

The 2009 Organizational and Regular Meeting of the Malone Town Board was held Wednesday January 14th 2009 at the Malone Town Offices, 27 Airport Road, Malone, New York, commencing at 6:00pm.

PRESENT: Supervisor Howard Maneely
Deputy Supervisor Paul Walbridge
Councilor Louise Taylor
Councilor John Sullivan
Councilor Irving Caplan

ALSO PRESENT: Susan Hafter, Town Clerk
Andrea Stewart, Budget Officer/Bookkeeper
Lillian-Anderson Duffy, Town Attorney
Thomas Shanty, Deputy Highway Superintendent
Mark Besio, Airport Manager/Highway Clerk
Darcy Fargo, Malone Telegram

At 6:00pm Supervisor Maneely called the meeting to order with a Pledge to the Flag.

Organizational Meeting

Official Designations and Appointments:

Supervisor Maneely announced the one-year appointment of **Paul Walbridge** as **Deputy Supervisor for 2009**. He was sworn to office by Clerk Hafter.

* On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to designate the Malone Telegram as the **official newspaper** for the Town of Malone for 2009.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to designate **Community, Chase, Key, HSBC and NBT Banks** as the **official depositories** for the Town of Malone for 2009.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to set the official **2009 meeting days and time** for regular meetings of the Malone Town Board to be the **second and fourth Wednesday of each month at 6:00pm.**

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Councilor Sullivan with a second thereto by Councilor Taylor to set the **2009 mileage rate** for Town of Malone staff and officials at **\$.45 per mile.**

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge to authorize the Highway Superintendent to expend up to **\$1,500.00 in 2009** for the **purchase of small tools.**

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Councilor Caplan with a second thereto by Deputy Supervisor Walbridge to designate the **Franklin County Historical Society** as the **Town of Malone Historian for 2009.**

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Councilor Caplan with a second thereto by Councilor Sullivan to approve the **2009 Holiday Schedule** as follows:

New Year's Day -	January 1st	(Thursday)
President's Day -	February 16th	(Monday)
Good Friday -	April 10th	(Friday)
Memorial Day -	May 25th	(Monday)
Independence Day -	July 3rd	(Friday)

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Labor Day -	September 7th	(Monday)
Columbus Day -	October 12th	(Monday)
Election Day -	November 3rd	(Tuesday)
Veterans Day -	November 11th	(Wednesday)
Thanksgiving Day -	November 26th	(Thursday)
	November 27th	(Friday)
Christmas Day -	December 25th	(Friday)

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

Supervisor Maneely, for absent Superintendent of Highways Livernois, announced the appointment of **Thomas Shanty** to the position of **Deputy Superintendent of Highways** for a one year term, to December 31, 2009. He was sworn to office by Clerk Hafter.

* On the motion of Councilor Caplan with a second thereto by Councilor Taylor to appoint the **Superintendent of Highways Livernois** to serve as **Landfill Overseer**, at a salary of \$10,000 for 2009.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Deputy supervisor Walbridge with a second thereto by Councilor Taylor to adopt the "Subject Matter List" for FOIL Requests (Record Retention Schedule) for 2009 as recommended by the Records Management Officer.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

Supervisor Maneely announced his selection for **Supervisor's Committees for 2009** as follows:

Highway & Airport.....	Maneely/Walbridge
Bldgs, Parks & Grounds.....	Walbridge/Sullivan
Golf Club.....	Caplan/Sullivan
Recreation.....	Walbridge/Taylor
Landfill.....	Taylor/Walbridge
Assessments, Taxes, Zoning/Code.....	Maneely/Walbridge
Rec. of Taxes/Town Clerk, Court	
Bingo Inspector/Constable.....	Taylor/Sullivan
Dog Control.....	Taylor/Caplan
Historian.....	Walbridge/Taylor
Fire Protection.....	Walbridge/Sullivan
Policy.....	Caplan/Sullivan
Negotiations.....	Sullivan/Caplan
Records Management Advisory.....	Taylor/Walbridge
Cable Franchise.....	Taylor/Caplan
Disaster Plan.....	Taylor/Caplan

