

At the Regular Meeting of the
Malone Village Board, held on
October 12, 2022, at 3:00PM at
343 West Main St. the following
were present:

Andrea Dumas	Mayor
Brian Langdon	Trustee
Norman Bonner	Trustee
Archie McKee	Trustee
Matthew Boyea	Trustee

Excused Absence:

Christopher Premo, Chief of Police

Also in Attendance:

Kristine Lashway, Village Treasurer	Alex Violo, Telegram
Rebaha Scaccia, Village Clerk	Kari Tremper, DANC
Brian Lamondie, Code Officer	
Steve Fredette, DPW Supervisor	

Mayor Dumas called the meeting to order at 3:00PM.

APPROVE THE MINUTES OF THE REGULAR MEETING **09/26/2022**

Upon the motion of Trustee Boyea with a second by Trustee McKee and unanimously carried to approve the minutes and place on file.

APPROVE THE MINUTES OF THE WORK SESSION **09/30/2022**

Upon the motion of Trustee Boyea with a second by Trustee McKee and unanimously carried to approve the minutes and place on file.

TREASURER'S REPORT

PAY BILLS:

Fund	Amount	# of Bills Audited
Debt Service Fund	\$ 206,777.00	1
DPW Building Capital Project	\$ 51,632.50	1
General/Sewer/Water	\$ 167,551.49	56

Joint Recreation Fund	\$ 65,202.93	4
Trust & Agency	\$ 142,218.87	11
Grand Total	\$ 633,382.79	73

Comment on Bills:

Trustee McKee noted that the invoice from Cornerstone Services held a discrepancy in the total being billed and items were missing. Kari Tremper noted that it was most likely the plumbing billing page that was missing. Trustee McKee would like to have the missing page requested and added to the packet for accuracy of the Village records.

Trustee Bonner inquired about the materials purchased to cover the holes and access to the Flanagan.

Mayor Dumas noted that the Village is not taking control of the property. It was simply to remediate the open dangers post-accident.

Trustee Bonner inquired about the battery purchased for the police car. Was this one that should still be under warranty? Treasurer Lashway noted that she had checked the files, and this was, in fact, one of the older batteries.

Trustee Bonner inquired as to why the Village had received a fee from U-Dig. Treasurer Lashway noted that all confirmations of digs had been submitted on time, as she was unsure of the reason for the fee but is checking on it.

Trustee Bonner also revisited the issue with the electric usage for the Village and our need to stay under the preset kilowatt usage. From everything he has seen it appears the Village will maintain its current plan and not be subject to the higher charges for on demand electricity. We are currently just under the limit for monthly overages.

Upon the motion of Trustee McKee with a second by Trustee Boyea and unanimously carried to approve the amended bills and place on file.

➤ **Resolution 176-2022 – 2022-2023 Budget Amendment No. 9 VILLAGE OF MALONE**

**VILLAGE OF MALONE
RESOLUTION NO. 176-2022
2022-2023 Budget Amendment No. 9**

Related to the appropriation and/or transfer of funds:

Now, therefore be it resolved: The Village Board of Trustees amends their Budget as follows:

INCREASE	Clerk Fees	A1255.00	\$ 202.95
INCREASE	Clerk Purchased Services *Birth Certificates	A1410.440	\$ 202.95
FROM	Federal Forfeiture Fund Reserve	A511F	\$ 113.43
TO	Other Expenses - Federal Fort. *PO 23-00646 Spectrum	A3120.490R	\$ 113.43
FROM	Code Officer Extra Time	A3620.151	\$ 1,000.00
TO	Code Officer Clerk	A3620.160	\$ 1,000.00
FROM	Contingency Fund	A1990.000	\$ 3,776.89
TO	Professional Services *Memorial Park Grant & Restore NY Grant	A1430.440	\$ 3,776.89
FROM	State Forfeiture Fund Reserve	A511S	\$ 144.95
TO	Other Expenses - State Fort. *Sgt. Fountain PO 23-00560	A3120.490R	\$ 144.95
FROM	Water Contingency Fund	F1990.00	\$ 100.00
TO	Water Supply and Materials *Labor Law Poster	F8320.410	\$ 100.00

