

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, December 20, 2011 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.

ABSENT

ALSO PRESENT

Rod and Marlene Sergel, Andy Koerner, Jeff Mason

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

FLOOD PLAIN UPDATE

Per the request of the board Rod and Marlene Sergel, of RMS Technologies attended the board meeting to discuss their findings in updating the flood plain map. They have proven the residents on Haskell Avenue and Glenwood Avenue would not get flooded in the event of a 100 year storm (which is 5.2 inches of rain in a 24 hour period) due to an existing culvert and the ditch on the north side of the railroad. Should the water build up behind the ditch it will flow to Sullivan, Park and Mill Streets. Should the VOA proceed with changing the Flood Plain Map it could result in removing Haskell and Glenwood Avenues but may also result in adding Sullivan, Park and Mill Streets to the Flood Plain. In order to get the map changes the VOA must prove to FEMA, through a very detailed survey and study, where the water will go. The cost for the study could be almost \$30,000. The Sergel's recommendation would be to use money to control water flow up and down stream through the development of flood control dams and/or catch basins thus eliminating the danger of flooding. When completed the VOA would then go to FEMA to change the map. Superintendent of Public Works Kilburn will look into grants for this type of project.

REVIEW FEE SCHEDULE

Motion by Trustee McGarvey and seconded by Trustee Rule to adopt the new fee schedule as presented.

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	

EXTENSION OF TERMS OF OFFICE

After discussion regarding the extension of the terms of office for elected board officials, it was decided to postpone the resolution until the January 17, 2012 meeting. Although the extension of the term of office is subject to permissive referendum the board would like to send it directly to referendum. This referendum will take place during the elections in March 2012.

REVIEW CHAPTER 13 DOG LAW

Motion by Trustee Schiener and seconded by Trustee McGarvey to schedule a public hearing for the proposed changes to Chapter 13, Dog Law, on January 17, 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		

APPROVE MINUTES

Motion by Trustee Rule and seconded by Trustee McGarvey, the minutes from the regular meeting held on December 6, 2011 be approved as presented by 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	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
VOTE TOTAL:								
	4	Yes	0	No	X	Abstain	0	Absent
RESULTS								
	X	PASS				FAIL		

ACCEPT RESIGNATION OF PART TIME POLICE OFFICER

Motion by Trustee Schiener and seconded by Trustee McGarvey to accept the resignation of part time police officer Lynn Guertin after 25 years of service to the VOA effective December 31, 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		

PERMISSION TO HIRE PART TIME POLICE OFFICER

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize Chief Laird to fill the position for a part time police officer vacated by a resignation.

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		

PERMISSION TO HIRE SUBSTITUTE CROSSING GUARD

Motion by Trustee McGarvey and seconded by Mayor May to authorize Chief Laird to hire Jody Nelligan, subject to a background check, as the substitute crossing guard at a rate of \$9.75 per session .

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 STUDENT INTERNSHIP IN THE POLICE DEPARTMENT

Motion by Trustee McGarvey and seconded by Trustee Rule to authorize Blake Russell of Hilbert College to participate in an internship with the police department for eight (8) hours per week for fifteen (15) weeks, to begin January 17 2012.

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		

WWTP SURPLUS EQUIPMENT SALE

Superintendent of Public Works Kilburn reported the VOA received an offer for \$4100 to purchase WWTP surplus equipment, the cost of shipping will be paid by the purchaser.

TREE STUMP REMOVAL AT PCS

Superintendent of Public Works Kilburn and Mayor May met with individuals from PCS regarding the sharing of the cost of the stump removal. Additional bids were received, with the lowest bid at \$8,000.00. The VOA has agreed to pay half.

FREEDOM SWITCH YARD PROPERTY

Property upon which the Freedom Switch Yard was built will be turned over to the VOA through the Mayor signing the documents.

HAZARD MITIGATION PLAN

The Town of Arcade is willing to pay only \$6,000 of the \$20,000 expense of updating the Hazard Mitigation Plan. The VOA was anticipating a 50/50 split of the cost of this update.

WYOMING COUNTY YOUTH BUREAU

The VOA board chose not to waive the funding received by the state for summer recreation through the Wyoming County Youth Bureau.

