

The special meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Thursday, February 15, 2018 at 6:00 pm there were:

PRESENT

Mayor Jay May, Trustee Ken Rule, Trustee Jim McGarvey, Trustee Donna Schiener, Trustee Andy Koerner
Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Jennifer Kraft

ALSO PRESENT

Jason Beachel of Tompkins Insurance, George Dickover of Selective Insurance, Julie Jensen of Tompkins Insurance, William Ciszewski of Hodgson Russ.

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

REVIEW FIRE CLAIMS PROGRESS

The purpose of the special meeting is to review the progress on the fire recovery with representatives from Tompkins Financial and Selective Insurance.

George Dickcover offered an overview of the various components. To date the VOA has been paid \$1.1 This amount covered the building loss, an advance on business/personal property and \$400,000 for replacement of vehicles and repair of the backhoe. Jim Stromecki, a structural engineer, was hired to determine the scope of damage to the building. His analysis determined the building to be structurally sound and his recommendation for the scope of the work was to remove the roof, siding, doors and gut the interior. Because the building can be repaired the work would be done under the old building codes. The scope of work was given to another individual who estimated the cost of the work would be about \$830,000 and George added \$30,000 for engineering fees. After depreciation the total value of the building is \$517,000, cash value of building, with a potential to collect another \$341 if expenditures exceed the \$517,000. Stromecki's opinion was that none of the steel beams are compromised and the damaged purlins can be replaced. The Board wants the beams reviewed from a metallurgical stand point; George will make the arrangements. Using the old building codes would not require a fire suppressant system to be installed. The Board asked if the insurance wouldn't prefer to have a system in place? The response was that as long as the building was not any less safe than before the fire then it is acceptable. The insurance company will cover the cost of the rental of the temporary garage. Once the lease is signed it will be sent to the insurance company.

The Board asked "If we send the project out to bid and all the bids come in at a higher number than what the insurance is willing to pay for repairs, then what?" The insurance representatives stated they will work with the Village.

The Board wanted to know who would pay for the architect to draw up the plans, the insurance company will.

The Mayor asked of the losses we cannot recover, and if the truck is found to be the cause, will the insurance help us in the process to recover our uninsured losses? The insurance will share all the reports with the VOA and The Village could piggyback with the insurance in the process of trying to recover losses but the insurance can only partially help. The VOA would need to hire its own counsel if necessary.

The Board asked how the determination was made to repair vs replace the building. The response was they look at structural damage-if substantial you would replace the building. Only two bays of purlins were damaged, that is not considered substantial, therefore, repair is appropriate.

If the Village requested a second opinion on the structural integrity of the building, who would pay for that? The insurance company will pay that out of funds set aside for this purpose.

As far as the inventory, RCF Salvage has created an Excel spreadsheet and is currently working with the Village to come up with a dollar value.

The Village has received payment for two trucks, #730, digger derrick and #76, 2017 Dodge boom truck. Three other bucket trucks were cleaned by Kless Boys. Two are at Altec, one is waiting to be sent. Selective has had a conference call with Altec regarding the disassembling of the trucks and replacing the parts that have been damaged. There had been concern the chassis sustained heat damage. The Mayor expressed grave concern over the safety of the equipment if the chassis is kept and the boom replaced. The review on one of the trucks at Altec is expected later this week.

Currently the VOA is renting equipment, bucket trucks and a digger derrick, which is an uninsured expense. If the Village purchased used vehicles rather than renting them, would the insurance company cover the cost? George did not know for certain but he would look into this.

The Mayor thanked the insurance company for attending the meeting.

EXECUTIVE SESSION

Motion by Trustee McGarvey and seconded by Trustee Schiener, the Board enter into executive session to discuss the following topic(s) at 6:52 pm:

- Possible Litigation

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 Schiener and seconded by Trustee McGarvey, the Board exit executive session at 7:15 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 7:32 pm upon motion by Trustee Rule and seconded by Trustee McGarvey.

Clerk/Treasurer