Motion Made By: Trustee Langdon

Seconded By: Trustee McKee

Approved by Board of Trustees on: October 12, 2022

➤ **Source Well Cooperative Purchasing – TABLED**

POLICE CHIEF'S REPORT

➤ **No Report**

DPW REPORT

➤ **DPW Building Project Update – Kari Tremper, DANC**

Remaining items include the following:

1. Continental will be on site next week to raise the catch basins in preparation for the paving which should commence no later than the week of October 24th.
2. The Fuel Canopy electrical work and modifications made per the electrical inspector should be wrapped up by week of the 20th.
3. There is still no confirmation date on the Main Switch, but everything is running off of the temporary switch.
4. Still six to eight weeks out on delivery of the Lift.
5. The current Ban is good until March, but the Village should have the paperwork for the closing completed by the end of the year.
6. Westelcom reports they are three months out due to needing an easement from National Grid to run the land line to the pole.

Trustee McKee would like a punch list of remaining items for the DPW Project from the construction side and a projected timeline to completion. Kari Tremper will have the engineer produce this for the Board.

- **Resolution 177-2022 – Approval of Amendment No. 4 – AES Agreement for DPW Building Project**

**VILLAGE OF MALONE
RESOLUTION NO. 177-2022**

APPROVAL OF AMENDMENT NO. 4 – AES AGREEMENT FOR DPW BUILDING PROJECT

Pertaining To: Delays in Construction due to COVID-19

Reason:

1. Additional compensation to provide construction administration services extending beyond the initial substantial completion dates due to contractor delays. Project closeout will now be extending into November and possibly beyond.
2. Additional compensation for Owner authorized additional work to use up the remaining (GC) Contingency Allowance for the following:
 - a) Additional paving and other miscellaneous items
 - b) New vehicle lift vs reusing existing
3. Additional compensation for the electrical inspector's interpretation/changes to the specified wiring on the Fuel Canopy

WHEREAS, said Amendment to contract costs \$20,490.00; The Architect's compensation and schedule shall be adjusted as follows:

1. \$11,500.00
2. \$7,552.00 (10% of Change Order GC-CO.03, per Article 12.2 of the agreement)

3. \$1,438.00 (10% of Change Order E-CO.03, per Article 12.2 of the agreement);

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby approves Amendment No. 4 for AES.

Motion Made By: Trustee Bonner

Seconded By: Trustee McKee

Approved by Board of Trustees on: October 12, 2022

➤ **DPW Report as of 10/12/2022**

1. Hot patching East end and West end
2. Tree trimming the Depot and West end
3. Hauling sand from leaf pit to staging area
4. Water Tap at 629 Goodman Road
5. Shared services Town of Burke
6. Shared services Town of Malone
7. Bobcat #23 Repairs

➤ **Resolution 178-2022 – Approval of Replacement of Bad Drive Motor on Bob Cat #23**

**VILLAGE OF MALONE
RESOLUTION 178-2022**

APPROVAL OF REPLACEMENT OF BAD DRIVE MOTOR ON BOB CAT

WHEREAS, the 2020 Bob Cat is in need of repairs; and

WHEREAS, Equipment Rental has performed an initial diagnostic of swapping existing Drive Motor to determine if that is the issue; and

WHEREAS, the diagnostic confirmed that one of the Drive Motors was bad and in need of replacing; and

WHEREAS, the Bob Cats are an essential part of the Village DPW's equipment fleet;

NOW, THEREFORE BE IT RESOLVED, the Village Board of Trustees does hereby authorize the replacement of the bad Drive Motor on the 2020 Bob Cat at a cost of \$4,168.40.

