

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, March 5, 2019 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

ABSENT

Deputy Clerk/Treasurer Michelle Karpinski, Trustee Rule, Trustee Schiener

ALSO PRESENT

Judy Hanes, Derek Rule, Sheri Bell-Beyer, Brian Burton, Gillian Koerner

PLEDGE OF ALLEGIANCE

Mayor May opened the meeting with the Pledge of Allegiance.

BID OPENING PARK RESTROOM

The following bids were received for the VOA restroom at the park:

CONTRACTOR	BID AMOUNT
Rosecroft Property Maintenance LLC 24 Randolph Ave Cheektowaga NY 14211	\$146,000 Start date 3/15/2019
Hoffman Construction 8835 Hunters Creek Rd Holland NY 14080	\$61,850, exterior sidewalk, not enough info or dimensions given.
Pleasant Valley Construction Pleasant Valley Rd Delevan NY 14042	\$74,320 start date 4/2019
Beechler Construction Couriers Rd Java Center NY 14082	\$68,175, start date to be determined, weather permitting

Motion by Trustee McGarvey and seconded by Trustee Koerner to reject all bids received as they all exceeded the available funding.

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		Yes		No		Abstain	X	Absent	
VOTE TOTAL:	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS	X	PASS					FAIL		

SULLIVAN GARAGE DEMOLITION

Derek Rule, MDA Consulting Engineers, PLLC, discussed the recommendation for the demolition of the Sullivan Avenue Garage. MDA received all the information needed to develop the demolition specifications. The bid package has been delivered to Superintendent of Public Works Kilburn. The bid is made up of three bid items: the demolition of the entire building, the removal of asphalt and the restoration of the site. The entire building, including the lean to, will be removed along with the concrete floor and the foundation. The bull pen will be fully fenced in and there will be asphalt left as a driveway to the bull pen. The remainder of the site will be a grassed in area.

Motion by Trustee McGarvey and seconded by Trustee Koerner to authorize Superintendent of Public Works Kilburn to post the bid for the demolition of the Sullivan Avenue garage, with a mandatory pre-bid meeting on March 28, 2019 at 10:00 am, a bid opening date of April 11, 2019 at 10:00 am, and a bid award date of April 16, 2019.

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		Yes		No		Abstain	X	Absent
VOTE TOTAL:								
	3	Yes	0	No	0	Abstain	2	Absent
RESULTS								
	X	PASS				FAIL		

APPROVE MINUTES

Motion by Trustee Koerner and seconded by Trustee McGarvey, the minutes from the regular meeting held on February 19, 2019 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		Abstain	X	Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
VOTE TOTAL:								
	3	Yes	0	No	0	Abstain	2	Absent
RESULTS								
	X	PASS				FAIL		

AUTHORIZE MAYOR TO SIGN WATER SYSTEM CAPITAL IMPROVEMENT PLAN PROPOSAL

Motion by Trustee McGarvey and seconded by Trustee Koerner to authorize Mayor May to sign the proposal by Municipal Solutions for engineering services related to the Village’s Water System Capital Improvement Plan Update. The total cost for the work would be a lump sum fee of \$5,000 due after June 1, 2019.

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		Yes		No		Abstain	X	Absent
VOTE TOTAL:								
	3	Yes	0	No	0	Abstain	2	Absent
RESULTS								
	X	PASS				FAIL		

NYMPA AGREEMENT AMENDMENT

Superintendent of Public Works Kilburn explained the New York Municipal Power Agency, NYMPA, has requested all members to pass a resolution accepting the amended agreement between the VOA and NYMPA. The amended agreement simply added one of the terms of the by-laws that was not expressly mentioned in the original agreement, that is the minimum 24 month notice that is required to withdraw from NYMPA. Although by signing the original agreement you agree to follow the by-laws a municipal system has tried to withdraw form NYMPA without the 24 month notice. While this is still awaiting court decision, it was recommended that all participants sign the amended agreement.

Motion by Trustee Koerner and seconded by Trustee McGarvey the following resolution was approved:

RESOLUTION

BE IT RESOLVED, that the Village of Arcade Board of Trustees hereby approved and concurs in the attached Amendment to the New York Municipal Power Agency, NYMPA, Agreement, pursuant to Article XI thereof.

This Resolution takes effect immediately.

