

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, November 15 at 7:00 pm 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, Deputy Clerk Treasurer Michelle Karpinski

**ALSO PRESENT**

Carole Jones, Bob and Bonnie Daunce, Katie Domes, Cheryl Parker, Kim and Joanne Offers, Hugh Ely, Gill Moore, Andy Koerner, Rich Kosmerl, Gary Antonio, Bridie Wulff, Brian Holtz, Mike O'Connor, Denny Martin, Chuck Romance, Carl Emerling, Gary Fuller and Mike O'Connor.

**PLEDGE OF ALLEGIANCE**

Mayor May opened the meeting with the Pledge of Allegiance.

**ZONING CONCERNS**

Bob Daunce shared concerns regarding the ability of temporary businesses to operate within the village. The Mayor emphasized there are currently no laws on the books of the VOA that would prohibit this type of business. The board assured all present they would review a law regarding Temporary Use Permits.

**TAX CAP INFORMATION**

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize Clerk/Treasurer Kraft to schedule a public hearing for the local law that will override the Property Tax Cap in the coming fiscal year for January 17, 2012.

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

**REVIEW CURRENT FEE SCHEDULE**

Board members will review and discuss any changes to the current fee schedule at the next board meeting, December 6, 2011.

**EXTENSION OF TERMS OF OFFICE**

The board discussed the process necessary to change the terms of office from two years to four. This process is subject to a permissive referendum. A resolution will be presented at the next meeting on December 6, 2011.

**APPROVE MINUTES**

Motion by Trustee Rule and seconded by Trustee McGarvey, the minutes from the regular meeting held on November 1, 2011 be approved as presented by Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Robert Davis		Yes		No	X	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	
<b>VOTE TOTAL:</b>	4	Yes	0	No	1	Abstain	0	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

**APPROVE MINUTES**

Motion by Trustee Schiener and seconded by Trustee Rule, the minutes from the special meeting held on November 8, 2011 be approved as presented by the Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Robert Davis		Yes		No	X	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
<b>VOTE TOTAL:</b>								
	5	Yes	0	No	0	Abstain	0	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**RETIREMENT REPLACEMENT PLAN**

Members will send comments and or concerns to Superintendent of Public Works Kilburn regarding his proposed retirement replacement plan. The Mayor requested thought be given to the long term vision for the VOA. This topic will be presented December 6, 2011.

**MAIN STREET GRANT UPDATE**

A written update was given to the board. Progress is noted.

**PERMISSION TO DESTROY RECORDS**

Motion by Trustee Schiener and seconded by Trustee McGarvey to allow Clerk Treasurer Kraft to destroy the following records in accordance with the New York State Archives Records Retention and Disposition Schedule MU-1:

- 2004-05 Tax Receipts
- Employee Deduction Reports 2004
- Insurance Premium Payroll Reports 2003
- Quarterly Wages/Unemployment Reports 2004
- Duplicate Copy of Records

The motion was passed upon the following vote:

<b>VOTE</b>								
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
<b>VOTE TOTAL:</b>								
	5	Yes	0	No	0	Abstain	0	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**FIRE DEPARTMENT MEMBERSHIP**

Per a report from Debby Austin-LaCerais, Secretary, membership applications were received from the following individual and will be considered at the AFDs December 2011 meeting:

- Aimee Davidson 11621 Ritter Rd., Freedom NY
- Daniel Stromecki 1758 Edmunds Rd., Freedom NY
- Brett Caughel 7112 Curriers Rd., Arcade NY

Also, David Ciesla was voted into the AFD.

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

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**FY 2011-2012 BUDGET AMENDMENT**

Motion by Trustee McGarvey and seconded by Trustee Rule, the FY 2011-12 budget be amended as follows because funds have been received from the County of Wyoming to be used by the police department. This funding is derived from seized assets.

<b>INCREASE REVENUE</b>	<b>INCREASE EXPENDITURE</b>
001-4-2626-0100	001-5-3120-200-2000
Forfeiture Crime Proceeds	Equipment
In the amount of <b>\$1025.00</b>	

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**AUDIT BILLS**

Motion by Trustee Rule and seconded by Trustee McGarvey, 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 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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**STREAMBANK EROSION PROJECT**

Superintendent of Public Works Kilburn updated the board on the grant. More information has been requested and sent to SEMO.

**BEAUTIFICATION COMMITTEE**

Joanne Offers advised the board the Beautification Committee planted four maple trees up at the VOA Park; some were planted in memory of Karen Norton's mother.

**EXECUTIVE SESSION**

Motion by Trustee Rule and seconded by Trustee McGarvey, 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:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

Motion by Trustee McGarvey and seconded by Trustee Rule, the Board exit executive session at 8:50 pm.

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

Motion by Trustee Rule and seconded by Trustee McGarvey to authorize the mayor to sign the Memorandum of Agreement by and between the Civil Service Employees Association Inc., Local 861-9252-01 and the Village of Arcade.

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**HOLIDAY LUNCHEON**

Motion by Trustee Schiener and seconded by Trustee Davis to authorize the Village of Arcade office to close between the hours of noon and 1:00 pm on December 22, 2011 to allow the employees time for a Holiday Luncheon.

