

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, December 7, 2010 at 7:00pm there were:

**PRESENT**

Mayor Paul Burkett, Trustee Joanne Offers, Trustee Jay May, Trustee Donna Schiener, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Pam Beiersdorf, and Police Chief John Laird

**ABSENT**

Trustee Ken Rule

**ALSO PRESENT**

Mark Andrews (Power Sales Group), Carole Jones (Arcade Herald), Margaret Morgan, Gail and Pat Palmerton, and Maureen Boza

**PLEDGE OF ALLEGIANCE**

Mayor Burkett opened the meeting with the Pledge of Allegiance.

**OPEN BID(S) - COUNTYLINE SUBSTATION POWER TRANSFORMERS**

This meeting having been duly advertised to receive bids for two (2) Countyline Substation power transformers, the above persons were in attendance. The following bids were received:

<b>Name and Address</b>		<b>Amount</b>
Waukesha Electric Systems Goldsboro, NC	Bid #1 (Reinhausen RMV)	\$597,592.00 / each
	Bid #2 (Waukesha UZD)	\$535,165.00 / each
	Delivery 20-24 weeks	
Pennsylvania Transformer Technology, Inc. Canonsburg, PA	Delivery 40-44 weeks	\$1,176,894.00 / both
Delta Star, Inc. Lynchburg, VA	Delivery 24-30 weeks	\$614,975.00 / each
CG Power Systems USA Inc. Washington, MO	Bid #1 (no LTC)	\$661,002.00
	Bid #2 (LTC on LV)	\$952,800.00
	Delivery 24-26 weeks	

Motion by Trustee May and seconded by Trustee Offers, the bid(s) for the substation power transformers be turned over to Superintendent of Public Works Kilburn for review, evaluation, and recommendation to the Board.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>	

**OPEN BID(S) - METALCLAD SWITCHGEAR**

This meeting having been duly advertised to receive bids for metalclad switchgear, the above persons were in attendance. The following bids were received:

<b>Name and Address</b>	<b>Service</b>	<b>Amount</b>
Powercon Corp Severn, MD	Delivery 23 weeks	\$676,116.00
Pedersen Power Products Omaha, NE	Bid #1	\$837,113.00
	Bid #2 (w/ PPP racking cart)	\$782,028.00
	Delivery 26-28 weeks	
AZZ Central Electric Manufacturing Fulton, MO	Delivery 26-28 weeks	\$686,328.00

Motion by Trustee May and seconded by Trustee Offers, the bid(s) for the metalclad switchgear be turned over to Superintendent of Public Works Kilburn for review, evaluation, and recommendation to the Board.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

**WINTERFEST 2011**

Maureen Boza introduced herself to the Board as a co-chair with Todd Jones for the 2011 Arcade Winterfest. Events are scheduled for February 11, 12, and 13, 2011. As this is the 40<sup>th</sup> anniversary of Winterfest, committee members plan to bring back activities/events from the past. The theme will be "Take the Challenge." Ms. Boza asked for permission to have a link to the Winterfest website added to the Village website community links. Clerk/Treasurer Beiersdorf was instructed to add said link. Ms. Boza explained that the committee hoped to have an ice skating rink behind the playground area near the sledding hill. Superintendent of Public Works Kilburn was instructed to assist Ms. Boza and the rest of the committee where possible. The Lions Club has once again been approached to sponsor the event and to provide insurance coverage under their policy. Fireworks are also been considered. The next committee meeting will be held on January 3, 2010 at the Gray Fox - all welcome.

**TELEVISION AT PARK CABIN**

Maggie Morgan questioned the Board why the cost of 32" flat screen television and DVD/VHS combination unit purchased in October 2010 was charged to the Village's Adult Recreation budgeted? Trustee Offers explained that the Adult Recreation budget is \$2,000.00 (\$1,000.00 of which is collected from the Town of Arcade). Two bus trips totaling \$1,640.00 had already been expended from the \$2,000.00, leaving a \$360.00 balance. Since the equipment was not budgeted, a motion was passed at the October 5, 2010 board meeting authorizing the purchase, \$360.00 from Adult Recreation budget appropriations and the remaining balance from another general fund line item.