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		Yes		No		Abstain	X	Absent	
VOTE TOTAL:									
	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS									
	X	PASS					FAIL		

NOTICE OF FINAL SPECIAL FRANCHISE ASSESSMENT FULL VALUE

Clerk/Treasurer Kraft reported that notice has been received from the NYS Board of Real Property Services that the final Special Franchise full values for the VOA assessment roll to be filed in 2019 is \$670,894 (last year \$688,762). This includes National Fuel Gas at \$405,659 (last year \$408,758), Verizon at \$212,566 (last year \$225,477) and Time Warner at \$52,669 (last year \$54,527).

CANCELLATION OF DEBT

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

NAME	ACCOUNT NUMBER	AMOUNT	REASON
Kimberly Dimpfl	08-32100-12	\$ 22.88	Past Statute
Walter Francis	10-12500-02	\$ 311.61	Past Statute
Christopher Horner	14-16700-06	\$ 176.63	Past Statute
Norman Robinson	16-24800-02	\$ 84.55	Past Statute
		TOTAL	\$ 595.67

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		Yes		No		Abstain	X	Absent	
VOTE TOTAL:									
	3	Yes		No	0	Abstain	2	Absent	
RESULTS									
	X	PASS					FAIL		

FY 2018-2019 BUDGET ADJUSTMENTS

Motion by Trustee McGarvey and seconded by Trustee Koerner, 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	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
Trustee Ken Rule		Yes		No		Abstain	X	Absent	
Trustee Donna Schiener		Yes		No		Abstain	X	Absent	
VOTE TOTAL:									
	3	Yes	0	No	0	Abstain	2	Absent	
RESULTS									
	X	PASS					FAIL		

FY 2018-2019 BUDGET AMENDMENT

Motion by Trustee Koerner and seconded by Trustee McGarvey, the FY 2018-2019 budget be amended as follows because funds have been received from Stop DWI DRE for the overtime expense for the DRE officer.

INCREASE REVENUE	INCREASE EXPENDITURE
001-4-3089-0120	001-5-3120-100-1210
In the amount of \$1,415.87	

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		Yes		No		Abstain	X	Absent
VOTE TOTAL:	3	Yes	0	No	0	Abstain	2	Absent
RESULTS	X	PASS					FAIL	

AUDIT CAPITAL PROJECT INVOICES

Motion by Trustee McGarvey and seconded by Trustee Koerner the Village Capital Project bills be audited and paid in the amount of \$775.00.

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		Yes		No		Abstain	X	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 Koerner, the Village bills be audited and paid in the amount of \$604,525.36 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		Yes		No		Abstain	X	Absent
Trustee Donna Schiener		Yes		No		Abstain	X	Absent
VOTE TOTAL:	3	Yes	0	No	0	Abstain	2	Absent
RESULTS	X	PASS					FAIL	

COURT BUDGETARY NEEDS

Sheri Bell-Beyer, Brian Burton and Gillian Koerner discussed their budgetary needs for the court for the upcoming fiscal year. Due to the absence of two board members the justices and the court clerk will return March 12, 2019 at a budget meeting.

REPORTS RECEIVED

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

- Revenue and Expense Summary

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 8:02 pm upon motion by Trustee McGarvey and seconded by Trustee Koerner.

