

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, June 20, 2023 at 7:00 pm there were:

PRESENT

Mayor Donna Schiener, Trustee Lisa Byers, Trustee Andrew Koerner, Trustee Elwyn Roll, Trustee Eric Szucs, Superintendent of Public Works Andrew Bartz, Clerk/Treasurer Jennifer Kraft, Police Chief Matt Krist, Deputy Clerk/Treasurer Michelle Karpinski.

ALSO PRESENT

Rich Anderson, Sara Roll, Margie Price, Ken & Sue Kibler, Barry and Liz Hebrank, Maya Borer,

PLEDGE OF ALLEGIANCE

Mayor Schiener opened the meeting with the Pledge of Allegiance.

PICKLE BALL COURT

Village resident Rich Anderson, Sara Roll and Margie Price approached the Board regarding the possibility of a pickle ball court added to the Village Park. They offered a couple of suggestions as to where to place the courts. They recommended we build four courts and have a restroom nearby. The size of the court is 20X44. They also suggested if tournaments were played there, we should charge a fee, that would help reduce the costs. SPW Bartz looked at the volleyball courts and we could possibly put four courts in that space. More research will be done as far as location, costs and possible grant funding.

ZONING

Chris Lexer, ZEO, discussed the use of a shipping container for a shed or other outdoor storage. There would be stipulations as to how the finished product would look and how it is to be maintained. The setbacks would be the same as for a shed.

Motion by Trustee Byers and seconded by Trustee Roll to continue with the local zoning law as is and not allow shipping containers to be used in the Village as an outdoor building.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

CLARIFICATION ZONING MAP CHANGES, LOCAL LAW CHAPTER 63K

During the public hearing on June 6, 2023, the Board agreed to the proposed changes to the Zoning Law and Zoning Map. While a resolution was made to adopt the changes, a proper resolution was not offered for the change in the zoning map specifically. The following motion corrects this.

Motion by Trustee Byers and seconded by Trustee Szucs to adopt Chapter 63K, amendment to the Village Zoning Map. A Local Law to amend the zoning map of the Village of Arcade to rezone the following properties from zone L/I District Light Industrial to the R3 District Medium Density Residential: 183.9-1-32.11 (58 Church St) and 183.18-1-39 (Sullivan Ave).

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

MAIN ST GRILLE CONCERNS

The Village of Arcade had discontinued an agreement with the Main Street Grille for the use and maintenance of their parking lot. The Village at one time used it for egress to property the Village owns in the back of the lot. The Village no longer needs to use Main Street Grille’s property to get to the Village property as the Village had purchased other property. It was explained the Village would not pave the Main Street Grille’s parking lot when paving the rest of the Village lot. The Hebrank’s approached the Board to ask them to allow them to piggyback on the purchase of the black top so they could black top the parking lot when the Village does their portion of the lot. The Hebrank’s would pay for their portion.

APPROVE MINUTES

Motion by Trustee Byers and seconded by Trustee Koerner, the minutes from the regular meeting held on May 16, 2023, be approved as presented by Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll		Yes		No	X	Abstain		Absent
Trustee Eric Szucs		Yes		No	X	Abstain		Absent
VOTE TOTAL:	3	Yes	0	No	2	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

APPROVE MINUTES

Motion by Trustee Szucs and seconded by Trustee Roll, the minutes from the public hearing and regular meeting held on June 6, 2023, be approved as presented by Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner		Yes		No	X	Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	0	No	1	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

SAFE MEETING PLACE

Chief Krist has chosen the open area by the dumpsters in the municipal lot for the safe meeting place for people to utilize when exchanging items purchased/sold on social media.