**APPROVE MINUTES**

Motion by Trustee Offers and seconded by Trustee Schiener, the minutes from the regular meeting held on November 16, 2010 be approved as presented by Clerk/Treasurer Beiersdorf.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

**REVIEW FY 2010-2011 SECOND QUARTER BUDGETED VS ACTUAL REPORT**

Mayor Burkett expressed his concerns that the Electric Fund cash decreased from \$1.0 million as of June 1, 2010 to approximately \$680,000 as of November 30, 2010. Mayor Burkett, Superintendent of Public Works Kilburn, and Clerk/Treasurer Beiersdorf have been reviewing the expenditures made during this timeframe to justify this decrease. Clerk/Treasurer Beiersdorf explained that nearly \$157,000 was spent on bond payments, roughly \$204,000 was paid to NYS Retirement of which \$117,500 was from the Electric Fund, poles, transformers, and new pickup trucks were purchased and paid out of cash, thousands of dollars have been paid for power bills, and \$63,330 was paid for school taxes. Trustees May and Offers weren't too concerned about the decline in cash commenting that timing of payments/expenditures were likely the cause of the decrease. Superintendent of Public Works Kilburn is preparing a comparison of prior years for Board review at a future meeting. Board members agreed that municipal electric accounting is unlike accounting in other governmental funds and is very difficult to understand.

Trustee Offers questioned a couple of General Fund line items that appeared to be over budget but received satisfactory justification from Superintendent of Public Works Kilburn and Clerk/Treasurer Beiersdorf as to their status.

**CAT ISSUES**

Police Chief Laird reported that no resolution to the ongoing cat problem has been decided. Mayor Burkett added that Police Chief Laird has spent a significant amount of time researching methods to control cats at large but each method leads to the same outcome ... that costs are too prohibitive. Mayor Burkett said that the VOA would continue to pursue the matter and asked for donations.

**NY MAIN STREET GRANT LANDSCAPE ARCHITECT CONTRACT**

This item was postponed until the December 21, 2010 regular board meeting.

**AWARD BID - 47 FOOT SHEAVE HEIGHT HYDRAULIC DIGGER DERRICK TRUCK (#730)**

This item was postponed until the December 21, 2010 regular board meeting.

**ADVERTISE BIDS - 2002 FREIGHTLINER BUCKET TRUCK (VEHICLE #70)**

Superintendent of Public Works Kilburn advised the Board that he planned to advertise bids for the 2002 Freightliner budget truck (Vehicle #70) with the Municipal Electric Utilities Association (MEUA) and that Clerk/Treasurer Beiersdorf would investigate whether or not it could be listed simultaneously with the Auctions International on-line auction service.

**PERMISSION TO HIRE SURVEYOR**

Motion by Trustee Offers and seconded by Trustee Schiener, Superintendent of Public Works Kilburn be hereby authorized to hire a surveyor to survey the special flood hazard area along Haskell Avenue to determine if it is feasible to submit a letter of map amendment to Federal Emergency Management Agency (FEMA). The cost of the surveyor shall not exceed \$1,500.00 and funds shall be moved from the general fund contingency line item since this was an unanticipated expense.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

**RELEASE OF EASEMENT AND EASEMENT - HH HOUSING, INC.**

Superintendent of Public Works Kilburn reported receiving a release of easement and easement from George Hezel, President of HH Housing, Inc. for the property on North Street. The documents were turned over to the Attorney for the Village of Arcade, Bob Kutzuba and will be considered at the December 21, 2010 regular meeting.

**WYOMING COUNTY OFFICE FOR THE AGING AGREEMENT**

Motion by Trustee Offers and seconded by Trustee May, the Mayor of the VOA be hereby authorized to execute the Agreement entered into by the County of Wyoming, Acting by and through its' Office for the Aging and the VOA to use the Village park cabin for a nutrition site from January 1, 2011 to December 31, 2011. The facility will provide storage for paper products and supplies, snow removal, four hours availability 10:30am – 2:30pm on Tuesdays and Thursdays, VOA will supply all utilities, and wall space for a bulletin board. Conditions on behalf of Wyoming County are to clean tables, chairs, etc., keep work areas clean, supply own equipment for nutrition service, bag trash appropriately. The telephone at the park cabin will be maintained and paid for by the Office for the Aging as long as the site is utilized for meals. A certificate of liability insurance has been submitted to the Clerk/Treasurer.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>									
	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**AMEND UNPAID VILLAGE TAXES TRANSMITTED TO WYOMING COUNTY TREASURER**

At the November 3, 2010 board meeting a motion was passed whereby the Board accepted and executed a statement certifying the account of unpaid VOA taxes in the amount of \$47,549.14 including penalties and postage charges for the taxable year 2010 as correct. However, Wyoming County Real Property personnel discovered a mathematical error in the spreadsheet submitted.

