

**TOWN OF MALONE
TOWN BOARD
REGULAR MEETING – NOVEMBER 16, 2022**

6:00 PM - CALL TO ORDER - PLEDGE TO THE FLAG
Oath of Office for Nicole Guerin

Present: Andrea Stewart Supervisor
Terry Maguire Deputy Supervisor
Paul Walbridge Councilor
Jody Johnston Councilor
Brian Taylor Councilor

Also Present: Denice Husdon Budget Officer
Nicole Guerin Town Clerk
Mike Andrews Highway Superintendent
Michael McMahon Code Officer
John Manley Highway Deputy Supt.
Emilee Brand Malone Resident
Megan Zimba Cipriani Energy
Chris Stroud Albany NY
Kris Pirie Malone Resident

MINUTES: for review & approval:

October 26, 2022 – Public Hearing Local Law, Callfiremen and Regular Meeting

Resolution 322-2022: Malone Callfiremen Gary Spinner and James Gwinn completed physicals.

Adopted Ayes: 5 Stewart, Maguire, Walbridge, Johnston, Taylor
Nays: 0

October 12, 2022 – Regular Meeting, Motion to amend numbering sequence and update minute book starting with #287.

Resolution 323-2022: Amend numbering sequence and update minute book starting with #287.

Adopted Ayes:5 Stewart , Maguire, Walbridge, Johnston, Taylor
Nays:0

REPORTS:

Office of Comptroller, Justice Court Fund – September 2022
Airport Manager – October 2022
Town Clerk – October 2022
Code Office – October 2022
Justices Fisher and Main – October 2022
Supervisor's Report – October 2022

Resolution 324-2022: All reports were reviewed and accepted. Deputy Maguire motion to accept Taylor 2nd.

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nay: 0

OLD BUSINESS:

176 Bare Hill Solar Project:

RESOLUTION 325-2022: Supervisor Stewart to complete part 2&3 of the Yellow LLC project, stated she wants more research done on the glare. Councilor Johnston motion to accept and Councilor Taylor 2nd.

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays:0

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On September 3, 2021, the Yellow 17, LLC completed Part I of the SEQRA Full Environmental Assessment Form (“EAF”) regarding the proposed community solar farm to be located at 176 Bare Hill Road. On May 11, 2022, the Board adopted a Resolution, which classified the proposed community farm as a Type I Action under SEQRA. We held a public hearing on June 22, 2022 and July 13, 2022 and also solicited public comment from interested agencies.

Supervisor: I move that we complete Parts 2 and 3 of the EAF at this time.

Councilor Johnston: I second.

Supervisor: All in favor?

Thank you.

EAF Part 2 Review

Supervisor: Section 1 relates to impact on land. Will the proposed action involve construction on, or physical alteration of, the land surface of the proposed site?

Deputy Maguire: The proposed action involves construction but our expert consultants do not think there will be a significant adverse impact.

Supervisor: Section 2 relates to impact on geological features. May the proposed action result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site?

Deputy Maguire: No, the proposed action does not impact geological features.

Supervisor: Section 3 relates to impacts on surface water. May the proposed action affect one or more wetlands or other surface water bodies?

Councilor Johnston: No, the proposed action will not affect one or more wetlands or other surface water bodies. Our expert consultant found the project area is mostly forested land.

Supervisor: Section 4 relates to impacts on groundwater. May the proposed action result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer?

Councilor Walbridge: No, the Applicant is required to have a SWPPP and our expert consultants reviewed the proposed SWPPP by the Applicant. After the Applicant makes a few changes to the proposed SWPPP to ensure compliance with the NYSDEC’s “Solar Panel Construction Storm water Permitting/SWPPP Guidance” dated April 5, 2018 our expert consultants do not believe the project will result in significant adverse impacts from storm water runoff.

Supervisor: Section 5 relates to impacts on flooding. May the proposed action result in development on lands subject to flooding?

Deputy Maguire: No, our expert consultants believe after some minor alterations of the SWPPP there will not be any impacts on flooding.

Supervisor: Section 6 relates to impacts on air. May the proposed action include a state regulated air emission source?

Councilor Johnston: No, in fact the siting of solar facilities may help the State achieve it’s renewable energy goals to reduce greenhouse gas emissions.

Supervisor: Section 7 relates to impacts on plants and animals. May the proposed action result in a loss of flora or fauna?

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Councilor Walbridge: No, the proposed action is not expected to result in a loss of flora or fauna. Our expert consultants found the NYSDEC EAF Mapper does not indicate the presence of any rare, threatened or endangered wildlife species on the project site or any species of special concern or conservation.

Supervisor: Section 8 relates to impacts on agricultural resources. May the proposed action impact agricultural resources?

Deputy Maguire: Our expert consultants found that the project site contains approximately 5 to 6 acres of farmland of statewide importance and a very small amount of prime farmland. However, none of the soils in the project area are classified as class 1-4 soils and there is no permanent impact. Our expert consultants found there will be no significant adverse impacts on agricultural resources because the developer plans to restore the site to pre-construction conditions after the project's useful life has ended.

