

A regular meeting of the Malone Town Board was held Wednesday, February 13<sup>th</sup> 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

AT 6:00 PM, 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 meeting of 1/23/08 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 reports for 12/2007 & 1/2008	Justice Court – 12/2007
Town Clerk/Registrar – 1/2008	Airport Manager – 1/2008
Supt. of Highways – 1/2008	Code Officer – 1/2008
Receiver of Taxes – 1/2008	

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

**SUPERVISOR REPORTS:**

**Brasher Entertainment Complex –**

\* On the motion of Councilor Caplan with a second thereto by Councilor Taylor, that the Town Board send a letter of support to Burley Guminiak Engineers, regarding the proposed Brasher Entertainment complex to be built in Brasher, as requested.

**FY07 Salmon River Inspection update** – Supervisor Maneely has sent a letter to the Department of the Army Corps of Engineers requesting that they and the NYSDEC make arrangements to dredge the opening from the Salmon River to the Macomb Power Dam and to agree to a meeting date.

**Camp Gabriels –**

\* On the motion of Supervisor Maneely with a second thereto by Councilor Taylor:

**Resolution #2-2008**

**Whereas**, Camp Gabriels Correctional Facility in the Town of Brighton, Franklin County, New York has been a vital and contributing member of the region since its inception in 1982, and

**Whereas**, throughout these twenty five years, at least 22 inmate work crews have been dispatched to the surrounding communities in four counties each day, doing many tasks, such as lawn maintenance, painting buildings, assisting food pantries, road work and brush removal, and

**Whereas**, in this economically depressed area, many of the towns, villages and not-for-profit entities could not afford to maintain their levels of service to the region, without the assistance of the inmate work crews from Camp Gabriels; and

**Whereas**, in addition to the valuable skills learned on these work outings, inmates gain confidence and a sense of pride, all of which will transition them for a return to society.

02/13/2008

**Now, therefore, be it**

**Resolved:** That the Town Board of the Town of Malone acknowledges and appreciates the support given to our area by use of these work crews, including assistance at the Malone Town Office Complex, the Franklin County Fairgrounds, the Webster Street Cemetery, the Comlinks Gleaning Program and 73 Food Pantry Operations throughout Northern New York State, to name but a few; and be it further

**Resolved:** that the Town Board of the Town of Malone strongly opposes the closing of this facility by the Department of Corrections, for economic and social reasons, and be it further

**Resolved:** that the Town Board of the Town of Malone urges Governor Eliot Spitzer and the NYSDOC to reevaluate its position, reconsider the value of Camp Gabriels, and reaffirm its economic interest in the North Country, and be it further

**Resolved:** that copies of this Resolution be sent to the NYSDOC, Governor Spitzer, Senator Little, Assemblywoman Duprey, Brighton Town Supervisor Martin, and NYSCOPBA.

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

**Article X Legislation** – Legislation which would affect local control of wind farms is under consideration in Albany. The New York State Legislative Commission on Rural Resources distributed a brochure and questionnaire on the impact of this proposed law to rural areas. Councilor Sullivan completed the questionnaire on behalf of the Town.

\* On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor to accept for submission, and with thanks, the completed questionnaire regarding Article X legislation, as presented by Councilor Sullivan.

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

**Franklin County Bicentennial, 6/14/2008** – Supervisor Maneely reported that Franklin County is celebrating their 200<sup>th</sup> Anniversary, and will be hosting a number of events, including a parade on June 14<sup>th</sup>. He would like town staff, crew and officials to build a float to enter in the parade, with a 1948 Town Snow Blower to follow along. Amy Hewitt is unofficially named as the chairperson for the parade project.

**St. Lawrence Gas** – A survey is in process to determine the viability of a gas pipeline to be built across the North Country and through Malone.

**BOARD MEMBER/COMMITTEE REPORTS:**

**Councilor Caplan** said he has spoken with Victor Fellion about paying the delinquent taxes on his airport hangar. Mr. Fellion said he has spoken with County Treasurer Varin and is trying to work out a compromise for his taxes.

**Councilor Sullivan** would like to begin discussion with the Village in regard to consolidation of Highway Department services and/or assets. Supervisor Maneely appointed the Councilor to head a committee to begin this process.