Motion by Trustee May and seconded by Trustee Offers, the Board hereby accepts the account of unpaid VOA taxes in the amount of \$47,680.12 for the taxable year 2010 as correct and in accordance with Real Property Tax Law §1436. This motion supersedes the motion made at the November 3, 2010 meeting.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>									
	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**DISCUSS 2011 VOA ELECTIONS - VOTING MACHINE OPTIONS**

Clerk/Treasurer Beiersdorf reported that in July 2010, NYS Legislature enacted an overhaul of the Election Law to the extent that municipalities may no longer use the lever-style voting machines for their elections and must use a ballot scanner. As a result, communications with James Schlick, Wyoming County Board of Elections Commissioner indicate that Wyoming County Villages will have the ability to rent the ballot scanners from the County. The rental fee including a custodian will be \$2,000.00 (divided among the number of Villages using this service). In addition, individual villages will still be required to hire two election inspectors and pay sixty-nine cents (69¢) per scannable ballot. Clerk/Treasurer Beiersdorf advised the Board that currently the VOA has 1,916 registered voters and over the past six years on average 146 people have voted. These changes will result in a costlier election than those in years past. Should the VOA forego using the ballot scanner the only alternative for the March 2011 elections is to conduct elections by paper ballots which would be counted the old fashioned way, by hand. The amended law also addresses significant changes to how the paper ballots must look. Clerk/Treasurer Beiersdorf is expected to attend a meeting with other Wyoming County election officers to discuss local options and will report back to the Board at a future meeting.

**PERMISSION TO MOVE MONEY FROM ELECTRIC DEPRECIATION RESERVE (EDR) TO MM SAVINGS OPERATING ACCOUNT - PAYMENT OF INDEBTEDNESS**

Motion by Trustee May and seconded by Trustee Offers, Clerk/Treasurer Beiersdorf be hereby authorized to move money from the EDR to the Electric Fund MM Savings Operating Account in an amount not to exceed \$157,000.00 to be used for the payment of indebtedness for the 2001 public improvement bond interest payment of \$4,106.25 paid 11/15/2010 and 2004 public improvement bond principal payment of \$120,000.00 paid 09/01/2010 and the interest payment of \$32,730.00 paid 09/01/2010.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**AUDIT BILLS**

Motion by Trustee Offers and seconded by Trustee May, 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:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW (SEQR) - AMENDMENT TO ZONING LOCAL LAW, CHAPTER 64, SECTION 805, "SIGNS," REV. 16, DRAFT - ESTABLISH LEAD AGENCY**

Motion by Trustee Offers and seconded by Trustee May, the VOA Board of Trustees hereby declared itself as Lead Agency for purposes of SEQR review regarding the amendment to zoning local law, Chapter 64, Section 805, "Signs," Rev. 16, Draft. Furthermore, the VOA Board of Trustees has determined that the proposed project is a Type 1 action pursuant to SEQR.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**REVIEW COMMENTS FROM INVOLVED/INTERESTED AGENCIES**

Mayor Burkett read the comments from the Arcade planning board. The planning board questioned the maximum sign area allowances on the Sign Control by Zoning District chart in Step 7. Clerk/Treasurer Beiersdorf explained that the Microsoft Word track changes feature was used to strikeout 4 and replace it with 8. however it displayed as 48. To clarify, the R-2 zoning district was changed from 4 sq. ft. to 8 sq. ft., R-4 was changed from 4 sq. ft. to 6 sq. ft., and the CR district was changed from 4 sq. ft. to 8 sq. ft. The second comment from the planning board suggested guidance as to what constitutes an alteration to a sign. Mayor Burkett expressed his opinion that any alternations should include modifications to size or more than twenty percent (20%) on the surface of the sign, painting and cosmetic alterations for the preservation of the sign or upkeep should be excluded.

