

The public hearing and regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, January 19, 2016 at 7:00 pm there were:

PRESENT

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

ALSO PRESENT

Bill Landahl, Len Connelly, Tom Beiersdorf, Chris Lester, Joe Collins, Jace Drennan, Gill Koerner, Summer Phillipson, John Camiolo

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

PUBLIC HEARING CHAPTER 55, STREETS, SIDEWALKS AND OTHER MUNICIPAL OWNED PROPERTIES

Mayor May opened the public hearing on the proposed changes to Local Law 55, Streets, Sidewalks and other Municipal Owned Properties. The proposed changes include changing the title from Streets and Sidewalks to Streets, Sidewalks and Other Municipal Owned Properties. Section 55-9, Permit Required, now includes the wording "other municipal owned properties." Also, there are significant changes to the wording regarding Deposits, in section 55-10 D. The amount of the deposit will be determined by the Superintendent of Public Works with a minimum amount of \$250. The timing of inspections and when all work is to be completed is clarified. Section 55-11, Backfill Requirements, now includes the street paving and replacement of gutters or curbs are the responsibility of the permittee.

There being no further comment the public hearing was closed at 7:02 pm per a motion by Trustee Schiener and seconded by Trustee Koerner.

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	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		

ADOPT LOCAL LAW 55, STREET, SIDEWALKS AND OTHER MUNICIPAL OWNED PROPERTIES

Motion by Trustee Rule and seconded by Trustee Schiener to adopt the proposed changes to Local Law 55, Street, Sidewalks and Other Municipal Owned Properties as presented.

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	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		

PUBLIC HEARING, CHAPTER 69 PROPERTY TAX CAP OVERRIDE

Mayor May opened the public hearing to hear comments from citizens regarding the proposed Chapter 69, Property Tax Cap Override.

There being no further comments or concerns the public hearing was closed per a motion by Trustee Schiener and seconded by Trustee Koerner.

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	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		

ADOPT LOCAL LAW CHAPTER 69 PROPERTY TAX CAP OVERRIDE

Motion by Trustee Rule and seconded by Trustee Koerner to adopt Local Law Chapter 69, Property Tax Cap Override.

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	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		

FIRE DEPARTMENT

Fire Chief Tom Beiersdorf explained to the VOA board the process involved in purchasing the pagers through a grant. The grant paid 90% of the cost of the first 50 pagers and the fire department was to pay for the next 35. The funds that were budgeted for the pagers were spent on other expenditures as the pagers were not available. There is a \$14,000 bill outstanding and the Village had agreed to pay \$10,000. This year there was a \$23,000 expense required to pay for the repairs to a fire truck leaving a deficit in the fire budget. Mayor May will contact the Towns of Freedom and Arcade to inform them of the need to use equipment replacement reserve funds to pay for the pagers.

Motion by Trustee Rule and seconded by Trustee Koerner to authorize the Clerk Treasurer to move funds from the fire department equipment replacement reserve in the amount of \$10,000 to cover this expense pending notification to the Towns of Arcade and Freedom. Should any of the Towns disapprove there will be further considerations given to this topic.

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	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		

JCAP GRANT

Court Clerk Koerner presented the details of the 2015-16 JCAP Grant to the VOA board. This year's amount granted to the Village is \$12,779.00. This money will be used for the following improvements to the court:

Cameras & DVD Upgrade	\$ 3,995.00	\$10 p/mo monitoring fee
Gate to allow bathroom access	\$ 2,675.00	
Metal Detector	\$ 4,400.00	
Prisoner Bench	\$ 1,179.00	
Sign NYS Court Seal	\$ 330.00	
Office Chair	\$ 200.00	
	\$12,779.00	

AMENDED CHECK REGISTER

Clerk Treasurer Kraft requested the board accept an amended check report for the checks issued at the January 5, 2016 meeting. A payroll correction that had to be back dated was posted, in the amount of \$551.24, and this created the need to amend the check report. The original report was \$737,043.92; the amended report is \$737,595.16.

Motion by Mayor May and seconded by Trustee McGarvey to accept the amended check register 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 Andy Koerner	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 Schiener and seconded by Trustee Koerner, the minutes from the regular meeting held on January 5, 2016 be approved with the amended check report.

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	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 budget workshop meeting on January 12, 2016 be approved as presented.

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	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 BID WWTP EXPANSION PROJECT

Motion by Trustee Rule and seconded by Trustee McGarvey to authorize Superintendent of Public Works Kilburn to bid out the WWTP project per the specifications in the proposal set by Clark Patterson Lee.

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	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		

OPEN BIDS 2006 PU TRUCK (STREETS DEPARTMENT)

The following bids were received for the sale of the 2006 Chevrolet Silverado Truck:

Dan Laird 9 Stranburg Ave Delevan NY 14042	\$251.50
Mark Hopkins PO Box 572 Yorkshire NY 14173	\$664.00

Motion by Trustee Koerner and seconded by Trustee McGarvey to put the truck on an auction site to see if we can procure a higher sale amount.