Supervisor: Section 9 relates to impacts on aesthetic resources. Will the proposed action provide a sharp contrast to the land use patterns permitted and scenic or aesthetic resources?

Councilor Taylor: No, the proposed solar farm will only have a minimal impact on contrast to the current land use patterns. Our expert consultants reviewed the Applicant's viewshed analysis and found much of the project visibility will be mitigated by trees and wooded areas.

Supervisor: Section 10 relates to impacts on historic or archeological resources. May the proposed action occur in or adjacent to a historical or archaeological resource.

Councilor Walbridge: No, the proposed solar farm is not proposed in or adjacent to a historic or archaeological resource.

Supervisor: Section 11 relates to impacts on open space and recreation. May the proposed action result in a loss of recreational opportunities or reduction of an open space resource designated in an open space plan?

Deputy Maguire: No, the proposed solar farm will not result in a significant loss of recreational opportunities or a reduction of open space.

Supervisor: Section 12 relates to Critical Environmental Areas. May the proposed action be located in or adjacent to a critical environmental area?

Councilor Johnston: No, the proposed solar farm is not proposed to be located within or adjacent to a critical environmental area.

Supervisor: Section 13 relates to impacts on transportation. May the proposed action result in a change to existing transportation systems?

Councilor Walbridge: No, the proposed solar farm will not change existing transportation systems as there will be no traffic going to the project.

Supervisor: Section 14 relates to impact on energy. May the proposed action cause an increase in the use of any form of energy?

Councilor Taylor: No, the proposed solar farm will produce energy but will not use a significant amount of energy,

Supervisor: Section 15 relates to impact on noise, odor or light. May the proposed action result in an increase in noise, odors or outdoor lighting?

Councilor Walbridge: Yes, the proposed community solar farm may result in a significant increase in glare. The project site is located in close proximity to the Malone-Dufort airport. During the public comment period, the Town was provided a glare analysis that showed significant amounts of yellow glare around the project area and at the airport. The Applicant submitted a glare analysis that found only small amounts of yellow glare would occur and

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concluded it would not have a significant impact. The Town has these two competing analyses. Our expert consultant found there is glare on the runways of Malone-Dufort airport and this may be an issue. With the competing glare analyses the Board finds there may be a significant impact on glare. Our expert consultants did not find impacts to odors or noise. The noise levels are expected to be significantly lower than even the most stringent statewide regulatory limits.

Supervisor: Section 16 relates to the impact on human health. May the proposed action have an impact on human health from exposure to new or existing sources of contaminants?

Deputy Maguire: No, the proposed solar farm will not have an impact on human health from exposure to new or existing sources of contaminants. Our expert consultants reviewed the solar panel specifications the Applicant intends to use and found the panels are enclosed in nonporous, non-toxic substances, preventing these materials from escaping or leaching into the ground.

Supervisor: Section 17 relates to consistency with community plans. Is the proposed action inconsistent with adopted land use plans?

Councilor Johnston: While this proposed solar farm is not entirely consistent with adopted land use plans, there is only expected to be a small impact as our expert consultants found minimal impact to Farmland of Statewide Importance.

Supervisor: Section 18 relates to consistency with community character. Is the proposed action inconsistent with existing community character?

Councilor Taylor: No, the proposed solar farm is not inconsistent with existing community character because our expert consultants found much of the views would be mitigated.

Supervisor: I move to open the deliberations at this time.

Councilor Johnston: I second.

Supervisor: All in favor?

Supervisor: Thank you. I would like to open this up to discussion among the board.

[have any discussion on Part 2 the board feels is appropriate in support of a positive declaration of environmental significance]

Supervisor: Do we have consensus as to whether the proposed solar farm may have a potentially significant environmental impact? I'd like to offer a resolution, Thank You

RESOLUTION 326-2022: Supervisor Stewart to complete part 2&3 of the Yellow LLC project, stated she wants more research done on the glare. Councilor Johnston motion to accept and Councilor Taylor 2nd.

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays:0

**TOWN OF MALONE TOWN BOARD RESOLUTION
ADOPTING A POSITIVE DECLARATION OF ENVIRONMENTAL
SIGNIFICANCE FOR THE PROPOSED COMMUNITY SOLAR FARM
TO BE LOCATED AT 176 BARE HILL ROAD
UNDER SEQRA**

WHEREAS, on or about September 3, 2021, Yellow 17, LLC filed an application for a Zoning Permit for the “Malone Solar Project” to be located at 176 Bare Hill Road in the Town of Malone (the “Proposed Action”), and

WHEREAS, as part of its application for a Zoning Permit, the Applicant submitted a Full Environmental Assessment Form dated August 26, 2021, and

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WHEREAS, on or about February 11, 2022, Yellow 17, LLC filed a response to a deficiency letter for the Proposed Action with supplemental materials in support of its application, and

