

**Town of Malone
Regular Board Meeting
February 25, 2015**

A regular meeting of the Malone Town Board was held Wednesday, February 25, 2015 at the Malone Town Offices, 27 Airport Rd., Malone, NY, commencing at 6:00pm.

PRESENT: Supervisor Howard Maneely
Councilor John Sullivan
Councilor Louise Taylor
ABSENT: Deputy Supervisor Paul Walbridge
Councilor Mary Scharf

RECORDING SECRETARY: Denice Hudson, Deputy Town Clerk

ALSO PRESENT: Andrea Stewart, Budget Officer
Bruce Mallette, Highway Superintendent
Mike Andrews, Deputy Highway Superintendent
Lillian Anderson-Duffy, Attorney
Olivia Pepe, Malone Telegram

CALL TO ORDER: Supervisor Maneely called the meeting to order at 6:00 p.m., with a pledge to the flag.

MINUTES:
Approval of February 11, 2015 regular meeting tabled due to absence of two Councilors.

REPORTS:
Airport Rental/Lease Report – Airport Committee and Deputy Clerk Hudson will meet and report at March 11, 2015 Board Meeting.

SUPERVISOR REPORTS:
Motion – Councilor Sullivan
Second – Councilor Taylor
Resolved (#59 - 2015) to allow Engineer Damian Vanetti to share information with the Village of Malone to assist the Village in their quest to install solar panels at the closed landfill site.
CARRIED (3 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent

BOARD MEMBER/COMMITTEE ITEMS
Motion – Councilor Sullivan
Second – Councilor Taylor
Resolved (#60 - 2015)
Relative to the Malone Town Board’s support of ReEnergy’s Chateaugay’s biomass plant’s request for funding.

WHEREAS, the ReEnergy Biomass plant operates at a much higher efficiency than other large electrical producers in Chateaugay, NY, and

WHEREAS, the ReEnergy facility is the largest employer of any energy company in Chateaugay (100+ jobs), and

WHEREAS, ReEnergy’s biomass plant is the only electric generator in Chateaugay capable of producing reliable base load electricity, and

WHEREAS, most of the fuel for the biomass plant is carbon neutral, logging and agricultural wastes, and

WHEREAS, the land area occupied by the biomass plant is small compared to other electricity producers.

THEREFORE, BE IT RESOLVED that the Malone Town Board supports ReEnergy’s petition to the Public Service Commission to approve funding so that the Chateaugay biomass plant can become competitive and get back in service.

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**CARRIED (3 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

SUPERINTENDENT OF HIGHWAY REPORTS:

Superintendent of Highways Bruce Mallette requests that five individuals be approved to attend DEC Soil and Water Training on March 5, 2015 at a cost of \$75.00 per employee. Superintendent Mallette indicated the DEC/New York State is requiring that when working on land over one acre, there needs to be at least one person on-site that has been to this training. The Training is good for three years.

Motion – Supervisor Maneely

Second – Councilor Taylor

Resolved (#61 - 2015) to allow five Highway Employees to register and attend the DEC Sol and Water Training on March 5, 2015 at a cost of \$75.00 per employee, to be paid for by the Town.

**CARRIED (3 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

Superintendent Mallette also reported the Highway Department received new truck last week. Superintendent Mallette is also traveling to Watertown to pick-up the Western Star on Friday.

Superintendent Mallette will be attending a Local Roads Superintendent conference on March 4, 2015 in Albany regarding CHIPS. Any costs related to this attendance are paid by the Highway Superintendent's Association.

Safety Jackets

Superintendent Mallette requested that the Board approve purchase of safety jackets for each Highway employee in the amount of \$38.00. The discussion was about safety and the fact that this was not in the Highway Contract. Superintendent Mallette and Deputy Superintendent Andrews indicated the jackets would be kept at the Highway Garage, not taken home.

Motion – Councilor Sullivan

Second – Councilor Taylor

Resolved (#62 - 2015) to purchase 12 reflective bright yellow jackets for Highway Employees to be left at Garage.

**CARRIED (3 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

OLD BUSINESS:

Limekiln Road: Attorney Duffy indicated Gar Smith was to draft legal description and she has not received. Attorney Duffy is to contact Mr. Smith. This was tabled for next meeting.

