

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, April 19, 2011 at 6:00pm. The meeting began at Sullivan Avenue Park. There were:

PRESENT

Mayor Jay May, Trustee Ken Rule, Trustee Jim McGarvey, Trustee Donna Schiener, Trustee Robert Davis, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Jennifer Kraft, Police Chief John Laird.

ALSO PRESENT

Pat and Gail Palmerton, Jerry Crabb, Mike Landis, Carole Jones, Gail and Bob Sprague, Cindy Sampson, Danielle Kopinski, Joanne Offers, Diana Mayer, Katie Domes, Barb Collins, Mike Medden.

FLOOD ZONE

The initial meeting took place at the Sullivan Avenue Park where Superintendent Kilburn gave a brief history of the flood plain mapping of the VOA. There are several citizens that would like their property to be removed from the flood plain. The VOA board and several citizens walked along the RR berm that is part of the flood control and discussed options and concerns. In conclusion it was the board's wishes that Superintendent Kilburn is to write a letter to FEMA and DEC and outline the citizens concerns.

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance

APPROVE MINUTES

The approval of the minutes of the meeting dated April 5, 2011 was postponed until next meeting.

SNACK SHACK AND MOVIES AT THE VOA PARK

Danielle Kopinski requested use of the concession stand at the VOA Park to sell snacks during the summer months. She would like to open up at the end of May when baseball season starts. The Snack Shack would be open Tuesday and Thursday through June until the baseball season is done. She has requested the fee structure for use of the concession stand remain the same as it was last year, which was \$5 per day. She will be open daily during July and August and has requested that fee schedule remain the same as last year which was \$100 per month. Danielle also proposed the Snack Shack would sponsor a free family movie night on Friday nights. The movie would begin around 9:00 pm and would be over by 10:30 pm. The movies will be shown over by the sledding hill to keep the noise down in area neighborhoods. The board suggested she have chaperones, she stated she already has volunteers for that purpose. Danielle also mentioned what a wonderful job Dan Laird and crew have done and how very helpful they have been to her.

Motion made by Trustee Schiener and seconded by Trustee Davis to allow a \$5 daily rate for May and June and \$100 monthly rate for July and August for the use of the concession stand in the park for the Snack Shack.

The motion was passed upon the following vote:

VOTE										
Mayor Jay May	X	Yes		No		Abstain		Absent		
Trustee Robert Davis	X	Yes		No		Abstain		Absent		
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent		
Trustee Ken Rule	X	Yes		No		Abstain		Absent		
Trustee Donna Schiener	X	Yes		No		Abstain		Absent		
VOTE TOTAL:										
	5	Yes	0	No	0	Abstain	0	Absent		
RESULTS										
	X	PASS					FAIL			

Motion by Trustee Schiener and seconded by Trustee Davis to allow Friday Night Family Movie night for the eight weeks of July and August and all fees will be waived. The regulation of the park closing at 10pm will be temporarily changed to 11pm for the Family Movie Night only.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent

VFW FLEA MARKET

Diana Mayer would like the VOA to allow the VFW auxiliary to hold a flea market at the VFW on the second Saturday each month through the summer. She is requesting a waiver from the local law that prohibits sales more than two times a year.

Motion by Trustee McGarvey and seconded by Trustee Rule to allow the VFW to hold three flea markets through the months of June, July and August.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

ADOPT FY 2011-12 BUDGET

The 2011-12 Budget will adopted at a special meeting held April 29, 2011 at 7:00 am. There have been adjustments to the Health Insurance fund and to salaried employee compensation. These adjustments have led to a decrease in the rate from 14.64% to 13.57%. Several citizens in attendance shared their concerns with rising costs of VOA taxes and VOA employee benefits as well as the decline in young families moving into the VOA. Trustee McGarvey and Mayor May suggested concerned citizens should attend the Budget work sessions next year. They also suggested keeping the suggestions coming; they will be welcomed by the VOA board.

