

TOWN OF MALONE
REGULAR MEETING
PUBLIC HEARING
March 27, 2024

A regular meeting of the Town Board of the Town of Malone, County of Franklin and State of New York was held at the Town Offices, 27 Airport Road, Malone, NY on the 27th day of March 2024 at 6:00 p.m.

PRESENT:

Andrea Stewart, Supervisor	Terrence Maguire, Deputy Supervisor
Jody Johnston, Councilor	Brian Taylor, Councilor
Paul Walbridge, Councilor	

ALSO PRESENT:

Abby Monica, Town Clerk	Denice Hudson, Budget Officer
Michael Andrews, Highway Superintendent	John Manley, Deputy Highway Superintendent
Bruce Burditt, Airport Manager	Alex Violo, Malone Telegram
Scott Smith, Malone Resident	Greg Lawrence, Tetra Tech
Michael Quinn, Cipriani Energy Group	Mike Fournier, Malone Resident
Calvin Martin, Malone Resident	Bridget O'Toole, Malone Town Attorney

CALL TO ORDER: Supervisor Stewart called the Public Hearing to order at 6:00 PM with the Pledge of Allegiance.

PUBLIC HEARING:

The reason for this Public Hearing is for the Yellow 17, LLC (Bare Hill Solar Project). Michael Quinn from Cipriani Energy Group spoke on behalf of the solar project, stating it is two megawatts, little more than 9 acres large and is surrounded by trees. Stated if anyone had any questions for him he would answer them.

Greg Lawrence, the Civil Engineer from Tetra Tech spoke on the glare analysis study. Lawrence stated he only found yellow and green glare which has minimal impact. When they did the test the yellow and green glare they did find was rounded around 70 minutes per the whole day. They did not find any glare off the guard fence from the prison, neighboring property's or roads. The project itself is far back in the woods. Even when the leaves fall off the tree's you still cannot see the project as it is behind existing vegetation and concealed from the roads and properties.

Calvin Martin had a few concerns; he gave a copy of a glare analysis study (that he conducted himself) and lease agreement to all the members of the board. Martin stated he got a different result study than what Tetra Tech did, the results he received are in the packet he gave the board members. Martin also discussed the lease agreement and stated in the lease there is an exit plan, and they could leave before the project is finished.

Mike Fournier had a few concerns; he stated there is a satellite program and it shows that where this project is going to be is one mile or less from this runway, the hospital, and the three prisons. Stated battery devices have a history of burning and are toxic. Fournier is worried about how they will evacuate the prisons and hospitals if the toxins end up getting in the buildings when the wind blows around. There are farmlands around this project as well, stated this will be toxic for the farm animals.

Bruce Burditt, Airport Manager asked how big the project is and what the Town of Malones local law allows. Michael Quinn answered his question and stated the project is a little bigger than 9 acres but a little smaller than 10 acres, and the Town of Malone local law allows seven thousand feet. Burditt asked when the project is completed will there be poles on the property. Yes, there will be poles for protection of the equipment.

Supervisor Stewart thanks everyone for their concerns and questions. If there is anyone who wants to look at the glare analysis study it is available in the Town Clerks office, Monday through Friday 9-4. Supervisor Stewarts closed the Public Hearing to oral comments but kept it open for written comments until April 12, 2024.

MINUTES: For review and approval

RESOLUTION 89 -2024 – Minutes

Upon motion by Councilor Walbridge, second by Councilor Johnston the following resolution was

ADOPTED Ayes 5 Johnston, Stewart, Taylor, Walbridge, Maguire

Nays 0

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Approval of March 13, 2024 Regular Meeting Minutes

RESOLUTION 90-2024 – Minutes

Upon motion by Councilor Walbridge, second by Councilor Walbridge the following resolution was

ADOPTED Ayes 5 Johnston, Stewart, Taylor, Walbridge, Maguire

Nays 0

Approval of March 13, 2024 Executive Session Minutes

Reports:

RESOLUTION 91-2024- Reports

Upon motion by Deputy Maguire, second by Councilor Taylor the following resolution was

ADOPTED Ayes 5 Stewart, Taylor, Johnston, Walbridge, Maguire

Nays 0

Resolved to approve the following reports

NYS Comptroller, Justice Court Fund- February 2024

OLD BUSINESS:

Road Posting

Superintendent Andrews states at this time the River and Low Road Signage posting regarding no thru truck traffic will be staying up. It will be readdressed in the future.

Malone Golf Club

SUPERVISORS REPORTS:

RESOLUTION 92-2024- MCF Physicals

Upon motion made by Councilor Walbridge seconded by Deputy Maguire the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission for Supervisor Stewart to sign MCF Physicals for Brandon Szkotak and to add the Franklin County Self Insurance Plan.

RESOLUTION 93-2024- Budget Authorization

Upon motion made by Deputy Maguire seconded by Councilor Johnston the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission for Supervisor Stewart to sign Budget Authorization for Variance Request and 2024 Monitoring Task Order.