Motion Made By: Trustee Boyea

Seconded By: Trustee Bonner

Approved by Board of Trustees on: October 12, 2022

Marion Street – Concrete line under Marion Street is plugged. Need to enter a privately owned property in order find the pipe and clear it. This should alleviate the flooding issues on resident properties in the area.

The Board would like the property owners to come to the Village office to discuss a resolution of the issue.

- **Seasonal Hiring of MEOs – TABLED**

CODE REPORT

- **Building Permit Activity Report and Violation Activity Report for 09/27/22 – 10/11/22**

Reports noted and placed on file.

- **Change of Occupancy – 369 W Main Street**

The Current owner of 369 W Main Street would like to turn his back storage area of the existing building into a one-bedroom apartment. Mayor Dumas cited the Village Code that prohibits first floor apartments along Main Street. Property owners along Main Street are welcome to construct and rent apartments on a second, third or more floors, in compliance with the Village Code.

Upon the motion of Trustee McKee with a second by Trustee Langdon and unanimously carried to deny the request for a change of occupancy at 369 W Main Street.

CORRESPONDENCE

- **Friends of the North Country – CDBG Grant Project Update**

Update noted and placed on file.

- **Department of Health – Annual Water Supply Emergency Plan Update Requirement**

Correspondence has been forwarded to Dave Rohe for compliance.

- **National Grid LED Lighting Inquiry**

Mayor Dumas would like to wait until the Downtown Physical Enhancement plan has been completed before discussing the lighting needs on Main Street. However, the Village will seek an updated quote from National Grid for Village wide LED changeover.

- **National Grid – New Streetlight on Union Street**

National Grid is requesting the Village to submit a written request to have another streetlight and pole installed on Union Street, including desired pole number and size light.

Upon the motion of Trustee Bonner with a second by Trustee Boyea and unanimously carried to submit the written request to National Grid for an additional streetlight on Union Street.

➤ **Low Income Housing Water Assistance Program Information**

Village was provided some information on a Low-Income Household Water Assistance Program. This is information for the Board and will be shared with all requesting information.

➤ **No Smoking Signs**

Mayor Dumas showed the Board of Trustees the proposed design for the No Smoking signs for the Village Parks.

➤ **Ryan Hayes – Easement for Service Connection to Chamber – Liberty Gas**

**VILLAGE OF MALONE
RESOLUTION NO. 179-2022**

AUTHORIZATION TO EXECUTE LIBERTY GAS EASEMENTS

WHEREAS, Liberty Gas Company Inc. has presented the Village of Malone (the “Village”) with Grant of Easements for the Arsenal Green;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the Mayor to execute the Grant of Easement for the Arsenal Green as illustrated on the attached map with the adjustment of running the new line to the chamber on the back side of the sidewalk along the road.

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved By Board of Trustees on: October 12, 2022

SIDEWALK APPLICATION

➤ **231 Park Street – Two squares to be Replaced – Gerald Marshall**

Upon the motion of Trustee Langdon with a second by Trustee McKee and unanimously carried to approve the Sidewalk application of Gerald Marshall at 231 Park Street.

➤ **25 Washington Street – Shtern Realty**

Upon the motion of Trustee Boyea with a second by Trustee Bonner and unanimously carried to approve the Sidewalk application of Arom Shtern at 25 Washington Street.

WATER SERVICE APPLICATION

- **MJ Raymond Construction LLC – For Citizen Advocates – Water Tap – 6” Static Sprinkler Line**

Upon the motion of Trustee Bonner with a second by Trustee McKee and unanimously carried to approve the Water Service Application of MJ Raymond Construction, LLC at 125 Finney Blvd.

WATER PURCHASE APPLICATION

- **Fiacco & Riley Construction – Agreement for Price Per 4,000 Gallon Tanker**

Upon the motion of Trustee Bonner with a second by Trustee Langdon, and a two-thirds majority vote to approve the Water Purchase Application and Price per 4,000 Gallon Tanker Agreement for Fiacco & Riley Construction (a single nay vote by Trustee McKee).

