

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, May 6, 2014 at 7:00 pm there were:

PRESENT

Mayor Jay May, Trustee Jim McGarvey, Trustee Donna Schiener Trustee Andrew Koerner, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Jennifer Kraft, Police Chief Anthony Biscaro.

ABSENT

Deputy Clerk/Treasurer Michelle Karpinski, Trustee Ken Rule

ALSO PRESENT

Carole Jones, Marisa and Dennis Sanders, Sandie Dutton, Bonnie Daunce, Paul Sanders, Chris Lexer

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

AWARD LIABILITY INSURANCE BID

After review and recommendation by Superintendent of Public Works Kilburn a motion by Trustee Koerner and seconded by Trustee McGarvey the liability insurance bid was awarded to Tompkins Insurance in the amount of \$104,559 for fiscal year 2014-2015. The VOA received two bids as follows:

Northwest Insurance Services	\$124,588
Tompkins Insurance	\$104,559

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

PROPERTY ISSUES

Village property owner Dennis Sanders approached the board regarding a property dispute on his property in the Village. The Village placed a garbage can in the middle of the alleyway between Downtown Domes and Mama's Home Cooking. The garbage can has been moved several times, the Village thought it was kids moving the can. Once notified that the alleyway was to remain clear the Village stopped putting the can there. The board made their position clear, the property is not Village property and any disputes with the use of said property is between the land owner and any party misusing the property.

APPROVE MINUTES

Motion by Trustee McGarvey and seconded by Trustee Schiener, the minutes from the special meeting held on April 8, 2014 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 Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	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 McGarvey and seconded by Trustee Koerner, the minutes from the regular meeting held on April 15, 2014 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 Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

DISCUSS HIRING PART TIME POLICE OFFICER

Chief Biscaro discussed the need for another part time officer to fill in gaps in coverage. Motion by Mayor May and seconded by Trustee Schiener to authorize Chief Biscaro to hire Jared Benkelman as a part time police officer effective May 19, 2014, with a starting rate of pay of \$16.61 which is in accordance with the CSEA, Local 1000 AFSCME, AFL-CIO contract, Unit #9252-01, Wyoming County Local 861. Jared is a VOA resident and is currently in the police academy, Phase 1, upon hire he will move to Phase 2.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

FEMA TRAINING

Chief Biscaro discussed his attendance at a FEMA training entitled "Field Intelligence Officer Regional Coordinator Training." It will be held June 4 through June 6, 2014 at the State Preparedness Training Center, 5900 Airport Rd, Oriskany NY. There is no fee for the course, lunches are provided and the state will pay for lodging. The courses are being taught by instructors from NYS Intelligence Center, Divisions of Homeland Security and Emergency Services and the FEMA National Exercise Division and Academia.

Motion by Mayor May and seconded by Trustee Koerner to authorize Chief Biscaro to attend the FEMA training.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

AGRI BUSINESS REQUEST ARCADE ELEMENTARY BUILDING

Zoning Officer Chris Lexer shared with the board the finding on the agri business proposal as requested by Tonya Nickerson. The original proposal was to allow the school to raise chickens for the purpose of raising eggs for sale. Although our zoning laws do not allow farm animals in the zoning area the school is in through researching an agricultural and marketing law it was discovered that those laws outweigh the local Village law. Zoning Officer Lexer sent a letter to the elementary principal authorizing them to proceed with their agri business. Lexer wanted it

to be clear to the public the Village did not make a special ruling or offer a waiver in this case but is in fact following Ag and Markets Law, Article 2, Section 16.

APPA SAFETY AWARD

Superintendent of Public Works Kilburn informed the board the electric department earned the American Public Power Association’s Safety Award of Excellence for safe operating practices in 2013. According to Marlin Bales, the chair of the APPA safety committee “The utility, earned a first place award in the category for utilities with 15,000 – 29,999 worker-hours of annual worker exposure”.

HIGHWAY BUDGET

Superintendent of Public Works Kilburn discussed the highway budget. There were some unexpected equipment repairs along with higher than anticipated fuel costs during the winter months. Also, there are some expenses waiting on grant reimbursement. There were some grant monies received but some of the expenses were in prior fiscal years.

FY 2013-2014 BUDGET AMENDMENT

Motion by Trustee McGarvey and seconded by Trustee Schiener, the FY 2013-2014 budget be amended as follows because funds have been received from two grants and an individual paid restitution on a charge of vandalism from 2004.