Clerk/Treasurer

3-06-2019 9:14 AM

BUDGET ADJUSTMENT REGISTER

PAGE: 1

PACKET: 00355-BUDGET ADJ BOARD 03/05/2019

BUDGET CODE: CB-Current Budget

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

Budget Adj. # 000892							
001 5-5110-400-4720	3/05/2019	BUDGET ADJ BOARD 3/ CONTRACT PAVING	2,300.00-	15,000.00	4,620.00-	7,080.00	1,610.00
001 5-5142-400-4460	3/05/2019	BUDGET ADJ BOARD 3/ SALT & SAND	2,300.00	29,000.00	0.00	31,300.00	8.72-
001 5-5110-400-4720	3/05/2019	BUDGET ADJ BOARD 3/ CONTRACT PAVING	1,000.00-	15,000.00	4,620.00-	7,080.00	1,610.00
001 5-5142-414-4000	3/05/2019	BUDGET ADJ BOARD 3/ VIKING PLOW #14	1,000.00	800.00	100.00	1,900.00	14.00
001 5-5110-100-1000	3/05/2019	BUDGET ADJ BOARD 3/ PERSONNEL SERVICES-REG	500.00-	120,000.00	10,780.00-	108,720.00	34,166.65
001 5-8170-100-1000	3/05/2019	BUDGET ADJ BOARD 3/ PERSONNEL SERVICES-REG	500.00	2,000.00	1,000.00	3,500.00	173.94
005 5-8310-400-4110	3/05/2019	BUDGET ADJ BOARD 3/ INS-BLDG/EQUIP/LIABILITY/PROP	5.00-	17,400.00	3,400.00-	9,760.00	10.87
005 5-8310-200-2000	3/05/2019	BUDGET ADJ BOARD 3/ EQUIPMENT	5.00	500.00	1,815.00	2,320.00	1.19
005 5-8340-100-1000	3/05/2019	BUDGET ADJ BOARD 3/ PERSONNEL SERVICES-REG	8,000.00-	92,000.00	2,770.00-	81,230.00	51,581.76
005 5-8320-100-1000	3/05/2019	BUDGET ADJ BOARD 3/ PERSONNEL SERVICES-REG	8,000.00	23,600.00	4,275.00-	27,325.00	4,291.61
005 5-8320-400-4220	3/05/2019	BUDGET ADJ BOARD 3/ CONSULTANTS	3,550.00-	3,795.00	0.00	245.00	245.00
005 5-8310-400-4220	3/05/2019	BUDGET ADJ BOARD 3/ CONSULTANTS	3,550.00	6,000.00	25.00	9,575.00	439.39-
005 5-8310-400-4110	3/05/2019	BUDGET ADJ BOARD 3/ INS-BLDG/EQUIP/LIABILITY/PROP	50.00-	17,400.00	3,400.00-	9,760.00	10.87
005 5-8330-200-2000	3/05/2019	BUDGET ADJ BOARD 3/ EQUIPMENT	50.00	1,000.00	555.00-	495.00	8.78
005 5-8310-400-4110	3/05/2019	BUDGET ADJ BOARD 3/ INS-BLDG/EQUIP/LIABILITY/PROP	85.00-	17,400.00	3,400.00-	9,760.00	10.87
005 5-9040-800-8000	3/05/2019	BUDGET ADJ BOARD 3/ WORKERS COMPENSATION	85.00	10,200.00	0.00	10,285.00	0.24
005 5-8310-400-4110	3/05/2019	BUDGET ADJ BOARD 3/ INS-BLDG/EQUIP/LIABILITY/PROP	4,100.00-	17,400.00	3,400.00-	9,760.00	10.87

3-06-2019 9:14 AM

BUDGET ADJUSTMENT REGISTER

PAGE: 2

PACKET: 00355-BUDGET ADJ BOARD 03/05/2019

BUDGET CODE: CB-Current Budget

FUND ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
Budget Adj. # 000892 -----							
005 5-9060-800-4090	3/05/2019	BUDGET ADJ BOARD 3/ HEALTH INS CONTRACT EMPLOYEES	4,100.00	37,105.00	0.00	41,205.00	3,616.62
006 5-8130-465-4000	3/05/2019	BUDGET ADJ BOARD 3/ COMPOST EQUIPMENT	500.00-	1,000.00	0.00	500.00	500.00
006 5-8130-200-2000	3/05/2019	BUDGET ADJ BOARD 3/ EQUIPMENT	500.00	10,000.00	3,725.00-	6,775.00	51.15
007 5-0744-007-4220	3/05/2019	BUDGET ADJ BOARD 3/ RENTAL OF EQUIPMENT	2,000.00-	58,800.00	0.00	56,800.00	47,800.00
007 5-0741-420-4650	3/05/2019	BUDGET ADJ BOARD 3/ TREES	2,000.00	2,000.00	12,000.00	16,000.00	50.00
007 5-0741-222-4220	3/05/2019	BUDGET ADJ BOARD 3/ CONSULTANTS	150.00-	4,000.00	3,100.00-	750.00	750.00
007 5-0751-210-4690	3/05/2019	BUDGET ADJ BOARD 3/ MATERIALS/SUPPLIES/MAINT	150.00	2,500.00	1,300.00	3,950.00	9.65
TOTAL IN PACKET--						0.00	

