

A regular meeting of the Malone Town Board was held Wednesday, September 10th 2008 at the Malone Town Offices, 27 Airport Rd, 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
Alvin Livernois, Highway Superintendent
Bob Crossman, Code Officer
Mark Gonyea, Chairman, Planning Board
Mary Fredenburgh, Malone Darcy Fargo, Malone Telegram
Denise Raymo, Press-Republican

At 6:00pm, Supervisor Maneely called the meeting to order with a pledge to the flag.

MINUTES:

*On the motion of Councilor Taylor with a second thereto by Deputy Supervisor Walbridge to accept the minutes of the August 13, 2008 - regular meeting as presented and place on file.

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

REPORTS:

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

Supervisor – 8/2008	Supt. of Highways – 8/2008
Airport Manager – 8/2008	Justice Court – 8/2008
Town Clerk/Registrar – 8/2008	Code Officer – 8/2008

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

OLD BUSINESS:

Malone Raceway – Supervisor Maneely tabled this issue until the project engineer delivers an updated traffic study, allowing the SEQR process to continue.

Justice Court Audit – Only Supervisor Maneely has conducted a Justice Court audit, as required of Town Board members by the NYS Unified Court System. The Supervisor urged the Councilors to get this done so a resolution of completion can be adopted.

Malone Chamber of Commerce-

* On the motion of Councilor Sullivan with a second thereto by councilor Caplan to authorize the Supervisor to sign an agreement with the Malone Chamber of Commerce for 2008 and to pay them \$6,000.00 as budgeted.

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

Kmart vs. Town – Town Attorney Anderson-Duffy requested that this issue be discussed in an Executive Session.

Draft Comprehensive Plan & Zoning Laws – a work session was held September 2nd 2008 and another is scheduled for Wednesday, September 17th at 6:00pm.

SUPERVISOR REPORTS:

Economic Development Plan – A public forum was held at NCCC's Great Hall yesterday evening. A gathering of 75 - 100 citizens was divided into two groups, each of which conducted a SWOT (Strengths, Weaknesses, Opportunies, Threats) survey, in regard to Malone, amongst themselves. The results will be compiled and analyzed by Camoin Associates. A second forum will be held in January 2009 to discuss the findings.

09/10/2008

Malone Troop B Dispatcher Issue –

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

Resolution # 14 -2008

Whereas, the Town of Malone was the original site and proud home of the New York State Police Troop “B” Headquarters until 1980 and since then has hosted a substation and dispatch center, with a new state-of-the art building for Troop B planned for construction on Rt. 11 west in the Town of Malone; and

Whereas, the New York State Police have announced plans to close the Malone dispatch center and transfer two resident Malone dispatchers to other locations, despite a November 2000 assurance from then Superintendent James W. McMahon that “the State Police has no plans to . . . reduce our level of service to the community. . . and Malone will remain a dispatch point for Troop B”; and

Whereas, the Town of Malone is the population center and seat of Franklin County, located less than 20 miles from the Canadian border and more than 50 miles from the next nearest State Police dispatch center; and

Whereas, each of the three neighboring counties St. Lawrence, Essex and Clinton justly host a dispatch center in or near their respective population hubs and county seats;

Now Therefore Be It

Resolved: that the Town Board of the Town of Malone does hereby respectfully request and urge abandonment of the of the plan to close the New York State Police dispatch center in Malone, and cancellation of the transfer of Malone resident dispatch staff to other locations; and

Be It Further

Resolved: that this Resolution be copied to New York State Governor David A. Paterson New York State Police Superintendent Harry J. Corbitt, New York State Senator Elizabeth O’C Little and Assemblywoman Janet Duprey for their consideration.

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

Planning Board Vacancy –

A vacancy exists on the Town Planning Board, as Andrew Snell has accepted a job in the Glens Falls area. His term expired September 8th 2008. One person has inquired about the position, but has not yet submitted a letter of interest. Mark Gonyea, P. B. Chairman asked the Board to delay an appointment until a replacement is hired for Andrew in his former job at Franklin County Soil & Water. He said the expertise Andrew had in that area was useful to the P.B. and the same would be true of his successor.

