

05/12/2010
Regular Meeting Malone Town Board

A regular meeting of the Malone Town Board was held Wednesday May 12, 2010, 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 Mary Scharf

ALSO PRESENT: Susan Hafter, Town Clerk
Andrea Stewart, Budget Officer/Bookkeeper
Lillian-Anderson Duffy, Town Attorney

John McCarthy, Malone Arlene Oey, Malone
Donna Snyder, Malone Timothy Allen, Malone
Glen Michael, New York State Attorney Generals Office (6:20PM)
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 Sullivan to accept the minutes of the regular meeting of 4/28/10 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 Scharf to accept the following reports as presented and place on file:

Supt. of Highways – April 2010 Town Clerk/Registrar – April 2010
Code Officer – April 2010 Airport Manager – April 2010

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

OLD BUSINESS:

Proposed Taxi Law – Attorney Anderson-Duffy presented to the Board a draft Town Law that would regulate Taxis and Taxi Stands within the Town of Malone. She used the Malone Village Law as a basis, with modifications. There was discussion about the need for law enforcement to do background for potential licensees. Attorney Anderson-Duffy will speak with Village Police Chief Stone on the matter. Supervisor Maneely noted that any charges that may be assessed for Police services would be reflected in the price of the Taxi/Stand licenses. In response to an inquiry from Councilor Scharf, the Attorney said the alternative of going through the State Police could be long and tedious. Jack McCarthy, Malone resident and former State Trooper, advised the Board to adopt regulations as strict as the Village. Donna Snyder and Timothy Allen of Malone addressed the Board as potential taxi business owners. They have not yet determined a place for the taxi stand, but are prepared to follow whatever rules and regulations may apply, for either the Village or the Town. The Supervisor advised that if they are hoping to open soon, they would be better to apply through the Village as the Town Law will not be completed for several weeks. The Board reviewed the proposed law with the Attorney.

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

Resolution #32-2010

Whereas, the Town Board has reviewed proposed Local Law #1-2010 entitled “Taxicabs”, as prepared by Town Attorney Anderson-Duffy; and has determined that the following modifications be made:

- 1) the references to the jurisdictional area (Section 2, paragraph A and Section 5, paragraph A) will be rewritten to make it clear that the Town licensing process pertains only to Taxi businesses located in the Town outside Village;
- 2) In Section 5 Paragraph A, the last sentence “Any person or persons....valid taxi driver’s license” will be deleted; and
- 3) In Section 9, the words “over the age of 12 years” will be deleted from both the first and second sentences; and

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Whereas, passage of Town of Malone proposed Local Law #1-2010 would require an Inter-Municipal Agreement (IMA) with the Village of Malone for Village Police services;

Now, therefore, be it

Resolved: that the Board will conduct a Public Hearing at 6:00pm, Wednesday June 2nd, at the Malone Town Offices for the purpose of gathering public input on Town of Malone proposed Local Law #1-2010, entitled "Taxicabs", as presented, and to include the changes as noted above.

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

PRESENTATION TO BOARD: Glen Michael, from the NYS Attorney General's office in Plattsburgh addressed the Board regarding Project Sunlight. He offered a hand-out outlining the Attorney General's new programs and policies regarding Transparency in Government. He promoted the website www.sunlight.org, which gives access to the workings of the state government and information it keeps. Some of the topics covered are elected Officials, Sponsored Legislation, Lobbyists, Charitable Contributions, Member Items and Campaign Finance Records. He noted that there is a link to the Town's website. Individual searches on the website are not tracked; ensuring user privacy. In addition to the website, the Office of the Attorney General provides answers to questions about government and interaction with federal government agencies. Mr. Michael and his counterpart, Bob Glennon are representatives to our region.

Highway/Truck radios - Councilors Scharf and Sullivan reviewed the proposals from two communications companies, Champlain and Wells, for digital radios. Superintendent Shanty said either would be suitable for his needs.

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor, to authorize Highway Superintendent Shanty to purchase new digital truck radios from Wells Communications, who provided the lowest quote.

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

SUPERVISOR REPORTS:

Notice of Claim - Stephanie Champagne vs Village of Malone & Town of Malone

2009 Annual Report for the Town of Malone has been completed & filed.

Chasm Hydroelectric Project Re-licensing – Pre-Application Document has been received. Supervisor Maneely said that he would be attending all the meetings regarding this license, as in the past this project was responsible for discharge of sediment that caused considerable damage to the Salmon River and the fish population.

BOARD MEMBER/COMMITTEE REPORTS:

Councilor Scharf asked about the relationship of the Town to the Malone to the Malone Golf Club, as she has received complaints from people wanting to buy membership as a couple, but were denied because they are not married. Supervisor Maneely explained that there is long term lease between the MGC and the Town for the first nine holes and the building which are Town owned. In regard to the membership issue, he will speak with the MGC Board. He explained that any resident of the Town or Village of Malone receives a 25% discount on the membership fees.

CORRESPONDENCE:

From - Congressman Owens - letter of thanks for use of Town offices

From - American Legion Parade Chairman Langdon - Memorial Day Parade 5/31/10 @ 10:00 am

From - NYS Public Service Commission – St. Lawrence Gas Company application

From - Time Warner Cable- information relating to the interactive program guide for Digital Cable and potential line-up/network changes (notice is required by Law)

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NEW BUSINESS:

Journal Entry –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to authorize Budget Officer Stewart to perform the necessary Journal Entries to allow for the payment of 2 master meters for the West Side Water District, in the amount of \$15,320.00, from General Fund A8020.4, with reimbursement to the General Fund from the Water Fund to occur within the 2011 budget.

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 # 386-436, having been audited, be paid:

General Fund	\$21,158.71
Part Town General Fund	7,511.56
Trust & Agency	1,466.28
East Side Water	1,310.72
Highway DA	40.00
Highway DB	<u>8,683.35</u>
Grand Total	\$40,170.62

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

ADJOURN:

* At 7:10pm, on the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor, there being no further business to come before the Board, that it duly adjourn, with the next regular meeting to be held on Wednesday, May 26, 2010 commencing at 6:00pm

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

Respectfully Submitted

Susan M. Hafter
Malone Town Clerk
May 15, 2010