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	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		

CANCELLATION OF DEBT

Motion by Trustee Rule and seconded by Trustee Schiener to authorize the cancellation of the following debt:

NAME	ACCOUNT NUMBER	AMOUNT	REASON
Bieber, Dorothy	02-18900-02-0	\$ 107.28	Past Statute
Colin, Clifford	16-22900-04-0	\$ 32.64	Past Statute
Cummings, Darlene	16-28700-02-0	\$ 29.66	Past Statute
Elling, Marion	12-06500-00-0	\$ 441.67	Deceased
Ruhland, Joshua	08-03700-14-0	\$ 70.56	Past Statute
Wolfe, Becky	17-23100-02-0	\$ 105.25	Past Statute
Total		\$ 787.06	

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	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 DESTROY RECORDS

Motion by Trustee Schiener and seconded by Trustee McGarvey to authorize Clerk Treasurer Kraft to destroy the following records in accordance with NYS MU1 schedule:

- Correspondence 2009 - 6 year retention
- GIS Implementation Grant – Not funded, October 2009, 6 year retention
- Safety Training Grant 2007-08 - 6 year retention
- Downtown Revitalization Grant 2009 – Not Funded February 2009, 6 year retention
- Brian Burton Informational Copies – zero retention after no longer needed

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	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 Mayor May and seconded by Trustee Schiener, the Village bills be audited and paid in the amount of \$633,621.27 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	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 Rule and seconded by Trustee McGarvey, the Board enter into executive session to discuss the following topic(s) at 8:24 pm:

- Contract negotiations
- Employment history of a particular employee

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	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 Koerner and seconded by Trustee Schiener, the Board exit executive session at 8:30 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	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 8:30 pm upon motion by Trustee Rule and seconded by Trustee McGarvey.

Clerk/Treasurer

VENDOR	TOTAL	VENDOR	TOTAL
697 WEST MAIN ST LLC	\$ 600.00	MAIDA, MICHAEL	\$ 5.07
ABBOTT ANSWERING 581 LLC	\$ 112.15	MATTHEW BENDER & CO INC.	\$ 111.43
ANIXTER INC	\$ 94.86	NAPLES RENTAL AND SUPPLY CO I	\$ 450.00
ARCADE LUMBER & MILLWORK	\$ 95.90	NATIONAL FUEL GAS DISTRIB	\$ 302.10
ARCADE POSTMASTER	\$ 1,804.30	NEOPOST USA INC.	\$ 186.95
ARCADE POSTMASTER	\$ 294.40	NEW HORIZON COMMUNICATIONS CO	\$ 751.43
AUTOZONE	\$ 19.00	NEW YORK STATE DEFERRED COMPE	\$ 2,316.19
BRASS' SHURFINE	\$ 350.50	NOCO ENERGY CORP	\$ 2,756.44
BROWN WOOD PRESERVING CO, INC	\$ 9,512.00	NY POWER AUTHORITY	\$ 172,859.64
C & G ELECTRICAL SUPPLY	\$ 245.85	NYMPA	\$ 132,372.00
CINTAS CORPORATION #782	\$ 55.70	NYS INCOME TAX	\$ 5,501.77
CONNOR, FRANCIS S.	\$ 825.00	O'BRIEN, JONATHAN	\$ 2,480.00
CSEA	\$ 721.24	OFFICE OF STATE COMPTRROLLER	\$ 8,098.00
CSEA POLICE UNIT	\$ 153.49	OSEA INC	\$ 540.00
CURR A/C ELECTRIC	\$ 7,096.74	RICHARD-CIN SIGNS & SUPPLIES	\$ 156.00
CURR A/C GENERAL	\$ 8,000.00	SECURITY INVESTORS GROUP INC	\$ 310.00
CURR A/C SEWER	\$ 178.50	SIMAR ENTERPRISES	\$ 1,473.12
CURR A/C WATER	\$ 804.79	SS DIESEL & AUTO LLC	\$ 1,983.35
CYNCON EQUIPMENT INC	\$ 6,000.00	STAPLES ADVANTAGE	\$ 127.05
DANNY HEINEMAN & SONS INC	\$ 280.00	STRYKERSVILLE HARDWARE	\$ 849.86
DIG SAFELY NEW YORK, INC	\$ 3.00	TIME WARNER CABLE	\$ 220.94
FASTENAL COMPANY	\$ 214.14	TRIAD SYNERGY GROUP, INC	\$ 306.70
FISHER SCIENTIFIC COMPANY	\$ 669.22	TYLER TECHNOLOGIES INC	\$ 750.00
FM OFFICE EXPRESS INC	\$ 713.60	USA BLUEBOOK	\$ 201.93
FORBES, EDITH E	\$ 70.00	VERIZON	\$ 146.57
FREEDOM TAX COLLECTOR	\$ 44,806.76	VILLAGE OF ARCADE	\$ 90.00
GALLS LLC	\$ 42.00	WNY WATER WORKS CONFERENCE	\$ 35.00
GOTTOGO ELECTRIC INC	\$ 11,856.09	WRIGHT NAT'L FLOOD INSURANCE	\$ 712.00
IEEP:IND ENERGY EFF PROG	\$ 11,888.25	WYOMING CO DSS	\$ 951.92
IRS - FEDERAL PAYROLL TAX PAYM	\$ 27,727.57	WYOMING COUNTY SHERIFF	\$ 277.96
JIM'S EQUIPMENT REPAIR	\$ 205.54	WYOMING COUNTY TREASURER	\$ 47,170.29
JOHN SIXT & SON, INC.	\$ 272.35	WYOMING COUNTY WORKERS COMPEN	\$ 103,733.00
LARRY ROMANCE & SON INC.	\$ 4.34	YORKSHIRE TAX COLLECTOR	\$ 8,015.09
LEXISNEXIS RISK DATA MGMT INC	\$ 50.00	ZIMMER AUTO PARTS & SALES INC	\$ 1,612.19
COLUMN TOTAL	\$ 135,767.28	COLUMN TOTAL	\$ 497,853.99
		GRAND TOTAL	\$ 633,621.27