurr, which has been duly seconded by Trustee Rajk, therefore, be it

RESOLVED, by the Village Board of the Village of Warsaw, that it hereby deems the parcel formerly constituting Organ Street, and more specifically described above, as surplus municipal property, and shall hereby sell such parcel under the authority granted to the Village Board by Section 1-102(1) of Village Law to 26 Industrial Street Inc., a subsidiary of Upstate Door, for the amount of one dollar (\$1.00) plus the cost of all legal (\$4,030.00), survey (\$850.00), and appraisal (\$400.00) expenses associated with the transaction; and be it further

RESOLVED, by the Village Board of the Village of Warsaw, that it hereby authorizes the Mayor of the Village of Warsaw to execute all documents necessary to transfer the surplus municipal property to 26 Industrial Street, Inc.

CARRIED

RESOLUTION #186 OF 2025

LAW-DIMATTEO, ROACH AND KELLY - RETAINER AGREEMENT:

Motion made by Trustee Schell
Seconded by Trustee Schurr

RESOLVED – That hereby authorize Mayor Burling to execute retainer agreement for 2026 legal services to be provided by DiMatteo, Roach and Kelly.

CARRIED

RESOLUTION #187 of 2025

ELECTION: Voting Machine & Election Operations Agreement

Motion made by Trustee Schurr
Seconded by Trustee Rajk

RESOLVED – That hereby authorize Mayor Burling to enter agreement with Wyoming County Board of Elections – Voting Machine and Election Operations Agreement effective March 1, 2026 and to expire February 28, 2028.

CARRIED

APPOINTMENTS: Mayor Burling hereby makes the following appointment:

Brandon Zeches – Planning Board Chairperson

RESOLUTION #188 of 2025

APPOINTMENT CONFIRMATION:

Motion made by Trustee Schell
Seconded by Trustee Schurr

RESOLVED - That the following appointment as made by Mayor Burling be hereby confirmed:

Brandon Zeches – Planning Board Chairperson – Term expires March 31, 2028

CARRIED

RESOLUTION #189 OF 2025

AUDIT AND PAY BILLS:

Motion made by Trustee Schell
Seconded by Trustee Schurr

RESOLVED – That the bills be allowed as read; that checks in the payment thereof be issued, that Mayor Burling be and hereby is authorized to sign General Abstract #14 in the amount of \$124,175.89, Water Abstract #14 in the amount of \$15,527.40, and Sewer Abstract #14 in the amount of \$25,621.40.

CARRIED

Moved and seconded to adjourn at 5:22 p.m.

Lisa A. Allen, Clerk