

A regular meeting of the Malone Town Board was held Wednesday April 11<sup>th</sup> 2012, at the Malone Town Offices, 27 Airport Rd., Malone, NY, commencing at 6:00pm.

**PRESENT:** Deputy Supervisor Paul Walbridge  
Councilor Louise Taylor  
Councilor John Sullivan

**ABSENT:** Supervisor Howard Maneely  
Councilor Mary Scharf

**ALSO PRESENT:** Susan Hafter, Town Clerk  
Andrea Stewart, Budget Officer  
Tom Shanty, Highway Superintendent  
Mark Besio, Highway Clerk  
Hugh Hill, Malone Boyce Sherwin, Malone Ashley Gordon, Malone  
Lisa Soucia, Chateaugay Fred Nichols, Brushton Blake Benware, Malone  
Cristin Riley, Malone Jonathan Monfiletto, Malone Telegram  
Denise Raymo, Press-Republican

**CALL TO ORDER:** Deputy Supervisor Walbridge called the meeting to order at 6:00pm, with a pledge to the flag.

**PRESENTATION:** Hugh Hill, Village Trustee and Director of the Malone Chamber of Commerce, addressed the Board, on behalf of Dr. Dean Chapman. Dr. Chapman is a part-time resident of Malone and is interested in developing an educational tree trail at the Malone Rec Park, at no cost to the town or village. Mr. Hill distributed a broad plan for the project and asked for Town support.

**Motion** – Councilor Sullivan

**Second** – Councilor Taylor

**Resolved (#68 - 2012):** that the Malone Town Board supports the development of an educational tree trail at the Malone Recreation Park, as proposed by Dr. Dean Chapman and presented by Hugh Hill.

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

**MINUTES & REPORTS:**

**Motion** – Councilor Taylor

**Second** – Councilor Sullivan

**Resolved (#69 - 2012):** to accept the minutes of the regular meeting of 3/28/12 as presented and place on file.

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

**Motion** – Councilor Sullivan

**Second** – Councilor Taylor

**Resolved (# 70 -2012):** to accept the following reports as presented and Place on file: Receiver of Taxes – 2012 collection report  
Town Clerk & Registrar – 3/2012 Justice Court – 3/2012  
Airport Manager – 3/2012 Supt of Highways – 3/2012  
Code Officer – 3/2012

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

**OLD BUSINESS:**

**Request for Review** -Tabled from 3/28/12, 3/14/12, 2/15/12 & 1/21/12 Town Clerk/Tax Receiver Hafter requested Board and attorney review of an agreement which would allow for the acceptance of credit and debit card payments in person, and on line. Attorney Anderson-Duffy was not present at the meeting and has not reported any findings on this matter.

**Consultant Agreement** -Tabled from 3/28/12, a draft consultant agreement with Boyce Sherwin, for the 2011/12 Micro-Enterprise Grant administration, was presented for Board consideration. Deputy Supervisor Walbridge and Councilor Sullivan met with Mr. Sherwin and resolved some earlier concerns.

**Motion** – Councilor Sullivan

**Second** – Councilor Taylor

**Resolved (# 71-2012):** that the Town Board approves the consultant agreement with Boyce Sherwin, as presented, and authorizes Deputy Supervisor Walbridge to sign the contract on behalf of the Town.

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

**Sand/Gravel Bid opening** - Clerk Hafter reported on the bid opening held today, 4/11/12, at 1:00pm. Bids were received from two entities, as follows:

from Titus Mountain: Sand Option #1, \$2.15 pr yd; Sand Option #2, \$6.00 pr yd  
Gravel Option 31, \$2.15 pr yd; Gravel Option #2, \$7.00 pr yd

from H. C. Robinson: Sand Option #1, \$2.28 pr yd; Sand Option #2, \$5.16 pr yd

**Motion** – Councilor Sullivan

**Second** – Councilor Taylor

**Resolved (# 72-2012):** upon the recommendation of Superintendent of Highways, Tom Shanty, the board approves and accepts the bid from Titus Mountain for gravel Option #1, at \$2.15 per yard; and the bid from H. C. Robinson for sand, Option #2, at \$5.16 per yard.

