

A Regular Meeting of the Town Board of the Town of Malone, County of Franklin and the State of New York was held at the Town Offices, 27 Airport Road, Malone, NY on the 14th day of September 2022 at 6:00 p.m.

PRESENT: Andrea Stewart Supervisor
Terry Maguire Deputy Supervisor
Brian Taylor Councilor
Paul Walbridge Councilor

ABSENT: Jody Johnston Councilor

ALSO PRESENT: Denice Hudson, Budget Officer/Town Clerk
Cindy Gadway, Deputy Town Clerk
Michael Andrews, Highway Superintendent
John Manley, Deputy Highway Superintendent
Alex Violo, Malone Telegram

Supervisor Stewart called the Regular Meeting to order with the Pledge of Allegiance.

MINUTES:

RESOLUTION 243 - 2022 – Minutes

Upon motion of Councilor Walbridge, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Walbridge, Taylor
Nays 0

Resolved to approve the following minutes:

August 17, 2022 – Regular Meeting

RESOLUTION 244 - 2022 – Minutes

Upon motion of Deputy Supervisor Maguire, seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 3 Stewart, Maguire, Walbridge
Nays 0

Resolved to approve the following minutes:

August 26, 2022 – Special Meeting

** Councilor Taylor abstained from voting as he was not present for this Special Meeting.*

RESOLUTION 245 - 2022 – Minutes

Upon motion of Councilor Walbridge, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 3 Stewart, Maguire, Walbridge
Nays 0

Resolved to approve the following minutes:

August 30, 2022 – Special Meeting.

** Councilor Taylor abstained from voting as he was not present for this Special Meeting.*

RESOLUTION 246 - 2022 – Minutes

Upon motion of Councilor Walbridge, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 3 Stewart, Maguire, Walbridge
Nays 0

Resolved to approve the following minutes:

September 6, 2022 – Special Meeting

** Councilor Taylor abstained from voting as he was not present for this Special Meeting.*

REPORTS:

RESOLUTION 247 – 2022 – Reports

Upon motion of Councilor Walbridge, seconded by Councilor Taylor the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to accept the following reports:

- Office of the Comptroller, Justice Court Fund* – June 2022
- Airport Manager* – August 2022
- Code Officer* – August 2022
- Budget to Actual* – August 2022
- Town Clerk* – August 2022
- Justice Fisher* – August 2022
- Airport Lease Manager* – July and August, 2022
- Justice Main* – August 2022
- Supervisor's Report* – August 2022

OLD BUSINESS:

Franchise Agreement between the Town of Malone and Spectrum Northeast, LLC: New contact information received from Spectrum and forwarded to the town attorney who's in discussion with them about the potential new franchise agreement.

Bare Hill Solar Project: The solar project on Bare Hill Road is currently processing reports and information requested by our engineers. They anticipate submission to our engineers within the next week or two followed by this boards review at the October 12th board meeting or meeting thereafter.

SUPERVISOR REPORT:

Fly In Event – Congratulations given to Malone Chamber of Commerce on the successful Fly In event and thanks to the Highway Superintendent, his crew and the Airport Manager for their work, time and efforts.

Councilor Walbridge extended kudos to Malone Chamber of Commerce, Superintendent Mike Andrews, Bruce Burditt and all volunteers who put the time and efforts in as it really showcased Malone and our Town.

2022 Fall Clean-up/2023 Mowing:

RESOLUTION 248 - 2022 – Fall Clean-up/2023 Mowing

On a motion of Supervisor Stewart seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to seek proposals/bids for Fall Clean-up and Spring Mowing.

BOARD MEMBER / COMMITTEE ITEMS:

Councilor Walbridge reported per the Rec Park Commission minutes, the End of Season Bash was successful and they had a pretty good year. He would like to see numbers on the programming as quite a few bills came in at the end and would be good to see the numbers to support the bills. Programming is great but it should be evaluated.

Councilor Walbridge gave positive feedback on the job of the Highway Department and the crew. The department should be proud of the job they've done.

Deputy Supervisor Maguire gave an update on the new football field at the High School. Turf is down, lights are up and it looks great. They are optimistic that the last game of the season will be played on the new home field.

Councilor Taylor agreed on the new High School Football Field and how quickly they are getting things done. He added the Rec Park End of Year Bash was very well attended and the fireworks display was very nice.

