

A regular meeting of the Malone Town Board was held Wednesday, February 27th 2008 at the Malone Town Offices, 27 Airport Rd, Malone, commencing at 6:00PM.

PRESENT: Deputy Supervisor Paul Walbridge
 Councilor Louise Taylor
 Councilor John Sullivan
 Councilor Irving Caplan
 ABSENT: Supervisor Howard Maneely
 ALSO PRESENT: Susan Hafter, Town Clerk
 Andrea Stewart, Budget Officer/Bookkeeper
 Lillian-Anderson Duffy, Town Attorney
 Mark Gonyea, Planning Board

At 6:00 PM Deputy Supervisor Walbridge called the meeting to order.

MINUTES: (for review & approval)

*On the motion of Councilor Sullivan with a second thereto by Councilor Caplan to accept the minutes of February 13, 2008 - regular meeting as presented and place on file.
CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

REPORTS: (for review & filing)

* On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to accept the following report as presented and place on file:

Justice Court – 1/2008

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

OLD BUSINESS:

ATTORNEY'S ITEMS -

Outdoor Furnaces – Attorney Anderson Duffy reported that she has received a draft proposed Local Law pertaining to Outdoor Wood-burning Furnaces in the Town. She said that NYS is considering legislation on all outdoor burning. She will wait until a draft is available from the State, next month, before advising on a Town Law.
 Deputy Supervisor Walbridge put the issue on hold.

Sewer District – Attorney Anderson Duffy said that the extension of our sewer district will require a resolution noting the cost, plan, map and report. She will prepare a draft for Board review by the next regular meeting, a Resolution, subject to permissive referendum, for the purpose of extension of the sewer district.

Proposed Comprehensive Plan - Attorney Anderson Duffy said that she has not been involved with the creation of the draft Comprehensive Plan for the Town of Malone, but she had some comments on the process involved. She asked whether the committee was officially established (which it was). She asked whether the committee and Board intended a Statutory Land Use Plan or a Common Law Plan, the difference being enforcement issues. She said that she has not yet read the full document and will review and comment to the Board at the next meeting, prior to work sessions. In a related matter, the Town Attorney has researched the law concerning Conflict of Interest. She said that there has been some concern about Councilor Caplan's involvement and voting power relating to the Comprehensive Plan, as he owns land at Lake Titus, an area of much discussion in the Plan's process. She said there is no conflict. She could not comment on Scenic Corridor or the Lake Titus district as she has not read the material; but said that the Board must be "mindful" of the Agricultural Districts. A SEQR will be required.

SUPERVISOR REPORTS:

Deputy Supervisor Walbridge, who is conducting this meeting, wished Supervisor Maneely a speedy recovery from the Flu.

NYSAT -The Deputy Supervisor had Budget Officer Stewart and Clerk Hafter report on their recent trip to NYC for the NYSAT Conference. Supervisor Maneely also attended. Stewart and Hafter reported much discussion regarding Shared Services, Home Rule and

02/27/2008

Wind Energy Facilities. Supervisor Maneely was able to present a motion, at the business meeting, against Article #10 legislation, and instead calling for the preservation of local authority over placement and/or restrictions in regard to Wind Facilities. The motion was carried by a considerable margin. The Supervisor was also able to present Governor Spitzer with a certified copy of Town Resolution #2-2008 urging the Governor and NYSDOC to reconsider the planned closing of Camp Gabriels Correctional Facility.

Wastewater District #1 - Extension #1 -

* On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to approve the proposal from Burley-Guminiak for professional services related to Wastewater District #13, Extension #1, in the amount of \$2,900.00 plus expenses.
CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Life Flight -

* On the motion of Councilor Caplan with a second thereto by councilor Sullivan to approve a 2008 agreement with North Country Life Flight for \$2500, as budgeted.
CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Taxiway B Design and Construction -

* On the motion of Councilor Sullivan with a second thereto by Councilor Taylor that in regard to the Parallel Taxiway "B" project, to approve the SEQR short form as prepared, which determines the project to be Unlisted Action and to claim a Negative Declaration.
CARRIED WITH ALL MEMBERS PRESENT VOTING IN FAVOR (4-0).

Gas Line –Deputy Supervisor Walbridge reported that he attended an informational meeting regarding the suggestion of a natural gas line to be built across the North Country. He said that prisons and large industries would benefit the most, but individuals would likely see savings too.

CORRESPONDENCE:

- From ANCA, notice of meeting scheduled for April 18th in Tupper Lake regarding a Regional Foods Initiative.
- From NY S Commission on Property Tax Relief, a meeting schedule.

NEW BUSINESS:

Sister City – Supervisor Maneely received an e-mail from Malone, Florida. The community is having its 100th year celebration and would like Malone, New York to be designated as a "Sister City" as part of their festivities. Deputy Supervisor Walbridge will consult with Supervisor Maneely to prepare a response.

Wind - Deputy Supervisor Walbridge commended Councilor Sullivan on his letter to the Editor regarding Wind Energy.

BILLS FOR AUDIT & PAYMENT:

*On the motion of Councilor Taylor with a second thereto by Councilor Sullivan, that the following bills, vouchers # 192 -222, having been audited, be paid:

General Fund	\$10,407.24
Highway DA Fund	\$ 80.00
Highway DB	\$ 625.61
Grand Total	\$11,112.85

ADJOURN:

*At 6:40PM, on the motion of Councilor Taylor with a second thereto by Sullivan, there being no further business to come before the Board, that it duly adjourn, with the next regular meeting to be held Wednesday, March 12, 2008.

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

RESPECTFULLY SUBMITTED,

Susan M. Hafter, Town Clerk
March 5, 2008

