

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, October 4, 2011 at 7:00 pm there were:

PRESENT

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

ABSENT

Trustee Robert Davis

ALSO PRESENT

Jeff Mason

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

APPROVE MINUTES

Motion by Trustee McGarvey and seconded by Trustee Schiener, the minutes from the regular meeting held on September 20, 2011 be approved as presented by Deputy Clerk/Treasurer Karpinski.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

APPROVE MINUTES

Motion by Trustee Schiener and seconded by Trustee McGarvey, the minutes from the special meeting held on September 27, 2011 be approved as presented by the Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No	X	Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	3	Yes	0	No	1	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

PERMISSION TO POST FOR SUBSTITUTE CROSSING GUARD

Motion by Trustee Schiener and seconded by Mayor May to authorize Police Chief Laird to post for the position of substitute crossing guard at an hourly rate of \$9.75.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

FEMA UPDATE

Superintendent of Public Works Kilburn updated the board on FEMA's progress with updating the flood plane. If we proceed there will be costs for the consultant's fees, Superintendent of Public Works Kilburn has requested an estimate. Also, there is a chance that as a result of changes to the map other properties that were not originally in the flood plane may be added.

TREE REMOVAL AT YORKSHIRE PIONEER HIGH SCHOOL

Trees were planted on the VOA right of way several years ago. The trees were recently taken down by the school district employees resulting in many stumps that need to be removed. Originally when Superintendent of Public Works Kilburn met with the school it was thought that we would need to take one of the rows of trees down due to the close proximity to our power lines. Ultimately the school was able to handle the removal and moved forward. The school is looking for help from the village in the cost of removing the stumps. Superintendent of Public Works Kilburn will request bids on the stump removal.

DESIGNATE ITEMS AS SURPLUS

Motion by Mayor May and seconded by Trustee Rule to designate as surplus and allow Clerk Treasurer Kraft to sell various items stored at the fire hall on Liberty Street. (see attached list)

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

PERMISSION TO DESTROY RECORDS

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize Clerk Treasurer Kraft to destroy the following records:

Police Diaries 1995-2000

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

COLLECTION OF DELINQUENT VOA TAXES BY WYOMING COUNTY

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

RESOLUTION

WHEREAS, Wyoming County adopted Local Law No. 12 of the year 1994 Providing for the Collection of Certain Delinquent Village Taxes by the County of Wyoming; and

WHEREAS, Wyoming County passed Resolution 10-303 on August 17, 2010 establishing policy that Wyoming County will only pay over to the Villages those amounts on their re-levied tax bills which are taxes; and

WHEREAS, Wyoming County will not pay over to Villages' non-tax items such as user fees or other charges which are included in re-levied tax bills submitted to Wyoming County unless such other sums are mandatory statutory additions to taxes; and

WHEREAS, any Village lying within Wyoming County may elect each year to have its delinquent Village taxes collected by Wyoming County in accordance with Section 1442 of the Real Property Tax Law of the State of New York; and

WHEREAS, any Village must request by resolution to have Wyoming County collect back taxes, said resolution to be adopted no earlier than September 1 of each year and a certified copy filed with the County Treasurer and the Clerk of the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Arcade elects to have its delinquent Village taxes collected by Wyoming County and that such list of unpaid taxes and certificate of delinquencies will be prepared and delivered to the Real Property Tax Department by November 15, 2011.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

AUDIT BILLS

Motion by Mayor May and seconded by Trustee Rule, 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 Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

EXECUTIVE SESSION

Motion by Trustee McGarvey and seconded by Trustee Rule, the Board enter into executive session to discuss the following topic(s) at 8:25 pm:

- Contract Negotiations

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS	X	PASS					FAIL		

Motion by Trustee McGarvey and seconded by Trustee Rule, the Board exit executive session at 8:39 pm.