SUPERINTENDENT OF HIGHWAYS:

The last few weeks the crews put down 130-140 Ton of hot patch on the rough spots not attended to with blacktop.

The crew started hauling sand a few days ago and getting ready for winter.

Work on the dozer is finished and is working like new.

Culvert installations completed and the highway crew are working on roadsides and brush.

Mid October the highway department will be getting trucks together for winter plow season.

CORRESPONDENCE:

From Symbium: FOIL Request for building permits with response.

From Malone Minor Hockey: Financials

From James Snyder: FOIL Request for employment dates and insurance coverage with response.

From NYS Department of Environmental Conservation: Renewed DEC mining permit and sign for Robinson's pit.

From Village of Malone: Shared Services Resolution

From PRG: Notice of Claim

From North Country Animal Control: Letter received from Shirley Norton notifying they will no longer provide dog control or sheltering services after 12/31/2022. Supervisor Stewart offered her thank to Shirley for many years of service.

RESOLUTION 249 - 2022 – *Dog Control*

Upon motion of Councilor Walbridge, seconded by Councilor Taylor the following resolution was ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge

Nays 0

Resolved to seek RFP's for dog control and sheltering.

From Friends of the North County: NYS Office of Community Renewal 2021 Housing Rehab Grant Update (689HR305-21)

NEW BUSINESS:

RESOLUTION 250- 2022 – Journal Entry

Upon motion of Councilor Taylor, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
 Nays 0

Resolved to approve and give permission for Budget Officer to make the following Journal Entry as Per Comptroller Notice for June 2022: From A690 Clearinghouse \$5,718.00 to A980 Revenues \$5,718.00 (A2610 court fines & fees).

RESOLUTION 251 - 2022 – Standard Work Day and Reporting Resolution

Upon motion of Supervisor Stewart, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
 Nays 0

Resolved to submit Standard Work Day Resolution to NYS Retirement for Superintendent Mike Andrews.

RESOLUTION 252 - 2022 – Standard Work Day for Employees

Upon motion of Supervisor Stewart seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
 Nays 0

Resolved to submit Standard Work Day Resolution for employees, Laborers, MEO and HEO to NYS Retirement System.

RESOLUTION 253 - 2022 – Building Code Fees

TOWN OF MALONE BUILDING CODE FEES	
RESIDENTIAL	COST
NEW CONSTRUCTION/MANUFACTURED HOMES	
Up to 1200 Square Feet	\$.15 per square foot
1201 to 1500 Square Feet	\$.15 per square foot
1501 Square Feet and over	\$.15 per square foot
Basement	
Covered Porches/Decks	
Less than 64 Square Feet	\$ 0.00
65 Square Feet and over	\$.15 per square foot
Sheds	
Under 144 Square Feet	\$ 0.00
145 Square Feet and over	\$.15 per square foot
Additions/Renovations by Estimate Cost	
\$1.00 to \$1,000.00	\$ 30.00
\$1,001 to \$10,000.00	\$ 60.00
\$10,001.00 to \$25,000.00	\$ 90.00
\$25,001.00 and up	\$120.00 + \$1.00 every additional \$1,000

Heating Permit	\$ 25.00
Above Ground Pool	\$ 30.00
In Ground Pool	\$ 50.00
Variance, Area or Use	\$250.00
Demolition	\$ 45.00
Solar Residential	\$ 75.00
Septic	\$ 40.00
Manufactured Single Wide	\$100.00
FAILURE TO OBTAIN BUILDING/DEMO PERMIT	Fee x2

COMMERCIAL	COST
New Construction	
Up to 1500 square feet	\$150.00
1500 square feet and over	\$150.00 + \$1.00 every additional square foot
Basement	\$50.00
Repairs/Renovations by Estimate Cost	
\$1.00 to \$2,000.00	\$100.00
\$2,001.00 to \$10,000.00	\$150.00
\$10,000.00 to \$25,000.00	\$175.00
\$25,001.00 and up	\$225.00 + \$2.00 every additional \$1,000.00
Demolition	\$ 75.00
Septic	\$ 50.00
Sign	\$ 50.00
Commercial Solar	\$200.00
Burning Permit	\$ 20.00
Annual Fire & Safety Inspection	\$ 30.00
Family Day Care/Foster Care Inspection	\$ 45.00
Industrial, Storage Assembly	\$ 75.00
Multiple Dwelling/Adult Residential per unit	\$ 30.00
FAILURE TO OBTAIN BUILDING/DEMO PERMIT	Fee x2

Upon motion of Deputy Supervisor Maguire, seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to adopt these new Building Code Fees effective immediately.