WHEREAS, on or about October 12, 2022, Yellow 17, LLC filed supplemental materials in support of its application, and

WHEREAS, the Town Board adopted a Resolution on May 11, 2022, which classified the project as a Type I Action under the New York State Environmental Quality Review Act (“SEQRA”), and

WHEREAS, the Town Board assumed lead agency status pursuant to 6 NYCRR 617.6(b)(1), and

WHEREAS, the Town Board conducted public hearings on the proposed project on June 22, 2022, and July 13, 2022, and

WHEREAS, the Town Board reviewed Part I of the FEAF prepared by the Applicant and prepared Parts 2 and 3 of the Full Environmental Assessment Form, and

WHEREAS, the Town Board has considered the content of the proposed application, Local Laws, the FEAF, communications from interested agencies, and

WHEREAS, the Town Board has considered any relevant public input, and

WHEREAS, the Town Board has thoroughly analyzed any relevant concerns discussed on the attached positive declaration of environmental significance, and has determined that significant adverse environmental impacts may result from the proposed project, and

WHEREAS, upon review of the FEAF and the relevant environmental criteria under SEQRA, the Town Board believes that the preparation of a Draft Environmental Impact Statement (“DEIS”) is warranted.

NOW THEREFORE, the Town Board of the Town of Malone finds that the proposed project may have significant adverse impacts to the environment.

AND THEREFORE, the Town Board of the Town of Malone finds that the proposed project may have significant adverse glare impacts to adjoining and nearby properties; and

AND THEREFORE, the Town Board of the Town of Malone further issues as SEQRA Lead Agency, a positive declaration of environmental significance for the Proposed Action, finding there is a potential for at least one or more significantly adverse environmental impacts that may result from the Proposed Action, and incorporating by reference into this resolution the attached Positive Declaration contained in the FEAF Part 3; and

AND THEREFORE, that the Town Board, as Lead Agency, will require the preparation of a DEIS for the review of the proposed Action; and

AND THEREFORE, the Town Board hereby adopts the attached positive declaration of environmental significance and incorporates it herein.

AND THEREFORE, the Town Clerk is hereby directed to enter this resolution and the attached positive declaration of environmental significance in the minutes of this meeting.

AND THEREFORE, the Town Clerk is hereby directed to transmit this positive declaration and resolution to the appropriate agencies in accordance with the requirements of 6 NYCRR 617.12(b).

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2023 Town of Malone Preliminary Budget:

RESOLUTION 327-2022: Preliminary 2023 budget motion to accept Deputy Maguire,
Councillor Johnston 2nd.

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays:0

**SUMMARY OF 2023 TOWN OF MALONE
PRELIMINARY BUDGET**

CODE	FUND	APPROPRIATIONS AND PROVISIONS FOR OTHER USES	LESS ESTIMATED REVENUES	LESS UNEXPENDED BALANCE	AMOUNT TO BE RAISED BY TAX
A	GENERAL -- 2.085520	\$1,531,821.00	\$406,930.00	\$276,000.00	\$ 848,891.00
B	GENERAL OUTSIDE VILLAGE - .313762	\$ 139,431.00	\$ 17,570.00	\$ 41,000.00	\$ 80,861.00
DA	HIGHWAY (TOWNWIDE) -- 1.445517	\$ 702,464.00	\$ 4,080.00	\$ 110,000.00	\$ 588,384.00
DB	HIGHWAY (OUTSIDE VILLAGE) -- 4.201306	\$1,273,334.00	\$ 35,600.00	\$155,000.00	\$1,082,734.00
S	SPECIAL DISTRICTS: (LISTED SEPARATELY)				
SF	Fire Protection -- 1.089202	\$ 477,611.00			\$ 477,611.00
FW	West Side Water -- 166.62790 (301 EDU's)	\$ 78,250.00	\$ 1,095.00	\$ 27,000.00	\$ 50,155.00
FE	East Side Water -- 141.38317 (160.5 EDU's)	\$ 44,750.00	\$ 5,058.00	\$ 17,000.00	\$ 22,692.00
G	#1 -- West Side Sewer				
G	#2 -- West Side Sewer	\$ 17,820.00	\$ 17,820.00		
GE	East Side Sewer	\$	\$		
	TOTALS	\$4,265,481.00	\$488,153.00	\$626,000.00	\$3,151,328.00

2023 Village -- \$4.62 (4.620239)

Town - \$9.14 (9.135307)

