

TOWN OF MALONE
REGULAR MEETING
October 9, 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 10th day of October 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

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

MINUTES: For review and approval

RESOLUTION 251-2024 – Minutes

Upon motion by Councilor Taylor, second by Councilor Johnston the following resolution was ADOPTED Ayes 5 Johnston, Stewart, Taylor, Walbridge, Maguire

Nays 0

Approval of September 25, 2024 regular meeting Minutes

Reports:

RESOLUTION 252-2024- Reports

Upon motion by Councilor Walbridge, 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- August 2024

Justice Fisher- September 2024

Airport Manager- September 2024

Code Office- September 2024

Supervisors Report- September 2024

Budget to Actual- September 2024

Town Clerk- September 2024

OLD BUSINESS:

RESOLUTION 253-2024- Local Law #1- 2024

Upon motion by Councilor Walbridge, second by Councilor Taylor the following resolution was ADOPTED Ayes 5 Stewart, Taylor, Johnston, Walbridge, Maguire

Nays 0

BE IT ENACTED by the Town Board of the Town of Malone in the County of Franklin as follows:

Section 1. Title of Local Law.

This Local Law shall be entitled “Tax Cap Override for FY 2025”

Section 2. Authorization.

This Local Law is adopted pursuant to subdivision 5 of the General Municipal Law 3-C, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. Purpose.

TOWN OF MALONE
REGULAR MEETING
October 9, 2024

The purpose of this local law is to permit the override of the limit on the amount of real property taxes that may be levied by the Town of Malone, County of Franklin. Pursuant to General Municipal Law 3-C, and to allow the Town of Malone to adopt a town budget for the fiscal year 2025 (“FY 2025”) that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law 3-C.

Section 4. Tax Cap Override for FY 2025.

The Town Board of the Town of Malone, County of Franklin, is hereby authorized to adopt budget for FY 2025 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal Law 3-C.

Section 5. Supersession.

Pursuant of the powers granted by the Municipal Home Rule, this Local Law supersedes all provision of the Town of Malone Town Code, in so far as such statutes are inconsistent with this Local Law and any other laws or regulations of the Town of Malone are superseded to the extent necessary to give this Local Law full force and effect. All other provisions shall remain the same.

Section 6. Severability.

Each separate provision of this Local Law shall be deemed independent of all other provisions therein, and if any provisions shall be deemed or declared invalid, all other provisions hereof shall remain valid and enforceable.

Section 7. Effective Date.

This Local Law shall take effect immediately upon filing in the office of the secretary of state in accordance with Municipal Home Rule Law 27.

RESOLUTION 254-2024- ARPA Funds/ Website

Upon motion by Deputy Maguire, second by Councilor Taylor the following resolution was
ADOPTED Ayes 5 Stewart, Taylor, Johnston, Walbridge, Maguire
Nays 0

RESOLUTION 255-2024- Planning Board

Upon motion by Councilor Walbridge, second by Councilor Taylor the following resolution was
ADOPTED Ayes 5 Stewart, Taylor, Johnston, Walbridge, Maguire
Nays 0
Permission to point Malcolm Miner to the alternate member and to point Michael Dufort for a seven-year term ending September 8, 2031 to the planning board.

RESOLUTION 256-2024- Dog Control/ Sheltering Services

Upon motion by Deputy Maguire, second by Councilor Taylor the following resolution was
ADOPTED Ayes 5 Stewart, Taylor, Johnston, Walbridge, Maguire
Nays 0
Permission for Town Clerk Monica to post request for dog control/ sheltering services in the newspaper and post on the bulletin board.

SUPERVISORS REPORTS:

RESOLUTION 257-2024- MCF Physicals

Upon motion made by Councilor Johnston 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 Brian Gokey and Joseph Maneely

TOWN OF MALONE
REGULAR MEETING
October 9, 2024

and add them to the Franklin County Self Insurance Plan.

BOARD MEMBER/COMMITTEE ITEMS:

Councilor Walbridge thanks Malone Minor Hockey for agreeing on a four-party agreement. Walbridge states it will be good for the community.

SUPERINTENDENT OF HIGHWAY REPORTS:

Superintendent Andrews states the crew has been working on the salt shed and replacing a lot of culverts. Mark and Neil have been pulling trucks into the garage and getting them serviced for the snow season. Andrews states he had a meeting with Franklin County and there will be a new transfer station on Brand Road.

RESOLUTION 258-2024- Surplus Items

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 declare all items listed on highway surplus auction items as presented by Highway Superintendent Andrews and for Superintendent Andrews and Highway Committee to make final decision on the money from the auction sale.

CORRESPONDENCE:

From NYS Department of Transportation: 2024-2025 CHIPS, Pave-NY, EWR, STR and POP Reimbursements.

FOIL Request from Craig Tatro and response
From Malone Minor Hockey: Future Agreements

RESOLUTION 259-2024- Surplus Items/ Justice Fisher

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 declare all items listed on justice surplus auction items as presented by Justice Fisher.

From Charter Communications: Upcoming Changes
From Leah Hayes: Community Event Trunk or Treat.

NEW BUSINESS:

RESOLUTION 260-2024- Journal Entry

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

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

Permission for Budget Officer to make the following journal entry as Per Comptroller Notice for August 2024 from A690 Clearinghouse \$6,331.00 to A980 Revenues \$6,331.00 (A2610 court fines & fees).

EXECUTIVE SESSION

RESOLUTION 261-2024- Enter Executive Session

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

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

Permission to enter executive session at 6:25 p.m. for personal reasons.

RESOLUTION 262-2024- Exit Executive Session

**TOWN OF MALONE
REGULAR MEETING
October 9, 2024**

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 7:11 p.m., no action was taken.

RESOLUTION 263-2024- 35 Hour Work Week Court

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

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

Effective immediately justice court employees return back to a 35-hour work week.

RESOLUTION 264-2024- Part Time Court Clerk

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

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

Effective immediately the part time court clerk can work up to 17 hours until the end of the 2024 year.

BILLS FOR AUDIT & PAYMENT:

*Batch No. 1553
Voucher Nos. 791-824*

<i>General Fund (A)</i>	<i>\$23,117.99</i>
<i>Part Town General Fund (B)</i>	<i>45.00</i>
<i>Highway Outside (DB)</i>	<i>5,293.82</i>
<i>Highway Townwide (DA)</i>	<i>20,272.68</i>
<i>Trust & Agency (T)</i>	<i>2,231.52</i>
<i>Consolidated Highway Capital</i>	
<i>Improvement Project (H3)</i>	<i>121,242.29</i>
<i>East Side Water (FEE)</i>	<i>217.29</i>
<i>Salt Storage (SS)</i>	<i>4,563.32</i>

GRAND TOTAL \$176,984.54

RESOLUTION 265-2024 Bills

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

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

Resolved to pay the bills listed.

RESOLUTION 266-2024 Adjourn

Upon Motion of Councilor Walbridge and seconded by Councilor Taylor the following resolution

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

Resolved to adjourn the regular meeting at 7:15 p.m. The next Regular Board Meeting will be on October 23 22, 2024 at 6:00 p.m. at 27 Airport Rd. Malone, NY 12953.
RESPECTFULLY SUBMITTED,


Abby Monica, Town Clerk