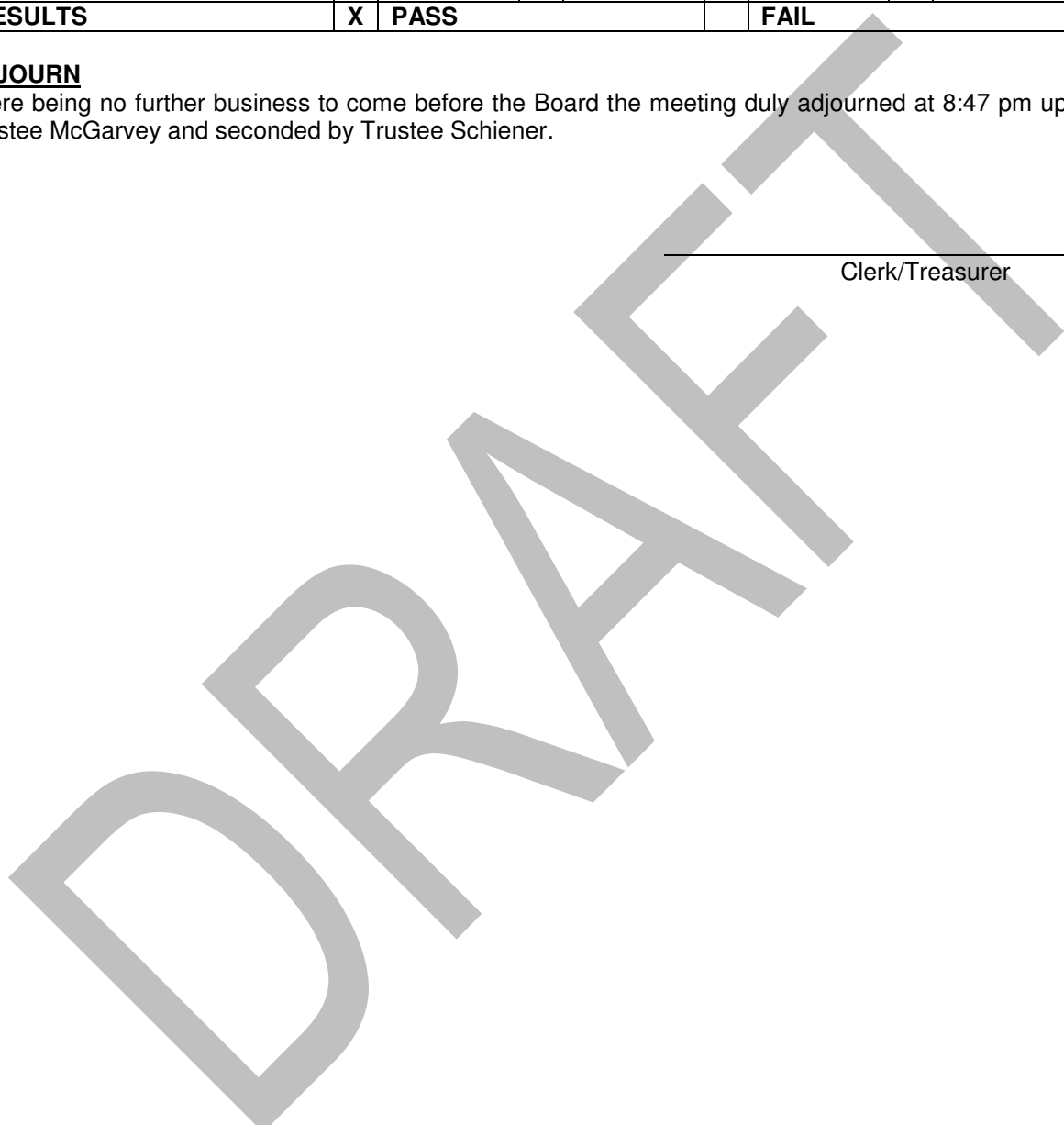
The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:47 pm upon motion by Trustee McGarvey and seconded by Trustee Schiener.