Fiscal Year 2023 All Funds

ACCOUNT ACCOUNT DESCRIPTION	PRIOR FISCAL YEAR		PERCENT USED	CURRENT FISCAL YEAR	
	BUDGET	ACTUAL		BUDGET	ACTUAL
Fund A0 (GENERAL FUND - WHOLE TOWN)					
Revenue					
A0-1001-00 REAL PROPERTY TAXES	845,212.00	845,212.00	100.0	848,891.00	
A0-1081-00 PAYMENTS IN LIEU OF TAXES	35,000.00	56,289.65	160.8	50,000.00	
A0-1090-00 PENALTIES/ INTEREST-REAL PROPERTY	7,000.00	7,008.46	100.1	7,000.00	
A0-1255-00 TOWN CLERKS FEES	3,700.00	2,900.71	78.4	3,500.00	
A0-1776-00 AIRPORT SALES OF SUPPLIES	7,000.00	16,690.00	238.4	10,000.00	
A0-2401-00 INTEREST & EARNINGS	1,600.00	1,816.73	113.5	1,600.00	
A0-2410-00 RENTAL OF PROPERTY	35,000.00	34,475.19	98.5	34,000.00	
A0-2450-00 COMMISSIONS	38,000.00	31,890.57	83.9	39,000.00	
A0-2544-00 DOG LICENSES	14,000.00	8,877.00	63.4	12,000.00	
A0-2610-00 FINES & FORFEITED BAIL	60,000.00	37,832.70	63.1	75,000.00	
A0-2701-00 REFUND-PRIOR YR.EXPEND.		1,694.53			
A0-2750-00 AIM RELATED PAYMENTS	70,000.00	71,702.00	102.4	70,000.00	
A0-3005-00 MORTGAGE TAX	80,000.00	84,774.12	106.0	90,000.00	
A0-3989-00 STATE AID-HOME & COMMUNITY SERVICES	6,000.00	6,000.00	100.0	14,830.00	
A0-4089-00 GENERAL GOVERNMENT AID		22,000.00			
Total for Revenue	1,202,512.00	1,229,163.66	102.2	1,255,821.00	
Expense					
A0-1010-10 TOWN BOARD/PERSONAL SERVICES	26,000.00	21,666.80	83.3	32,000.00	
A0-1010-40 TOWN BOARD/CONTRACTUAL	200.00			200.00	
A0-1110-10 JUSTICE/PERSONAL SERVICES	161,502.00	139,952.71	86.7	167,692.00	
A0-1110-20 JUSTICE/EQUIPMENT	6,000.00	6,000.00	100.0	14,830.00	
A0-1110-40 JUSTICE/CONTRACTUAL	13,992.00	10,746.18	76.8	26,000.00	
A0-1220-10 SUPERVISOR/PERSONAL SERVICES	75,657.00	63,780.63	84.3	81,588.00	
A0-1220-40 SUPERVISOR CONTRACTUAL	5,050.00	3,598.50	71.3	5,050.00	
A0-1320-40 AUDITOR-CONTRACTUAL	40,000.00	30,050.00	75.1	41,000.00	

Fiscal Year 2023 All Funds

ACCOUNT DESCRIPTION	PRIOR FISCAL YEAR		PERCENT USED	CURRENT FISCAL YEAR	
	BUDGET	ACTUAL		BUDGET	ACTUAL
AO-1330-10 TAX /PERSONAL SERVICES	20,078.00	20,078.00	100.0	25,040.00	
AO-1330-40 TAX /CONTRACTUAL	7,590.00	450.36	5.9	6,500.00	
AO-1340-10 BUDGET/PERSONAL SERVICES	6,000.00	4,500.00	75.0	6,000.00	
AO-1340-40 BUDGET CONTRACTUAL	3,170.00	3,168.44	100.0	3,170.00	
AO-1355-10 ASSESSOR/PERSONAL SERVICES	55,998.00	29,704.65	53.0	62,646.00	
AO-1355-40 ASSESSOR- CONTRACTUAL	6,750.00	4,141.20	61.4	6,000.00	
AO-1410-10 TOWN CLERK/PERSONAL SERVICES	38,590.00	31,875.46	82.6	42,221.00	
AO-1410-40 TOWN CLERK CONTRACTUAL	6,800.00	4,496.95	66.1	7,875.00	
AO-1420-40 ATTORNEY CONTRACTUAL	70,000.00	25,731.25	36.8	70,000.00	
AO-1460-10 RECORDS MANAGEMENT- PERSONAL SER	1,500.00	1,500.00	100.0	1,100.00	
AO-1460-40 RECORDS MANAGEMENT, CONTRACTUAL	500.00			500.00	
AO-1620-10 BUILDING/PERSONAL SERVICES	1,250.00	211.20	16.9	1,250.00	
AO-1620-40 BUILDING CONTRACTUAL	70,000.00	42,104.20	60.1	70,000.00	
AO-1910-40 UNALLOCATED INSURANCE	60,000.00	57,273.19	95.5	63,000.00	
AO-1920-40 MUNICIPAL ASSOCIATION DUES	1,100.00	1,100.00	100.0	1,100.00	
AO-1930-40 JUDGEMENTS & CLAIMS	50,000.00			50,000.00	
AO-1989-40 LIFE FLIGHT	2,000.00	2,000.00	100.0	2,000.00	
AO-1990-40 CONTINGENCY ACCOUNTS	31,677.00	6,016.52	19.0	22,161.00	
AO-3010-40 Public Safety	750.00			750.00	
AO-3310-40 TRAFFIC CONTROL	2,500.00	625.20	25.0	2,500.00	
AO-3510-40 DOG CONTROL CONTRACTUAL	18,000.00	13,500.00	75.0	36,000.00	
AO-5010-10 SUPT. OF HWYS PERSONAL SERVICES	56,444.00	52,284.38	92.6	69,000.00	
AO-5010-40 SUPT. OF HWYS/ CONTRACTUAL	500.00	397.00	79.4	2,000.00	
AO-5132-10 GARAGE /PERSONAL SERVICES	20,625.00	11,443.21	55.5	24,960.00	
AO-5132-40 GARAGE CONTRACTUAL	60,000.00	39,803.65	66.3	55,200.00	