*** BUDGET DEFICIT WARNINGS ***

FUND ACCOUNT	NAME	BALANCE
001 5-5142-400-4460	SALT & SAND	8.72-
005 5-8310-400-4220	CONSULTANTS	439.39-

TOTAL WARNINGS: 2

*** NO ERRORS ***

*** END OF REPORT ***

VENDOR	AMOUNT	VENDOR	AMOUNT
ABBOTT ANSWERING 581 LLC	\$ 132.95	LOOSELEAF LAW PUBLICATIONS	\$ 105.15
ADVANCE STORES COMPANY, INC	\$ 23.99	MOTOROLA SOLUTIONS INC	\$ 420.00
ALTEC INDUSTRIES INC	\$ 297,564.09	NEW HORIZON COMMUNICATIONS COR	\$ 749.45
ARCADE POSTMASTER	\$ 235.00	NEW YORK POWER AUTHORITY	\$ 123,446.51
ATTICA AUTO SUPPLY	\$ 27.64	NEW YORK POWER AUTHORITY	\$ 8,595.97
BENEFLEX-ERIE	\$ 192.00	NEW YORK STATE DEFERRED COMPEN	\$ 2,884.41
BISON LABORATORIES INC.	\$ 1,021.50	NGT CORPORATION	\$ 1,315.00
BST & CO. CPAS, LLP	\$ 1,198.00	NOCO ENERGY CORP	\$ 2,212.62
CID DIVISION OF WASTE MANAGEMEN	\$ 9,394.30	NYS CHILD SPRT PROCESSING	\$ 500.46
CINTAS CORPORATION #782	\$ 52.30	NYS INCOME TAX	\$ 3,865.83
CLARK PATTERSON LEE	\$ 3,146.40	NYS SALES TAX	\$ 18,403.10
CONNOR, FRANCIS S.	\$ 96.00	OFFICE OF STATE COMPTROLLER	\$ 5,961.00
CSEA	\$ 731.32	OSEA INC	\$ 482.50
CSEA POLICE UNIT	\$ 191.01	SECURITY INVESTORS GROUP INC	\$ 731.95
DANNY HEINEMAN & SONS INC	\$ 155.00	SELEX-ES INC	\$ 1,720.00
DE LAGE LANDEN FINANCIAL SERVI	\$ 99.00	SILVERCHAIN DEVELOPMENT	\$ 1,100.00
DEPOSITORY TRUST AND CLEARING	\$ 4,475.00	SOUTER, ROBERT A	\$ 275.00
EMPIRE STATE DEVELOPMENT	\$ 5,415.50	SOUTHERN TIER ELECTRIC SUPPLY	\$ 356.04
FORBES COURT REPORTING SERVICE	\$ 146.67	STANGTEK SERVICES LLC	\$ 245.53
GOTTOGO ELECTRIC INC	\$ 3,240.00	T J MARQUART & SONS INC	\$ 51.32
GRAINGER	\$ 355.85	THE HOTEL AT AUBURN UNIVERSITY	\$ 641.84
HAMBURG OVERHEAD DOOR INC	\$ 730.00	TIFCO INDUSTRIES	\$ 432.50
HANES SUPPLY INC	\$ 4,263.75	TRACTOR SUPPLY CREDIT PLAN	\$ 70.91
HULL ELECTRIC, INC	\$ 309.73	TRI-COUNTY TOOL RENTAL & SALES	\$ 1,556.50
IRS - FEDRAL PAYROLL TAX PAYME	\$ 20,597.25	UNITED SURVEY, INC	\$ 32,907.82
J & S AGEN, INC	\$ 198.30	UPS	\$ 12.77
KEY BANK	\$ 3,468.79	VERIZON WIRELESS	\$ 581.10
KOESTER ASSOCIATES INC	\$ 5,175.88	VILLAGE OF ARCADE	\$ 90.00
KUTZUBA, ROBERT	\$ 1,428.00	WESCO DISTRIBUTION, INC.	\$ 4,655.80
LINEMENS SUPPLY INC	\$ 25,313.06	WYOMING CO DSS	\$ 376.00
COLUMN TOTAL	\$ 389,378.28	ZUECH'S ENVIRONMENTAL SRVCS IN	\$ 400.00
		COLUMN TOTAL	\$ 215,147.08
		GRAND TOTAL	\$ 604,525.36