The motion was passed upon the following vote:

<b>VOTE</b>									
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	
<b>VOTE TOTAL:</b>									
	5	Yes	0	No	0	Abstain	0	Absent	
<b>RESULTS</b>									
	X	<b>PASS</b>					<b>FAIL</b>		

**ADJOURN**

There being no further business to come before the Board the meeting duly adjourned at 9:05 pm upon motion by Trustee McGarvey and seconded by Trustee Rule.

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Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT WELDING SUPPLY CO INC	\$ 188.17	MARCOS PIZZA & SUBS	\$ 129.77
AMERICAN WIRE GROUP - AWG	\$ 283.50	MARTIN BROS CHEVROLET INC	\$ 244.69
ARCADE HERALD	\$ 268.87	MAYNARDS ELECTRIC SUPPLY INC	\$ 2,016.90
ARCADE LUMBER & MILLWORK	\$ 159.95	MED-TEC RESOURCE, INC	\$ 39.85
ARCADE POSTMASTER	\$ 1,582.11	MESSINGER'S SALES AND SERVIC	\$ 147.44
ARCADE POSTMASTER	\$ 244.64	METRO GROUP INC	\$ 42.44
AT&T	\$ 291.81	MEYERS, ALLEN	\$ 172.50
AUTOZONE	\$ 67.84	MILTON CAT	\$ 3,990.62
BANK OF NEW YORK	\$ 2,691.69	MOORE MEDICAL, LLC	\$ 560.96
BENCHMARK ANALYTICS, INC	\$ 155.80	NATIONAL FUEL GAS DISTRIB	\$ 56.83
BERTRAND CHAFFEE HOSPITAL	\$ 12.34	NORTHEAST TRANSFORMER SVCS L	\$ 4,000.00
BUFFALO CRUSHED STONE, INC	\$ 6,573.06	NYMPA	\$ 68,228.00
C & G ELECTRICAL SUPPLY	\$ 1,304.85	NYS INCOME TAX	\$ 3,885.08
CATTARAUGUS CO HEALTH	\$ 180.00	O'BRIEN, JONATHAN DBA ACTIVE	\$ 1,450.00
CINTAS CORPORATION #782	\$ 282.74	OFFICE OF STATE COMPTRROLLER	\$ 4,043.60
CITY FENCE INC.	\$ 220.00	PIONEER FORD INC.	\$ 10.00
CONROY MOTOR CORPORATION	\$ 87.95	RICHARD-CIN SIGNS & SUPPLIES	\$ 301.20
CSEA	\$ 735.28	S.D. MYERS INC	\$ 2,735.00
CSEA POLICE UNIT	\$ 137.96	SAIA COMMUNICATIONS INC	\$ 570.00
CURR A/C ELECTRIC	\$ 5,358.34	SCHWAB AGGREGATES	\$ 986.94
CURR A/C SEWER	\$ 100.10	SOUTER & SONS PRINTING CO	\$ 195.00
CURR A/C WATER	\$ 621.76	SPARTAN WAREHOUSE CORP	\$ 14.22
D & H EXCAVATING INC	\$ 8,106.86	SPRINGVILLE DOOR & WINDOW	\$ 1,070.55
ERIE COUNTY CLERK	\$ 60.00	STUART C IRBY CO	\$ 1,753.15
FASTENAL COMPANY	\$ 458.53	TECHNICAL ASSISTANCE AND	\$ 8,692.38
FIRST REHABILITATION LIFE	\$ 473.55	TIME WARNER CABLE	\$ 167.90
FLEET MAINTENANCE INC	\$ 1,132.77	TRACTOR SUPPLY CO	\$ 4.49
FORBES, EDITH E	\$ 105.00	UNITED STATES POSTAL SERVICE	\$ 1,500.00
GALETON	\$ 124.86	UPS	\$ 70.86
GALLS, AN ARAMARK COMPANY	\$ 142.97	UPSTATE STEEL	\$ 950.00
GERNATT ASPHALT PRODUCTS, IN	\$ 1,216.40	USA BLUEBOOK	\$ 280.60
HARLAND TECHNOLOGY SERVICES	\$ 313.00	VELLANO BROTHERS, INC	\$ 7,759.07
HSBC BUSINESS SOLUTIONS	\$ 399.97	VERIZON	\$ 332.27
IIEP:IND ENERGY EFF PROG	\$ 9,698.63	VERIZON COMMUNICATIONS	\$ 34.99
IRS - FEDRAL PAYROLL TAX PAY	\$ 19,372.91	VFW POST 374	\$ 200.00
JAMESTOWN SOAP & SOLVENT	\$ 482.54	VILLAGE OF ARCADE	\$ 90.00
JOE JOHNSON EQUIPMENT	\$ 556.00	WESCO DISTRIBUTION INC.	\$ 1,985.80
JOHN SIXT & SON, INC.	\$ 364.74	WPHS	\$ 255.00
LEXISNEXIS RISK DATA MGMT IN	\$ 50.00	WYOMING CO VILLAGE ASSN.	\$ 384.00
<b>COLUMN 1</b>	<b>\$ 64,607.49</b>	ZIMMER AUTO PARTS & SALES IN	\$ 535.93
		ZUECH'S ENVIRONMENTAL SRVCS	\$ 1,000.00
		<b>COLUMN 2</b>	<b>\$120,888.03</b>
		<b>OVERALL TOTAL</b>	<b>\$185,495.52</b>