UNFINISHED BUSINESS

- **Resolution 175-2022 – Municipal Resolution for Restore NY Application**

VILLAGE OF MALONE RESOLUTION NO. 175-2022

MUNICIPAL RESOLUTION SUPPORTING THE VILLAGE OF MALONE STRATEGIC BLIGHT DEMOLITION PROJECT AND CORRESPONDING RESTORE NY GRANT APPLICATION

WHEREAS, the Village of Malone is interested in promoting community and economic development, historic preservation, vacancy reduction, Main Street and Village revitalization, small business development, and neighborhood stability; and

WHEREAS, Village of Malone is cooperating with and collaborating on the Restore NY Round 6 Grant application with Stone Mountain Prime LLC; and

NOW, THEREFORE, BE IT RESOLVED that the Village of Malone supports the demolition of the former Flannigan Hotel and Lashomb buildings, as it is an important project for the Village and Main Street revitalization, consistent with Village Planning; and

RESOLVED that the proposed financing is appropriate for the rehabilitation project and poses no burden on the Village; and

RESOLVED that the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and

RESOLVED that the project develops and enhances infrastructure and other facilities in a manner that will attract, create, and sustain employment opportunities; and

RESOLVED that the Village supports the Restore NY grant application for which they are applying.

Motion Made By: Trustee Bonner

Seconded By: Trustee McKee

Vote Was as Follows:

Trustee Boyea:	Yea	Trustee McKee:	Yea
Trustee Bonner:	Yea	Mayor Dumas:	Yea

Trustee Langdon: Excused Absence

Dated: October 11, 2022

➤ **Resolution 180-2022 – Standard Workday – Trustee Bonner**

**Standard Workday and Reporting Resolution
Resolution 180-2022**

BE IT RESOLVED, that the Village of Malone (40018) hereby establishes the following standard work days for these titles and will report the officials to the New York State and Local Employees' Retirement System based on their record of activities:

Title	Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs	Name (First and Last)	Social Security Number (Last 4 digits)	Registration Number	Tier 1 (Check only if member is in Tier 1)	Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy)	Record of Activities Result*	Not Submitted (Check only if official did not submit their Record of Activities)
Village Trustee	6 hrs.	Norman Bonner	1649	14130736		12/1/2018-11/30/2022	12	

Motion Made By: Trustee McKee

Seconded By: Trustee Langdon

Approved By Board of Trustees On (Bonner Abstained): October 12, 2022

➤ **Town of Malone Ambulance District Documentation**

Village Board would like the Village Attorney to weigh in and assist the Village in their options and next steps.

➤ **Malone Minor Hockey Association Financials – 990 Submission**

The Village Board reviewed the financial statements as submitted by the Malone Minor Hockey Association and in fulfillment of their contractual obligations and accepts said financial statements. The Village of Malone is ready to move forward with the new contract for the Malone Minor Hockey Associations Annual Contract.

NEW BUSINESS

➤ **Resolution 181-2022 – Celebrating The 100th Birthday of Wesley Reynolds**

**VILLAGE OF MALONE
RESOLUTION NO. 181-2022**

CELEBRATING THE 100th BIRTHDAY OF WESLEY REYNOLDS

WHEREAS, Wesley Reynolds was born October 16,1922 in Guilford, NY, the son of Charles & Lillian Ray Reynolds; Moved to Malone at the age of six and has lived in the Village since 1929, where he has been an engaged community member, supporting many Veteran organizations and civic clubs; and

WHEREAS, Wes was married to Blanch (Stone) for 61 years, has two children, Wesley Reynolds Jr and Debra Ann (Reynolds) O’Grady, a grandson, Kyle O’Grady, and has had a longtime companion in Shirley Boyea; and

