

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, December 2, 2014 at 7:00 pm there were:

**PRESENT**

Mayor Jay May, Trustee Ken Rule, Trustee Andrew Koerner, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Jennifer Kraft, Police Chief Anthony Biscaro, Deputy Clerk/Treasurer Michelle Karpinski.

**ABSENT**

Trustee Schiener, Trustee McGarvey

**ALSO PRESENT**

Steve Perkins, Chris Lexer

**PLEDGE OF ALLEGIANCE**

Mayor May opened the meeting with the Pledge of Allegiance.

**WYOMING COUNTY WATER RESOURCE AGENCY**

Steve Perkins of the Wyoming County Water Resource Agency discussed the various programs that have been developed at the Wyoming County Water Resource Agency. The agency was developed 1.5 years ago using grant funding. In 2012 a study indicated the key areas of concern throughout the county. One of the concerns was the interest in a leak detection service. The Agency has purchased the necessary equipment and now offers the service to the county municipalities at no charge. The Agency has also established a water sampling program in connection with Benchmark Labs and Erie County Labs which has resulted in reduced costs of testing. To date seventeen entities have signed up for the program. They are currently working on developing a co-op for purchasing of chemicals that will hopefully involve cost savings and this will be available and a GIS mapping service, both should be available early next year. The Agency is also working on an asset management program to help identify needs as well as pulling together all of the infrastructure components along with the material and identify future needs you may have. Steve did state the Agency is not trying to create just a few water districts throughout the county as Genesee County has, topography will not allow that type of growth. Steve recommended that we should contact them with any water projects or waste water treatment plant projects that are coming up for possible funding or assistance.

**ZONING-FENCES**

Zoning Officer Chris Lexer discussed proposed changes to the Chapter 64 Zoning, section 710. A draft was given to each board member for review and consideration. Discussion will be had at the January 6, 2015 VOA board meeting.

**CHAPTER 44 PROPERTY MAINTENANCE**

Trustee Koerner discussed the draft version of the property maintenance law. Chief Biscaro and Trustee Koerner will meet with Attorney Robert Kutzuba regarding the involvement of the Planning Board in the proposed draft.

**APPROVE MINUTES**

Motion by Trustee Rule and seconded by Trustee Koerner, the minutes from the regular meeting held on November 18, 2014 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 Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
<b>VOTE TOTAL:</b>								
	3	Yes	0	No	0	Abstain	2	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

**MUNICIPAL SNOW AND ICE CONTRACT RESOLUTION**

The following resolution was offered by Trustee Koerner and seconded by Trustee Rule:

**RESOLUTION**

**WHEREAS**, the Village of Arcade entered into an Agreement No. D010645 entitled "Indexed Lump Sum Municipal Snow and Ice Agreement" between the New York State Department of Transportation (NYSDOT) and the Village of Arcade (VOA) dated October 25, 1996; and

**WHEREAS**, the term of the said Agreement is for a period of three years commencing July 1, 1996 and the said Agreement provides that the parties may at the end of each year of the term of the Agreement extend such term for an additional year; and

**WHEREAS**, the present term of the Agreement, as extended, expires June 30, 2016 and

**WHEREAS**, Section 7 of the said Agreement provides that the NYSDOT shall furnish the VOA with a suitable map for each term of the Agreement, or for any extended term thereof, modified to show the changes, if any, to the State Highways affected by this Agreement; and

**WHEREAS**, Section 9 of the said Agreement provided for an annual update of the estimated expenditure to be determined by the NYSDOT subject to the provisions of Section 9 at the time for extension of the Agreement; and

**WHEREAS**, Section 9 of the Agreement also provides for an adjustment to the actual payment amount based on the intensity and severity of the winter season;

**NOW, THEREFORE, Be It Resolved**, that the Mayor of the VOA be hereby authorized to enter into an Indexed Lump Sum Municipal Snow and Ice Agreement with the NYSDOT to extend the contract for a period of one year, now to expire on June 30, 2017. The highways or parts thereof affected by this Agreement are as delineated on the attached map and are agreed upon by the NYS DOT and the VOA, and shall be effective for the remainder of the term of the Agreement commencing on July 1, 2016 unless changed by future agreement. The Indexed Lump Sum estimated expenditure as specified in Section 9 of the aforementioned Agreement shall be \$5,496.91 per lane mile for 1.00 lane miles for a total of \$5,496.91 for the 2014-15 season and for the remainder of the term of the Agreement commencing July 1, 2014, unless changed by future update.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
<b>VOTE TOTAL:</b>								
	3	Yes	0	No	0	Abstain	2	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>					<b>FAIL</b>	