BOARD MEMBER/COMMITTEE ITEMS:

Councilor Johnston stated he is getting excited about the Border Hounds season as it is approaching fast, he is very proud to see what they have brought to this town. The committee is expanding many new things for the field such as bleachers and getting houses ready for the players. Johnston states the Empire League is now getting sponsored by Major League Baseball, so it will bring in so many opportunities for the players and members of the community. Johnston thanks everyone involved with getting everything ready and making this happen for the second year in a row.

Councilor Walbridge states he wants to congratulate Supervisor Stewart on the award she received at the Elks Lodge last week, she truly deserved that reward. Walbridge thanks her for everything she has done and continues to do for the town.

SUPERINTENDENT OF HIGHWAY REPORTS:

Superintendent Andrews states he has some of the crew working on the Bloomer Road again, the road is coming along good. Andrews states we have gotten incredibly lucky with the weather we have been having, my crew is 2 ½ months ahead on this project due to the weather. He stated he

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was contacted by 911, as two more individuals now want to receive a 911 address on Bloomer Road. Andrews stated he also has some of the crew sweeping the roads and cold patching. Neil and Mark are working on the paver and getting in the parts that are needed to begin paving when the time comes. Andrews has requested form the board members purchase two roadside mowers as the currents two the town highway owns currently are not in the best shape and it is getting hard to be able to find parts for the mowers. Andrews did receive 6 quotes on roadside mowers and the best quote is from Tiger Ditch Bank Mowers at \$14,000 apiece.

RESOLUTION 94-2024- Two Roadside Mowers

Upon motion made by Deputy Maguire seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission to purchase tow roadside Mowers at the price of \$14,999.00 a piece from Tiger Ditch Bank Mowers using proceeds from the auction.

CORRESPONDENCE:

From NYS Ag & Markets: Dog Control Officer Inspection report “Satisfactory”

From Charter Communications: Changes to Lineup

RESOLUTION 95-2024- Court Clerk Training

Upon motion made by Councilor Taylor seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission for two new Court Clerks to attend Clerk Core Training in Albany on May 8-11, all expenses paid by the town.

From NYS Homes and Community Renewal: Comprehensive Monitoring Report NYS CDBG Project #689HR313-19.

From Ryan M. Luppino, Barton and Loguidice: Franklin County Legislature establishing lead agency for Franklin County Multi-Use Recreational Trail System Project. Response due by April 29, 2024.

NEW BUSINESS:

RESOLUTION 96-2024- Journal Entry

Upon motion made by Councilor Johnston seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission for Budget Officer to make the fowling Journal Entry as per Comptroller Notice for February 2024 from A690 Clearinghouse \$8,944.50 to A980 Revenues \$8,944.50 (A2610 court fines & fees).

RESOLUTION 97-2024- Journal Entry

Upon motion made by Councilor Johnston seconded by Councilor Walbridge the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor

Nays 0

Permission for the Budget Officer to make the following Journal Entries pertaining to Auction Sale of Code Vehicle- Increase revenue in Part Town General Fund (B510) by \$9,200.00 (B2655 Sale of Equipment) Increase expenditures (B960) by \$9,200.00 (B3620.0 Safety Inspection Equipment).

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EXECUTIVE SESSION

RESOLUTION 98-2024- Enter Executive Session

Upon motion made by Supervisor Stewart seconded by Councilor Johnston the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays 0

Permission to enter executive session at 7:13 p.m.

RESOLUTION 99-2024- Exit Executive Session

Upon motion made by Supervisor Stewart seconded by Deputy Maguire the following resolution was

ADOPTED Ayes 5 Stewart, Maguire, Johnston, Walbridge, Taylor
Nays 0

Permission to exit executive session at 7:37 p.m.

BILLS FOR AUDIT & PAYMENT:

*Batch No. 1410
Voucher Nos. 253-296*

<i>General Fund (A)</i>	<i>\$30,904.96</i>
<i>Part Town General Fund (B)</i>	<i>556.91</i>
<i>Highway Outside (DB)</i>	<i>649.55</i>
<i>Highway Townwide (DA)</i>	<i>6,377.92</i>
<i>Trust & Agency (T)</i>	<i>1,273.94</i>

GRAND TOTAL \$39,763.28

RESOLUTION 100-2024 Bills

Upon Motion by Deputy Maguire, second by Councilor Walbridge the following resolution was.

ADOPTED Ayes 5 Stewart, Johnston, Taylor, Walbridge, Maguire
Nays 0

Resolved to pay the bills listed.


RESOLUTION 101-2024 Adjourn

Upon Motion of Councilor Walbridge and seconded by Supervisor Stewart the following resolution

Was ADOPTED Ayes 5 Stewart, Johnston, Taylor, Walbridge, Maguire
Nays 0

The next Regular Board Meeting will be on April 10, 2024 at 6:00 p.m., preceded by the IDA meeting at 5:45 p.m. at 27 Airport Rd. Malone, NY 12953.

RESPECTFULLY SUBMITTED,


Abby Monica, Town Clerk