

**Town of Malone  
Budget Work Session  
10/16/2014**

The Town Board of the Town of Malone conducted a Sewer Use Law Work Session at 2:00pm, followed by a Town Budget 2015 Work Session 3:00pm, Thursday, October 16<sup>th</sup> 2014, at the Malone Town Offices, 27 Airport Road, Malone, New York.

**PRESENT:** Supervisor Howard Maneely  
Councilor Louise Taylor  
Councilor Jack Sullivan  
Councilor Mary Scharf  
Deputy Supervisor Walbridge (arrived at 3:42pm)

**ALSO PRESENT:** Budget Officer Andrea Stewart  
Town Clerk Susan Hafter  
Deputy Clerk Denice Hudson  
Tim Burley, C2AE, Canton  
Town Justice Michael Lamitie  
Attorney Anderson-Duffy (arrived ? , left ?)  
Tim Burley, C2AE, Canton

Supervisor Maneely opened the work session at 2:00pm.

**Sewer Use and Charge Law -**

Tim Burley of C2AE addressed the Board in regard to the Draft Town of Malone Local Sewer Use and Charge Law. He highlighted some important factors to be addressed in the law. He said the law should include a clause that allows for the fee and other changes to be made without the need for recreating the law. He spoke of the need for consistency of terms between the Village and Town laws, policies and procedures and the need for clear definition of duties and responsibilities. Consistency would enable easier future decisions and additions to the district. Another important point to consider is the restriction of certain substances and the methodology for dealing with violators. The current draft names the Code Officer as the enforcement. He said one important goal is to memorialize the billing unit system, so that the village matches the water, matches the sewer; and the rationale is documented.

Mr. Burley reviewed the document page by page with the board, beginning with definitions of terms. While going through the document a few items were highlighted: \* A grease trap feature must be included. \* Separate terms for Significant Industrial Users should be included for possible future application. \* Every reference in the draft to "Superintendent" should be changed to "Village DPW Superintendent". \* Check the IMA for consistency. \* Will re-work section defining district users to those who are "fronted and benefitted". \* Need to check on Village allotment for growth to be included within the law. \* A building sewer permit form must be developed. \* Determine whether the Village will be doing the connections. \* Size of pipes must be determined and memorialized. \* Check valves to be required to match the village.

Mr. Burley will track all changes, deletions and additions determined at this session and provide the Board with an updated version of this draft law.

Budget Officer Stewart said the contracts from the State, regarding the Airport Electrical Vault Project have not arrived, resulting in no need for Special Meeting today.

3:10? Attorney Anderson-Duffy arrived at the meeting.

3:35? Attorney Anderson-Duffy left the meeting.

**2015 Preliminary Town Budget -**

**Justice Court** – Town Justice Lamitie addressed the Board reiterating his request for a third, full-time court clerk for 2015. He said, due to election, a new justice will be in place beginning January 2015. Court Clerk Louise LeBerge and he plan to retire January 2016. Those changes will leave a 1-year justice and one court clerk in place to handle the transition. He said currently on court days (Mondays and Tuesdays) there is a need for a third clerk to collect fines, as the other two clerks are in court. Councilor Scharf asked what the clerks do on court day. Justice Lamitie said there is no "slack time". Councilor Taylor concurred that the girls are "straight out five days a week". Justice Lamitie said if only an additional part-time clerk is provided, the phone system, which he called "antiquated", will need to be upgraded.

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Justice Lamitie also asked that the new justice, to be elected this November, receive the same salary as the sitting justices. He spoke of the case load, administrative work and calls-out and dangerous situations that justices handle. Councilor Scharf said a new justice would not have the experience level to warrant the same salary. Supervisor Maneely said that reducing the new justice's salary by \$5,000.00 would help toward training a new clerk. Councilor Sullivan supports the lower salary for a new justice, saying he feels "pretty strongly about the experience issue". Councilor Scharf said going down to \$29,000.00 would be "skimping it."

Supervisor Maneely asked Justice Lamitie what is being done about the security door that has not yet been installed. Justice Lamitie said he called Joe Lucy three weeks ago, but has not heard back from him. The Justice has received a quote of \$1,000.00 from the place where the door was purchased.

Deputy Supervisor Walbridge arrived at the meeting at 3:42pm.

**Executive Session –**

**At 3:42pm Motion – Councilor Sullivan**

**Second – Councilor Scharf**

**Resolved (#229-2014):** that the Town Board enter into Executive Session pertaining to the employment history of, and matters leading to, the employment, discipline, suspension, dismissal or removal of a particular person, with Board Members to be present.

**CARRIED (5-0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Aye Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Aye**

During the executive session, Councilor Sullivan exited the meeting and left the building.

**At 4:20pm,** Councilors Scharf and Taylor delivered to Clerk Hafter, in her office, a document entitled: "Issues with Susan Hafter", saying that it was from the committee and that she could respond if she liked.

**Neither the Executive Session nor the Budget Work Session was properly or officially adjourned.**

Respectfully Submitted,

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Susan M. Hafter  
Malone Town Clerk  
October 22, 2014