DECLARE EQUIPMENT SURPLUS/ AUTHORIZATION TO SELL AT AUCTION

Motion by Trustee Koerner and seconded by Trustee Byers to declare the 2017 Ford Explorer, vehicle #17, VIN# 1FM5K8AR3HGA71350, police department issue, as surplus and as such to authorize the sale of the vehicle on an auction site.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

AUTHORIZE SPW TO SIGN SHARED SERVICES AGREEMENT NYS DOT

Motion by Trustee Szucs and seconded by Trustee Koerner to authorize SPW Bartz to sign the Shared Services Agreement between the Village of Arcade and the NYS Department of Transportation. The agreement states “the State and the Municipality wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and Municipal roads and highways and provide a cost savings by maximizing the effective utilization of both parties’ resources.” The total amount of the agreement shall not exceed twenty-five thousand dollars (\$25,000). The Employees shall remain under full supervision and control of the Provider. If the borrowed machinery or equipment is damaged or needs repair out of or in connection with the Recipient’s use, the Recipient shall be responsible for such repairs.

This agreement shall remain in effect for four (4) years. Either party may revoke this Agreement by providing sixty (60) days written notice.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

DEPARTMENT UPDATES

SPW Bartz updated the Board on various projects in the departments.

Electric

Arcade Valley electric expansion is complete
 Linemen will be back to finish up Garden Park
 A pole and conductor update on Grove Street will begin
 Trimming has been completed on Creek Road and West Yorkshire Road
 Two crews will be going to Churchville on Sunday for mutual aid assistance

Water

A water leak on the main pump in the Mutton Hollow wellhouse has been repaired
 Assisted highway department on a clogged DI on North Street
 Todd will be completing site work in the Sullivan Park for playground area

Streets Parks

West Street has been topsoiled and seeded from sidewalk upgrade
 Stumps around the Village have been grounded, topsoiled and seeded
 Material for cracks in the hockey rink has arrived, the rink will be worked on soon

DISCUSS USE OF FIRE HALL FACILITIES-POSTPONED UNTIL A LATER DATE

RESOLUTION REGARDING VOTER IDENTIFICATION PROCESS

The following resolution was offered by Trustee Koerner and seconded by Trustee Byers:

RESOLUTION

WHEREAS, this country was founded on the principles of democracy and our forefathers fought for our right to elect our representation; and

WHEREAS, the majority of the states in the U.S. require a voter's identification to increase the public's confidence and ensure a fair election process; and

WHEREAS, the Board of Elections may not get notification of a voter registering in another location or of a death of a registered voter; and

WHEREAS, in an economy where the Board of Elections may not have sufficient funding or staffing to purge voters rolls of individuals who no longer live in each election district or county, as required; and

WHEREAS, in a day and age where the ability to work does not necessarily need to be where you live, this allows for more individuals to be transient in nature and the addition of voter's identification will assist in keeping all voter rolls current; and

WHEREAS, in the State of New York the requirement is to compare the signature on file, this doesn't necessarily help maintain current voter registration, as name and address changes are not necessarily communicated in the current process, also this would assist in the purging of the roles of individuals who are no longer active voters in that county; and

WHEREAS, the subject of the resolution is not an action as defined by 6 .N.Y.C.R.R. §617.2 (b), and therefore no further SEQRA review is required.

NOW, THEREFORE, THE VILLAGE OF ARCADE BOARD OF TRUSTEES HEREBY REQUESTS the New York State Legislature and Governor Hochul draft and enact legislation to allow for a voter's identification process to assist with maintaining voter's registration rolls; and

BE IT RESOLVED that the Village Clerk is hereby directed to forward certified copies of this resolution to Governor Hochul, Andrea Stewart-Cousins, President Pro Tempore and Majority Leader, Carl E. Heastie, Speaker of the Assembly and the Huntington Delegation to the New York State Legislature: Assemblyman Steve Stern, Assemblyman Keith Brown, and Senator Mario Mattera.

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

AUTHORIZE COURT CLERK'S ATTENDANCE AT NYSAMCC ANNUAL CONFERENCE

Motion by Trustee Szucs and seconded by Trustee Byers to authorize Court Clerk Gillian Koerner to attend the NYSAMCC conference to be held September 17-20th at the Turning Stone Resort, Verona NY. The room and board cost is \$895. There will also be mileage expenses and lunch on the way home.

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner		Yes		No	X	Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	4	Yes	0	No	1	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

DECLARE EQUIPMENT SURPLUS

Motion by Trustee Koerner and seconded by Trustee Roll declare as surplus the 2011 Savin 9228 copier/printer and as such authorize the disposal of the equipment.