**AUTHORIZATION TO SIGN SEQR SHORT ENVIRONMENTAL ASSESSMENT FORM (EAF) ON AMENDMENT TO ZONING LOCAL LAW, CHAPTER 64, SECTION 805, "SIGNS," REV. 16, DRAFT**

Motion by Trustee Schiener and seconded by Trustee Offers, the Board reviewed the full EAF prepared by Superintendent of Public Works Kilburn which would amend zoning local law, Chapter 64, Section 805, "Signs," Rev. 16, Draft. Furthermore, the Mayor of the VOA be hereby authorized to execute the SEQR EAF.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>									
	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**DETERMINE SIGNIFICANT / NON-SIGNIFICANT ENVIRONMENTAL IMPACTS - AMENDMENT TO ZONING LOCAL LAW, CHAPTER 64, SECTION 805, "SIGNS," REV. 16, DRAFT**

Motion by Trustee Offers and seconded by Trustee Schiener, the Board determined that amending the zoning local law, Chapter 64, Section 805, "Signs," Rev. 16, Draft will not result in any large and important impacts and, therefore, is one which will not have a significant impact on the environment.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>									
	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**AUTHORIZATION TO SIGN SEQR NEGATIVE DECLARATION FORM - AMENDMENT TO ZONING LOCAL LAW, CHAPTER 64, SECTION 805, "SIGNS," REV. 16, DRAFT**

Motion by Trustee Schiener and seconded by Trustee May, the Board hereby determined that the amendment to the zoning local law, Chapter 64, Section 805, "Signs," Rev. 16, Draft has no significant environmental impact and a draft impact statement will not be prepared. Furthermore, the Mayor of the VOA be hereby authorized to execute the SEQR negative declaration form prepared by Superintendent of Public Works Kilburn.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>									
	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**SCHEDULE PUBLIC HEARING - AMENDMENT TO ZONING LOCAL LAW, CHAPTER 64, SECTION 805, "SIGNS," REV. 16, DRAFT**

Motion by Trustee Offers and seconded by Trustee Schiener, Clerk/Treasurer Beiersdorf be directed to schedule a public hearing for January 4, 2011 to hear comments from citizens regarding the amendment to the zoning local law, Chapter 64, Section 805, "Signs," Rev. 16, Draft.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>		<b>X</b>	<b>PASS</b>				<b>FAIL</b>	

**DISCUSS VOA ASSESSING FUNCTION**

Mayor Burkett reported receiving a letter from NYS Department of Taxation and Finance Office of Real Property Tax Services requesting that the Board consider passing a resolution to absolve its function as an assessing unit. Mayor Burkett explained that if the VOA was to cease being an assessing unit all responsibility and expenses associated with preparation, maintenance, and defense would be forfeited including the ability to adjust values as necessary. The consensus of the Board is to remain an assessing unit.

**CODE OF ETHICS POLICY**

Trustee Offers asked for the status of the Code of Ethics Policy. Clerk/Treasurer Beiersdorf responded by saying that a draft has been developed and will be presented to the Board for review at the January 4, 2011 regular meeting.

**WYOMING COUNTY COUNTYWIDE WATER FEASIBILITY STUDY**

Trustee Offers expressed her desire to participate in an upcoming meeting with Patrick Brennan, Brennan Group Consulting or Jeffrey Smith, Municipal Solutions, Inc. to review the items related to the VOA public water system as part of the Wyoming County countywide water feasibility study.

**LETTER FROM CSEA UNIT #9252**

Trustee Offers inquired as to the status of the November 16, 2010 letter from Brian Lane, President CSEA Unit #9252, requesting that the VOA enter into a negotiation with the Unit to reach a Memorandum of Agreement with regards to the employee sick bank. Mayor Burkett responded that the Attorney for the VOA, Jeffrey Swiatek, recommended that the VOA not amend the rules applicable to the sick bank membership, rather, enter into a one-time Memorandum of Agreement allowing CSEA unit members to voluntarily donate personal sick leave to the specific employee in need. As the circumstance that prompted the November 16, 2010 letter from the CSEA has changed, Mayor Burkett will be asking the union to withdraw its November 16th letter.

**RESOLUTION - PROPERTY TAX CAP MUST INCLUDE MANDATE RELIEF**

The following resolution was offered by Trustee Offers and seconded by Trustee Schiener:

**RESOLUTION**

**WHEREAS** the level of property taxation throughout New York has reached dangerously high levels; and

**WHEREAS** New York leads the nation in property taxes simply because we lead the nation in imposing inefficient state mandates on our local governments; and

**WHEREAS** two of the largest components of every municipal budget over which local officials have little control – pension payments and health insurance costs – are increasing at exorbitant rates; and

**WHEREAS** in the case of pension costs, bills from the State Retirement System will increase by an average of 40% in both 2011 and 2012; and

**WHEREAS** state laws pertaining to the collective bargaining of contracts between municipalities and employee unions, particularly those pertaining to firefighters and police officers, do not allow local officials to reasonably control the costs such contracts impose on property taxpayers; and

