

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, December 17, 2019 at 7:00 pm there were:

PRESENT

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.

ABSENT

Mayor Jay May

ALSO PRESENT

Gillian Koerner, Sheri Bell-Beyer, Brian Burton, Jay May (as resident), Randy Lester

PLEDGE OF ALLEGIANCE

Deputy Mayor Rule opened the meeting with the Pledge of Allegiance.

COURT CLERK CHANGE IN HOURS

As a follow up to the previous meeting when the Board was advised of the changes that may occur due to the NYS Bail Reform Act court clerk Gillian Koerner again requested to work 40 hours as court clerk as opposed to the 36 hours she currently works in that position. The Board requested the court personnel return to the Board at the January 29, 2020 meeting, after the Bail Reform program has been put in place and see what time requirements will be needed to complete the additional work the Bail Reform will create. The Board also requested budgetary needs be presented as well.

APPROVE MINUTES

Motion by Trustee Schiener and seconded by Trustee Koerner, the minutes from the public hearing and regular meeting held on December 3, 2019 be approved as presented by Clerk/Treasurer Kraft.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May		Yes		No		Abstain	X	Absent	
Trustee Andy Koerner	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey		Yes		No	X	Abstain		Absent	
Trustee Ken Rule	X	Yes		No		Abstain		Absent	
Trustee Donna Schiener	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	3	Yes	0	No	1	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

AUTHORIZE DEPUTY MAYOR TO SIGN PAYMENT REQUEST #2 FOR I&I PROJECT 2B

Motion by Trustee McGarvey and seconded by Trustee Koerner to authorize the Deputy Mayor to sign the Milherst Construction, Inc. payment request number 2 in the amount of \$159,814.70. This is for sanitary sewer project 2B.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May		Yes		No		Abstain	X	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:									
	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

FREEDOM WATER LINE

Randy Lester, Freedom NY, has requested information on the right of way for a Village water line on property on Rt. 98 in Freedom that he is interested in purchasing. The water line runs diagonally through the property and would prevent certain improvements. Mr. Lester is also interested in knowing the depth of the line. This line carries water from the Sandusky springs to the Route 98 water line, essentially providing the water for the entire system.

Superintendent of Public Works Kilburn stated he believes the line is only 2-3 feet deep. Superintendent of Public Works Kilburn will research the easement history.

AUTHORIZE MAYOR TO SIGN CONTRACT WITH WYOMING COUNTY OFFICE FOR THE AGING

Motion by Trustee Schiener and seconded by Trustee Koerner to authorize Deputy Mayor Rule to sign the contract between the Village of Arcade and the County of Wyoming Office for the Aging for the period of January 1, 2020 through December 31, 2020. This contract is for the use of the VOA park cabin for a nutrition site.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May		Yes		No		Abstain	X	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:									
	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

AUTHORIZE MAYOR TO SIGN WORKSITE EXPERIENCE AGREEMENT

Motion by Trustee McGarvey and seconded by Trustee Schiener to authorize Deputy Mayor Rule to sign the Worksite Experience Agreement between the Village of Arcade and Wyoming County Department of Social Services. The agreement covers the period of January 1, 2020 through December 31, 2020.

The motion was passed upon the following vote:

VOTE									
Mayor Jay May		Yes		No		Abstain	X	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:									
	4	Yes	0	No	0	Abstain	1	Absent	
RESULTS									
	X	PASS					FAIL		

ABOLISHING VILLAGE AS ASSESSING UNIT

Clerk Treasurer Kraft reviewed the steps required to abolish the Village as an assessing unit. The steps have been discussed with attorney Robert Kutzuba. The first step would be to adopt a local law that is subject to permissive referendum; once the local law is adopted the town assessment calendar will apply to the Village.

Motion by Trustee Schiener and seconded by Trustee Koerner the following resolution was offered authorizing a public hearing be scheduled for the proposed local law Chapter 70, Termination of the Village of Arcade Status as an Assessing Unit for Village Real Property Tax Purposes, in Accordance with NYS Real Property Tax Law 1402(3)

RESOLUTION

WHEREAS, Section 1402 of the Real Property Tax Law provides villages with several assessing options including the ability to cease being an assessing unit and opt to levy its tax on a portion of the Town roll prepared for it; and

WHEREAS, to exercise this option to terminate its assessing unit status, the Village of Arcade must pass a local law subject to permissive referendum; and

WHEREAS, the Board of Trustees of the Village of Arcade finds it in the best interest of the Village of Arcade to hold a public hearing to consider said local law, at which time and place all interested parties and citizens for or against the proposed law will be heard;

NOW THEREFORE BE IT RESOLVED, the Board of Trustees will hold a public hearing on January 7, 2019 at the Village Board Room located at 17 Church Street, Arcade, NY

The motion was passed upon the following vote:

VOTE								
Mayor Jay May		Yes		No		Abstain	X	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:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

AUTHORIZATION 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 #
Clerk’s Correspondence 2012	6 years	Folder
Deposited checks April 2019, May 2019 and June 2019	3 months	
Electric Receipts Aug 2013-Nov2013	6 years	822

The motion was passed upon the following vote:

VOTE								
Mayor Jay May		Yes		No		Abstain	X	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:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

APPROVE AMOUNT REVISED CHECK REPORT NOVEMBER 19, 2019

Motion by Trustee McGarvey and seconded by Trustee Schiener to approve the revised check report for November 19, 2019. The increase in the amount is due to the accounting for a BAN principal and interest payment that occurred after the Board meeting but should have been included in that report, creating an increase in the amount by \$515,450 for a new total of \$1,472,918.37. This BAN was part of the WWTP expansion and the grant funds were finally received.