Motion by Trustee McGarvey and seconded by Trustee Rule to hold a special meeting to adopt the budget on April 29, 2011 at 7:00am.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

APPOINT DEPUTY CLERK TREASURER

Mayor May appointed Laurie Button as Deputy Clerk/Treasurer effective May 2, 2011.

REVIEW PROCUREMENT POLICY

General Municipal Law §104-b requires municipalities to adopt procurement policies for goods and services which are not required by law to be publicly bid. Accordingly, the procurement policy must be reviewed annually.

Motion by Trustee Rule and seconded by Trustee McGarvey, the Board reviewed the Procurement Policy, Rev. 5, dated January 5, 2010 and determined that no changes were required at this time.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

REVIEW FIXED ASSET CAPITALIZATION THRESHOLD POLICY

Governing boards are required to establish capitalization thresholds that assets must exceed before they are reported in financial statements; hence, the VOA adopted the Fixed Asset Capitalization Threshold Policy. Accordingly, the policy must be reviewed annually.

Motion by Trustee McGarvey and seconded by Trustee Schiener, the Board reviewed the Fixed Asset Capitalization Threshold Policy, Rev. 0, dated November 17, 2009 and determined that no changes were required at this time.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent

VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

DRUG TAKE BACK PROGRAM

Chief Laird reminded the board of the date, April 30, 2011, of the Drug Take Back Program that will be set up in the VOA back parking lot. This is a joint effort with the VOA police and the Wyoming County Sheriffs.

PERMISSION TO POST FOR VACANT PART TIME CLERK POSITION IN PD

Chief Laird requested permission to post for a part-time clerk to do data entry, answer phones, file, and take payments if necessary. This person will replace Laurie Button, who currently works 8 hours per week for the PD.

Motion by Trustee McGarvey and seconded by Trustee Schiener to post for a part time clerk to work 8 hours a week for the PD with an hourly rate dependent upon experience.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

NYMPA ANNUAL MEETING

The following resolution was offered by Mayor May and seconded by Trustee McGarvey:

RESOLUTION

WHEREAS, the Village of Arcade, New York, is a municipal member of the New York Municipal Power Agency (NYMPA) of New York State, and

WHEREAS, in accordance with the bylaws of NYMPA, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Superintendent of Public Works Larry A. Kilburn be and is hereby designated as the accredited delegate of the Village of Arcade, New York.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

RESULTS OF SEQR REVIEW FOR COUNTY LINE SUBSTATION IMPROVEMENTS

Motion by Trustee Schiener and seconded by Trustee McGarvey, the Board hereby determined that the proposed County Line substation replacement project has no significant environmental impact and a draft impact statement will not be prepared. Furthermore the Mayor of VOA be herby authorized to execute the SEQR negative declaration from prepared by Superintendent of Public Works Kilburn.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

BOND RESOLUTION FOR COMPUTER EQUIPMENT

A BOND RESOLUTION, DATED APRIL 19, 2011, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ARCADE, WYOMING COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING THE ACQUISITION OF COMPUTER SYSTEM EQUIPMENT AND SOFTWARE FOR USE BY THE VILLAGE, AT AN ESTIMATED MAXIMUM COST OF \$46,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$46,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

BE IT RESOLVED, by the Village Board of Trustees (the "Board") (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

The specific purpose (hereinafter referred to as "Purpose") to be financed pursuant to this resolution is the acquisition of computer system equipment and software for use by the Village and any preliminary costs and costs incidental thereto. The estimated maximum cost of said Purpose is \$46,000.

The Village Board of Trustees plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an amount not to exceed \$46,000 of the Village, hereby authorized to be issued therefor pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or **local funds received**. Unless paid from other sources, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

It is hereby determined that the purpose is an object or purpose described in subdivision 32 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the purpose is five years.

Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

It is hereby determined the proposed maturity of the obligations authorized by this resolution will not exceed five years.

The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

The Village has determined that the Project will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) if the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication of this notice; or

2. such obligations were authorized in violation of the provisions of the Constitution of New York..

The Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

This Resolution is effective immediately.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

BOND RESOLUTION FOR COMPOST EQUIPMENT

A BOND RESOLUTION, DATED APRIL 19, 2011, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ARCADE, WYOMING COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING THE ACQUISITION OF EQUIPMENT FOR THE VILLAGE SEWER SYSTEM, AT AN ESTIMATED MAXIMUM COST OF \$85,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$85,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

BE IT RESOLVED, by the Village Board of Trustees (the "Board") (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

The specific purpose (hereinafter referred to as "Purpose") to be financed pursuant to this resolution is the acquisition of equipment for the Village sewer system and any preliminary costs and costs incidental thereto. The estimated maximum cost of said Purpose is \$85,000.

The Village Board of Trustees plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an amount not to exceed \$85,000 of the Village, hereby authorized to be issued therefor pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

It is hereby determined that the purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the purpose is 30 years; however, the bonds issued pursuant to this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall mature no later than five years from the date of original issuance of said bonds or notes.

Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

It is hereby determined the proposed maturity of the obligations authorized by this resolution will not exceed five years.

The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the

bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

The Village has determined that the Project will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or
 - (b) if the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication of this notice; or

2. such obligations were authorized in violation of the provisions of the Constitution of New York..

The Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

This Resolution is effective immediately.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

BOND RESOLUTION IMPROVEMENTS TO VOA ELECTRIC SYSTEM

A BOND RESOLUTION, DATED APRIL 19, 2011, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ARCADE, WYOMING COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING THE RECONSTRUCTION OF AND CONSTRUCTION OF IMPROVEMENTS TO THE VILLAGE ELECTRIC SYSTEM AND OTHER IMPROVEMENTS AND ACCESSORIES IN CONNECTION THEREWITH, AT AN ESTIMATED MAXIMUM COST OF \$3,050,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,050,000, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

BE IT RESOLVED, by the Village Board of Trustees (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

The class of objects or purposes (hereinafter referred to as "Purpose") to be financed pursuant to this resolution is the reconstruction of and construction of improvements to the Village electric system and other improvements and accessories in connection therewith including, but not limited to, the replacement of the existing County Line Substation, the installation of two new 12/16/20 MVA transformers and the construction of a switchgear building and all preliminary work and necessary equipment, materials and site work and all preliminary costs and costs incidental thereto. The estimated maximum cost of said purpose is \$3,050,000.

The Village Board of Trustees plans to finance the estimated maximum cost of such class of objects or purposes by the issuance of serial bonds in an amount not to exceed \$3,050,000 of the Village, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received.

It is hereby determined that said class of objects or purposes is an object or purpose described in subdivision 5 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 30 years.

Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. Unless paid from other sources, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of such notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized including, but not limited to, authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of such bonds, and the renewals of such notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

The Village has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) if the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

This Resolution is subject to permissive referendum pursuant to Section 36.00 (a.) of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six (6) conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten (10) days after the date of adoption of this resolution.

If no petitions are filed in the referendum period, the Village Clerk is hereby authorized to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in said Village and hereby designated as the official newspaper of said Village for such publication.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

HOCKEY RINK

Our employees are taking down the hockey rink this week due to the fact the Faith Fellowship Sports Ministry was not able to remove the rink. When the weather breaks paving will begin.

AUTHORIZE MAYOR TO SIGN RENEWAL CONTRACT INDEPENDENT HEALTH

The annual contract with Independent Health is ready to be signed by the Mayor. The contract includes the Summary Plan as well as the new rates for the 2011-12 fiscal year. The new monthly rates are Single \$304.11, Two Person \$775.49 and Family \$821.09.