**WHEREAS** as a solution to New York’s property tax crisis, the Governor of New York and the New York State Legislature will, in 2011, consider enactment of legislation imposing a cap on the annual growth in property taxes; and

**WHEREAS** a property tax cap will only work if it is simultaneously accompanied by a repeal of current state mandates that require local governments to increase spending and property taxes; and

**WHEREAS** a property tax cap without repeal of costly state mandates will, by definition, lead to drastic cuts in essential local services and dramatic layoffs of municipal employees;

**NOW, THEREFORE, BE IT RESOLVED** by the Village of Arcade Board of Trustees that the Governor of the State of New York and the members of the New York State Senate and New York State Assembly must reform the cost drivers that lead to high property taxes in New York – including pension benefits, health insurance costs and the collective bargaining process – as the central element of any effort to provide overdue property tax relief to the residents and businesses of New York.

**BE IT FURTHER RESOLVED** that the Mayor of the Village of Arcade be hereby authorized to forward a copy of this resolution to the Governor, Senate Majority and Minority Leaders, Assembly Speaker and Minority Leader, Senator Dale Volker, Member of Assembly Daniel Burling, and the New York State Conference of Mayors.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

**EXECUTIVE SESSION**

Motion by Trustee Offers and seconded by Trustee May, the Board enter into executive session to discuss the following topic(s) at 9:09pm:

- employment history of a particular person

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Paul Burkett	X	Yes		No		Abstain		Absent	
Trustee Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
<b>VOTE TOTAL:</b>	4	Yes	0	No	0	Abstain	1	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		



Motion by Trustee May and seconded by Trustee Offers, the Board exit executive session at 9:23pm.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Paul Burkett	X	Yes		No		Abstain		Absent
Trustee Jay May	X	Yes		No		Abstain		Absent
Trustee Joanne Offers	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
<b>VOTE TOTAL:</b>								
	4	Yes	0	No	0	Abstain	1	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

### **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 9:23pm upon motion by Trustee May and seconded by Mayor Burkett.