The motion was passed upon the following vote:

VOTE								
Mayor Jay May		Yes		No		Abstain	X	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:								
	4	Yes	0	No	0	Abstain	1	Absent
RESULTS								
	X	PASS				FAIL		

AUDIT BILLS

Motion by Deputy Mayor Rule and seconded by Trustee Schiener, the Village bills be audited and paid in the amount of \$681,024.66 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		Yes		No		Abstain	X	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:	4	Yes	0	No	0	Abstain	1	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 8:40 pm upon motion by Trustee Koerner and seconded by Trustee Schiener.

Clerk/Treasurer

VENDOR	AMOUNT	VENDOR	AMOUNT
21ST CENTURY ELECTRONICS	\$ 49.99	L.R. BRASS INC. ARCADE MARKET	\$ 20.66
ABBOTT ANSWERING 581 LLC	\$ 143.80	LARRY ROMANCE & SON INC.	\$ 74.24
ACTIVE IT DESIGN, LLC	\$ 3,133.75	LEXISNEXIS RISK DATA MGMT INC	\$ 150.00
ALL AROUND PERFORMANCE	\$ 77.45	LINEAGE	\$ 56.70
ALTEC INDUSTRIES INC	\$ 2,567.17	MACHIAS OUTDOORS - MICHAEL JAN	\$ 769.83
ARCADE HERALD	\$ 233.87	MAPLE GROVE ENTERPRISES	\$ 170.00
ARCADE LUMBER & MILLWORK	\$ 1,248.26	MARCOS PIZZA & SUBS	\$ 84.50
ARCADE POSTMASTER	\$ 1,755.88	MEUA - MUNICIPAL ELECTRIC UTIL	\$ 28,685.00
ARCADE POSTMASTER	\$ 232.50	NATIONAL FUEL	\$ 529.89
ARCADE UNITED METHODIST WOMEN	\$ 364.00	NEW HORIZON COMMUNICATIONS COR	\$ 795.83
AUTOMOTIVE ALLEY INC	\$ 282.51	NEW YORK POWER AUTHORITY	\$ 166,481.19
AUTOZONE	\$ 70.91	NEW YORK STATE DEFERRED COMPEN	\$ 3,172.16
BATES, SCOTT	\$ 152.50	NOCO ENERGY CORP	\$ 1,808.68
BLUE COLLAR WORKWEAR	\$ 13,289.07	NY PLANNING FEDERATION	\$ 270.00
BOLING, HELEN	\$ 35.20	NYGFOA	\$ 180.00
BURTON, BRIAN	\$ 31.55	NYS & LOCAL RETIRE SYSTEM	\$ 350,060.00
C & G ELECTRICAL SUPPLY	\$ 152.75	NYS CHILD SPRT PROCESSING	\$ 500.46
CATT CO DSS	\$ 401.00	NYS INCOME TAX	\$ 3,969.69
CATT CO DSS	\$ 265.00	OFFICE OF STATE COMPTROLLER	\$ 9,984.50
CHEMICAL DISTRIBUTORS INC	\$ 1,930.50	PIKE HARDWARE	\$ 315.98
CINTAS CORPORATION #782	\$ 523.10	PIONEER FORD INC.	\$ 107.83
CONNOR, FRANCIS S.	\$ 1,247.00	R.S. MAHER & SON, INC	\$ 1,998.48
CSEA	\$ 731.32	REL COMM, INC.	\$ 360.00
CSEA POLICE UNIT	\$ 162.20	RICHARD-CIN SIGNS & SAFETY SUP	\$ 1,861.55
CUMMINS NORTHEAST LLC	\$ 3,023.19	SECURITY INVESTORS GROUP INC	\$ 731.95
CURR A/C ELECTRIC	\$ 7,224.97	SHARP ELECTRONICS CORPORATION	\$ 99.49
CURR A/C SEWER	\$ 144.09	SOUTHERN TIER ELECTRIC SUPPLY	\$ 2,885.63
CURR A/C WATER	\$ 6,153.22	STAPLES CONTRACT & COMMERCIAL,	\$ 532.77
DE LAGE LANDEN FINANCIAL SERVI	\$ 99.00	STUART C IRBY CO	\$ 9,564.69
FISHER, RAYMOND N.	\$ 5,050.00	TIFCO INDUSTRIES INC	\$ 325.90
FLETCH-AIR SYSTEMS, INC.	\$ 201.95	TIME WARNER CABLE	\$ 119.97
FORBES COURT REPORTING SERVICE	\$ 73.33	TMP TECHNOLOGIES, INC.	\$ 2,511.00
GERNATT ASPHALT PRODUCTS, INC.	\$ 3,893.00	TOMPKINS CARDMEMBER SERVICE	\$ 246.43
HODGSON RUSS LLP	\$ 442.50	UPS	\$ 41.75
HULL ELECTRIC, INC	\$ 2,750.00	USA BLUEBOOK	\$ 263.30
IEEP:IND ENERGY EFF PROG	\$ 10,413.22	VILLAGE OF ARCADE	\$ 90.00
IRS - FEDERAL PAYROLL TAX PAYME	\$ 20,918.60	WYOMING CO DSS	\$ 101.38
JOHN SIXT & SON, INC.	\$ 90.31	WYOMING COUNTY DEPT OF HEALTH	\$ 64.00
KARPINSKI, MICHELLE	\$ 306.00	WYOMING COUNTY TREASURER	\$ 50.00
KRAFT, JENNIFER	\$ 336.16	ZIMMER AUTO PARTS & SALES INC	\$ 388.41
		ZUECH'S ENVIRONMENTAL SRVCS IN	\$ 400.00
		COLUMN TOTAL	\$ 590,823.84
		COLUMN TOTAL	\$ 90,200.82
		GRAND TOTAL	\$ 681,024.66