**Councilor Sullivan** also talked about the need to update Town Law regarding unsafe/abandoned/derelict properties. Specifically mentioned was the Gordon Development (former Great American) complex. Supervisor Maneely said the corporation has not come to terms with any potential buyers, and the building has continued to deteriorate.

\* On the motion of Councilor Caplan with a second thereto by Deputy Supervisor Walbridge that the Town send a letter to Gordon Development asking them to demolish their building and clean up the lot to bring the property up to code; allowing 30 days for a response and 60 days to present a plan of action.

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

02/13/2008

**Supervisor Maneely** has scheduled a conference call with Nora McCabe from the State Comptroller's Office, Laura Skibinski from their legal division and Angela Lauria-Gunnink from the Division of Local Government and School Accountability; along with Town Councilor Sullivan, Village Mayor Stewart, Town Clerk/ Village Trustee Hafter and possibly Town/Village Justice Lamitie. The topic of discussion is to be the "consolidation" of Town and Village Justice Courts.

**Deputy Supervisor Walbridge** reported on the very successful YMCA Winter Carnival Revue and noted that the Carnival Ball will be held this coming weekend.

**CORRESPONDENCE:**

**From Kyna Dupree, dba Kyna Different Pub**, Liquor license renewal notice.

**From Laing Kai Jiang, dba King's Wok Buffet**, Liquor license renewal notice.

**From Planning Board**, 1/7/2008 meeting minutes & recommendation.

Attorney Anderson-Duffy is working on the law regarding outdoor furnaces and will present a draft at the next regular meeting.

**From National Grid**, informational contact numbers for reporting outages

**NEW BUSINESS:**

**Training Requests:**

\* On the motion of Supervisor Maneely with a second thereto by Deputy Supervisor Walbridge to allow Assessor Cashman to attend training in Lake Placid May 4<sup>th</sup> through May 8<sup>th</sup>, with all necessary expenses to be 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 Taylor to allow Assessment Assistant Hewitt to attend training at the NYSORPS office in Ray Brook 3/5, 3/6, 3/11 & 4/11, with all necessary expenses to be paid by the Town.

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

**Appointments -**

\* On the motion of Supervisor Maneely with a second thereto by Councilor Caplan to reaffirm the following appointments as made on October 10<sup>th</sup> 2007, which were invalid due to the appointees not signing the required oath of office within 30 days:

"TO APPOINT NANCY MARCH LEGACY TO THE MALONE TOWN PLANNING BOARD FOR A 7-YEAR TERM, TO EXPIRE SEPTEMBER 8<sup>TH</sup> 2014; AND TO ACCEPT THE RESIGNATION OF BARRY COLLINS FROM THE PLANNING BOARD, BUT TO RETAIN HIM AS AN ALTERNATE."

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

The appointees will once again be notified of their responsibility to sign an oath.

\*On the motion of Councilor Taylor with a second thereto by Supervisor Maneely to re-appoint Malcolm Miner to a 7 year term on the Malone Joint Recreation Committee to 3/1/2015.

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

**EXECUTIVE SESSION –**

\* At 6:25 PM, 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, Town Attorney, Town Clerk and budget Officer to be in attendance.

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

At 6:34 PM, the Executive Session ended and the Regular Meeting resumed, with no action taken.

02/13/2008

**COMPREHENSIVE PLAN –**

Councilor Caplan asked Attorney Anderson Duffy when the legal review of the draft comprehensive Plan would be completed. She said that she would have it done for the next meeting and then wants a work session with the Board.

**BILLS FOR AUDIT & PAYMENT:**

\*On the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Taylor, that the following bills, vouchers # 119 - 189, having been audited, be paid:

General Fund	\$33,540.32
Part Town General	\$ 558.71
East Side Water	\$ 409.64
Highway DA Fund	\$ 7,178.28
Highway DB	\$19,382.68
Landfill Capital Project	\$ 3,900.00
Trust & Agency	<u>\$26,012.19</u>
Grand Total:	\$90,981.82

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

**ADJOURN:**

\* At 6:35 PM, on the motion of Deputy Supervisor Walbridge with a second thereto by Councilor Sullivan there being no further business to come before the Board, that it duly adjourn, with the next regular meeting to be Wednesday, February 27th @ 6:00 P.M.

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

RESPECTFULLY SUBMITTED,

---

SUSAN M. HAFTER, TOWN CLERK  
February 21<sup>st</sup> 2008