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

AUTHORIZATION TO DESTROY RECORDS

Motion by Trustee Roll and seconded by Trustee Byers to authorize Clerk Treasurer Kraft to destroy the following records in accordance with NYS LGS-1:

DESCRIPTION	RETENTION	BOX #
Vehicle #715 2010 John Deere Tractor Sold 3/21/2017	6 years	Folder
Vehicle #71 1994 Bucket Truck Sold 2/14/2017	6 years	Folder

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

CANCELLATION OF DEBT

Motion by Trustee Roll and seconded by Trustee Byers to authorize the cancellation of the following debt:

NAME	ACCOUNT NUMBER	AMOUNT	REASON
James W Bateman	14-19000-08-0	\$ 275.43	Past Statute
Alyssa Crosby	19-13200-11-0	\$ 302.89	Past Statute
Joshua D Polcz	14-17800-04-1	\$ 248.34	Past Statute
Jolene Thompson	08-23400-15-0	\$ 351.91	Past Statute
	TOTAL	\$1,178.57	

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

FY 2022-2023 BUDGET AMENDMENT

Motion by Trustee Szucs and seconded by Trustee Koerner, the FY 2022-2023 budget be amended. The budget was amended to recognize the receipt of \$16,000 by the police department for a grant to use on new body cameras. The revenue was increased as was the equipment expense. The funds have not been spent, to properly account for them the budget amendment was reversed, the funds were posted to a deferred revenue to be used at a later date. See Attached.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

AUDIT BILLS

Motion by Trustee Koerner and seconded by Trustee Roll, the Village bills be audited and paid in the amount of \$191,565.01 and that the Clerk be authorized to transfer funds from the money market accounts to the checking accounts to cover such bills.

The motion was passed upon the following vote:

VOTE								
Mayor Donna Schiener	X	Yes		No		Abstain		Absent
Trustee Lisa Byers	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent
Trustee Eric Szucs	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

EXECUTIVE SESSION

Motion by Trustee Roll and seconded by Trustee Byers, the Board enter into executive session to discuss the following topic(s) at 8:03 pm:

- Employment history of a particular employee

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

Motion by Trustee Byers and seconded by Trustee Roll, the Board exit executive session at 8:25 pm.

The motion was passed upon the following vote:

VOTE									
Mayor Donna Schiener	X	Yes		No		Abstain		Absent	
Trustee Lisa Byers	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Elwyn Roll	X	Yes		No		Abstain		Absent	
Trustee Eric Szucs	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

REPORTS RECEIVED

The following reports were received, reviewed, and placed on file:

- Budget Amendment

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:25 pm upon motion by Trustee Szucs and seconded by Trustee Byers.

Clerk/Treasurer

6-20-2023 4:30 PM

BUDGET ADJUSTMENT REGISTER

PAGE: 1

PACKET: 00496-BUDGET AMENDMENT REVERSAL

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE

001 4-3389-0100	5/31/2023	BUDGET AMEND REVERS ST AID: OTHER PUBLIC SAFETY	16,000.00-	0.00	16,000.00	0.00	441.45
001 5-3120-200-2000	5/31/2023	BUDGET AMEND REVERS EQUIPMENT DEPT: POLICE DEPARTMENT PACKET NOTES: AMENDMENT DATE 3/7/2023 WAS REVERSED. FUNDS WERE NOT SPENT, THEY WERE POSTED TO DEFERRED REVENUE FOR LATER USE. JMK	16,000.00-	1,000.00	18,871.32	3,871.32	2,845.13
TOTAL NO. ADJUSTMENTS--REVENUE:						1	16,000.00-
TOTAL NO. ADJUSTMENTS--EXPENSE:						1	16,000.00-
TOTAL IN PACKET--							32,000.00-