Fiscal Year 2023 All Funds

ACCOUNT ACCOUNT DESCRIPTION	PRIOR FISCAL YEAR		PERCENT USED	CURRENT FISCAL YEAR	
	BUDGET	ACTUAL		BUDGET	ACTUAL
STREET LIGHTING CONTRACTUAL	11,250.00	9,082.31	80.7	12,000.00	
A0-5410-40 SIDEWALK CONTRACTUAL	1,500.00			1,500.00	
A0-5610-10 AIRPORT /PERSONAL SERVICES	6,480.00	4,860.00	75.0	6,480.00	
A0-5610-40 AIRPORT CONTRACTUAL	40,000.00	35,901.38	89.8	47,730.00	
A0-6410-40 PUBLICITY/ CONTRACTUAL	5,500.00	5,500.00	100.0	5,500.00	
A0-6772-40 PROGRAMS FOR AGING/ CONTRACTUAL	12,800.00	12,800.00	100.0	12,800.00	
A0-6997-40 ECONOMIC ASSISTANCE AND DEVELOPMEN		242,017.40			
A0-7110-40 PARKS CONTRACTUAL	1,350.00			1,500.00	
A0-7320-40 YOUTH PROJECT/CONTRACTUAL	66,240.00	48,901.44	73.8	71,831.00	
A0-7510-40 HISTORIAN /CONTRACTUAL	1,000.00			1,000.00	
A0-7520-40 HISTORICAL PROPERTY/ARMORY	500.00			500.00	
A0-7989-40 FARMERS MARKET PAVILION	1,500.00	731.91	48.8	2,000.00	
A0-8020-40 PLANNING-CONTRACTUAL	40,000.00			40,000.00	
A0-8810-40 CEMETERY CONTRACTUAL	3,500.00	109.99	3.1	3,500.00	
A0-9010-80 STATE RETIREMENT	52,736.00	52,735.80	100.0	41,838.00	
A0-9030-80 SOCIAL SECURITY	38,000.00	28,657.62	75.4	41,000.00	
A0-9040-80 WORKERS COMPENSATION	27,963.00	27,962.61	100.0	26,659.00	
A0-9050-80 UNEMPLOYMENT INSURANCE	3,750.00	1,208.26	32.2	3,750.00	
A0-9055-80 DISABILITY INSURANCE	1,200.00	800.10	66.7	1,200.00	
A0-9060-80 HOSPITAL & MEDICAL INSURANCE	143,000.00	72,824.99	50.9	123,000.00	
A0-9720-60 INSTALLMENT BONDS	20,100.00			20,100.00	
A0-9720-70 INSTALLMENT BONDS INTEREST	3,920.00			3,600.00	
A0-9901-90 AIRPORT CAPITAL PROJECTS	50,000.00			50,000.00	
A0-9961-90 GENERAL REPAIR RESERVE	15,000.00			15,000.00	
Total for Expense	1,467,512.00	1,172,293.49	79.9	1,531,821.00	
Excess of Revenue for Fund: A0 - GENERAL FUND - WHOLE TOWN	265,000.00-	56,870.17	-21.5	276,000.00-	

