

A regular meeting of the Malone Town Board was held Wednesday July 15, 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
Rita Gonyea, Deputy Clerk
Connie Jenkins, 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 June 17th 2009, 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 -6 /2009	Code Officer – 6/2009
Town Clerk/Registrar – 6/2009	Supt. of Highways – 6/2009
Justice Court – 6/2009	Airport Manager – 6/2009

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

SUPERVISOR REPORTS:

Holiday Inn Express – Pilot -

Resolution #15 -2009

* On the motion of Councilor Sullivan with a second thereto by Councilor Caplan,

Be It Resolved: that the Town Board of the Town of Malone acknowledges the PILOT agreement, as envisioned by the Franklin County IDA, with Branch Development in regard to the Holiday Inn Express Project on Route 11 in the Town of Malone.

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

West Side Sewer District – Supervisor Maneely reported that Tim Burley, of Burley-Guminiak Engineers, met with the village Board at their regular meeting July 13, 2009, and reviewed the Town’s plans for an extension to the West Side Sewer District. The Supervisor noted that many of the customers that would be included in the district extension are already being serviced by the Village through private line(s). The Town and

Village will form a committee to work out an updated sewer agreement. Supervisor Maneely asked Deputy Supervisor Walbridge to join with him to form the Town Committee with Councilor Sullivan to serve as an alternate. The municipal attorneys will be included as necessary.

Great American Plaza - Notice of non-compliance was sent to David Ray of Gordon Development on 6/23/09 for demolition of the former Great American/K-Mart building. Mr. Ray has promised to have plans to the Town within two weeks.

Malone Golden Age Club –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to authorize Supervisor Maneely to enter into agreement with the Malone Golden Age Club for services for 2009, at an amount of \$2,800.00 as budgeted.

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

07/15/2009

Golden Age Club - Request for an Appreciation Day

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

Resolution #16-2009

Whereas, the Malone Golden Age Club is a network of Malone area seniors, assisting one another with day to day concerns by providing resource information, personal experience, advice, recreation and friendship; and

Whereas, the Malone Golden Age Club reaches outside itself through programs that benefit area nursing homes, local youth and national charities; and

Whereas, the Town of Malone is proud to sponsor the Golden Age Club in furtherance of these objectives and goals so important to our community,

Now, therefore, be it

Resolved: that the Town Board of the Town of Malone does hereby commend and congratulate the Malone Golden Age Club on its values and achievements and does hereby declare July 17th 2009 as Golden Age Club Day in the Town of Malone.

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

Parallel Taxiway “B”/Bid results –

*On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to accept the bid, as recommended by C & S Engineers, from DANKO Construction, in the amount of \$588,418.64 for construction of Malone Dufort Airport Parallel Taxiway “B”.

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

Parallel Taxiway “B” Consultant agreement –

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

**Town of Malone
Resolution # 17-2009**

Be It Resolved: that the Town board of the Town of Malone does hereby accept and approve for signature by Supervisor Howard Maneely, the agreement with C&S Engineers for Taxiway “B” Construction & Administration, in the amount of \$78,406.00, as approved by the FAA.

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

Small Claims Tax Certiorari –

The following claims (certiorari cases) have been received at the Town of Malone:

Estate of Milly G. Halberstadt	vs.	Town of Malone
Jeffrey & Tracy Scharf	vs.	Town of Malone

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Caplan, to contract with North East Appraisal, in the amount of \$400.00 to conduct an independent appraisal on the Halberstadt property for use in certiorari proceedings

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

Seized vehicles – Supervisor Maneely reported that a request has been received from the Franklin County Manager’s office in regard to the disposition of seized vehicles.

* On the motion of Councilor Taylor with a second thereto by Councilor Sullivan to approve the request from Franklin County to dispose of, by public auction, vehicles which were seized within the Town of Malone, by Franklin County; with 30% of the proceeds from sales of said vehicles to be turned over to the Town of Malone.