*** NO WARNINGS ***

*** NO ERRORS ***

*** END OF REPORT ***

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT ANSWERING 581 LLC	\$ 145.00	L.R. BRASS INC. ARCADE MARKET	\$ 79.39
ACTIVE IT DESIGN, LLC	\$ 5,978.75	LARRY ROMANCE & SON INC.	\$ 43.60
AMHERST ALARM, INC	\$ 919.85	LEXISNEXIS RISK DATA MGMT INC	\$ 50.00
ARCADE HERALD	\$ 234.73	MAPLE GROVE COATINGS	\$ 353.84
AT & T MOBILITY LLC	\$ 66.48	MEUA - MUNICIPAL ELECTRIC UTIL	\$ 12,015.00
ATTICA ACE HARDWARE	\$ 95.88	MORRIS, THOMAS J. JR.	\$ 670.00
AUTOZONE	\$ 25.62	MUNICIPAL SOLUTIONS, INC	\$ 715.03
AXON ENTERPRISE, INC	\$ 7,866.00	MUNICIPAL SOLUTIONS, INC	\$ 4,504.12
C & G ELECTRICAL SUPPLY	\$ 14.10	NATIONAL FUEL	\$ 55.25
CHARTER COMMUNICATIONS HOLDING	\$ 127.97	NEW HORIZON COMMUNICATIONS COR	\$ 924.21
CINTAS CORPORATION #782	\$ 232.24	NEW YORK STATE DEFERRED COMPEN	\$ 4,958.41
CONNOR, FRANCIS S.	\$ 76.00	NGT CORPORATION	\$ 1,625.00
CONROY MOTOR CORPORATION	\$ 92.45	NOCO ENERGY CORP	\$ 2,834.03
COUNTY LINE STONE CO INC.	\$ 1,551.60	NYISO - NY INDEPENDENT SYS OP	\$ 48,333.72
CSEA	\$ 882.11	NYS CHILD SPRT PROCESSING	\$ 500.46
CSEA POLICE UNIT	\$ 215.20	NYS INCOME TAX	\$ 5,159.79
D & H EXCAVATING INC	\$ 362.69	NYS INCOME TAX	\$ 409.50
DE LAGE LANDEN FINANCIAL SERVI	\$ 215.36	NYS SALES TAX	\$ 9,332.17
E.J. PRESCOTT, INC	\$ 512.74	OUTSOURCE RECEIVABLES MGMT INC	\$ 252.89
EMERGENCY MEDICAL PRODUCTS INC	\$ 322.60	PROFESSIONAL AMBULANCE SERVICE	\$ 2,707.00
ENVIRONMENTAL FACILITIES	\$ 11,730.00	PROFLEX ADMINISTRATORS LLC	\$ 131.75
FPS HYDRAULICS CORP	\$ 12.65	R.C. FIRE EQUIPMENT INC.	\$ 344.79
GERNATT ASPHALT PRODUCTS, INC.	\$ 249.31	RILEIGHS OUTDOOR LLC	\$ 231.00
GRAINGER	\$ 328.78	STAPLES CONTRACT & COMMERCIAL,	\$ 410.22
HON COMPANY	\$ 649.02	STRYKER SALES	\$ 4,086.40
HOPKINS SORGI & MCCARTHY PLLC	\$ 2,072.82	TECHNICAL ASSISTANCE AND	\$ 4,156.68
HUOH, MARK	\$ 250.00	TOMPKINS - ELAN FINANCIAL SERV	\$ 5,353.16
IEEP, INC	\$ 13,543.79	VILLAGE OF ARCADE	\$ 120.00
IRS - FEDERAL PAYROLL TAX PAYME	\$ 28,767.64	WILLEY WELL DRILLING INC	\$ 253.88
IRS - FEDERAL PAYROLL TAX PAYME	\$ 1,305.52	WOODRUFF CONSTRUCTION & GRAVEL	\$ 92.00
JIM'S EQUIPMENT REPAIR INC	\$ 270.58	WORKPLACE HEALTH SERVICES	\$ 250.00
COLUMN TOTAL	\$ 79,117.48	WYOMING CO DSS	\$ 1,494.24
		COLUMN TOTAL	\$ 112,447.53
		GRAND TOTAL	\$ 191,565.01