INCREASE REVENUE		INCREASE EXPENDITURE	
001-4-3089-0133	\$65,000	001-5-7140-400-4350	\$13,806
001-4-4097-0100	\$19,637	001-5-5410-400-4600	\$ 7,891.36
		001-5-5650-400-4470	\$ 6,105.00
		001-5-5110-400-4600	\$5,640.64
001-4-2770-0100	\$ 45.45	001-5-7140-400-4360	\$ 45.45

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

FY 2013-2014 BUDGET ADJUSTMENTS

Motion by Trustee McGarvey and seconded by Trustee Schiener, 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 Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

ACCEPT FULL ENVIRONMENTAL ASSESSMENT FORM

Motion by Mayor May and seconded by Trustee McGarvey to accept the Full Environmental assessment form as presented by the Town of Arcade acting as lead agency for SEQR review for the modification to the Town of Arcade/Village of Arcade Comprehensive Plan amendment.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

ACCEPT SEQR NEGATIVE DECLARATION

Motion by Trustee Schiener and seconded by Trustee McGarvey to accept the SEQR Negative Declaration for the Comprehensive Plan amendment.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

DESTROY RECORDS

Motion by Trustee McGarvey and seconded by Mayor May to authorize Clerk/Treasurer Kraft to destroy the following records in accordance with MU1 Records Retention schedule:

- Box 0644 General Work orders 2004-2007, retention 6 years
- Box 0711 Electric Receipts 2/26/08 – 4/28/08, retention 6 years
- Informational copies, daily balancing sheets 2012, destroy when no longer needed
- Individual payroll sheets 1952-1957
- Box 0177 Time sheets 2007, retention 6 years
- Box 0196 Periodic Payroll reports, retention 6 years
- Box 0197 Periodic Payroll reports, retention 6 years

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

AUTHORIZE MAYOR TO SIGN DFT SECURITY CONTRACT

Motion by Trustee Schiener and seconded by Trustee McGarvey to authorize the Mayor to sign the contract with DFT Security. The contract is for the installation of the Central Station Alarm Monitoring at a cost of \$3,750.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

AUTHORIZE MAYOR TO SIGN INDEPENDENT HEALTH CONTRACT

Motion by Trustee Schiener and seconded by Trustee Koerner to authorize the Mayor to sign the contract with Independent Health for the I Direct Silver Plan along with the Pediatric Dental Coverage Requirement Notification, effective June 1, 2014. The rates are \$384.77 single, \$654.11 subscriber and child, \$769.54 subscriber and spouse and \$1,096.59 family.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	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 Trustee Koerner and seconded by Mayor May, the Village bills be audited and paid in the amount of \$404,667.77 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 Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

TOWN OF MACHIAS SEWER PROJECT

Trustee McGarvey updated the board on the progress of the Town of Machias sewer project. Superintendent of Public Works Kilburn and Trustee McGarvey attended a Town of Machias board meeting. The project is moving forward and is slated for completion at the end of 2017. The Town of Machias is still waiting on funding.

MAIN STREET GRANT

Trustee McGarvey reviewed the Main Street Grant letters that have been received to date. There is still more information needed for the application. Trustees McGarvey and Schiener will be visiting the local merchants to gather more information.

SUMMER RECREATION

Trustee Schiener reported the VOA has received grant money for summer recreation through Wyoming County Arts Council and Pioneer Credit in the amount of \$3,644. There is more coming from Pioneer Credit as the employees chose the summer recreation program as the benefactor of their weekly charitable donations program. This will allow the kids to go to the Rochester Museum of Play and will cover their bus expense; Trustee Schiener will be contacting Becker Bus Service to check on pricing.

SQUELCHING RUMORS

Mayor May addressed the public to dispel rumors that were in the Arcade Herald’s letter to the editor suggesting he had played golf with representatives of Waste Management. This is not true. He felt it was foolish to condemn the VOA board for acting on rumors and then in the next sentence using rumors to discredit the board. He felt that such an action showed the quality of the individual that wrote the letter. While he is willing to address any questions in an open meeting he will not address them in the newspaper.

EXECUTIVE SESSION

Motion by Trustee McGarvey and seconded by Trustee Koerner for the Board to enter into executive session to discuss the following topic(s) at 7:58pm:

- Contract negotiations
Proposed Acquisition, sale or lease of real property

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	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 Schiener for the Board to exit executive session at 8:55 pm.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
Trustee Ken Rule		Yes		No		Abstain	X	Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	0	No	0	Abstain	1	Absent
RESULTS	X	PASS				FAIL		

REPORTS RECEIVED

The following reports were received, reviewed, and placed on file:

- Month end revenue and expense summary

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:55 pm upon motion by Trustee Koerner and seconded by Trustee Schiener.

Clerk/Treasurer