Fiscal Year 2023 All Funds

ACCOUNT ACCOUNT DESCRIPTION	PRIOR FISCAL YEAR		PERCENT USED	CURRENT FISCAL YEAR	
	BUDGET	ACTUAL		BUDGET	ACTUAL
Fund B0 (GENERAL - PART TOWN)					
Revenue					
B0-1001-00 REAL PROPERTY TAXES	85,955.00	85,955.00	100.0	80,861.00	
B0-1603-00 REGISTRAR FEES	3,300.00	3,154.00	95.6	3,300.00	
B0-2110-00 ZONING FEES (VARIANCES)	250.00	750.00	300.0	250.00	
B0-2401-00 INTEREST & EARNINGS	20.00	57.85	289.3	20.00	
B0-2555-00 BUILDING PERMITS	9,000.00	20,479.72	227.6	11,000.00	
B0-2590-00 FIRE CODE FEES	2,500.00	3,235.00	129.4	3,000.00	
Total for Revenue	101,025.00	113,631.57	112.5	98,431.00	
Expense					
B0-1990-40 CONTINGENCY	14,959.00	9,005.08	60.2	6,400.00	
B0-3120-10 POLICE /PERSONAL SERVICES	100.00	75.00	75.0	100.00	
B0-3620-10 SAFETY INSPECTION PERSONALSERVICES	21,810.00	21,810.00	100.0	30,660.00	
B0-3620-40 SAFETY INSPECTION CONTRACTUAL	1,500.00	1,194.68	79.6	4,000.00	
B0-4010-10 HEALTH OFFICER PERSONAL SERVICES	750.00	562.50	75.0	750.00	
B0-4020-10 REGISTRAR /PERSONAL SERVICES	1,100.00	1,100.00	100.0	1,500.00	
B0-8010-10 ZONING-PERSONAL SERVICES	24,810.00	17,117.68	69.0	33,660.00	
B0-8010-40 ZONING CONTRACTUAL	1,500.00	1,302.64	86.8	3,000.00	
B0-8020-10 PLANNING/PERSONAL SERVICES	4,000.00			4,000.00	
B0-8020-40 PLANNING CONTRACTUAL	25,000.00	4,400.93	17.6	26,000.00	
B0-9010-80 STATE RETIREMENT	6,761.00	6,761.00	100.0	4,404.00	
B0-9030-80 SOCIAL SECURITY	4,500.00	3,619.48	80.4	5,500.00	
B0-9040-80 WORKER COMPENSATION	4,585.00	3,584.95	78.2	2,807.00	
B0-9050-80 UNEMPLOYMENT	500.00			500.00	
B0-9055-80 DISABILITY INSURANCE	150.00	70.20	46.8	150.00	
B0-9060-80 HOSPITAL & MEDICAL INSURANCE	24,000.00	9,154.04	38.1	16,000.00	
Total for Expense	136,025.00	79,758.18	58.6	139,431.00	

ACCOUNT
ACCOUNT DESCRIPTION

Fiscal Year 2023 All Funds
PRIOR FISCAL YEAR
BUDGET

PERCENT
ACTUAL USED

CURRENT FISCAL YEAR
BUDGET ACTUAL

ACCOUNT DESCRIPTION	Fiscal Year 2023 All Funds PRIOR FISCAL YEAR BUDGET	PERCENT ACTUAL USED	CURRENT FISCAL YEAR BUDGET ACTUAL
Excess of Revenue for Fund: 80 - GENERAL - PART TOWN			
	35,000.00-		33,873.39 -96.8 41,000.00-
Revenue			
DA-1001-00 REAL PROPERTY TAXES	615,018.00	100.0	588,384.00
DA-2401-00 INTEREST & EARNINGS	60.00	368.1	80.00
DA-2801-00 INTERFUND REVENUES	4,000.00	144.6	4,000.00
Total for Revenue	619,078.00	100.3	592,464.00
Expense			
DA-5140-40 BRUSH & WEEDS-CONTRACTUAL	3,000.00	100.0	8,000.00
DA-5142-10 SNOW REMOVAL PERSONAL SERVICES	310,000.00	46.3	312,500.00
DA-5142-40 SNOW REMOVAL CONTRACTUAL	143,898.00	65.6	140,000.00
DA-9010-80 STATE RETIREMENT	30,223.00	94.0	27,525.00
DA-9030-80 SOCIAL SECURITY	30,000.00	40.0	30,000.00
DA-9040-80 WORKERS COMPENSATION	16,057.00	93.8	17,539.00
DA-9050-80 UNEMPLOYMENT	1,500.00		1,500.00
DA-9055-80 DISABILITY INSURANCE	400.00	44.2	400.00
DA-9060-80 HOSPITAL & MEDICAL INSURANCE	165,000.00	74.0	165,000.00
Total for Expense	700,078.00	59.8	702,464.00
Excess of Revenue for Fund: DA - HIGHWAY - TOWN WIDE			
	81,000.00-		202,305.18 -249.8 110,000.00-
Fund DB (HIGHWAY - OUTSIDE) Revenue			
DB-1001-00 REAL PROPERTY TAXES	1,015,316.00	100.0	1,082,734.00
DB-2401-00 INTEREST & EARNINGS	80.00	375.9	100.00
DB-2665-00 SALE OF EQUIPMENT	100,000.00	100.0	35,000.00
DB-2680-00 INSURANCE RECOVERY			2,372.40
DB-2801-00 INTERFUND REVENUES	300.00	2709.7	500.00
Total for Revenue	1,115,696.00	100.9	1,118,334.00
Expense			
DB-5110-10 GENERAL REPAIRS PERSONAL SERVICES	260,000.00	97.8	274,300.00

