

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, May 15, 2018 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

Carole Jones

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

EXECUTIVE SESSION

Motion by Trustee Schiener and seconded by Trustee McGarvey, the Board enter into executive session to discuss the following topic(s) at 7:02 pm:

- Employment history of a particular employee
Contract Negotiations

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 Rule, the Board exit executive session at 7:26 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		

SALARIED EMPLOYEES PAY RAISES

Motion by Trustee Schiener and seconded by Trustee McGarvey to authorize the following salary increases for the administrative personnel effective 6/1/2018. Also the administrative personnel may participate in the Flexible Spending Account benefit administered by Beneflex-Erie for up to \$800, to cover the increase in the health insurance deductible from \$4,200 to \$5,000.

EMPLOYEE	CURRENT HOURLY RATE	RATE INCREASE
Chief Biscaro	\$35.513	2% = \$36.224
SPW Kilburn	\$43.339	2% = \$44.206
Clerk/Treasure Kraft	\$25.783	2% = \$26.298
Deputy C/T Karpinski	\$23.573	2% = \$24.044

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		

REVIEW LOCAL LAW CHAPTER 40 PEDDLERS, SOLICITORS AND ITINERANT VENDORS

The Board reviewed the proposed changes to Local Law Chapter 40, Peddlers, Solicitors and Itinerant Vendors. The changes include adding wording to cover Mobile Food Vendors. Changes were made to the application to address the changes as some of the required documents are different from other vendors. The Board determined the fees will remain the same for all vendors.

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		

SCHEDULE PUBLIC HEARING FOR PROPOSED CHANGES LOCAL LAW CHAPTER 40, PEDDLERS, SOLICITORS AND ITINERANT VENDORS

Motion by Trustee McGarvey and seconded by Trustee Rule to schedule a public hearing to hear public comments regarding the changes to Local Law Chapter 40, Peddlers, Solicitors and Itinerant Vendors on Tuesday, June 5th, 2018 at 7:00 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		

APPROVE MINUTES

Motion by Trustee McGarvey and seconded by Trustee Koerner, the minutes from the regular meeting held on May 1, 2018 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	X	Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	4	Yes	0	No	1	Abstain	0	Absent

RESULTS	X	PASS		FAIL
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PERMISSION TO ATTEND NYS ASSOCIATION OF CHIEFS OF POLICE CONFERENCE

Motion by Trustee Rule and seconded by Trustee McGarvey to authorize Chief Biscaro to attend the NYS Association of Chiefs of Police Conference to be held in Glen Cove, NY, July 15-19, 2018. The total cost is approximately \$1,305.00, which includes, registration, room, meals and mileage.

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		

AUTHORIZATION TO PURCHASE STREET SWEEPER (GENERAL)

Motion by Trustee Rule and seconded by Trustee Schiener to authorize Superintendent of Public Works Kilburn to purchase a street sweeper from the NYS contract in the amount of approximately \$200,000. Funds budgeted for this purchase in the 2018-19 fiscal year include \$40,000 from operating expenses and a \$160,000 bond.

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		

AUTHORIZATION TO PURCHASE SKID STEER (ELECTRIC)

Motion by Trustee Koerner and seconded by Trustee Schiener to authorize Superintendent of Public Works Kilburn to purchase a John Deere skid steer for the electric department from the NYS contract. The price is \$75,000 and the expectation is to sell the old one for around \$25,000. Funds are budgeted for this purchase in the 2018-19 fiscal year.

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		

AUTHORIZE MAYOR TO SIGN CLARK PATTERSON LEE PROPOSAL FOR ENGINEERING PHASE 2B

Motion by Trustee Schiener and seconded by Trustee Schiener to authorize the Mayor to sign the Clark Patterson Lee proposal for engineering services for evaluation of the Village's sanitary sewer system relative to structural deficiencies including inflow and infiltration (I & I) within the North Street Area Phase 2B. The fee is not to exceed \$4,000.

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		

AUTHORIZE MAYOR TO SIGN CLARK PATTERSON LEE PROPOSAL FOR INVENERGY WIND PROJECT

Motion by Trustee McGarvey and seconded by Trustee Rule to authorize the Mayor to sign Clark Patterson Lee proposal for engineering services relating to evaluation of the potential impact the underground transmission electric lines from the proposed Invenergy (Alle-Catt) Wind Energy Project located in the Town of Freedom, may have on the Village’s existing Upper Springs and other related infrastructure. The fee is not to exceed \$4,200.

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		

AUTHORIZE MAYOR TO SIGN MDA CONSULTING PROPOSAL FOR ENGINEERING

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize the Mayor to sign the MDA Consulting Engineers, PLLC proposal for engineering services for the issues related to the fire at the Sullivan Avenue Garage and the redevelopment of the building the Village has purchased to serve as the new Public Works Garage. The fee is based on an as needed basis and we will be charged according to their hourly fee schedule.