**Discussion** – Highway Clerk Besio noted that these options for sand and gravel will result in a savings of approximately \$4,300.

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

#### **SUPERVISOR REPORTS:**

**RFP's for Grants Consultant** – 3 proposals were received by 3/26/12 and distributed for Town Board review on 3/29/12. Councilor Sullivan asked that the issue be **TABLED** for further review.

**Draft Amendments to the Town Sewer Law**- were presented by Town Attorney Duffy to the Board, for review. The Attorney was not present, and the issue was **TABLED** by Deputy Supervisor Walbridge.

**Town Pavilion** –

**Motion** – Councilor Taylor

**Second** – Councilor Sullivan

**Resolved (# 73-2012):** that the Town Board authorizes the use of the Town Pavilion by Franklin County Soil and Water Conservation District for the annual tree sale, to be held April 27<sup>th</sup> 2012.

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

#### **SUPERINTENDENT OF HIGHWAYS REPORT:**

**Superintendent of Highways Shanty** reported that work continues with cold patching, and spring clean-up. The new, 1 ton plow truck has arrived. Deputy Supervisor Walbridge commended the highway department for their good work and noted that he received no complaints this winter on road conditions.

#### **BOARD MEMBER/COMMITTEE REPORTS:**

**Deputy Supervisor Walbridge** expressed appreciation for Budget Officer Stewart and the rest of the office staff, noting that he and the Board rely heavily on their work. He said that with Supervisor Maneely away and sickness among the staff members, demands are greater than normal, and yet everything is getting done. The Deputy Supervisor also

acknowledged and thanked the many students in attendance at the meeting. He said the board appreciates their participation and hopes they will consider serving in local government in the future.

**CORRESPONDENCE:**

**- from St. Lawrence County Board of Legislators:** Resolution reinforcing support of the construction of Interstate 98

**Motion** – Councilor Taylor

**Second** – Councilor Sullivan

**Resolution # 74-2012**

*Reinforcing support for the construction of the Interstate 98  
Multi-modal Corridor and supporting improvements to US Route 11  
and to give priority to the Canton, Potsdam and Gouverneur areas*

**Whereas**, the New York State Department of Transportation has spent millions of dollars over the past five decades conducting feasibility studies relative to the construction of a four-lane, limited-access highway built to interstate standards through the North Country, in addition to studies relative to needed upgrades and safety improvements along US Route 11; and

**Whereas**, funds spent include those used to advance, among others: the North Country Transportation Study (2002), the Northern Tier Expressway: Route 11 Corridor Study (2008) and the North Country freight Needs Study (2010); and

**Whereas**, the study published in 2002 recommended, for the purposes of economic development, the construction of a four-lane, limited access highway built to interstate standards as part of a complete corridor development strategy for the US Route 11 corridor; and

**Whereas**, the study published in 2008 concluded that the construction of such bypasses and passing lanes in the Canton and Potsdam areas were not warranted because traffic flow patterns in those areas were slower than the standard established by the author, and

**Whereas**, the study published in 2010 reaffirmed the recommendations of the 2002 study and further advanced the concept of developing a multi-modal corridor including rail and port upgrades and the construction of a four-lane limited access highway built to interstate standards that was specifically referred to as the Interstate 98 Project; and

**Whereas**, all three of these studies and their respective recommendations were published by the same firm, Wilbur Smith Associates; and

**Whereas**, Federal Funds in the amount of \$6.301 Million were secured by Senators Schumer and Clinton and Congressman McHugh in 2005 for the purpose of advancing a tiered environmental impact review relative to the recommendations made in the study published in 2002 prior to the publication of the 2008 study, thereby establishing the clear legislative intent for the use of those fund; and

