

A regular meeting of the Malone Town Board was held Wednesday February 11th 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

Chris LaBarge, Malone	Andrea Dumas, Malone
Tanner Williams, Malone	Penny Pritchard, Malone
George Martin, Malone	Veronica Monette, Malone
Amanda Shaffer, Chateaugay	Marcia Barnard, Constable
Darcy Fargo, Malone Telegram	

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

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 January 28th 2009 as presented and place on file.

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

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

Supt. of Highways – January 2009	Airport Manager – 1/09
Town Clerk/Registrar – 1/09	Code Officer – 1/09

Discussion- Supervisor Maneely noted that the airport Manager’s report indicates that all rent is current through January 31st 2009.

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

SUPERVISOR REPORTS:

Legislative Forums –

* On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge to authorize Supervisor Maneely (and any other Board Members who register by deadline) to attend the following Legislative Forums:

- 1) to be held in Lake Placid 8:00am, 2/20/2009, with Assemblyman Tedesco;
- 2) to be held in Plattsburgh, 2/27/2009, with Senator Little and Assemblywoman Duprey, with all necessary expenses to be paid by the Town.

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

Lobby – Town of Mooers Superintendent of Highways is organizing a contingent to travel to Albany to lobby against the loss/reduction of CHIPs funding. Bus(es) will leave from Beekmantown at 4:00am, 3/11/2009. Those towns interested in participating are asked for \$100.00 toward the cost of bus(es).

TABLED – by Supervisor Maneely.

Variance & Appeals – Chris Kelley has not yet replied as to his interest in continuing on the Malone Town Board of Variance & Appeals.

Soil & Water – Mark Gonyea reported that the Franklin County Soil and Water Conservation District has hired Chastity Miller to fill the vacancy created by the resignation of Andrew Snell. Ms. Miller is interested, as was her predecessor, in obtaining grant funding for a Great Salmon River watershed study, which would incorporate most of the towns in the county, and as recommended in the developing Town/Village LWRP.

02/11/2009

CORRESPONDENCE:

- from Malone Call Firemen Chief Fisher – regarding access to hydrants in the Township

- from Franklin County Soil & Water – request for use of pavilion

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to allow the use of the Malone Town Pavilion, by Franklin County Soil & Water conservation District, on 4/24/09 from 8:00 am to 7:00 PM for their annual tree sale.

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

- from Time Warner Cable – notice of rate changes effective 3/1/2009

EXECUTIVE SESSION:

* At 6:10pm, on the motion of Supervisor Maneely with a second thereto by Councilor Taylor that the Board enter into Executive Session to discuss a personnel issue, with all Board Members, Town Attorney and Town Justice Lamitie to be in attendance.

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

At 6:45pm, the Executive Session ended and the Regular Meeting resumed, with no action taken.

ADDRESS TO BOARD:

Restore New York/Holiday Inn Express – Local developer, Chris LaBarge, addressed the Board in regard to his project on Rt. 11W. He asked that the Town sponsor a Restore New York Community Initiative grant application, that would assist in financing the construction of a Holiday Inn Express. He said the plans are progressing well, and will soon be submitted to the Malone Town Planning Board for site approval. He spoke of the some projects that have been funded, through Restore New York funds in Clinton County, including a 12-plex movie theater and “Cassandra Gardens”. Mr. LaBarge asked that, as sponsor of the grant, the Town sign an agreement with Laberge Group, to up-front the cost of \$6,750.00, which would be returned to the Town no later than one (1) year from the date of the agreement and to hold a Public Hearing on the issue. Mr. LaBarge hopes to get endorsement from all levels of government. He is also seeking assistance from MEDCO, the Franklin County IDA and Small Business Enterprise funding. Attorney Anderson-Duffy asked whether the Town’s up-fronting the engineering fee could be considered a gift to private enterprise. Mr. LaBarge explained that this grant program is designed to assist private enterprise. He added that it is not unusual for a municipality to up-front the costs under this program.

*On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor:

Resolution #2-2009

Whereas, the Town Board of the Town of Malone is in favor of and eager to support commercial and economic development within the Town of Malone; and

Whereas, Chris LaBarge, d/b/a Branch Development, proposes to build a Holiday Inn Express on Rt. 11 West in the Town of Malone and has requested the Town of Malone to endorse the project; and

Whereas, as a component of this endorsement, Mr. LaBarge asks for Town sponsorship of a Restore New York Community Initiative funding application, to include the up-front payment of \$6750.00 to Laberge Engineers for preparation of the application; and

Whereas, said payment will be returned to the Town of Malone upon commencement of the project, or in any event, no later than one (1) year from the date of the agreement;

02/11/2009

Now, therefore, be it

Resolved: that the Town Board of the Town of Malone does hereby agree to support the Holiday Inn Express project by sponsoring an application to the Restore New York program for assistance in funding said project, and does further agree to pay the up-front cost of \$6750.00 for preparation of the application by Laberge Engineers, and to conduct a Public Hearing on the matter; and

Be it further

Resolved: that Town support is contingent upon the execution of a contract between the Town of Malone and Branch Development, outlining the terms of said agreement.

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

BILLS FOR AUDIT & PAYMENT:

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan that the following bills, vouchers # 115 - 176, having been audited, be paid:

General Fund	\$ 8,380.97
Part Town General	332.37
Highway DA	6,450.03
Highway DB	15,815.03
Chips Fund	40.00
East Side Water Fund	466.18
Trust & Agency	<u>1,835.54</u>
Grand Total	\$ 33,320.12

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

ADJOURN:

* At 7:15 pm, on the motion of Deputy Supervisor Walbridge 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, February 26th 2009, commencing at 6:00pm

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

RESPECTFULLY SUBMITTED,

SUSAN M. HAFTER, TOWN CLERK
February 24th 2009