

TOWN OF MALONE
REGULAR MEETING
June 22, 2022

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 22nd day of June 2022 at 6:00 p.m.

PRESENT: Andrea Stewart Supervisor
Terry Maguire Deputy Supervisor
Jody Johnston Councilor
Brian Taylor Councilor

ABSENT: Paul Walbridge Councilor

ALSO PRESENT: Denice Hudson, Budget Officer
Jean Marlow, Town Clerk
Michael Andrews, Highway Superintendent
John Manley, Deputy Highway Superintendent
Alex Violo, Malone Telegram
Bridget Cook, Zoghlin Group
Karl Bender, AOK Engineering
Schiel Wood, Parkway Properties Malone, LLC

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

Representatives from Parkway Property Malone, LLC were in attendance to give an overview of the project they wish build in Malone. Karl Bender of AOK Engineering stated they are proposing a Tim Horton's, convenience store, sandwich shop and gas station on State Route 11. They have met with the Planning Board and have updated their plans accordingly. In addition to permission from the Town of Malone they are required to obtain 2 permits, one from NYSDOT for driveways and from DEC for a storm water pollution prevention plan. This will require a Lead Agency. They have provided Part 1 of Environmental Assessment Form and asked the Town of Malone to become Lead Agency for this project. As a result, the following resolution was adopted:

RESOLUTION 175 - 2022 – Lead Agency – Parkway Properties Malone, LLC Tim Horton's

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

Resolved to begin the process to become Lead Agency for the Parkway Properties Malone, LLC Tim Horton's project on Route 11W Malone. Notices will be sent to the 2 agencies involved for their consent.

Airport Manger Burditt asked that if the town becomes Lead Agency that they get the FAA involved at the appropriate time in the process.

MINUTES:

RESOLUTION 176 - 2022 – Minutes

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

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

Resolved to approve the following minutes:

June 8, 2022 – Regular Meeting

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REPORTS:

RESOLUTION 177 - 2022 – Reports

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

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

Resolved to approve the following reports:

Justice Main – May 2022

Code Office – May 2022

Airport Lease Manager – March/April 2022

OLD BUSINESS:

Airport Grant Process: There are questions from the FAA in regards to the perimeter fence, whether it needs to be 5 feet or 8 feet in height. To make a final determination it will require an evaluation and wild life site visit. It will be paid for through the grant monies but we need to pay up front the \$1,000.00 fee in order to submit this evaluation to the FAA.

RESOLUTION 178 - 2022 – Airport Perimeter Fence – Evaluation

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

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

Resolved to approve an evaluation and wild life site visit done by an approved FAA qualified biologist, the fee for this is \$1,000.00.

Airport Manager Burditt stated he will make himself available for the site visit. Supervisor Stewart will let him know as soon as she hears when the visit will take place.

SUPERVISOR REPORT:

AHMC Meeting at Village of Malone Offices: Supervisor Stewart attended the informational meeting at the Malone Village Offices where they had representatives from Alice Hyde Medical Center in attendance to speak about their plans and listen to concerns and some frustrations from residents. Alice Hyde Medical Center is planning another public meeting for July 26, 2022 at 6:00 p.m. The venue is to be announced.

Section 205 Study is still ongoing. Information has been provided to the Army Corps of Engineers from a questionnaire that they sent out. They are now evaluating the Hydraulic Report from our engineer and will take that information in to consideration. There will be a virtual meeting next week. Supervisor Stewart will let the Board know when she receives the date and time for that meeting.

RESOLUTION 179 - 2022 – MCF Physical

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

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

Resolved to give permission for Supervisor Stewart to sign the MCF Physical for Ronnie D. Freeman, Jr., and add him to the Franklin County Self Insurance Plan.

SUPERINTENDENT OF HIGHWAYS:

- Gravel is complete on the Riley Road, cedar guide posts are going in.
- Installed the culver on Lower Park Street and they are caught up on culverts.
- Assisted the Village of Malone with blacktopping.
- Seasonal worker started this week.
- The Highway Department will be digging and the Village will providing the pipe for the water line to the American Legion baseball field.

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BOARD MEMBER / COMMITTEE ITEMS:

Deputy Supervisor Maguire: The Capital project has started at the High School.

Councilor Johnston: Blacktopping will begin the week of July 11, 2022. Rec Park is preparing and planning for the pool/splash pad.

Councilor Taylor: The material is in for the electric project at the pavilion. The work should be starting this week.

CORRESPONDENCE:

From Friends of the North Country, Inc.: Status of Grants Program 689HR305-21

From Homeward Bound of the Adirondacks: Thank you for donation from ARPA Funds.

From Planning Board: June 15, 2022 minutes regarding the Parkway Properties Malone, LLC plans for a Tim Horton's, convenience store, gas station and sandwich shop on State Route 11. The Planning Board has passed this project on to the Town Board recommending it for approval and to have the Town of Malone be lead agency for this project.

NEW BUSINESS:

RESOLUTION 180 - 2022 – Journal Entry

On a motion of Deputy Superintendent Maguire seconded by Councilor Johnston the following resolution was

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

Resolved to give permission for the Budget Officer to make the following journal entry for Justice Court expenditures from A1990.4 (Contingency) to A1110.4 (Justice Court Contractual) \$6,016.52.

RESOLUTION 181 - 2022 – Journal Entry

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

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

Resolved to give permission for the Budget Officer to make the following journal entry for Payroll Decision from B1990.4 (Contingency) to B8010.1 (Zoning-Personal) \$8,000.00.

EXECUTIVE SESSION:

RESOLUTION 182 - 2022 – Executive Session

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

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

Resolved to enter in to Executive Session to discuss a legal matter, to include the Board Members present.

RESOLUTION 183 - 2022 – Executive Session

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

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

Resolved to return to Regular Session with no action taken in Executive Session.

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RESOLUTION 184 - 2021 – Bills for Audit and Payment

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

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

Resolved to approve the following:

BILLS FOR AUDIT & PAYMENT: *Batch No. 947*
Voucher Nos. 563-588

<i>General Fund (A)</i>	<i>\$44,545.55</i>
<i>Highway Outside (DB)</i>	<i>35,610.61</i>
<i>Trust and Agency (T)</i>	<i>35,987.12</i>
<i>Escrow (H2)</i>	<i>3,819.52</i>

GRAND TOTAL ***\$119,962.80***

RESOLUTION 185 - 2021 – Adjourn

On a motion of Supervisor Stewart seconded by Councilor Taylor the following resolution was

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

Resolved to adjourn the Regular Meeting at 7:10 p.m. The next Regular Board meeting will be July 13, 2022 at 6:00 p.m., preceded by the IDA meeting at 5:45 p.m. The continuation of the Public Hearing will take place at this time.

RESPECTFULLY SUBMITTED,

JEAN MARLOW, TOWN CLERK

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