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

Supervisor Maneely announced that in accordance with NYS Town Law, all Town departments which handle cash, shall make all books, **records and annual statements available** for Town Board review

The **Salary Schedule for 2009**, is adopted as budgeted, and as follows:

Supervisor	\$13,750.00
Councilor (4 @)	5,500.00
Town Justice (2@)	16,500.00
Supt. of Highways	38,000.00
Landfill Overseer	10,000.00
Deputy Supt. of Hwys.	6,000.00
Secretary/Bookkeeper	31,000.00
Budget Officer	8,000.00
Assessor (20 hours)	27,500.00
Assessment Assistant	21,708.00
Code Secretary	2,250.00
Town Clerk	19,152.00

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Receiver of Taxes	12,748.00
Records Management Officer	1,100.00
Registrar	1,500.00
Deputy/Floater Clerk (24hrs)	20,400.00
Hwy Acct. Clerk/Laborer (40 hrs)	34,000.00
Airport Manager	3,500.00
Justice Court Clerk	24,400.00
Zoning/Code Officer (35 hrs)	30,000.00
Bingo Inspector	850.00
Town Constable	150.00
Town Attorney	12,000.00
Health Officer	750.00
Data Collector (P.T.)	12.15 hr. /20 hrs. Per week maximum

\$2,000 Stipends, to cover all water district work for the East Side and West Side Water Districts, to the Supt. of Highways, Assessor, Assessment Assistant, Town Clerk/Tax Receiver, and Bookkeeper/Budget Officer.

Highway rates, in accordance with the CSEA Contract ending 12/31/2009

MEO	\$16.20 per hour
HEO	16.50 per hour
Mechanic	16.90 per hour
Laborer One	12.60 per hour
Laborer Two	16.20 per hour

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

Regular Meeting

MINUTES & REPORTS:

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to accept the minutes of the regular meeting of December 10, 2008 as presented, and place on file.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to accept the following reports as presented and place on file:

Justice Court - 12/2008	Town Clerk/Registrar - 12/2008
Airport Manager - 12/2008	Supt. of Highways - 12/2008
Code Officer - 12/2008	

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

OLD BUSINESS:

YMCA - the Permissive Referendum period for the YMCA/Town lease for the Armory Building expired 1/9/09. Supervisor Maneely said he will contact Michelle at the Y and sign the lease tomorrow.

Variance Board - The position previously held by Chris Kelley through 11/17/08 is open for a 5 yr appointment (to 11/18/13). Supervisor Maneely tabled the issue as the Board has not heard back from Mr. Kelly re: his interest in continuing on the Variance Board.

Windmill Estates PILOT – Attorney Anderson-Duffy has prepared an Amendment to the agreement to define the payment procedure. The amendment was pre-approved for signature at the December meeting, pending the completion of this amendment.

EXECUTIVE SESSION –

* At 6:15pm, on the motion of supervisor Maneely with a second thereto by Deputy Supervisor Walbridge that the Board enter into Executive Session to discuss Contract Negotiations, with all Board Members and town Attorney to be in attendance.

CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

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At 6:42pm the Executive Session ended and the regular meeting resumed, with no action taken. Deputy Supervisor Walbridge excused himself from the remainder of the meeting.

SUPERVISOR REPORTS:

Dog Control Agreement –

* On the motion of Councilor Caplan with a second thereto by Councilor Taylor to approve and authorize for the Supervisor's signature, the 2009 Dog Control Contract with North Country Animal Shelter, as prepared by Attorney Anderson-Duffy, with the terms remaining the same as in 2008, and the only change being the effective dates.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Airport Snow Removal Equipment –

* On the motion of Councilor Caplan with a second thereto by Councilor Sullivan that the Malone Town Board seek to acquire snow removal equipment for service at the Malone-Dufort Airport.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

* On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to authorize Supervisor Maneely to sign into agreement with C&S Engineers to pursue grant funding for the acquisition of Snow Removal Equipment to service the Malone-Dufort Airport; with the total request amount to be \$99,000.00 and the Town share 2.5%.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Minor Hockey Agreement –

* On the motion of Councilor Sullivan with a second thereto by Councilor Caplan to authorize the Supervisor to sign into agreement on behalf of the Town, with the Village, and the Joint Recreation Commission for a 2009 Malone Minor Hockey contract, (as modified, to allow for availability of more open public skating).

