

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, February 7, 2017 at 7:00 pm there were:

PRESENT

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

ABSENT

Trustee Andrew Koerner, Trustee Ken Rule

ALSO PRESENT

Carole Jones, Matt Hilton

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

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. The Mayor explained that the allowable growth factor (tax cap) for fiscal year is 1.15%. This is based on 2% or the Consumer Price Index (CPI) whichever is less.

There being no further comments or concerns the public hearing was closed per a motion by Trustee Schiener and seconded by Trustee McGarvey at 7:02 pm.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner		Yes		No		Abstain	X	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:	3	Yes	0	No	0	Abstain	2	Absent
RESULTS	X	PASS				FAIL		

ADOPT LOCAL LAW CHAPTER 69 PROPERTY TAX CAP OVERRIDE

Motion by Trustee McGarvey and seconded by Trustee Schiener 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		Yes		No		Abstain	X	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:	3	Yes	0	No	0	Abstain	2	Absent
RESULTS	X	PASS				FAIL		

YMCA SUMMER RECREATION UPDATE

Matt Hilton, Wyoming County YMCA, discussed the upcoming summer recreation program and the various changes this year. In response to inquiries made last year, the YMCA will be offering an expanded program. There will be a program for 1.5 weeks prior to the summer recreation program that will not be subsidized by the Village or Town of Arcade. There will be field trips again this year. There will be ads in the newspaper along with direct mailings to promote the program. The YMCA will also be offering online registration as well as payments. Sara Moore is the director again this year and some of the assistants from last year will be back. The program will try to accommodate children that are attending summer school.

APPROVE MINUTES

Motion by Trustee Schiener and seconded by Trustee McGarvey, the minutes from the regular meeting held on January 17, 2017 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		Yes		No		Abstain	X	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:									
	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS									
	X	PASS					FAIL		

APPROVE MINUTES

Motion by Trustee McGarvey and seconded by Trustee Schiener, the minutes from the budget meeting held on January 23, 2017 be approved as presented by Deputy Clerk/Treasurer Karpinski.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner		Yes		No		Abstain	X	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:									
	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS									
	X	PASS					FAIL		

CONFIDENTIALITY AGREEMENT NEXTERA ENERGY TRANSMISSION, LLC.

Superintendent of Public Works Kilburn discussed the Confidentiality Agreement with NextEra Energy Transmission, LLC. This agreement is in regard to a feasibility study that NextEra will conduct at no cost to the Village and no future commitment on the part of the Village. NextEra will review our NERC compliance status both with and without the proposed wind farm. This feasibility study is the result of an earlier discussion between Superintendent of Public Works Kilburn and two representatives of NextEra regarding issues with Arcade's potential transmission line upgrades and our NERC classification in reference to the Allegany Wind Farm proposal.

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize the Mayor to sign the Confidentiality Agreement between the Village of Arcade and NextEra Energy Transmission, LLC.

The motion was passed upon the following vote:

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

RECS and ZECS UPDATE

Superintendent of Public Works Kilburn discussed the billing for the Renewable Energy Credits (RECS) and Zero Emission Credits (ZECS). The credit expenses will appear for the first time on the March bill and will be on a separate line. The RECS will be a minimal charge this year, with the ZECS being considerably more. These rates are expected to increase annually.

PUBLIC SERVICE RATE FILING SUBMISSION

Superintendent of Public Works Kilburn discussed the need for a rate increase for the electric department. The Village has not had a substantial rate increase in ten years. He and the Clerk Treasurer have been working with William Freitag, of SAX-BST LLC, in preparing the rate filing request. The documents have been reviewed and will be filed with the Public Service Commission later this week.

VILLAGE ELECTIONS POLLING PLACE AND HOURS

The following resolution was offered by Trustee Schiener and seconded by Trustee McGarvey:

RESOLUTION

WHEREAS, the next Village Election is to be held on Tuesday, March 21, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Village of Arcade Board of Trustees set the polling place as the Village Board Room, 17 Church Street, Arcade, Wyoming County, New York and the polls will be open from 12:00 o'clock noon until 9:00pm.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner		Yes		No		Abstain	X	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:								
	3	Yes	0	No	0	Abstain	2	Absent
RESULTS								
	X	PASS				FAIL		

HIRE TEMPORARY CLERK – RECORDS GRANT

Motion by Trustee Schiener and seconded by Trustee McGarvey to hire John William Beyer to the position of temporary part time clerk at an hourly rate of \$14.00, effective February 8, 2017. This position is paid for through the NYS Records Management Grant.