Supervisor Stewart, Deputy Supervisor Maguire and Councilor Walbridge thank Building Code Officer Mike McMahon for all the time and work he put into this new fee schedule.

RESOLUTION 254 - 2022 – *Executive Session*

Upon motion of Supervisor Stewart seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to enter in to Executive Session at 6:27 p.m. to discuss several personnel issues.

RESOLUTION 255 - 2022 – Executive Session

On a motion of Supervisor Stewart, seconded by Councilor Taylor the following resolution was
ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to return to Regular Session at 7:05 p.m. There was no action taken in Executive Session.

RESOLUTION 256 – 2022

Upon motion of Councilor Taylor, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to increase Denice Hudson's pay an additional \$20 per hour effective immediately and increase her hours from 35-40 hours per week as needed until we hire a new Town Clerk, effective 9/9/2022.

RESOLUTION 257 – 2022

Upon motion of Councilor Walbridge, seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to increase Cindy Gadway's pay to \$24 per hour as Highway Clerk effective 9/9/2022 and a rate of \$28 per hour while covering the Town Clerk position for a couple hours per day.

RESOLUTION 258 – 2022 - ARPA Funds

WHEREAS, the American Rescue Plan (ARPA) Coronavirus Local Fiscal Recovery Fund, enacted in June, 2021 provides funding to State, Local and Tribal governments to address the myriad of economic, financial and public safety needs due to the Covid 19 pandemic, and

WHEREAS, the Town of Malone submitted a request to receive funds under this program, and

WHEREAS, the Town of Malone has been allocated \$869,535.84 as follows: \$434,767.91 was received in July, 2021 by the Office of the NYS Comptroller, and the remainder of the funds was received in July, 2022, and

WHEREAS, specific criteria for use of these monies include a response to the public health emergency and its negative economic impacts and loss of revenue, capital improvements in public facilities to meet pandemic operational needs and/or mitigation tactics, with monies to be obligated by the end of 2024, and expended by the end of 2026, and

WHEREAS, eligible uses identified under ARPA includes grants to non-profits facing significant hardship resulting from the COVID-19 Public Health Emergency, and aid to impacted industries such as tourism and hospitality services and aid to upgrade or expand tourism/facilities hampered by the pandemic, and investments in specific water/sewer/broadband infrastructure projects.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Malone does hereby designate the following Grants and Public Health Emergency Aid distributions:

American Legion Post 219	\$25,000.00
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AND BE IT FURTHER, RESOLVED, that designated agencies, entities and non-profits provide to the Town of Malone, a detailed report of the planned expenditures and uses of these monies for our records.

RESOLUTION 259 - 2022 – Bills for Audit and Payment

Upon motion of Deputy Supervisor Maguire, seconded by Councilor Taylor the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to approve the following:

BILLS FOR AUDIT & PAYMENT:

Batch Nos, 1001, 1003

Voucher Nos. 765-832, 835 (No 784)

<i>General Fund (A)</i>	<i>\$54,805.02</i>
<i>General Fund – Part Town (B)</i>	<i>76.28</i>
<i>Highway Townwide (DA)</i>	<i>1,694.71</i>
<i>Highway Outside (DB)</i>	<i>96,392.53</i>
<i>East Side Water (FE)</i>	<i>12,715.19</i>
<i>West Side Water (FW)</i>	<i>14,389.60</i>
<i>Trust & Agency (T)</i>	<i>32,433.01</i>
<i>Consolidated Highway Capital Improvement (H3)</i>	<i>87,988.30</i>
<i>GRAND TOTAL</i>	<i>\$300,494.64</i>

RESOLUTION 260 - 2022 – Adjourn

On a motion of Councilor Walbridge seconded by Deputy Supervisor Maguire the following resolution was

ADOPTED Ayes 4 Stewart, Maguire, Taylor, Walbridge
Nays 0

Resolved to adjourn the Regular Meeting at 7:14 p.m. The next regular Town Board meeting is scheduled for September 28, 2022 at 6:00 p.m.

RESPECTFULLY SUBMITTED,

CINDY GADWAY, DEPUTY TOWN CLERK