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Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT WELDING SUPPLY CO INC	\$ 52.20	J&S AGEN, INC	\$ 65.00
ADVANCED COLLISION, INC	\$ 1,319.20	JAMESTOWN SOAP & SOLVENT	\$ 348.37
AFLAC NEW YORK	\$ 1,370.94	JOAN HARRISON	\$ 618.40
ALCAD STANDBY BATTERIES	\$ 2,605.41	JOHN SIXT & SON, INC.	\$ 2,181.35
ALMETER, HOLLY	\$ 720.00	KIBLER, WENDY	\$ 100.00
AMEIS, LEE	\$ 30.00	KOSMERL, RICHARD	\$ 30.00
ARCADE FREE LIBRARY	\$ 5,250.00	KRAFT, JENNIFER	\$ 100.00
ARCADE HISTORICAL SOCIETY	\$ 1,125.00	KUTZUBA, ROBERT	\$ 1,428.00
ARCADE LUMBER & MILLWORK	\$ 458.44	LAWSON PRODUCTS, INC.	\$ 239.22
ARCADE POSTMASTER	\$ 1,550.32	MA-POWER SALES GROUP-DANVERS	\$ 4,192.00
AT&T	\$ 711.49	MA-POWER SALES GROUP-DANVERS	\$ (4,192.00)
AUTOZONE	\$ 131.97	MARTIN BROTHERS CHEVROLET	\$ 46.04
BANK OF NEW YORK	\$ 2,331.74	MASON, JEFFREY	\$ 150.00
BANK OF NEW YORK	\$ 2,298.84	MCDONNELL, ANN	\$ 3,050.00
BEIERSDORF, PAMELA J	\$ 695.19	MESSINGER'S SALES AND SERVICE	\$ 44.92
BENCHMARK ANALYTICS, INC	\$ 77.90	MOGAVERO, ALBERT J., CHAPTER 1	\$ 422.00
BIJHOUWER, PAUL	\$ 40.00	MOGAVERO, ALBERT J., CHAPTER 1	\$ 422.00
CARMICHAEL & REED MONUMENT CO.	\$ 90.00	NATIONAL FUEL GAS DISTRIB	\$ 18.91
CDI-CHEMICAL DIST INC	\$ 494.75	NATIONAL GRID	\$ 54,878.83
CDW GOVERNMENT	\$ 68.99	NGT CORPORATION	\$ 1,010.00
CHURCHVILLE FIRE EQUIP	\$ 450.00	NOBLE, ALBERT	\$ 194.50
CID DIVISION OF WASTE MANAGEMEN	\$ 9,785.00	NY POWER AUTHORITY	\$ 130,090.36
CINTAS CORPORATION #782	\$ 376.02	NYMPA	\$ 50.00
COLLINS, JOSEPH	\$ 67.94	NYS & LOCAL RETIRE SYSTEM	\$ 2,930.72
CRAMER, GORDON	\$ 30.00	NYS ASSOC OF CHIEFS OF	\$ 150.00
CSEA	\$ 712.62	NYS INCOME TAX	\$ 4,090.99
CSEA	\$ 712.62	NYS INCOME TAX	\$ 3,900.33
CSEA BENEFIT UNIT	\$ 1,158.96	NYS SALES TAX	\$ 9,646.32
CSEA POLICE UNIT	\$ 130.76	O'BRIEN, JONATHAN DBA ACTIVE I	\$ 1,450.00
CSEA POLICE UNIT	\$ 124.76	OFFICE OF STATE COMPTRROLLER	\$ 5,638.50
DANNY HEINEMAN & SONS INC	\$ 99.18	R.S. MAHER & SON, INC	\$ 67.00
DIEBOLD, INC	\$ 258.82	RAMSCO	\$ 204.25
DUNCAN, BARBARA	\$ 100.00	RIGERMAN, AMY	\$ 100.00
EATON OFFICE SUPPLY	\$ 231.09	SALZLER, BOB	\$ 2,596.78
EIGENBROD, DOUGLAS	\$ 30.00	SANDERS, PAUL	\$ 30.00
FASTENAL COMPANY	\$ 39.85	SCHNITZLER, ANDREW	\$ 30.00
FEDEX	\$ 130.76	SOUTER & SONS PRINTING CO	\$ 160.00
FEHRINGER, PAUL	\$ 100.00	STUART C IRBY CO	\$ 340.55
FELBER, AARON	\$ 30.00	SUTTELL, DONALD	\$ 30.00
GERNATT ASPHALT PRODUCTS, INC.	\$ 2,685.92	TECH PRODUCTS INC.	\$ 237.63
GOTTOGO ELECTRIC INC	\$ 91.86	TECHNICAL ASSISTANCE AND	\$ 9,562.78
GRAINGER, INC.	\$ 673.83	THE HON COMPANY	\$ 5,498.45
HALEY CONCRETE INC	\$ 716.50	TIME WARNER CABLE	\$ 44.95
HAMPTON INNS & SUITES	\$ 339.00	TOMPKINS INSURANCE AGENCIES IN	\$ 86.00
HANES SUPPLY INC	\$ 98.54	TRACTOR SUPPLY CO	\$ 190.82
HOBIN, TERRANCE D. DBA TOTAL E	\$ 186.25	TRIMBLE NAVIGATION LTD.	\$ 7,820.00
HOWARD INDUSTRIES INC	\$ 4,192.00	TYLER TECHNOLOGIES INC	\$ 273.00
IEEP:IND ENERGY EFF PROG	\$ 223,020.00	UPS	\$ 0.73
INDEPENDENT HEALTH PREMIUMS	\$ 24,481.05	VERIZON COMMUNICATIONS	\$ 29.99
IRS - FEDRAL PAYROLL TAX PAYME	\$ 21,492.81	VERIZON WIRELESS	\$ 767.79
IRS - FEDRAL PAYROLL TAX PAYME	\$ 20,255.11	VFW POST 374	\$ 120.00
<b>TOTAL COLUMN 1</b>	<b>\$ 334,223.63</b>	VILLAGE OF ARCADE	\$ 70.00
		VILLAGE OF ARCADE	\$ 70.00
		<b>TOTAL COLUMN 2</b>	<b>\$ 251,625.48</b>

VENDOR	AMOUNT
WARD & KUTZUBA	\$ 260.75
WAYPOINT TECHNOLOGY GROUP	\$ 1,695.00
WESCO DISTRIBUTION INC.	\$ 1,098.48
WYO CO VILLAGE ASSN.	\$ 140.00
ZEE MEDICAL SERVICE CO.	\$ 42.50
<b>TOTAL COLUMN 3</b>	<b>\$ 3,236.73</b>
<b>OVERALL TOTAL</b>	<b>\$ 589,085.84</b>