WHEREAS, Wes entered the US Army in 1943 at the Glen F. Martin Aircraft Plant, trained at Camp Davis NC, transferred to Camp Stewart, GA for training on anti-aircraft artillery and then transferred to Fort Jackson, SC for pretraining in 155 MM field artillery, until his assignment overseas in France with his unit in 1944. He went on to serve in Belgium, Luxembourg, and Germany and was transferred to combat MPs and served eight months in the army of occupation in Germany until his return to the U.S and honorable discharge on April 21,1946; and

WHEREAS, after returning home in 1946, Wes went to work for New York Central R.R as a conductor for 36 years, servicing New York Central, Penn Central and Conrail Railroads, between Utica and Lake Placid, Malone and Montreal; and

WHEREAS, Wes is very active in Veterans Club concentrating on the Amvets, held all offices at post 8 Malone, including commander of Amvets National District, which covered seven North Eastern States, served 10 years as National Executive Committeeman from Department of New York Amvets as their representative in Washington DC; and

WHEREAS, Wes held all offices of the American Legion Post 219 in Malone, including Commander and 2nd Vice Commander of Franklin County American Legion Commander of Malone VFW Post 238; Joined the Malone Lodge of Elks 1303 in 1952; Was very active in local veterans' organizations, a life member of Amvets Post #8, American Legion Post #219, VFW Post 238 and DAV Post, holding numerous positions, a member of the Moose Lodge, Fish & Game Club, Notre Dame Rosary Society, Malone Lodge of Elks 1303, and a life-time member of "The Best" Hunting Club; and

WHEREAS Wesley is a kind and generous soul, still as curious today at the age of 100 years young as he ever was; Wanting young people to know they can lead a long and full life if they take care of themselves and stay active in their local community civic organizations;

NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees:

- 1) Celebrates the 100th Birthday of Wesley H. Reynolds
- 2) Extends our best wishes to Wes on his 100th Birthday, and
- 3) Directs the Clerk of the Village to transmit a copy of this resolution to Mr. Wesley H. Reynolds

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved by Board of Trustees on: October 12, 2022

➤ **Resolution 182-2022 – Approval of Revised Smoking Policy**

**VILLAGE OF MALONE
RESOLUTION NO. 182-2022**

APPROVAL OF REVISED SMOKING POLICY

WHEREAS, The Village Board of Trustees has reviewed the existing Smoking Policy; and

WHEREAS, the Village Board agreed the policy needed to be updated; and

WHEREAS, suggested changes and updates were submitted to the Village Clerk for inclusion in the revised policy;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees adopts the New Smoking Policy as presented.

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved By the Board of Trustees on: October 12, 2022

NEXT MEETING:

- Regular Board Meeting – Monday, October 24, 2022, at 6:00PM. Next Work Session TBD.

Trustee Langdon noticed that the air vent in the furnace room is covered by plywood. Is that going to cause a vacuum and possible carbon monoxide issue?

Trustee Langdon asked if we need to get the furnace serviced? Treasurer Lashway noted that we are under an annual contract for servicing.

Trustee Langdon noted that the Chief of Police needs a place to impound cars. Mayor Dumas noted they are working on securing a site at the new DPW Garage that will be fenced in and secure.

PUBLIC COMMENTS

No Public Comments.

EXECUTIVE SESSION

Upon the motion of Trustee McKee with a second by Trustee Boyea and unanimously carried to go in to go into Executive Session on a contractual issue.

Upon the motion of Trustee Boyea with a second by Trustee Bonner and unanimously carried to come out of Executive Session.

Upon the motion of Trustee McKee with a second by Trustee Bonner and unanimously carried to go back into Regular Session.

ADJOURNMENT

Upon the motion of Trustee Bonner with a second by Trustee McKee and unanimously carried to adjourn the meeting at 5:21PM.

Respectfully submitted,


Rebahka Scaccia, Village Clerk