ACCOUNT	Town of Malone		Fiscal Year 2023 All Funds		PERCENT USED		CURRENT FISCAL YEAR	
ACCOUNT DESCRIPTION	BUDGET	PRIOR FISCAL YEAR	ACTUAL	ACTUAL	USED	BUDGET	ACTUAL	
Excess of Revenue for Fund: F0 - WATER FUND - WEST SIDE	21,000.00-		5,645.59		-26.9		27,000.00-	
Fund FE (WATER FUND - EAST SIDE) Revenue								
FE-1030-00 SPECIAL ASSESSMENT		22,695.00	22,695.00		100.0		22,692.00	
FE-2401-00 INTEREST & EARNINGS		55.00	32.63		59.3		50.00	
FE-2701-00 REFUND OF PRIOR YEAR EXPENSE							5,008.00	
Total for Revenue	22,750.00		22,727.63		99.9		27,750.00	
Expense								
FE-1990-40 CONTINGENCY			4,000.00				4,000.00	
FE-8310-10 ADMINISTRATION, PERSONAL SERVICES		3,000.00	3,000.00		100.0		3,000.00	
FE-8310-40 ADMINISTRATION CONTRACTUAL		20,000.00	2,128.65		10.6		25,000.00	
FE-9030-90 SOCIAL SECURITY		250.00	229.50		91.8		250.00	
FE-9561-90 WATER RESERVE		12,500.00	12,500.00		100.0		12,500.00	
Total for Expense	39,750.00		17,858.15		44.9		44,750.00	
Excess of Revenue for Fund: FE - WATER FUND - EAST SIDE	17,000.00-		4,869.48		-28.6		17,000.00-	
Revenue								
GO-1030-00 SPECIAL ASSESSMENT		17,820.00	17,820.00		100.0		17,820.00	
Expense								
GO-1990-40 WEST SEWER CONTINGENCY		3,000.00	3,000.00				3,000.00	
GO-8310-40 ADMINISTRATION CONTRACTUAL		3,000.00	3,000.00				3,000.00	
GO-9710-00 SERIAL BONDS		11,820.00	11,820.00		100.0		11,820.00	
GO-9710-10 SERIAL BONDS WEST #2		11,820.00	11,820.00		100.0		11,820.00	
Total for Expense	17,820.00		11,820.00		66.3		17,820.00	
Excess of Revenue for Fund: GO - SEWER FUND - WEST SIDE	6,000.00							
Revenue								
SF-1001-00 REAL PROPERTY TAXES		463,700.00	463,700.00		100.0		477,611.00	

Town of Malone
Fiscal Year 2023 All Funds

ACCOUNT ACCOUNT DESCRIPTION	PRIOR FISCAL YEAR		PERCENT USED	CURRENT FISCAL YEAR	
	BUDGET	ACTUAL		BUDGET	ACTUAL
Expense SF-3410-40					
Total for Revenue	463,700.00	463,700.00	100.0	477,611.00	
FIRE CONTRACTS	463,700.00	463,700.00	100.0	477,611.00	
Total for Expense	463,700.00	463,700.00	100.0	477,611.00	
Excess of Revenue for Fund: SF - FIRE PROTECTION					477,611.00

**TOWN OF MALONE
TOWN BOARD
REGULAR MEETING – NOVEMBER 16, 2022**

Franchise Agreement between the Town of Malone and Spectrum Northeast, LLC: Attorneys are still working on this matter.

Town Clerk to report on RFP Animal Shelter Bid Opening:
No bids for Animal Shelter, will not put out again at this time.

Local Law #1 – Town Roadways: No action at this time lawyer is still working on.

Malone Minor Hockey: As per 2020-2021 and 2021-2022 Agreement, Audits have not been provided nor has there been contact advising as to when the Town will receive same. Negotiations are on hold until such time as the required Audits are received by all entities. We will not pursue any further action on this matter, it is in their hands.

Airport Hazard Site Visit: Resolution No. 308-2022 approved USDA site visit, but this cannot be done until 2023. In order to keep on track with ACIP and proposed perimeter fencing, recommend Option #2 by Loomacres Wildlife Management proposal for \$4,080.00, to be paid by the Town for completion this year. Will be completed this year, provide us with FAA approved wildlife hazard assessment report.

RESOLUTION 328-2022: Going with option #2 for the proposal by Loomacres, Supervisor to accept. Deputy Maguire 2nd.

Adopted Ayes:5 Stewart, Maguire, Johnston, Taylor, Walbridge
Nays:0

SUPERVISOR REPORTS:

Permission to sign Amended Proposal and Professional Services Agreement with LaBella Associates.

RESOLUTION 329-2022: Amendment to cover services for Labella Assoc. signed by Supervisor Stewart. Motion to accept Councilor Walbridge motion, Deputy Maguire 2nd.

Adopted Ayes:5 Stewart, Maguire, Walbridge, Taylor, Johnston
Nays:0

Shared Services: 2020/2023 Shared Services report, Supervisor Stewart attended the county meeting to talk about what we wanted to look at for proposals in the future as far as sharing services with different municipalities. We are going on board with the county to share the same tax program software they use. Shared services will benefit tax payers in the long run.