**Whereas**, the New York State Department of Transportation, Region 7, is not authorized to repurpose those funds without the approval of the United States congress; and

**Whereas**, Senator Charles Schumer, one of the original Federal Legislators who requisitioned the \$6.301 Million in question, has not expressed any intention of sponsoring legislation that would repurpose those funds; and

**Whereas**, the St. Lawrence County Board of Legislature and more than 550 other municipal and civic entities have adamantly supported the concept of the Interstate 98 project through resolutions and financial support on multiple occasions; and

**Whereas**, upgrades and safety improvements to US Route 11 are also desperately needed and long overdue; and

**Whereas**, the New York State Department of Transportation allocates an annual operation and maintenance budget to its Region 7 Office for the purpose of making upgrades and improvements such as those described in the 2008 Northern Tier Expressway:Route11 Corridor Study; and

**Whereas**, the Northern Corridor Transportation Group is advocating for the development of a multi-modal corridor that was recommended by the North Country Transportation Study and the North Country freight Needs Study as well as necessary safety upgrades to US Route 11; and

**Now, Therefore, Be It Resolved** that the Town Board of the Town of Malone maintains its position that the development of the multi-modal corridor, commonly referred to as Interstate 98, must remain a local, state and federal priority and encourage State and Federal agencies to act with urgency in initiating the tiered environmental impact review with funds that were appropriated in 2005; and

**Be It Further Resolved** that the Town Board of the Town of Malone recognizes the need to upgrade and improve US route 11, especially in the areas of Canton, Potsdam and Gouverneur, and encourages the New York State Department of Transportation to prioritize those upgrades as part of its regional operations and

maintenance plan, and

**Be It Further Resolved** that the Town Board of the Town of Malone hereby urges New York State Department of Transportation to provide meaningful opportunities for the involvement of local officials in the planning, design and implementation of both of the proposed projects; and

**Be it Further Resolved** that copies of this resolution be forwarded to President Barack Obama, United States Senator Charles Schumer, United States Senator Kirsten Gillibrand, Congressman Bill Owens, Federal Highway Administration Administrator Victor Mendez, Governor Andrew Cuomo, State Senator Joseph Griffo, State Senator Pattie Ritchie, State Senator Elizabeth Little, Assemblywoman Addie Russell, Assemblyman Kenneth Blankenbush, Assemblywoman Janet Duprey, New York State Department of Transportation Commissioner Joan McDonald, New York State Secretary of Transportation Karen Rae and New York State Deputy Secretary of Transportation Yomika Bennett.

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

**NEW BUSINESS:**

**Budget Transfer –**

**Motion – Councilor Taylor**

**Second – Councilor Sullivan**

**Resolved (# 75-2012):** to authorize, as recommended by Budget Office Stewart the transfer \$12,981.00 from A690 Clearinghouse Account, to A980 Revenues (A2610-court fines & fees) as per the NYS Comptroller notice received by the Board.

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

**BILLS FOR AUDIT & PAYMENT:**

**Motion – Councilor Sullivan**

**Second – Councilor Taylor**

**Resolved (#76 - 2012):** that the following bills, having been audited, vouchers #317 - 358, be paid:

General Fund- Abstract #7	\$ 36,476.69
Part Town General – Abstract #6	166.50
Trust & Agency- Abstract #13	1,649.40
Chips Fund – Abstract #1	932.77
Highway DA- Abstract #5	9,518.34
Highway DB- Abstract #6	10,914.72
<b>Grand Total-</b>	<b>\$ 59,658.42</b>

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

**ADJOURN:**

**At 6:26pm - Motion - Councilor Taylor**

**Second – Councilor Sullivan**

**Resolved (# -2012):** there being no further business to come before the Board that it adjourn, with the next regular meeting to be held April 25<sup>th</sup> 2012, at 6:00pm.

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

**RESPECTFULLY SUBMITTED,**

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SUSAN M. HAFTER, TOWN CLERK  
April 12, 2012