FIRE DEPARTMENT MEMBERSHIP

Per a report from Debby Austin-LaCerais, Secretary, the following individuals were voted upon and accepted into membership at the December 2011 meeting:

- Daniel Stromecki
Brett Caughel

Membership applications were received from the following individual and will be considered at the AFDs January 2012 meeting:

- Andy Koerner Arcade NY
Aimee Davidson

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

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		

FY 2010-2011 BUDGET AMENDMENT

Motion by Mayor May and seconded by Trustee Rule, the FY 2011-12 budget be amended as follows because funds have been received from TPI to be used by the Police Department for the purchase of equipment.

INCREASE REVENUE	INCREASE EXPENDITURE
001-4-2705-0100	001-5-3120-200-2000
In the amount of \$500.00	

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		

FY 2011-2012 BUDGET ADJUSTMENTS

Motion by Trustee McGarvey and seconded by Trustee Rule, the budget adjustments be approved as presented by the Clerk (attached).

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		

AUDIT BILLS

Motion by Trustee Schiener 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:

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		

MEMBERSHIP IN ARCADE AREA CHAMBER OF COMMERCE

Motion by Trustee McGarvey and seconded by Trustee Rule to authorize the Mayor to participate in the Arcade Area Chamber of Commerce as a government representative.

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		

EXECUTIVE SESSION

Motion by Trustee McGarvey and seconded by Trustee Rule, the Board enter into executive session to discuss the following topic(s) at 8:34 pm:

- The employment history of a particular person

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 McGarvey and seconded by Trustee Rule, the Board exit executive session at 9:04 pm.

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		

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 9:04 pm upon motion by Trustee McGarvey and seconded by Trustee Rule.

Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
21ST CENTURY ELECTRONICS	\$ 64.96	KUTZUBA, ROBERT	\$ 1,428.00
ABBOTT WELDING SUPPLY CO INC	\$ 176.40	LANDESIGN INC	\$ 2,175.00
AFFILIATED COMPUTER SERVICES	\$ 625.00	LEXISNEXIS RISK DATA MGMT INC	\$ 50.00
ALMETER, HOLLY	\$ 720.00	LINEMENS SUPPLY INC	\$ 213.85
AMEIS, LEE	\$ 90.00	MARCOS PIZZA & SUBS	\$ 25.12
ARCADE AREA CHAMBER	\$ 100.00	MARMAN UTILITY, LLC	\$ 92,038.20
ARCADE FREE LIBRARY	\$ 5,250.00	MARTIN BROS CHEVROLET INC	\$ 285.19
ARCADE HERALD	\$ 229.83	MASON, JEFFREY	\$ 150.00
ARCADE HISTORICAL SOCIETY	\$ 375.00	MATUSZAK'S BLACKTOPPING INC	\$ 400.00
ARCADE LUMBER & MILLWORK	\$ 270.71	MAYNARDS ELECTRIC SUPPLY INC	\$ 472.97
ARCADE POSTMASTER	\$ 1,580.12	MESSINGER'S SALES AND SERVICE	\$ 358.07
ARCADE POSTMASTER	\$ 228.36	MEUA - MUNICIPAL ELECTRIC UTIL	\$ 8,805.00
ARCADE SENIOR CITIZENS	\$ 350.00	MEYERS HOME APPL INC	\$ 81.95
AURORA ANSWERING SERVICE	\$ 85.00	NATIONAL FUEL GAS DISTRIB	\$ 676.72
BANK OF NEW YORK	\$ 2,701.17	NEW HORIZON COMMUNICATIONS COR	\$ 724.05
BENCHMARK ANALYTICS, INC	\$ 77.90	NORTHEAST TRANSFORMER SVCS LLC	\$ 4,000.00
BIJHOUWER, PAUL	\$ 40.00	NY POWER AUTHORITY	\$ 141,115.24
BRASS' SHURFINE	\$ 6.04	NYMPA	\$ 98,674.00
BRITE COMPUTERS	\$ 221.02	NYS ASSOC OF CHIEFS OF	\$ 150.00
CATTARAUGUS CO HEALTH	\$ 180.00	NYS INCOME TAX	\$ 4,078.97
CHURCHVILLE FIRE EQUIP	\$ 861.61	NYS SALES TAX	\$ 10,301.49
CINTAS CORPORATION #782	\$ 282.74	O'BRIEN, JONATHAN DBA ACTIVE I	\$ 1,450.00
CLARK PATTERSON LEE	\$ 9,000.00	OFFICE OF STATE COMPTROLLER	\$ 4,680.50
COMPLETE OFFICE SOLUTIONS INC	\$ 639.50	OFFICE OF STATE COMPTROLLER	\$ 15.00
CONROY MOTOR CORPORATION	\$ 145.46	PENNSYLVANIA TRANSFORMER	\$ 600,216.00
CRABB OIL & PROPANE INC.	\$ 12,047.39	ROYAL FLUSH OF WNY LLC	\$ 125.00
CRAMER, GORDON	\$ 90.00	SAIA COMMUNICATIONS INC	\$ 35.00
CSEA	\$ 735.28	SANDERS, PAUL	\$ 90.00
CSEA POLICE UNIT	\$ 143.96	SCHNITZLER, ANDREW	\$ 30.00
CURR A/C ELECTRIC	\$ 6,271.85	SISSON'S BODY WORKS, INC	\$ 553.48
CURR A/C SEWER	\$ 108.50	SNYDER, JEFFREY	\$ 120.00
CURR A/C WATER	\$ 662.76	STANG TEK SERVICES	\$ 225.00
D & H EXCAVATING INC	\$ 165.24	STOCKWELL TESTING LAB INC	\$ 275.96
DANNY HEINEMAN & SONS INC	\$ 9.77	STRYKERSVILLE HARDWARE	\$ 1,585.42
DELL MARKETING LP	\$ 66.97	STUART C IRBY CO	\$ 15,578.41
DIVAL SAFETY & SUPPLIES FOR LI	\$ 1,306.10	SUTTELL, DONALD	\$ 60.00
EIGENBROD, DOUGLAS	\$ 60.00	SYRACUSE CASTINGS	\$ 226.00
EJ PRESCOTT, INC	\$ 1,153.42	TIFCO INDUSTRIES	\$ 183.03
EVENHOUSE PRINTING, LLC	\$ 330.00	TIME WARNER CABLE	\$ 122.95
FASTENAL COMPANY	\$ 541.25	TRI-COUNTY STUMP REMOVAL	\$ 254.00
FELBER, AARON	\$ 30.00	TRI-COUNTY SUPPLY INC	\$ 94.94
FLEET MAINTENANCE INC	\$ 548.27	TRI-COUNTY TOOL RENTAL & SALES	\$ 620.00
FORBES, EDITH E	\$ 105.00	TYLER FIRE EQUIPMENT, LLC	\$ 436.99
GERNATT ASPHALT PRODUCTS, INC.	\$ 1,182.71	VALLEY FAB & EQUIPMENT INC	\$ 457.70
GORDON F COMSTOCK MD	\$ 945.00	VERIZON	\$ 185.86
HANES SUPPLY INC	\$ 670.01	VERIZON WIRELESS	\$ 144.00
HSBC BANK USA	\$ 1,683.98	VILLAGE OF ARCADE	\$ 90.00
IIEP:IND ENERGY EFF PROG	\$ 10,018.43	WESCO DISTRIBUTION INC.	\$ 2,368.14
IRS - FEDERAL PAYROLL TAX PAYME	\$ 20,556.51	WILLIAMSON LAW BOOK CO	\$ 74.30
J & S AGEN, INC	\$ 54.00	ZEE MEDICAL SERVICE CO. #126	\$ 42.60
JOHN SIXT & SON, INC.	\$ 100.60	ZIMMER AUTO PARTS & SALES INC	\$ 396.58
KOSMERL, RICHARD	\$ 60.00		
TOTAL COLUMN 1	\$ 83,947.82	TOTAL COLUMN 2	\$ 996,940.68
		OVERALL TOTAL	\$ 1,080,888.50

12-21-2011 10:54 AM
 PACKET: 00139-WATER BUDGET ADJUSTMENT
 BUDGET CODE: CB-Current Budget

BUDGET ADJUSTMENT REGISTER

PAGE: 1

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE

Budget Adj. # 000167							
005 5-8340-200-2000	12/20/2011	PER BOARD DIRECTIVE	25,000.00-	38,500.00	0.00	13,500.00	1,811.74
EQUIPMENT							
005 5-8340-400-4690	12/20/2011	PER BOARD DIRECTIVE	25,000.00	6,000.00	0.00	31,000.00	2,920.84
MATERIALS/SUPPLIES/MAINT							
TOTAL IN PACKET--						0.00	

*** NO WARNINGS ***

*** NO ERRORS ***

*** END OF REPORT ***