Town of Malone Regular Board Meeting August 15th 2012

A regular meeting of the Malone Town Board was held Wednesday, August 15th2012, at the Malone Town Offices, 27 Airport Rd., Malone, NY, commencing at 6:00pm.

PRESENT: Supervisor Howard Maneely

Deputy Supervisor Paul Walbridge

Councilor Louise Taylor Councilor John Sullivan Councilor Mary Scharf

ALSO PRESENT: Susan Hafter, Town Clerk

Andrea Stewart, Budget Officer

Lillian-Anderson Duffy, Town Attorney

Sherri Smith, Deputy Clerk

Ronnie Benware, Malone Arianna MacNeill, Malone Telegram

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

MINUTES & REPORTS:

Motion – Deputy Supervisor Walbridge

Second – Councilor Taylor

Resolved (#152-2012): to accept the minutes of the regular meeting of 07/18/2012 as presented and place on file.

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

The following reports were presented for review and filing:

Town Clerk/Registrar -7/12 Justice Court -7/12 Code Officer -7/12 Airport Manager -7/12 Supt. of Highways -7/12 Supervisor -6/12 & 7/12

OLD BUSINESS:

Malone EMS Inc. – Attorney Anderson-Duffy had nothing new to report on the Town & Franklin County Worker Compensation concerns.

SUPERVISOR REPORTS:

Runway 14-32 Rehab Design -

NYS DOT Aviation Capital Project Agreement -

Motion – Deputy Supervisor Walbridge

Second – Councilor Taylor

Resolution #153-2012 ACCEPT NYSDOT AVIATION CAPITAL PROJECT AGREEMENT

WHEREAS: the Town of Malone has received a grant from the Federal Aviation Administration to pay 90% of the allowable costs incurred in accomplishing the following project at Malone-Dufort Airport:

Rehabilitate Runway 14-32 (Design Only) FAA AIP Project No. 3-36-0053-27-12

WHEREAS, the New York State Department of Transportation is offering a matching grant to the federal grant for 50% of the non-federal share of eligible costs.

WHEREAS, the Town of Malone has committed funds for the local share of project costs. Funding shares for project costs are as follows:

 Federal
 \$ 118,080

 State
 \$ 6,560

 Local
 \$ 6,560

 Total Project Cost
 \$ 131,200

WHEREAS, if the Town of Malone and/or the FAA notifies the NYSDOT that the Town of Malone has requested and received an increase in federal funding for the project based on increased eligible costs and has authorized the proportionate increase in local funding, the New York State share noted above shall be increased proportionately up to a maximum increase of 15%.

NOW, THEREFORE, BE IT RESOLVED that the Town of Malone enter into an agreement with the State of New York for financial assistance for the project described above for Malone-Dufort Airport;

RESOLVED, that the Supervisor of the Town of Malone be authorized to execute all necessary documents on behalf of the Town of Malone with NYS in connection with the project; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project.

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

SEQR -

Motion – Deputy Supervisor Walbridge

Second – Councilor Sullivan

Resolved (#154- 2012): that in regard to the Town of Malone, Malone-Dufort Airport RW 4-32 Rehabilitation (design only) project, the Town Board has determined the project to be a Type II, unlisted action and therefore not subject to further environmental review.

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

Certiorari Proceeding - ARC GSBKNY001, LLC vs. Town of Malone was received in regard to the new Border Patrol building.

Taxiway B Phase 2 – There will be a meeting at 10:30am, Friday August 24th to review punch list for the Taxiway B Phase 2 project.

Appointment -

Motion – Councilor Taylor

Second – Councilor Sullivan

Resolved (#155- 2012): that the Town Board appoints Charles Robert as an alternate member to the Board of Variances & Appeals, to replace Michael Hosler.

<u>Discussion</u> – councilor Scharf said that, in the future, before filling a vacancy on one of the town's boards, the position should be advertised and applicants interviewed.

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

SUPERINTENDENT OF HIGHWAYS REPORT:

Superintendent of Highways Shanty was not present to report, but Supervisor Maneely stated that highway activities are proceeding as usual.

BOARD MEMBER/COMMITTEE REPORTS:

Councilor Scharf reported that Lower Park Street resident, Ronnie Benware, has been talking to his neighbors about the possibility of the Town building a berm to alleviate the flooding concerns in that area along the Salmon River. He said he received a verbal "go ahead". Councilor Scharf said the approval should be in writing, as by petition, prior to the town incurring any expense for the project. She also recommended a follow-up with Brookfield on their contract obligations regarding the dam.

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Councilor Sullivan has reviewed the Army Corps of Engineers stance on the Lower Park Street flooding concerns, which states that the town would be liable for ½ of the cost for remediation. A letter from Congressman Owens, however, says the federal government pays 100 per cent up to \$100K for a study.

Councilor Sullivan asked for an update on the truck inspection station proposed development along Rt.11 on town airport property. Supervisor Maneely said the FAA is asking for more information.

CORRESPONDENCE:

From Deputy Clerk Sherri Smith – resignation, effective 8/18/12

Motion – Councilor Taylor

Second – Councilor Sullivan

Resolved (#156-2012): to accept with regret the resignation of floater and Deputy Town Clerk, Sherri Smith, effective 08/18/2012; with appreciation for her past services and best wishes for her future endeavors.

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

From NYS Dept of Taxation & Finance - Town Equalization Rate set at 84.73

From <u>Lake Titus Protective Association</u>- opposition to expansion of the APA Blue Line to include Lake Titus.

From NYSDEC – Mining Permit issued to Duquette & Son Inc. (Valley Road)

From <u>Franklin County Real Property Services</u> - Assessor Orientation, Certificate of Attendance for Assessor Hewitt

NEW BUSINESS:

Copier -

Motion – Deputy Supervisor Walbridge

Second – Councilor Scharf

Resolved (#157 - 2012): to accept the recommendation of Budget Officer Stewart for the lease, through SymQuest, of a new color copier with networking capabilities to replace the current copier, with ½ the maintenance costs associated and no additional cost to remove the old copier.

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

BILLS FOR AUDIT & PAYMENT:

Motion – Deputy Supervisor Walbridge

Second – Councilor Taylor

Resolved (#158 - 2012): that the following bills, having been audited,

vouchers # 639 - 704, be paid:

General Fund- Abstract #14	\$ 9,621.70
Part Town General – Abstract #13	220.94
Trust & Agency – Abstract #30	40,377.62
CDBG - Abstract #7	25,600.00
East Side Water – Abstract # 9	157.40
Chips – Abstract #6	5,061.27
Airport Capital Project – Abstract #9	352,600.86
Highway DA Abstract #10	1,366.63
Highway DB- Abstract #13	11,757.87
Grand Total	\$ 446,764.29

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

ADJOURN:

At 6:40 pm Motion – Deputy Supervisor Walbridge Second – Councilor Taylor

Resolved (# -2012): there being no further business to come before the Board that it adjourn, with the next regular meeting to be

September 12th 2012, at 6:00pm **CARRIED (5 - 0) – Supervisor Maneely - Aye Deputy Supervisor Walbridge – Aye** Councilor Sullivan - Aye Councilor Taylor - Aye Councilor Scharf - Aye

RESPECTFULLY SUBMITTED,

SUSAN M. HAFTER, TOWN CLERK

August 24, 2012