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

07/15/2009

Hockey Arena –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to authorize Town Board approval for the expenditure of \$7,572.30 (which has already been approved by the Malone Village Board) from the Joint Recreation Fund, for completion of the ice making component for the Malone Minor Hockey Arena refurbishment; with the same amount to be re-paid to the Joint Recreation funds upon receipt by Malone Minor Hockey of expected grant funding.

BOARD MEMBER/COMMITTEE REPORTS:

Councilor Caplan – reported that all is well at the North Country Animal Shelter

Supervisor Maneely – noted that the horse barns at the fairgrounds are overrunning with stray cats, many dropped off there

Councilor Sullivan – relayed information gleaned from a year-long study on production by local wind towers, which was not favorable. He noted that area wind speeds are too low to produce power efficiently. He said that both Hydro and nuclear power would be less expensive and more efficient. The Councilor commended the Town Board for having taken a stand against large wind towers and wind farms in the Town of Malone.

Councilor Taylor – said she has not heard back from the SPCA in regard to reviving the a committee on cats and dogs

CORRESPONDENCE:

- from North Country Life Flight – letter of thanks for 2009 funding

- from Branch Commercial Development – escrow monies in the amount of \$6,910.00 submitted, and concerns expressed regarding the legal fees being substantially higher than the estimate.

- from Poissant, Nichols, Grue & Vanier – putting the Town on notice pertaining to trees on Junction Road being in a decayed condition

- from Tax Receiver Hafter – copy of a letter sent to Franklin County tax collectors regarding potential changes in procedures in January 2010. Clerk Hafter reported on a meeting of area tax collectors, noting that those of the group currently doing computer tax collection, through other software, would not recommend the Tunnell system to their respective Town Boards at this time.

NEW BUSINESS:

Training Request –

* On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge, to allow Town Justices and Town Court Clerk to attend training on July 27th and 28th in Potsdam, with all necessary expenses to be paid by the Town, provided proof of attendance is presented.

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

Insurance Presentations – Supervisor Maneely said that on Wednesday, July 22nd 2009, agents from Latremore Insurance and Sid G. Spear, Ins. will be presenting quotes to a committee, made up of the Supervisor Maneely, Councilor Taylor and Budget Officer Stewart, for town insurance coverage for the 2009-2010 policy year.

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Caplan, that the Town Board authorizes the insurance committee (Supervisor Maneely, Councilor Taylor and budget Officer Stewart) to make decisions regarding coverage for the Town of Malone for the 2009-2010 policy year, on behalf of the Board..

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

07/15/2009

West Side Sewer Line Easement – Supervisor Maneely reported that there are a few items in the proposed sewer easement agreement between DHC of Malone, LLC and the Town of Malone that need to be “hammered out”.

* On the motion of Deputy Supervisor with a second thereto by Councilor Taylor to authorize Supervisor Maneely to negotiate and sign into agreement, on behalf of the Town of Malone, with DHC of Malone, LLC in regard to the West Side sewer easement, related to new construction of the New York State Troopers’ Station on State Route 11.
CARRIED WITH ALL MEMBERS VOTING IN FAVOR (5-0).

BILLS FOR AUDIT & PAYMENT:

* On the motion of Councilor Sullivan with a second thereto by Councilor Taylor that the following bills, vouchers # 519 - 578, having been audited, be paid:

General Fund	\$ 35,918.09
Part Town General	141.96
East Side Water	153.66
Chips Fund	21,840.79
Airport Capital Project	26,964.60
Trust & Agency	5,872.02
Highway DA	115.10
Highway DB	<u>27,619.30</u>
Grand Total	\$ 118,625.52

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

ADJOURN:

* At 6:48pm, 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, August 19th 2009, commencing at 6:00pm

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

RESPECTFULLY SUBMITTED,

SUSAN M. HAFTER, TOWN CLERK
July 29, 2009