Assessment Review Board – Roger Keating’s 5 year term on the board of Assessment Review expires September 30th 2008, and he has expressed interest in continuing.

* On the motion of Councilor Caplan with a second thereto by Councilor Sullivan to appoint Roger Keating to the Board of Assessment Review for a 5-year term to end September 30th 2013.

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

Managing Local Government Conference – The annual Managing Local Government Conference will be held on October 14th in Potsdam. Supervisor Maneely, Budget Officer Stewart and Clerk Hafter are planning to attend.

Time Warner Franchise agreement – Pat Johnson, a representative from the Public Service Commission is to meet with Supervisor Maneely and Mayor Stewart Thursday, September 11th to discuss renewal of the Time Warner franchises.

09/10/2008

Sewage Pump –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to authorize the Supervisor to sign into contract with Burley-Guminiak, as presented, for procurement and installation of a sewer lift pump station for the Town of Malone West Side Sewer District.

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

Village Zoning -

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to concur with the Village of Malone that they assume lead agency status in regard to a change in zoning for the area known as “the Village annex”.

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

SUPERINTENDENT OF HIGHWAYS:

Superintendent Livernois reported that work on Bare Hill Road (near the Constable town line and the Cargin Bridge) is complete except for installing some guard rails. Deputy Supervisor Walbridge commented on the good job done and noted that guard rails are needed on Brand Road also, near Shooters Pool Hall.

Supervisor Maneely commented on the Justice Court renovations which were done primarily by Town highway employees, and said the accomplishment of bringing Village Justice Court to the Town offices was a coordinated effort by Town and Village personnel.

The Superintendent reported that his crew has utilized scrap materials to erect horse stalls at the back of a highway storage building to accommodate the horses driven by the Amish to the Farmers Market.

BOARD MEMBER/COMMITTEE ITEMS:

Councilor Caplan reported that all is going well at the North Country Animal Shelter. He mentioned that the highway crew has done some work there as well.

Councilor Sullivan asked whether it might be possible for the highway department to work on Henry Road (about 300’) this year. Supervisor Maneely said there are no funds for additional road work.

Supervisor Maneely said that in response to sentiments expressed at the community planning forum last night, he has spoken to a planner who might be available to work with the Town and Village of Malone.

Deputy Supervisor Walbridge commented that the new soccer field, developed through the combined efforts of Town and Village, has been popular and is serving well.

CORRESPONDENCE:

From NYS Real Property – the Final Equalization rate for Malone: 87.00%

From NYSDOT – acknowledgment of our speed zone request

NEW BUSINESS:

Training Requests –

* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to allow Code Officer Crossman to attend the Capital District Building Officials Conference in Albany October 20-22, 2008; all necessary expenses paid by the Town.

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

*On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan to allow Deputy Clerk Gonyea and Clerk Hafter to attend a Regional meeting of the Town Clerk Association in Plattsburgh on 9/22/08 with all necessary expenses to be paid by the Town.

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

09/10/2008

*On the motion of Councilor Taylor with a second thereto by Deputy Walbridge to Allow Assessor Cashman to attend recertification courses in Lake Placid on 10/10/08, with all necessary expenses to be paid by the Town.

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

EXECUTIVE SESSION:

* At 7:40 PM , on the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan that the Board enter into Executive Session to discuss current litigation with all Board Members and the Town Attorney to be in attendance.

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

At 7:55PM, the Executive Session ended and the Regular Meeting resumed, with no action taken.

BILLS FOR AUDIT & PAYMENT:

*On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor, that the following bills, vouchers # 665-722, plus a voucher in the amount of \$95.00, from the Assessor for conference registration, having been audited, be paid:

General Fund	\$ 21,330.82
Part Town General	598.99
Highway DB	19,147.12
Chips	828.52
Trust & Agency	706.60
West Side Water	10,000.00
East Side Water	<u>262.53</u>
Grand Total	\$ 52,874.58

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

ADJOURN:

*At 7:57PM, 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 at 6:00PM, Wednesday 09/24/2008.

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

RESPECTFULLY SUBMITTED,

Susan M. Hafter, Town Clerk

September 16th 2008