Motion by Trustee Rule and seconded by Trustee Davis to allow the mayor to sign the contract with Independent Health for the 2011-12 fiscal year.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

AUTHORIZE MAYOR TO SIGN TERMINATION LETTER WITH INDEPENDENT HEALTH HRA

The VOA will be contracting with Beneflex for the administration of the Health Reimbursement Account (HRA). To initiate the change the VOA must send a termination letter to Independent Health, which currently administers the HRA account. Independent Health is allowing the VOA to terminate effective April 19, 2011, which is short the 60 days that is required by contract. The VOA will still pay administration fees to Independent Health during the claims run out time of 90 days, but will not pay the annual fee of \$250.

Motion by Trustee McGarvey and seconded by Trustee Davis to allow the mayor to sign the letter with Independent Health to terminate our HRA account with them.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

AUTHORIZE MAYOR TO SIGN CONTRACT WITH BENEFLEX

The VOA will be contracting with Beneflex for the administration of the HRA account. This will allow the employees to use their benefits cards at medical appointments as well as at the pharmacy. This will decrease the amount of paperwork the employees will have to handle.

Motion by Trustee Schiener and seconded by Trustee McGarvey to allow the mayor to sign the contract with Beneflex, the new administrator of our HRA account, effective June 1, 2011.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

STUDENT INTERN

Clerk/Treasurer Kraft has been approached by a student that is interested in an unpaid internship with the VOA. The student currently attends Olean Business Institute and with a major in Accounting. The Clerk Treasurer will get additional information and will bring it to the next meeting.

AUDIT BILLS

Motion by Trustee McGarvey and seconded by Trustee Schiener, 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 Jay May	X	Yes		No		Abstain		Absent	
Trustee Joanne Offers	X	Yes		No		Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

INTERVIEW SUMMER REC

Trustee Schiener reported interviews will be held Wednesday, April 27, 2011 for the Recreation Supervisor position. Sandy Dutton, Eric Slocum, Clerk/Treasurer Kraft and Trustee Schiener will hold the interviews.

NYCOM NEW OFFICAL WORKSHOP

Trustee Schiener would like to attend the NYCOM conference, New Official Workshop, on May 5th 2011

Motion by Trustee Rule and seconded by Trustee McGarvey to attend NYCOM New Official Workshop at a cost of \$90.00.

The motion was passed upon the following vote:

VOTE									
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	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

IMPOUND LOT

The Mayor would like the board to consider developing a fenced in area at the sewage treatment plant for use by the police department as an impound lot. This service would produce fees for the VOA. Chief Laird will get more information for the board to review.

PEDDLER LAW CHANGE

The Mayor would like to review the Peddler Law. He would like the board to consider adding a timeframe in which solicitation can take place. The board will receive a copy for their review at the next meeting.

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:48pm upon motion by Trustee McGarvey and seconded by Trustee Rule.

The motion was passed upon the following vote:

VOTE								
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	X	Yes		No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