BOARD MEMBER /COMMITTEE ITEMS: Councilor Walbridge touched on the Rec Park project saying how great it is. Building is getting closed in and moving along. Councilor Johnston spoke about the baseball field project. Closed out fundraiser for the field in the vicinity of \$20,000 raised by the community. Fencing is in, commitment made from the school for the seating. The committee can't thank the Board, Terry Maguire and Jerry Griffin, Greg Paye enough for helping out. Huge expense delayed, opening day is June 9th of 2023. Still a lot more to do out buildings still needed, enclose the field.

SUPERINTENDENT OF HIGHWAYS REPORTS: Supervisor Andrews said everything is going good at the Highway. All the machinery is set to go, enough sand and wood as well. Heating system is working properly to be prepared for the winter months. Working on ditches and being ready for spring. Hurteau's Overhead doors came in and did some adjusting on the garage doors which is making a big difference. Councilor Walbridge applaud for Supervisor Andrews efforts in buttoning up the garage, saves money in the long run. Councilor Walbridge also commended Code Officer McMahon on his work making the Town offices look alive again.

**TOWN OF MALONE
TOWN BOARD
REGULAR MEETING – NOVEMBER 16, 2022**

CORRESPONDENCE:

From Denice Hudson: Resignation as Town Clerk effective October 31, 2022 at 9:00 a.m.

RESOLUTION 330-2022: Stewart accepted resignation all in favor.

Adopted Ayes:5 Stewart, Walbridge, Maguire, Taylor, Johnston
Nays:0

From Friends of the North Country, Inc.: Report NYS Office of Community Renewal 2021 Housing Rehabilitation Grant 689HR305-21.

From Planning Board: September 7, 2022 Minutes and Agenda for November 2, 2022 Meeting.

From Dan McCarthy: Interest in serving on the Town Planning Board. Term would end 9/8/2026.

RESOLUTION 331-2022: Supervisor Stewart to accept Dan McCarthy on the Town Planning Board. Councilor Walbridge motion Councilor Taylor 2nd.

Adopted Ayes:5 Stewart, Walbridge, Taylor, Johnston, Maguire
Nays:0

From Martin, Harding & Mazzotti: Notice of Claim Cindy Mossow v. Town of Malone, et al.

NEW BUSINESS:

Board Motion: Permission for Budget Officer to make the following Journal Entry as Per Comptroller Notice for September 2022 from A690 Clearinghouse \$4,769.50 to A980 Revenues \$4,769.50 (A2610 court fines & fees).

RESOLUTION 332-2022: Deputy Maguire motion to accept the journal entry and make the entries needed Councilor Taylor 2nd.

Adopted Ayes:5 Stewart, Maguire, Walbridge, Taylor, Johnston
Nays:0

Resolution 333-2022: Executive Session: Upon motion of Supervisor Stewart, 2nd by councilor Walbridge the following resolution was

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays:0

Resolved to enter into Executive Session at 6:57 pm Only Town Board Members.

RESOLUTION 334-2022: Executive Session: Upon motion of Supervisor Stewart, 2nd by Councilor Walbridge the following resolution was

Adopted Ayes:5 Stewart, Walbridge, Maguire, Johnston, Taylor
Nays:0

Resolved to return to regular session at 7:07 pm. There was no action taken in Executive Session.

BILLS FOR AUDIT & PAYMENT:

*Batch No. 1043
Voucher Nos. 966-1008*

<i>General Fund (A)</i>	<i>\$52,776.63</i>
<i>General Fund – Part Town (B)</i>	<i>70.00</i>
<i>Highway Townwide (DA)</i>	<i>21,611.73</i>
<i>Highway Outside (DB)</i>	<i>8,671.62</i>
<i>East Side Water (FE)</i>	<i>174.55</i>
<i>Trust & Agency (T)</i>	<i>31,236.89</i>
<i>Airport Capital Project (H4)</i>	<i>56,756.85</i>
<i>GRAND TOTAL</i>	<i>\$171,298.27</i>

TOWN OF MALONE
TOWN BOARD
REGULAR MEETING – NOVEMBER 16, 2022

RESOLUTION 335-2022: Upon motion of Deputy Maguire, 2nd by Councilor Johnston pay the bills.

Adopted Ayes:5 Stewart, Walbridge, Johnston, Maguire, Taylor
Nays:0

RESOLUTION 336-2022: Adjourn:

Upon motion of Supervisor Stewart, 2nd Deputy Maguire and unanimously carried the following resolution to close meeting at 7:10 pm was

Adopted Ayes:5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays:0

The next Town Board meeting is scheduled for December 14th 2022 at 6:00 p.m., preceded by an IDA meeting at 5:45 p.m.

RESPECTFULLY SUBMITTED,

Nicole Guerin, Town Clerk