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		

UPDATE FIRE SULLIVAN AVENUE GARAGE

Superintendent of Public Works Kilburn updated the Board regarding the fire at the Sullivan Avenue Garage.

Garage

We have begun cleaning and renovating the new building. The County met with the Town of Arcade on Monday to discuss the possibility of running the water and sewer lines on Rt. 98 north from Tanner Parkway to Genesee Road. Trustee Koerner was present at that meeting and stated the project is very preliminary at this time. There will be more research and review.

Inventory

The salvageable material was purchased by Mike Gerwitz and all items should be removed from the building by the end of the week.

Vehicles

Altec has been instructed to reassemble the two older bucket trucks. The VOA needs to decide whether to repair the hybrid truck or to accept the repair money instead.

Motion by Trustee McGarvey and seconded by Trustee Rule to accept the payment for repairs of the hybrid bucket truck in the amount of \$254,738.16

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		

AUTHORIZE MAYOR TO SIGN MEMORANDUM OF AGREEMENT WITH POLICE UNIT RE: FLEXIBLE SPENDING ACCOUNT (FSA)

Motion by Trustee Rule and seconded by Trustee McGarvey to authorize the Mayor to sign the Memorandum of Agreement between the Village of Arcade and the CSEA Arcade Police Unit, #9252-01, Wyoming Count Local 861, if upon receipt the Mayor agrees with the terms. The agreement will authorize the police to participate in the Flexible Spending Account, administered by Beneflex-Erie for up to \$800, to cover the increase in the health insurance deductible from \$4,200 to \$5,000.

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		

ATUHORIZE MAYOR TO SIGN AGREEMENT WITH BENEFLEX FOR FSA BENEFIT

Authorize Mayor to sign Administrative Agreement between Beneflex-Erie and the Village of Arcade for the administrative services for the Village of Arcade Flexible Spending Account (FSA) and the Health Reimbursement Account (HRA). Beneflex-Erie will waive the one time set up fee of \$600. There is a \$6.00 fee per participant per month.

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		

DONATION RECEIVED

A donation has been received from the Youth Together Organization Inc., in the amount of \$1,000. This is to be used toward the summer recreation program for 2018.

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
Blumenstein, Thomas Jr	17-10800-02	\$ 187.15	Past Statute
Floyd, Shamilla	05-06000-06	\$ 22.75	Past Statute
Galioto, Peter	08-35800-05	\$ 623.16	Deceased
Glab, Sara	05-31500-02	\$ 57.29	Past Statute
Graham, Dorothy	12-25850-02	\$ 1,280.37	Past Statute
Hartman, Alexis	09-14700-05	\$ 103.42	Past Statute
Jensen, Scott	13-03300-05	\$ 83.43	Past Statute
Judd, Tara	05-13600-07	\$ 166.85	Past Statute
Metz, Nicole	16-06000-04	\$ 175.50	Past Statute
Raun, Mark	17-21100-01	\$ 541.36	Past Statute
Robinson, Christopher	16-38800-06	\$ 250.61	Past Statute
Tidd, Joesph	14-01100-02	\$ 232.90	Past Statute
Whiting, Daniel	17-10900-07	\$ 90.76	Past Statute
			Past Statute
	TOTAL	\$ 3,815.55	Past Statute

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	X	No		Abstain		Absent
Trustee Donna Schiener	X	Yes		No		Abstain		Absent
VOTE TOTAL:	4	Yes	1	No	0	Abstain	0	Absent
RESULTS	X	PASS				FAIL		

NYS VOLUNTEER FIREFIGHTER GAP COVERAGE MANDATE

Clerk Treasurer Kraft distributed information regarding the state mandated NYS Volunteer Firefighter Gap Coverage Cancer Disability Benefits Act. The law will become effective January 1, 2019 for volunteer firefighters. This insurance will cover only the firefighters that have at least five years of service fighting fires in the interior of buildings and upon entry into volunteer service they successfully passed a physical exam which did not show any evidence of the cancers covered by this bill. The exact cost of this coverage is still unknown. As more information is available the Board will be updated.

SCHEDULE SPECIAL YEAR END MEETING

Motion by Trustee McGarvey and seconded by Trustee Rule to schedule a special year end meeting for Thursday, May 31, 2017 at 7:00 am to authorize the payment of bills and any other business that comes before the board.

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 Rule and seconded by Trustee Koerner, the Village bills be audited and paid in the amount of \$473,260.89 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	

REPORTS RECEIVED

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

- None.

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:46 pm upon motion by Trustee McGarvey and seconded by Trustee Koerner.

Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT ANSWERING 581 LLC	\$ 196.80	KOSMERL, RICHARD	\$ 50.00
ACTIVE IT DESIGN, LLC	\$ 2,673.75	KRAFT, JENNIFER	\$ 25.94
ADVANCE STORES COMPANY, INC	\$ 78.96	LEXISNEXIS RISK DATA MGMT I	\$ 50.00
AFLAC NEW YORK	\$ 1,058.19	LINEAGE	\$ 171.67
AMI INVESTMENTS LLC	\$ 192.75	MAILFINANCE INC	\$ 157.44
ARCADE FREE LIBRARY	\$ 4,500.00	MAPLE GROVE ENTERPRISES	\$ 369.45
ARCADE HERALD	\$ 385.99	MASON, JEFFREY	\$ 150.00
ARCADE HISTORICAL SOCIETY	\$ 375.00	McDONNELL MILLER, ANN	\$ 4,000.00
ARCADE LUMBER & MILLWORK	\$ 99.99	NATIONAL FUEL GAS DISTRIB	\$ 251.14
ARCADE LUMBER & MILLWORK	\$ 201.67	NATIONAL FUEL GAS DISTRIB	\$ 251.35
ARCADE POSTMASTER	\$ 1,736.64	NATIONAL GRID	\$ 899.25
ARCADE POSTMASTER	\$ 285.29	NEW HORIZON COMMUNICATIONS	\$ 821.61
BATES, SCOTT	\$ 45.00	NEW YORK STATE DEFERRED COM	\$ 2,724.29
BISON LABORATORIES INC.	\$ 1,782.00	NOCO ENERGY CORP	\$ 3,633.91
BRASS' SHURFINE	\$ 93.57	NYMPA	\$ 306,044.00
C & G ELECTRICAL SUPPLY	\$ 16.00	NYS & LOCAL RETIRE SYSTEM	\$ 1,761.72
CARRIER CONTROLS II	\$ 430.00	NYS CHILD SPRT PROCESSING	\$ 500.46
CINTAS CORPORATION #782	\$ 52.32	NYS INCOME TAX	\$ 3,963.28
CLARK PATTERSON LEE	\$ 1,225.00	O & C SURVEY EQUIP CORP	\$ 1,974.00
CONNOR, FRANCIS S.	\$ 86.00	OFFICE OF STATE COMPTROLLER	\$ 6,962.25
CSEA	\$ 706.92	OSEA INC	\$ 600.00
CSEA BENEFIT UNIT	\$ 534.14	OUTSOURCE RECEIVABLES MGMT	\$ 12.00
CSEA POLICE UNIT	\$ 150.10	PIONEER FORD INC.	\$ 453.90
CUMMINS NORTHEAST LLC	\$ 597.06	RESPIRATORY SERVICES	\$ 98.99
CURR A/C ELECTRIC	\$ 7,358.46	SATCHELL, JASON M	\$ 45.00
CURR A/C SEWER	\$ 171.19	SCHNITZLER, ANDREW	\$ 80.00
CURR A/C WATER	\$ 1,657.59	SECURITY INVESTORS GROUP IN	\$ 95.00
DECKMAN OIL CO INC	\$ 359.70	SECURITY INVESTORS GROUP IN	\$ 360.00
DOWD BATTERY CO INC	\$ 8,880.36	SELEX-ES INC	\$ 1,720.00
DRENNAN, JACE	\$ 45.00	SOUTER, ROBERT A	\$ 160.00
FELBER, AARON	\$ 40.00	STANGTEK SERVICES LLC	\$ 2,280.00
FIBER INSTRUMENT SALES, INC	\$ 666.12	STUART C IRBY CO	\$ 37,051.05
FIVE CORNERS REPAIR, INC	\$ 970.00	SUTTELL, DONALD	\$ 80.00
FIVE CORNERS REPAIR, INC	\$ 970.00	TECHNICAL ASSISTANCE AND	\$ 2,008.75
FREEDOM FARM AND TRUCK TIRE	\$ 1,185.00	TIME WARNER CABLE	\$ 254.96
FULLER, MATTHEW	\$ 65.65	UNITED UNIFORM CO INC	\$ 747.00
GENERAL WELDING & FABRICATI	\$ 1,675.00	VERIZON	\$ 147.85
GEORGE, JASON	\$ 45.00	VILLAGE OF ARCADE	\$ 90.00
GLOBAL RENTAL COMPANY INC	\$ 2,542.86	WARD & KUTZUBA	\$ 577.50
HAMPTON INN & SUITES	\$ 312.00	WESCO DISTRIBUTION, INC.	\$ 1,551.30
HODGSON RUSS LLP	\$ 5,142.50	WEST COAST TELECTOM PRODUCT	\$ 1,931.49
IIEP:IND ENERGY EFF PROG	\$ 15,131.33	WYOMING CO DSS	\$ 690.62
IRS - FEDRAL PAYROLL TAX PA	\$ 20,837.96	WYOMING COUNTY DEPT OF HEAL	\$ 64.00
JOHN SIXT & SON, INC.	\$ 631.75	ZIMMER AUTO PARTS & SALES I	\$ 257.64
JOHN SIXT & SON, INC.	\$ 551.47	ZUECH'S ENVIRONMENTAL SRVCS	\$ 400.00
COLUMN TOTAL	\$ 86,742.08	COLUMN TOTAL	\$ 386,518.81
		GRAND TOTAL	\$ 473,260.89