

The work session of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Wednesday, November 17, 2009 at 6:00pm there were:

PRESENT

Mayor Paul Burkett, Trustee Hugh Ely, Trustee Joanne Offers, Trustee Jay May, Trustee Ken Rule, Superintendent of Public Works Larry Kilburn, and Clerk/Treasurer Pam Beiersdorf

ABSENT

Police Chief John Laird

ALSO PRESENT

Marv Zielonka (Zoning Enforcement Officer)

PLEDGE OF ALLEGIANCE

Mayor Burkett opened the meeting with the Pledge of Allegiance.

WORK SESSION

The purpose of the work session was to discuss proposed changes to the zoning local law. Discussions concentrated on proposed changes submitted by Zoning Officer Marv Zielonka.

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Wednesday, November 17, 2009 at 7:00pm there were:

PRESENT

Mayor Paul Burkett, Trustee Hugh Ely, Trustee Joanne Offers, Trustee Jay May, Trustee Ken Rule, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Pam Beiersdorf, and Police Chief John Laird (at 8:20pm)

ALSO PRESENT

James Pierce (Wyoming County Business Center), Carole Jones (Arcade Herald), and Greg Dash

WYOMING COUNTY MARKET POTENTIAL RESEARCH STUDY

James Pierce, President, Wyoming County Business Center attended this meeting and gave the Board an overview of the Market Potential Research Analysis program. The new initiative is underway to help encourage and grow small businesses in Wyoming County communities. The analysis is being conducted by the Survey and Research Center at SUNY Geneseo. The cost of the research project is \$10,000. The Wyoming County Industrial Development Agency (WCIDA) has committed \$5,000 to fund one half of the project. Mr. Pierce requested each town and village in Wyoming County to consider making a \$500.00 investment to help offset the remainder of the cost of this project.

Clerk/Treasurer Beiersdorf was instructed to review the General Fund budget for \$500.00 in support of the study and make a recommendation to the Board at the December 1, 2009 regular meeting.

APPROVE MINUTES

Motion by Trustee Offers and seconded by Trustee Ely, the minutes from the work session and regular meeting held on November 4, 2009 be approved as presented by Clerk/Treasurer Beiersdorf.

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

PERMISSION TO PURCHASE TASERS

Motion by Mayor Burkett and seconded by Trustee May, Police Chief Laird be hereby authorized to contact Ms. Diane Hollister for permission to re-allocate a portion of the 2007 donation made to the Arcade Police Department in memory of Alyssa Rose Bruno for in-car computers toward the purchase of two (2) tasers, is instructed to approach William Smith of the Wyoming County Drug Task Force for potential funding toward the tasers, and is hereby authorized to purchase two (2) tasers for the department.

The motion was passed upon the following vote:

VOTE									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS		X	PASS				FAIL		

PARKING ON SIDEWALKS

Trustee Ely asked Police Chief Laird to boost enforcement of people parking on sidewalks.

DESIGNATED POLICE PARKING SPOT ON MAIN STREET

Trustee Ely noted that vehicles other than police vehicles have been parking in the designated police parking only spot on Main Street in front of Cottrill's Pharmacy. Trustee Ely asked Police Chief Laird to heighten enforcement to ensure that large trucks can make the sharp right turn from Route 98 South onto Route 39 East.

STATUS OF GRANTS

Superintendent of Public Works Kilburn distributed a revised spreadsheet that is being maintained to track the status of grants.

REVIEW DRAFT LOCAL LAW G-2009, STREETS AND SIDEWALKS (CHAPTER 55)

Superintendent of Public Works Kilburn distributed a proposed revision to the Streets and Sidewalks local law for Board review. Discussions will commence on this topic at the December 1, 2009 regular meeting.

FIRE DEPARTMENT MEMBERSHIP

Per a report from Debby Austin-LaCerais, Secretary, the following individuals were voted into membership:

- Edward Woods
- Joe Ciraola
- Carl Draper

The following member was not voted into membership:

- Joshua Borowski

Membership application was received from the following individual and will be considered at the AFDs December 2009 meeting:

- Marge Brown, Arcade, NY

Motion by Trustee Offers and seconded by Trustee Ely, the Board approves the changes to the fire department membership as presented above.

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

TOWN OF ARCADE (TOA) AND TOWN OF FREEDOM (TOF) FIRE CONTRACTS FOR CALENDAR YEAR 2010

Motion by Trustee Offers and seconded by Trustee Ely, the Mayor of the VOA be hereby authorized to execute the calendar year 2010 fire contracts between the VOA and the Town of Arcade in the amount of \$72,172.00 and between the VOA and the Town of Freedom in the amount of \$43,453.00.

