

06/09/2010
Malone Town Board
Regular Meeting

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A regular meeting of the Malone Town Board was held Wednesday, 06/09//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
Sherri Smith, Deputy Town Clerk
Tom Shanty, Highway Superintendent

Phil Wagshaw, Slic - Nicholville Mary Fredenburg, Malone
Darcy Fargo, Malone Telegram

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

PRESENTATION TO BOARD:

Mr. Phil Wagshaw, of Slic Network Solutions, addressed the Board regarding expansion of broadband services into the Town of Malone. He said that Slic has been awarded \$5 million to build 136 miles of fiber optic broad band from Nicholville through Dickinson, Moira, Brandon and Malone, to the Alice Hyde Hospital, to connect with clinics in Moira and St. Regis Falls. In addition to serving the hospital the project will service several areas that currently have no access to internet. In Malone, the areas to be served include Limekiln, Gleason, Travers, Clark, Fitzpatrick, Pidgeon, and McCabe Roads. Mr. Wagshaw explained that once the grant project has been completed, Slic will continue on its own to expand the network. Slic has asked the Town to approve a franchise agreement With them, but supervisor Maneely spoke with the Public Service Commission, and said Slic is “jumping the gun”. Councilor Taylor asked Mr. Wagshaw about a discount for senior citizens, noting that the lack of one with Time Warner Cable has been a sticking point in Town franchise negotiations with them. Mr. Wagshaw said that there is not a senior discount per se, but there is a basic service fee that will be in the range of \$9.95 to \$12.95 per month. Supervisor Maneely thanked Mr. Wagshaw for his presentation and said the town will wait to hear back from PSC before making a decision.

MINUTES & REPORTS:

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Scharf to accept the minutes of the regular meeting of 05/26/2010 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:

Supervisor report – 5/2010 Justice Court report - 4/2010
Supt. of Highways – 5/2010 Airport Manager – 5/2010

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

OLD BUSINESS:

Tabled Item/Sewer Easement & Sale –

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

Resolution # 33-2010

Whereas, Branch Development, developers of the Holiday Inn Express project on Rt. 11 West in the Town of Malone have presented the Malone Town Board with sewer line easement and infrastructure bill of sale documents to provide for sewer service in the Town of Malone Sewer District 1; and

Whereas, the Malone Town Attorney has approved, as to form, the easement and sale documents, as presented by Branch Development on May 26th 2010;

Now, therefore, be it

Resolved: that the Malone Town Board does hereby accept the easement and bill of sale documents, as presented by Branch Development for filing, in regard to sewer service in the Town of Malone Sewer District 1.

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

MEDCO – Attorney Anderson-Duffy is to review the revised sub-recipient agreement with MEDCO, for the Micro enterprise Grant Program as it differs slightly from the draft agreement approved by the Town Board on 4/14/2010. Since the Attorney is not in attendance, Supervisor Maneely **TABLED** the item.

Chamber of Commerce –

* On the motion of Councilor Sullivan with a second thereto by Councilor Taylor to enter into agreement with the Malone Chamber of Commerce for the amount of \$5500.00 for 2010, and to authorize the Supervisor to sign the agreement once it has been prepared by Attorney Anderson-Duffy.

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

SUPERVISOR REPORTS:

Complete Streets Workshop – reminder of the workshop to be held on June 18, 2010 from 8:30am – 1pm at the Congregational Church in Malone.

State Police request –

* On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge to allow the NY State Police to use the currently closed Runway 14-32 for training on June 23, 2010, providing they have submitted a written request to Airport Manager Besio.

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

Town Insurance –

*On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Scharf to seek quotes for comprehensive insurance coverage for the Town of Malone, policy year 2010-2011, with request for quotes to be published in the Malone Telegram and the Plattsburgh Press-Republican, and with proposals to be received no later than July 15th 2010.

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

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to authorize an expenditure for the hiring of a consultant to review insurance quotes as received by the Town of Malone and to take the recommendation of the consultant when selecting an insurance carrier for the 2010-2011 policy year.

Discussion – Councilor Scharf asked how much the consultant would be paid.

Supervisor Maneely responded that it is not known at this time.

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

Runway 14-32 -

Supervisor Maneely reported that Runway 14-32 is in need of crack repair, but the approximately \$10,000.00 needed for the job was not budgeted for 2010. He said that C&S Engineers could look for grant availability to have this done.