Local Law for Transient Sales: Attorney Duffy read portions of Law. There was a discussion regarding bonding versus paying \$10,000.00 cash, or a letter of credit. It was decided the only option would be bonding or letter of credit, no cash option. Other issues of concern are the issue of warranty work, and sales tax. All Board Members have concerns about the warranty work and making sure the sales tax is paid to Franklin County. The Law needs to address all these issues. Supervisor Maneely also wants to be sure safety aspects are included in the Law as well. There will be a work session at 2:00 p.m. on Tuesday, March 3rd, attended by Councilor Sullivan, Councilor Taylor, and Attorney Duffy.

SUPERVISOR REPORTS:

Airport Land Lease (PAPAs Dairy): Attorney Duffy indicated the Town is presently leasing land adjacent to runways and taxiways to Poupores and have been since 1990. The Term and Price have changed, but is unsure of when. Attorney Duffy stated she sent an e-mail to all regarding competitive bidding requirements. Attorney Duffy stated the land is not used and cannot be used due to its location, but must be maintained. If we lease the land to grow low lying crops, we made money and the issue of maintenance is taken care of. Supervisor Maneely indicated the Poupores put in a drainage which

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benefits the land. Attorney Duffy stated that is not a requirement to put out land for competitive bidding. Attorney Duffy also stated she could draw up an invite to bid which incorporated provisions from Lease Agreement, stating it is only for agricultural, cannot obstruct runway or taxiways, and list insurance requirements, non-collusion, and minority and women owned business. The bid would contain a one year lease on approximately 200 acres of land. At this point, the map we have is not accurate. Supervisor Maneely will go through map and figure out breakdown and engineer will help us with sizes. Supervisor Maneely also indicated we are running out of time. Attorney Duffy stated she would work on the map issue week.

The Poupores expressed an interest in continuing and the Town would like to continue and negotiate a better price.

Proposed Sewer Law: A Public Hearing will be set for March 11, 2015 at 5:30 p.m. Deputy Town Clerk Hudson will send a copy of the Notice to all on the new sewer line and advertise one time in the Malone Telegram.

Motion – Supervisor Maneely

Second – Councilor Sullivan

Resolved (#62a – 2015) to set a Public Hearing for March 11, 2015 at 5:30 p.m. to be published in The Malone Telegram one time with Notices sent to all on the new sewer line.

**CARRIED (3 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf – Absent**

EXECUTIVE SESSION:

At 6:50 p.m. Motion – Supervisor Maneely

Second – Councilor Taylor

Resolved (#63 - 2015) that the Town Board enters 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, Highway Superintendent Bruce Mallette, and Budget Officer Stewart, to be present.

**CARRIED (3- 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

At 6:59 p.m. the executive session ended with no action taken

BILLS FOR AUDIT & PAYMENT:

Motion – Councilor Taylor

Second – Councilor Sullivan

Resolved (#64 - 2015): that the following bills, having been audited,

Vouchers #193-234, be paid:

General Fund (A) – Abstract #4	\$15,508.09
Part Town General (B) – Abstract #4	13.79
Highway Townwide (DA) – Abstract #4	930.46
Highway Outside (DB) – Abstract #4	20,551.40
West Side Water (FW) – Abstract #1	5,368.51
Trust & Agency (T) – Abstract #8	31,857.61
Airport Capital Project (H4) – Abstract #2	2,170.90
Landfill Capital Project (H7) – Abstract #2	<u>1,41620</u>
Grand Total:	\$77,816.96

**CARRIED (3 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

ADJOURN:

At 7:02p.m. Motion – Councilor Sullivan

Second – Councilor Taylor

Resolved (#65 – 2015) there being no further business to come before the Board that it adjourn, with the next meeting to be March 11, 2015 at 6:00 p.m., with a Public Hearing at 5:30 on Sewer Law, and IDA Meeting at 5:45 p.m.

**CARRIED (3- 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Absent
Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Absent**

RESPECTFULLY SUBMITTED,

DENICE A. HUDSON, DEPUTY TOWN CLERK

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