Clerk/Treasurer



VENDOR	AMOUNT	VENDOR	AMOUNT
AFLAC NEW YORK	\$ 1,947.58	MAPLE GROVE CORP	\$ 15.00
ASPLUNDH	\$ 9,041.60	MARTIN BROS CHEVROLET INC	\$ 1,844.02
BANK OF NEW YORK	\$ 2,705.64	MATUSZAK'S BLACKTOPPING INC	\$ 640.00
BEACON EQUIPMENT LEASING	\$ 249.00	MAYNARDS ELECTRIC SUPPLY INC	\$ 841.02
BENCHMARK ANALYTICS, INC	\$ 667.28	MCDONNELL, ANN	\$ 1,000.00
BENEFLEX INC	\$ 180.00	MESSINGER'S SALES AND SERVICE	\$ 402.84
BOLLAM,SHEEDY,TORANI & CO. LLP	\$ 2,135.00	MONIN, HARRY JR.	\$ 200.00
CDI-CHEMICAL DIST INC	\$ 518.50	MOORE, GILLIAN	\$ 69.73
CID DIVISION OF WASTE MANAGEMEN	\$ 9,980.70	NATIONAL GRID	\$ 68,622.72
CINTAS CORPORATION #782	\$ 282.74	NGT CORPORATION	\$ 1,010.00
CONNECTOR MANUFACTURING	\$ 380.50	NY POWER AUTHORITY	\$ 3,765.39
COVERED WAGON TOURS, LLC	\$ 825.00	NYMPA	\$ 50,523.00
CSEA	\$ 729.68	NYS & LOCAL RETIRE SYSTEM	\$ 2,863.93
CSEA BENEFIT UNIT	\$ 1,119.30	NYS D.E.C. REGION 9	\$ 1,875.00
CSEA POLICE UNIT	\$ 149.96	NYS INCOME TAX	\$ 4,398.81
DALY PAVING	\$ 1,400.00	OFFICE OF STATE COMPTROLLER	\$ 4,776.25
EATON OFFICE SUPPLY CO INC	\$ 16.87	PIONEER FORD INC.	\$ 43.32
EJ PRESCOTT, INC	\$ 1,620.00	PIONEER MANUFACTURING CO.	\$ 1,690.00
ERMCO	\$ 12,896.00	POW-R MOLE SALES LLC	\$ 61.69
FLUID KINETICS, INC.	\$ 2,117.00	ROYAL FLUSH OF WNY LLC	\$ 125.00
FRONTIER CONCRETE INC	\$ 22,600.00	S & C ELECTRIC CO.	\$ 278.77
GALVAN INDUSTRIES	\$ 365.24	SOUTER & SONS PRINTING CO	\$ 275.00
GERNATT ASPHALT PRODUCTS, INC.	\$ 1,297.27	STUART C IRBY CO	\$ 3,547.70
GERWITZ & MCNEIL ELECTRIC INC	\$ 81.00	TIME WARNER CABLE	\$ 44.95
GOODYEAR WHOLESALE TIRE	\$ 1,232.08	TMP TECHNOLOGIES, INC.	\$ 463.86
GOTTOGO ELECTRIC INC	\$ 4,448.00	TRACTOR SUPPLY CO	\$ 286.35
HALEY CONCRETE INC	\$ 11,051.50	TRI-COUNTY SUPPLY INC	\$ 101.60
HAMPTON INN & SUITES	\$ 351.00	UNITED UNIFORM CO INC	\$ 747.00
HSBC BANK USA	\$ 12.60	UTZ TIRE SERVICE OF ARCADE, IN	\$ 180.00
INDEPENDENT HEALTH PREMIUMS	\$ 27,111.43	VERIZON	\$ 138.83
IRS - FEDERAL PAYROLL TAX PAYME	\$ 22,707.96	VERIZON COMMUNICATIONS	\$ 34.99
ITRON, INC.	\$ 1,359.33	VERIZON WIRELESS	\$ 799.14
KISTNER CONCRETE PROD INC	\$ 5,719.00	VILLAGE OF ARCADE	\$ 90.00
KOESTER ASSOC INC	\$ 556.29	VOLLAND ELECTRIC EQUIP CORP	\$ 4,418.35
KRAFT, JENNIFER	\$ 312.24	WD FELTZ DIESEL TRUCK &	\$ 819.37
MANUFACTURERS & TRADERS TRUST	\$ 25,690.13	WESCO DISTRIBUTION INC.	\$ 452.38
TOTAL COLUMN 1	\$ 173,857.42	ZEE MEDICAL SERVICE CO. #126	\$ 48.60
		TOTAL COLUMN 2	\$ 157,494.61
		OVERALL TOTAL	\$ 331,352.03

SURPLUS SUPPLIES
October 2011

6 bicycles
1 metal desk
2 - 2 drawer metal file cabinets
1 mahogany desk, glass top, with matching credenza
2 HON mahogany top with gray paint tables
1 HON stack on storage unit with doors, light, cork board
1 wooden desk
Books
Picnic Bench
Piano
Dishes
Student's school desk
Compaq monitor
9 pin printer with paper
24 pin Okidata printer
3 - 35mm cameras
Scanner
2 power surge protectors
Metal stand paper feed
2 board games
VHS camcorder
Computer speakers
Toner cartridge TN430
Key tag box
3 HP ink cartridges
Brother copier drum unit
2 desk phones (push button)
2 police light bars (Seagull light Code 360)
4 video games
Decorative light with pole
Coffee pot
Stroller
2 grey metal file cabinets
Printer table
Wooden desk
Wooden stand
1 metal drawer
Desk top organizer
2 dehumidifiers
Misc items
generator