Clerk/Treasurer

DRAFT

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT WELDING SUPPLY CO INC	\$ 164.61	KENNERLY, AARON, PLS LLC	\$ 3,700.00
AMCHAR WHOLESALE, INC	\$ 463.80	KOESTER ASSOC INC	\$ 569.97
APPLIED SPECIALTIES INC.	\$ 1,760.00	LARRY ROMANCE & SON INC.	\$ 17.44
ARCADE HERALD	\$ 31.57	LEXISNEXIS RISK DATA MGMT INC	\$ 50.00
ARCADE LUMBER & MILLWORK	\$ 382.20	MARCOS PIZZA & SUBS	\$ 186.41
ARCADE POSTMASTER	\$ 1,549.91	MARTIN BROS CHEVROLET INC	\$ 36.95
ARCADE POSTMASTER	\$ 307.56	MATTHEW BENDER & CO INC.	\$ 44.47
AURORA ANSWERING SERVICE	\$ 81.56	MAYNARDS ELECTRIC SUPPLY INC	\$ 951.31
BENCHMARK ANALYTICS, INC	\$ 77.90	MOORE MEDICAL, LLC	\$ 116.06
BLACKBURN MANUFACTURING	\$ 99.50	NATIONAL FUEL GAS DISTRIB	\$ 929.37
BRASS' SHURFINE	\$ 4.24	NORTH EASTERN RESCUE VEHICLES,	\$ 577.18
C & G ELECTRICAL SUPPLY	\$ 1,359.40	NY POWER AUTHORITY	\$ 133,367.10
CATERED CREATIONS INC	\$ 5,000.00	NY RURAL WATER ASSOC	\$ 365.00
CATTARAUGUS CO HEALTH	\$ 120.00	NYMPA	\$ 451,616.00
CINTAS CORPORATION #782	\$ 250.68	NYS INCOME TAX	\$ 330.10
COMPLETE OFFICE SOLUTIONS INC	\$ 5,984.00	NYS SALES TAX	\$ 23,911.44
CRABB OIL & PROPANE INC.	\$ 7,134.00	NYS UNEMPLOYMENT INSURANCE	\$ 2,178.00
CURR A/C ELECTRIC	\$ 9,126.41	QUALITROL COMPANY LLC	\$ 267.50
CURR A/C SEWER	\$ 1,505.65	RADIO SHACK	\$ 41.68
CURR A/C WATER	\$ 2,654.00	SANDERS, BETTY	\$ 65.00
DFT COMMUNICATIONS/SECURITY	\$ 568.88	SIMONS, JOLENE	\$ 100.00
DIVAL SAFETY & SUPPLIES FOR LI	\$ 420.75	SOUTHWORTH-MILTON INC.	\$ 3,654.00
EATON OFFICE SUPPLY CO INC	\$ 998.43	SPARTAN WAREHOUSE CORP	\$ 7.78
ELSAG NORTH AMERICA	\$ 875.00	TCI INC.	\$ 2,917.36
ELTON GREENHOUSE	\$ 2,347.00	TECHNICAL ASSISTANCE AND	\$ 8,424.12
EVENFLO COMPANY, INC	\$ 1,065.90	TIME WARNER CABLE	\$ 129.95
FASTENAL COMPANY	\$ 297.29	TRACTOR SUPPLY CO	\$ 110.47
FISHER SCIENTIFIC COMPANY	\$ 526.68	TRI-COUNTY SUPPLY INC	\$ 65.96
FOSTERS EQUIPMENT, INC.	\$ 417.19	TRI-COUNTY TOOL RENTAL & SALES	\$ 76.00
G/FLRPC	\$ 11,410.29	UPS	\$ 15.84
GERNATT ASPHALT PRODUCTS, INC.	\$ 197.89	USA BLUEBOOK	\$ 329.01
GOTTOGO ELECTRIC INC	\$ 2,916.00	VERIZON	\$ 184.63
HALEY CONCRETE INC	\$ 218.00	VERIZON WIRELESS	\$ 143.60
HSBC BANK USA	\$ 124.45	WARD & KUTZUBA	\$ 463.75
IIEP:IND ENERGY EFF PROG	\$ 18,399.69	WATSON-MARLOW INC	\$ 511.18
IRS - FEDERAL PAYROLL TAX PAYME	\$ 1,594.95	WD FELTZ DIESEL TRUCK &	\$ 96.25
JAMESTOWN SOAP & SOLVENT	\$ 776.60	ZIMMER AUTO PARTS & SALES INC	\$ 821.72
JOHN SIXT & SON, INC.	\$ 295.77	ZUECH'S ENVIRONMENTAL SRVCS IN	\$ 400.00
TOTAL COLUMN 1	\$ 81,507.75	TOTAL COLUMN 2	\$ 637,772.60
		OVERALL TOTAL	\$ 719,280.35