The motion was passed upon the following vote:

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

RE-SCHEDULE BOARD MEETING

Due to the fact there is a regular board meeting scheduled on the Village Election Day a motion was made by Trustee McGarvey and seconded by Trustee Schiener to re-schedule the regular board meeting from March 21, 2017 to March 22, 2017 at 7:00 pm.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May	X	Yes		No		Abstain		Absent
Trustee Andy Koerner		Yes		No		Abstain	X	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:								
	3	Yes	0	No	0	Abstain	2	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 :

DESCRIPTION	RETENTION	BOX
Electric Receipts 11/2010-1/19/2011	6 years	0726

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner		Yes		No		Abstain	X	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:	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS	X	PASS					FAIL		

CANCELLATION OF DEBT

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

NAME	ACCOUNT NUMBER	AMOUNT	REASON
Bartkowiak, Florine	17-12800-02	\$ 6,453.84	Past Statute
Cappiello, Laura	17-25900-05	\$ 773.98	Past Statute
Nicometi, Brianna	13-20300-05	\$ 14.74	Too Small for Coll Agency
Schade, Cindy	92-13000-00	\$ 15.34	Too Small for Coll Agency
	Total	\$ 7,257.90	

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner		Yes		No		Abstain	X	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:	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS	X	PASS					FAIL		

FY 2016-2017 BUDGET ADJUSTMENTS

Motion by Trustee Schiener and seconded by Trustee McGarvey, 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		Yes		No		Abstain	X	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:	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS	X	PASS					FAIL		

AUDIT CAPITAL PROJECT INVOICES

Motion by Mayor May and seconded by Trustee McGarvey the Village Capital Project bills be audited and paid in the amount of \$415,956.61 and that the Clerk be authorized to submit bills to Environmental Facilities Corporation (EFC) for payment via the funding for the WWTP Expansion.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May	X	Yes		No		Abstain		Absent	
Trustee Andy Koerner		Yes		No		Abstain	X	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:									
	3	Yes	0	No	0	Abstain	2	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 \$200,875.79 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		Yes		No		Abstain	X	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:									
	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS		X	PASS				FAIL		

REPORTS RECEIVED

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

- Revenue and Expense
- Annual Police Report

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:22 pm upon motion by Trustee McGarvey and seconded by Trustee Schiener.

Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
21ST CENTURY ELECTRONICS	\$ 29.97	McDONNELL MILLER, ANN	\$ 4,000.00
AFLAC NEW YORK	\$ 2,209.84	MORPHO TRUST USA NEW YORK	\$ 87.00
ALTEC INDUSTRIES INC	\$ 200.41	MUNICIPAL SOLUTIONS, INC	\$ 175.00
AMERICAN ROCK SALT HOLDINGS LL	\$ 15,678.13	NATIONAL FUEL GAS DISTRIB	\$ 1,096.23
ARCADE LUMBER & MILLWORK	\$ 1,078.24	NEW YORK STATE DEFERRED COMPEN	\$ 2,241.58
ARCADE POSTMASTER	\$ 1,701.14	NEW YORK STATE DEFERRED COMPEN	\$ 2,274.36
ARCADE POSTMASTER	\$ 335.34	NGT CORPORATION	\$ 845.00
ATTICA AUTO SUPPLY	\$ 119.24	NIAGARA FRONTIER	\$ 160.33
AUTOZONE	\$ 10.99	NOCO ENERGY CORP	\$ 4,051.61
BELL-BEYER, SHERI	\$ 115.89	NORFOLK SOUTHERN CORP.	\$ 232.08
BENEFLEX INC	\$ 175.00	NYS & LOCAL RETIRE SYSTEM	\$ 4,601.30
BISON LABORATORIES INC.	\$ 2,204.25	NYS CHILD SPRT PROCESSING	\$ 500.46
BURTON, RUSSELL L	\$ 82.08	NYS CHILD SPRT PROCESSING	\$ 500.46
C & G ELECTRICAL SUPPLY	\$ 276.40	NYS INCOME TAX	\$ 3,683.38
CID DIVISION OF WASTE MANAGEMEN	\$ 9,394.30	NYS INCOME TAX	\$ 3,623.32
CINTAS CORPORATION #782	\$ 111.40	NYS MAGISTRATES ASSOCIATION	\$ 80.00
CONNOR, FRANCIS S.	\$ 172.00	NYS SALES TAX	\$ 10,395.74
CSEA	\$ 669.37	NYSAMCC INC	\$ 40.00
CSEA	\$ 669.37	O'BRIEN, JONATHAN	\$ 2,768.75
CSEA BENEFIT UNIT	\$ 1,017.30	OSEA INC	\$ 405.00
CSEA POLICE UNIT	\$ 151.28	OSHEL, LEONARD K, JR.	\$ 43.15
CSEA POLICE UNIT	\$ 151.28	PIONEER FORD INC.	\$ 690.02
CUBIC STORAGE CO., INC.	\$ 36.60	R.C. FIRE EQUIPMENT INC.	\$ 718.20
CURR A/C ELECTRIC	\$ 8,068.10	REGIONAL INTERNATIONAL CORP	\$ 972.03
CURR A/C SEWER	\$ 183.19	SAIA COMMUNICATIONS INC	\$ 124.98
CURR A/C WATER	\$ 799.72	SECURITY INVESTORS GROUP INC	\$ 360.00
DANNY HEINEMAN & SONS INC	\$ 436.69	SHELTERPOINT LIFE INSURANCE CO	\$ 260.40
DIVAL SAFETY EQUIPMENT	\$ 644.25	SHELTERPOINT LIFE INSURANCE CO	\$ 231.10
FASTENAL COMPANY	\$ 811.32	SMITH, DEBRA	\$ 238.00
FLEET MAINTENANCE INC	\$ 307.55	SOUTER, ROBERT A	\$ 275.00
FLEETPRIDE INC	\$ 1,265.20	SS DIESEL & AUTO LLC	\$ 126.50
FORBES, EDITH E	\$ 145.00	TASER INTERNATIONAL, INC	\$ 124.74
GRAINGER	\$ 5,195.76	TIME WARNER CABLE	\$ 144.99
INDEPENDENT HEALTH	\$ 32,340.69	TRACTOR SUPPLY CREDIT PLAN	\$ 425.87
IRS - FEDERAL PAYROLL TAX PAYME	\$ 21,382.63	TYLER TECHNOLOGIES INC	\$ 19,398.67
IRS - FEDERAL PAYROLL TAX PAYME	\$ 20,184.51	UPS	\$ 85.61
JIM'S EQUIPMENT REPAIR INC	\$ 55.19	USA BLUEBOOK	\$ 214.28
JOHN SIXT & SON, INC.	\$ 527.52	VERIZON	\$ 147.70
KEY BANK	\$ 1,400.30	VERIZON WIRELESS	\$ 676.32
LORMAN EDUCATION SERVICES	\$ 480.00	VILLAGE OF ARCADE	\$ 90.00
L-TRON CORPORATION	\$ 678.00	VILLAGE OF ARCADE	\$ 90.00
MARTIN BROS CHEVROLET INC	\$ 668.24	WNYWCC	\$ 70.00
MAZIUK WHOLESALE DISTRIBUTORS	\$ 313.20	WYOMING COUNTY VILLAGE ASSOCIA	\$ 224.00
COLUMN TOTAL	\$ 132,476.88	ZIMMER AUTO PARTS & SALES INC	\$ 905.75
		COLUMN TOTAL	\$ 68,398.91
		GRAND TOTAL	\$ 200,875.79

2-09-2017 3:24 PM

BUDGET ADJUSTMENT REGISTER

PAGE:

PACKET: 00289-BUD ADJ PER BOARD 2/7/2017

BUDGET CODE: CB-Current Budget

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

Budget Adj. # 003925							
001 5-1325-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	15.00-	5,880.00	0.00	5,255.00	4,547.56
001 5-1900-400-4000	2/07/2017	PER BOARD DIRECTIVE CONTRACTUAL EXPENDITURES	15.00	15.00	0.00	30.00	0.00
001 5-5650-400-4590	2/07/2017	PER BOARD DIRECTIVE SIGNS/POSTS/FENCES	50.00-	500.00	0.00	250.00	250.00
001 5-5142-415 4000	2/07/2017	PER BOARD DIRECTIVE EVEREST WING PLOW #15	50.00	500.00	0.00	550.00	31.50
001 5-5650-400-4590	2/07/2017	PER BOARD DIRECTIVE SIGNS/POSTS/FENCES	200.00-	500.00	0.00	250.00	250.00
001 5-5142-414-4000	2/07/2017	PER BOARD DIRECTIVE VIKING PLOW #14	200.00	500.00	500.00	1,200.00	18.90
001 5-9010-800-8000	2/07/2017	PER BOARD DIRECTIVE STATE RETIREMENT SYSTEM	7,886.00-	58,365.00	0.00	50,479.00	0.00
001 5-9015-800-8000	2/07/2017	PER BOARD DIRECTIVE POLICE RETIREMENT	7,886.00	86,800.00	0.00	94,686.00	6,148.00-
001 5-1325-200-2000	2/07/2017	PER BOARD DIRECTIVE EQUIPMENT	1,000.00-	2,000.00	0.00	1,000.00	1,600.00
001 5-8745-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	1,000.00	0.00	330.00	1,940.00	1.06
001 5-1325-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	610.00-	5,880.00	0.00	5,255.00	4,547.56
001 5-8745-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	610.00	0.00	330.00	1,940.00	1.06
001 5-1320-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	725.00-	12,000.00	0.00	9,955.00	4,776.25
001 5-9040-800-8000	2/07/2017	PER BOARD DIRECTIVE WORKMENS COMP	725.00	14,200.00	0.00	14,925.00	3.28
001 5-1320-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	1,320.00-	12,000.00	0.00	9,955.00	4,776.25
001 5-9040-800-8001	2/07/2017	PER BOARD DIRECTIVE WORKMENS COMP-POLICE	1,320.00	26,250.00	0.00	27,570.00	1.99
005 5-9010-800-8000	2/07/2017	PER BOARD DIRECTIVE STATE RETIREMENT SYSTEM	1,305.00-	31,400.00	0.00	30,095.00	0.00

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 PACKET: 00289-BUD ADJ PER BOARD 2/7/2017
 BUDGET CODE: CB-Current Budget

BUDGET ADJUSTMENT REGISTER

PAGE:

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

005 5-8310-400-4220	2/07/2017	PER BOARD DIRECTIVE CONSULTANTS	1,305.00	10,000.00	30.00	11,335.00	23.42-
005 5-8340-100-1000	2/07/2017	PER BOARD DIRECTIVE PERSONNEL SERVICES-REG	500.00-	67,600.00	11,250.00-	52,850.00	25,412.17
005 5-8320-094-1000	2/07/2017	PER BOARD DIRECTIVE GENERATOR;SULL WELL HOUSE	500.00	0.00	0.00	500.00	426.22
005 5-8340-100-1000	2/07/2017	PER BOARD DIRECTIVE PERSONNEL SERVICES-REG	3,000.00-	67,600.00	11,250.00-	52,850.00	25,412.17
005 5-8320-100-1000	2/07/2017	PER BOARD DIRECTIVE PERSONNEL SERVICES-REG	3,000.00	17,350.00	4,400.00-	15,950.00	748.88-
007 5-0781-200-4010	2/07/2017	PER BOARD DIRECTIVE SUPPLIES-OFFICE	100.00-	4,000.00	500.00-	3,400.00	1,436.69
007 5-0731-420-4690	2/07/2017	PER BOARD DIRECTIVE MATERIALS/SUPPLIES/MAINT	100.00	0.00	6,245.00	6,345.00	71.47
TOTAL IN PACKET--						0.00	

*** BUDGET DEFICIT WARNINGS ***

FUND ACCOUNT	NAME	BALANCE
001 5-9015-800-8000	POLICE RETIREMENT	6,148.00-
005 5-8310-400-4220	CONSULTANTS	23.42-
005 5-8320-100-1000	PERSONNEL SERVICES-REG	748.88-

TOTAL WARNINGS: 3

*** NO ERRORS ***

*** END OF REPORT ***