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Training Request –

* On the motion of Councilor Taylor with a second thereto by Councilor Caplan to allow Code Officer Crossman to attend the annual Code Officers Conference to be held in Lake Placid March 2nd through 5th 2009 to obtain required continuing education for certification, with all necessary expenses to be paid by the Town.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

IDA Park Concern –

On the motion of Councilor Taylor with a second thereto by Councilor Sullivan:

Resolution #1-2009

Whereas, the Town of Malone Industrial Park is increasingly dynamic, with a sheltered workshop, distribution warehouse, furniture factory and day care center among its current businesses, and

Whereas, these businesses create considerable automobile and truck traffic on the unlighted and un-patrolled streets within the park, and

Whereas, some of these businesses remain open and active into the evening and particularly in winter months, after sundown, and

Whereas, the Town Board of the Town of Malone has been made aware that lack of street lighting in the park has created a potentially dangerous situation for pedestrians and drivers alike, especially in the vicinity of the day care center, where children and parents are coming and going throughout the day,

Now therefore, be it

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Resolved: that the Town Board of the Town of Malone does hereby officially and urgently request that National Grid provide the Town of Malone Industrial Park with a street light at the corner of Valco Drive and North Star Drive, in order to alleviate the hazardous situation that exists.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

SUPERINTENDENT OF HIGHWAYS REPORTS:

CHIPS – Supervisor Maneely reported that the Town has received the 2009 CHIP funding in the amount of \$177,279.00 – the amount expected and budgeted.

CORRESPONDENCE:

- From **Health Kuhn** – claim for vehicle damage sustained on Junction Road

- From **Brent Hazen** – Liquor License application notice for BMJ Midway Market & Deli on NYS Route 11 East

- From **Malone Golf Club** – Liquor license renewal notice for Seasonal beer permits for the East & West Snack Bars and the on-premises renewal for the restaurant.

NEW BUSINESS:

LWRP –

* Upon the recommendation of the Town/village LWRP committee and on the motion of Councilor Caplan with a second thereto by Councilor Sullivan to approve the selection of **Elan Associates** for the modification and completion of the Town/Village LWRP to include the River Park Feasibility Study; with the service to be paid from T/V joint grant funding as received through the Department of State.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Flooding – Supervisor Maneely noted that the Salmon River has risen to a level of concern on Lower Park Street, and one family has been evacuated.

BILLS FOR AUDIT & PAYMENT:

* On the motion of Councilor Sullivan with a second thereto by Councilor Caplan that the following bills, vouchers # 4 - 79, having been audited, be paid:

2008		
General Fund		\$ 7,254.19
Part Town General		57.22
Highway DB Fund		<u>23,140.08</u>
	subtotal:	\$30,451.49
2009		
General Fund		\$ 7,158.76
Part Town General		190.00
Highway Town wide DA Fund		56.00
East Side Water Fund		376.81
Trust & Agency Fund		<u>137,495.26</u>
	subtotal:	\$ 145,276.83

GRAND TOTAL: \$ 175,728.32

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

ADJOURN:

* At 7:00pm, on the motion of Councilor Taylor with a second thereto by Councilor Sullivan, there being no further business to come before the Board, that it duly adjourn, with the next regular meeting to be held on Wednesday, January 28th 2009, at 6:00pm.

CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

RESPECTFULLY SUBMITTED,

SUSAN M. HAFTER, TOWN CLERK
January 27, 2009