**SPW UPDATE**

Superintendent of Public Works Kilburn gave the VOA board an update on various projects that are currently underway:

12/16/2014 Bids will be awarded for the stream bank projects

12/16/2014 Bids will be opened for the chipper

12/19/2014 Bids will be opened for the water main transmission line and will be awarded the first board meeting of January

There will be an informational meeting regarding the water transmission line project for those residents involved on December 16, 2014 from 5:30 pm to 7:00 pm.

**WAIVE USE OF FACILITY FEE**

Motion by Trustee Koerner and seconded by Mayor May to authorize Clerk/Treasurer Kraft to waive the fee for the use of the fire hall by Tracy Murphy. The fire hall will be used to hold a benefit on January 10, 2015 for a local individual, Scott Seiwert, who is suffering from a catastrophic illness and is struggling with medical expenses.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
<b>VOTE TOTAL:</b>								
	3	Yes	0	No	0	Abstain	2	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**SCHEDULE BUDGET WORK SESSIONS**

Motion by Trustee Koerner and seconded by Trustee Rule to schedule budget work sessions each non-board meeting Tuesday, for the months of January, February and March. The sessions will begin at 7:00pm and will be held in the Village of Arcade boardroom. More meetings will be scheduled as needed.

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
<b>VOTE TOTAL:</b>								
	3	Yes	0	No	0	Abstain	2	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**DESTROY RECORDS**

Motion by Mayor May and seconded by Trustee Koerner to authorize Clerk Treasurer Kraft to destroy the following records in accordance with NYS MU1 Records Retention guidelines:

- Negotiation work papers 2008 – scanned into Filebound
- Vendor/Solicitors Permits 2005-2008 6 year retention
- Cash Receipts 2005-2007 Gross Receipts
- Vehicle/Sign Violations 1999-2000 6 year retention

The motion was passed upon the following vote:

<b>VOTE</b>								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent
Trustee Ken Rule	X	Yes		No		Abstain		Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
<b>VOTE TOTAL:</b>								
	3	Yes	0	No	0	Abstain	2	Absent
<b>RESULTS</b>								
	X	<b>PASS</b>				<b>FAIL</b>		

**FY 2014-15 BUDGET AMENDMENT**

Motion by Mayor May and seconded by Trustee Koerner the FY 2014-15 budget be amended as follows because funds in the amount of \$100 have been received from NOCO as a token of appreciation for the police departments continued cooperation and support in protecting their property at 472 West Main Street.

<b>REVENUE</b>		<b>EXPENDITURE</b>	
001-4-2705-0100		001-5-3120-200-2000	
<b>TOTAL \$100</b>		<b>TOTAL \$100</b>	

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener		Yes		No		Abstain	X	Absent	
<b>VOTE TOTAL:</b>	3	Yes	0	No	0	Abstain	2	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

Motion by Trustee Rule and seconded by Mayor May the 2014-15 budget be amended as follows because grant money was received from NYS DMV for the 2014 Child Safety Seat program in the amount of \$4,145.21.

<b>REVENUE</b>		<b>EXPENDITURE</b>	
001-4-4389-0100		001-5-3120-400-4690	
<b>TOTAL \$4145.21</b>		<b>TOTAL \$4145.21</b>	

The motion was passed upon the following vote:

<b>VOTE</b>									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener		Yes		No		Abstain	X	Absent	
<b>VOTE TOTAL:</b>	3	Yes	0	No	0	Abstain	2	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

**AUDIT BILLS**

Motion by Mayor May and seconded by Trustee Rule, the Village bills be audited and paid in the amount of \$372,622.88 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 Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey		Yes		No		Abstain	X	Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener		Yes		No		Abstain	X	Absent	
<b>VOTE TOTAL:</b>	3	Yes	0	No	0	Abstain	2	Absent	
<b>RESULTS</b>	<b>X</b>	<b>PASS</b>					<b>FAIL</b>		

**REPORTS RECEIVED**

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

- Rev and Expense Reports (general, water, sewer and electric funds)

**ADJOURN**

There being no further business to come before the Board the meeting duly adjourned at 8:20 pm upon motion by Trustee Koerner and seconded by Trustee Rule.

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Clerk/Treasurer