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

NOTICE OF TENTATIVE RAILROAD CEILING

Clerk/Treasurer Beiersdorf reported that notice has been received from the State Board of Real Property Services that the tentative Railroad Ceiling for the Village assessment roll to be filed in 2010 is \$88,744. The prior year railroad ceiling was \$212,097.

NOTICE OF TENTATIVE SPECIAL FRANCHISE ASSESSMENT

Clerk/Treasurer Beiersdorf reported that notice has been received from the State Board of Real Property Services that the tentative Special Franchise Assessments for the Village of Arcade are \$1,193,766 and include (National Fuel Gas Dist. Corp at \$432,035, Verizon New York Inc. at \$634,128, and Time Warner at \$127,603). The prior year assessment was \$1,319,184.

INCODE CALL CENTER MODULE

Clerk/Treasurer Beiersdorf reported that INCODEs call center module has been implemented and staff has been trained. Call Center provides the ability to record and track incoming calls, complaints, notifications, and resolutions to citizen requests. Call Center also allows for staff notification, issue tracking, and reporting of statistical data related to incidents.

DISTRIBUTE BST FINANCIAL REVIEW FINDINGS/RECOMMENDATIONS

Clerk/Treasurer Beiersdorf distributed to the Board the annual financial review findings and recommendations as prepared by Bollam, Sheedy, Torani & Co., LLP (BST) for fiscal year end May 31, 2009. This item will be reviewed at the December 1, 2009 regular meeting.

ESTABLISH FIXED ASSET CAPITALIZATION THRESHOLD POLICY

Motion by Trustee Offers and seconded by Trustee May, the fixed asset capitalization threshold be hereby established as follows:

- Assets acquired that have a value equal to or greater than \$5,000.00
- Assets with a useful life of three (3) years or longer

This fixed asset capitalization threshold shall be reviewed annually.

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS								
	X	PASS				FAIL		

PERMISSION TO DESTROY UNUSED CHECKS

Motion by Trustee May and seconded by Trustee Offers, permission is hereby granted to destroy the following items upon closure of Acting Village Justice John Rix's bank accounts:

- Village bail account # xxxxx9764 check number 138 - 155
- Village bail account deposit slips
- Village fine account #xxxxx9756 check number 149 - 155
- Village fine account deposit slips
- For Deposit Only stamps for each account

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS								
	X	PASS				FAIL		

GOVDEALS ON-LINE AUCTION RESULTS - 1999 FREIGHTLINER (VEHICLE #28)

Clerk/Treasurer Beiersdorf reported that the 1999 Freightliner cab and chassis (Vehicle #28) was sold on the GovDeals on-line auction website for \$8,600.00 (\$8,000.00 plus 7.5% administrative fee).

FY 2009-2010 BUDGET AMENDMENT

Motion by Trustee Offers and seconded by Trustee May, the FY 2009-2010 budget be amended as follows because funds have been received from an insurance recovery.

INCREASE REVENUE	INCREASE EXPENDITURE
001 4-2680-0100	001 5-3410-407-4000
Insurance Recovery	2009 International Heavy Rescue Truck
In the amount of \$2,500.00	

The motion was passed upon the following vote:

VOTE								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS								
	X	PASS				FAIL		

AUDIT BILLS

Motion by Trustee Offers and seconded by Trustee Ely, the Village bills be audited and paid 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 Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

SIGN AT ROUTE 98 NORTH FIRE HALL

Trustee Offers reported that the paving brick border has been laid around the new sign at the Route 98 North fire hall and that interior border will be filled with top soil in the spring.

WYOMING COUNTY WIDE WATER RESEARCH SUBCOMMITTEE

Trustee Offers reported that the Wyoming County Board of Supervisors formed a County Wide Water Research Subcommittee to evaluate public water needs within Wyoming County. A meeting has been scheduled for 10:00am on November 30, 2009 at the Wyoming County Fire Training Center. Specific areas of interest will be discussed to answer any questions.

DISCUSS AND CONSIDER THE PURCHASE OF PROPERTY AT 20 LIBERTY STREET

This topic was postponed until the structure has been demolished.

REPORTS RECEIVED

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

- None.

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:08pm upon motion by Trustee Offers and seconded by Trustee May.

Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT WELDING SUPPLY CO	\$ 198.11	OBRIEN & GERE ENGINEERS	\$ 860.00
ALTEC INDUSTRIES INC	\$ 629.52	PARTS ASSOCIATES, INC.	\$ 192.08
ARCADE LUMBER & MILLWORK	\$ 164.09	PUBLIC SAFETY CENTER INC.	\$ 167.68
ARCADE POSTMASTER	\$ 1,553.10	RADIO SHACK	\$ 61.96
ARCADE POSTMASTER	\$ 204.60	RASZEJA, TERRY	\$ 100.00
ASPLUNDH	\$ 4,507.60	RICHARD-CIN SIGNS & SUPPLIES I	\$ 1,678.60
AUTOZONE	\$ 6.99	SAIA COMMUNICATIONS INC	\$ 7,384.65
AWWA	\$ 498.00	SANDERS, BETTY	\$ 100.00
BLUE MOON PORTABLE TOILET	\$ 210.00	SOUTHWORTH-MILTON INC	\$ 10,950.00
C3-ILEX, LLC	\$ 3,620.95	STANTEC CONSULTING SRVCS, INC	\$ 2,908.50
CATTARAUGUS CO LABORATORY	\$ 120.00	STUART C IRBY CO	\$ 36,481.62
CHURCHVILLE FIRE EQUIP	\$ 1,477.83	TIFCO INDUSTRIES	\$ 80.82
CID DIVISION OF WASTE MANAGEMEN	\$ 801.29	TIME WARNER CABLE	\$ 122.95
CID DIVISION OF WASTE MANAGEMEN	\$ (801.29)	TOMPKINS INSURANCE AGENCIES IN	\$ 22,451.84
CID-DIV WASTE MANAGEMENT	\$ 801.29	TRI-COUNTY TOOL RENTAL & SALES	\$ 1,218.00
CINTAS CORPORATION #782	\$ 372.15	UNITED UNIFORM CO INC	\$ 275.33
COMPLETE OFFICE SOLUTIONS INC	\$ 40.00	UPS	\$ 94.51
CONROY MOTOR CORPORATION	\$ 213.85	VERIZON	\$ 184.63
COTTRILLS PHARMACY, INC.	\$ 1.69	VERIZON WIRELESS	\$ 98.06
CRABB OIL & PROPANE INC.	\$ 5,420.78	WD FELTZ DIESEL REPAIR	\$ 642.14
CURR A/C ELECTRIC	\$ 5,093.07	WESCO DIST. INC.	\$ 3,376.81
CURR A/C SEWER	\$ 123.04	WYOMING CO HIGHWAY DEPT	\$ 92.24
CURR A/C WATER	\$ 678.86	ZIMMER AUTO PARTS & SALES	\$ 393.28
D & H EXCAVATING INC	\$ 4,050.00		
DAN HEINEMAN & SONS INC	\$ 254.86	TOTAL COLUMN 2	\$ 89,915.70
DEPOSITORY TRUST AND CLEARING	\$ 5,381.25		
DFT COMMUNICATIONS/SECURITY	\$ 572.47	OVERALL TOTAL	\$ 240,649.39
EATON OFFICE SUPPLY	\$ 391.54		
EJ PRESCOTT, INC	\$ 384.37		
FASTENAL COMPANY	\$ 1,570.32		
GOTTOGO ELECTRIC	\$ 101.85		
GOVDEALS	\$ 225.00		
GOVDEALS	\$ (225.00)		
GOVDEALS	\$ 225.00		
HODGSON RUSS LLP	\$ 143.40		
HSBC BANK USA	\$ 131.00		
IEEP:IND ENERGY EFF PROG	\$ 8,635.33		
J&S AGEN, INC	\$ 150.00		
KISTNER CONCRETE PROD INC	\$ 1,027.00		
LEXIS NEXIS #1008106	\$ 50.00		
LIFTECH EQUIPMENT COMPANIES	\$ 5,000.00		
MANUFACTURERS & TRADERS TRUST	\$ 437.00		
MAPLE GROVE CORP	\$ 57.89		
MARCOS PIZZA & SUBS	\$ 25.32		
MARTIN BROTHERS CHEVROLET	\$ 281.26		
MATUSZAK'S BLACKTOPPING INC	\$ 4,500.00		
MAYNARDS ELECTRIC SUPPLY	\$ 190.36		
MILTON CAT	\$ 2,487.32		
NATIONAL FUEL GAS DISTRIB	\$ 23.63		
NYMPA	\$ 88,727.00		
TOTAL COLUMN 1	\$ 150,733.69		