* On the motion of Councilor Sullivan with a second thereto by Councilor Taylor to **TABLE** the issue of crack sealing on Runway 14-32.

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

SUPERINTENDENT OF HIGHWAYS REPORT:

Superintendent Shanty reported that the crews have been mowing roadsides, putting calcium down and repairing culverts. The plows have been “torn down” for the season. Work has begun on Stone Road. The screen plant has been set up and processing has begun at the pit. The Superintendent said that two salt/sand spreaders are needed for next winter, but were not in this year’s budget. There was discussion about taking money to pay for the spreaders from the equipment reserve, which would require a Public Hearing. Budget Officer Stewart recommended an alternative - \$15,000.00 has been earmarked in the 2010 budget for the equipment reserve, but has not yet been transferred. She suggested that instead it could be transferred to the equipment line and along with another \$3,000.00 already there, would cover the cost of the spreaders. No Public Hearing would be required for this transaction.

* Upon the recommendation of Budget Officer Stewart and on the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to transfer \$15,000.00 From DB962 to DB 5130.4, Machinery Contractual for the purpose of purchasing 2 salt/sand spreaders.

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

MEMBER/COMMITTEE ITEMS:

Councilor Scharf reported that she has obtained a quote from Signs, Inc. for an 8'x 4' double-sided sign for the airport at \$520.00. It was the consensus of the Board that she should go forward with this company and ask for a design.

Councilor Scharf recommended that a committee of 2 board members (she and Councilor Taylor) go forward with development of a town law for taxi business, which could be needed in the future. She suggested putting the onus be put upon the applicants to obtain background and vehicle inspections. Once the committee has completed their research, Attorney Anderson Duffy will prepare a draft law.

CORRESPONDENCE:

- from Malone Golf Club annual report and lease payment received (Golf Club officials to address the Town Board on June 23rd.)

- from Village of Malone – East & West Side Water District delinquent water lists for re-levy.

Mary Fredenburg, a resident of the East Side Water District commented that she is not happy about having to pay for those water users who are delinquent. Supervisor Maneely said, that as part of the agreement with the village, the town must pay the re-levies. Councilor Sullivan asked at what point the water could be turned off for non-payment, and the Supervisor replied that it cannot be done in a district. Budget Officer Stewart noted that, like taxes, if the water charges are left unpaid, the County could eventually seize the property.

- from Village of Malone – formal declination (for liability & legal issues) to the Town's request for an inter-municipal agreement for specific police services for the proposed Town Taxicab law

-from NYS Ag & Markets: Dog Control Officer Inspection report and Shelter Inspection Report for Board information and review.

- from Congressman Owens, acknowledgement of letter from Airport Manager Besio regarding the closure of Runway 14-32

NEW BUSINESS:

Training request –

* On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge to allow Assessor Cashman and Assessment Assistant Hewitt to attend a Data Collection course offered at the Franklin County courthouse the week of June 14-19th.

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

Code Request –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Scharf to authorize an increase to the petty cash fund for the Code Department, from \$50.00 to \$100.00.

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

EXECUTIVE SESSION:

* At 6:44pm, 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 the Budget Officer, to be in attendance.

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

At 6:52pm, Budget Officer Stewart was excused from the Executive Session.

At 7:00pm, the Executive Session ended and the Regular Meeting resumed, with no

action taken.

County Tax Collection –

Councilor Sullivan and Deputy Supervisor Walbridge volunteered to speak with County Treasurer Varin in regard to the County taking over tax collection .

BILLS FOR AUDIT & PAYMENT:

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor, that the following bills, vouchers # 462 - 510, having been audited, be paid:

| | |
|------------------------|------------------|
| General Fund | \$31,223.36 |
| Part Town General Fund | 35.95 |
| East Side Water | 156.75 |
| Trust & Agency | 1,578.58 |
| Highway DA | 845.76 |
| Highway DB | <u>20,155.50</u> |
| Grand Total | \$53,995.90 |

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

ADJOURN:

* At 7:04pm, 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, June 23rd 2010, commencing at 6:00pm.

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

RESPECTFULLY SUBMITTED,

SUSAN M. HAFTER, TOWN CLERK