

At the Regular Meeting  
of the Malone Village Board,  
Held on April 10, at 5:00PM  
At 343 West Main St. the  
Following were present:

|               |         |
|---------------|---------|
| Andrea Dumas  | Mayor   |
| Archie McKee  | Trustee |
| Brian Langdon | Trustee |
| Matthew Boyea | Trustee |

Excused Absence

|                   |                 |
|-------------------|-----------------|
| Norman Bonner     | Trustee         |
| Christopher Premo | Chief of Police |
| Brian Lamondie    | Code Officer    |

Also in Attendance:

|                                |                      |
|--------------------------------|----------------------|
| Rebahka Scaccia, Village Clerk | Alex Violo, Telegram |
| Kristine Lashway, Treasurer    | Tom Schulz           |
| Rodney Jock                    |                      |

Mayor Dumas called the meeting to order at 5:00PM.

**Pledge of Allegiance**

**OPEN PUBLIC HEARING ON LOCAL LAW #2-2023 - CHAPTER 55 – TREES –  
ADDITION OF ARTICLE III – REMOVAL OF DANGEROUS TREES – §55-4 –  
EMERGENCY CASES**

Mayor Dumas read the proposed local law #2-2023 and asked if there was any discussion from the Board and gallery.

Rodney Jock voiced his concerns over some neighboring trees that are dead and going to come down on the power lines. Mr. Jock asked who discerns the danger and makes the call for them to come down? Mr. Jock is fine with the language of the proposed local law, and wants someone to look at the trees at 24 Edward St.

Village to have the Code Officer look at the trees.

Mayor Dumas left the Public Hearing on Local Law #2-2023 open until later in the meeting.

**OPEN PUBLIC HEARING ON 2023-2024 TENTATIVE VILLAGE BUDGET**

Mayor Dumas read the top sheet details of the 2023-2024 Tentative Village Budget. The mayor noted that the proposed budget is under the allowable tax cap of 2%, coming in at a total tax levy of 1.02% and asked if there was any discussion from the Board and gallery.

Hearing no comments or discussion, Mayor Dumas left the Public Hearing on the 2023-2024 Tentative Village Budget open until later in the meeting.

**APPROVE THE MINUTES OF THE REGULAR MEETING 03/27/2023**

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

**APPROVE THE MINUTES OF THE BUDGET SESSION 03/29/2023**

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 BUDGET SESSION 04/05/2023**

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:**

| <b>Fund</b>           | <b>Amount</b>        | <b># of Bills Audited</b> |
|-----------------------|----------------------|---------------------------|
| General/Sewer/Water   | \$ 41,601.77         | 58                        |
| Joint Recreation Fund | \$ 1,016.04          | 7                         |
| Trust & Agency        | \$ 77,552.00         | 8                         |
| <b>Grand Total</b>    | <b>\$ 120,169.81</b> | <b>73</b>                 |

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

- **Resolution 42-2023 – 2022-2023 Budget Amendment No. 21**

**VILLAGE OF MALONE  
RESOLUTION NO. 42-2023  
2022-2023 Budget Amendment No. 21**

**Related to the appropriation and/or transfer of funds:**

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

|                 |   |               |              |
|-----------------|---|---------------|--------------|
| <b>FROM</b>     | Federal Forfeiture Fund Reserve                 | A511F         | \$ 790.00    |
| <b>TO</b>       | Federal Equipment Reserve<br>*PO 23-01332       | A3120.200RR   | \$ 790.00    |
| <b>FROM</b>     | Regular Garage Wages                            | A5130.160     | \$ 5,202.18  |
| <b>TO</b>       | Police Building Supplies                        | A3120.410.10  | \$ 202.18    |
| <b>TO</b>       | Police Vehicle Maintenance                      | A3120.461     | \$ 5,000.00  |
| <b>FROM</b>     | State Forfeiture Fund Reserve                   | A511S         | \$ 192.00    |
| <b>TO</b>       | Other Expenses State Forfeiture<br>*PO 23-01437 | A3120.491RS   | \$ 192.00    |
| <b>FROM</b>     | Code Vehicle Maintenance                        | A3620.461     | \$ 200.00    |
| <b>FROM</b>     | Code Training & Travel                          | A3620.470     | \$ 200.00    |
| <b>TO</b>       | Code Officer Account Clerk                      | A3620.160     | \$ 400.00    |
| <b>Increase</b> | Safety Inspection-Business                      | A1560.20      | \$ 825.00    |
| <b>Increase</b> | Code Officer Account Clerk                      | A3620.160     | \$ 825.00    |
| <b>FROM</b>     | Garage Supply & Materials                       | A5132.410     | \$ 2,530.89  |
| <b>TO</b>       | Snow Removal Wages                              | A5142.160     | \$ 2,170.89  |
| <b>TO</b>       | Electric Srv Memorial Park                      | A7110.420.20  | \$ 200.00    |
| <b>TO</b>       | Zoning Postage                                  | A8010.415     | \$ 50.00     |
| <b>TO</b>       | Zoning Public Notices                           | A8010.443     | \$ 100.00    |
| <b>TO</b>       | Shade Tree Supplies & Materials                 | A8560.410.01  | \$ 10.00     |
| <b>INCREASE</b> | Community Dev. CDBG                             | CD4901.20     | \$16,019.02  |
| <b>INCREASE</b> | Program Activity CDBG                           | CD8668.200.80 | \$13,195.00  |
| <b>INCREASE</b> | Program Administration                          | CD8668.440.70 | \$798.20     |
| <b>INCREASE</b> | Program Delivery                                | CD8668.440.80 | \$2,025.82   |
| <b>FROM</b>     | Sewer Contingency                               | G1990.00      | \$ 10,000.00 |
| <b>TO</b>       | Sewer Regular Wages                             | G8120.160     | \$ 6,412.17  |
| <b>TO</b>       | Sewer Purchased Services                        | G8120.440     | \$ 3,587.83  |

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved by Board of Trustees on: April 10, 2023

## **POLICE CHIEF'S REPORT**

No Report.

## **DPW REPORT**

- **Resolution 43-2023 – Authorization to Send Selected DPW Staff to the UDIG.NY Certified Excavator Class**

### **VILLAGE OF MALONE RESOLUTION NO. 43-2023**

#### **APPROVAL FOR ATTENDANCE AT U-DIG NY CERTIFIED EXCAVATOR CLASS FOR SELECTED DPW STAFF**

**WHEREAS**, U-Dig NY is hosting a number of In-Person Certified Excavator Classes; and

**WHEREAS**, Dave Rohe has requested approval to send Bryan Cole, Jim Jones, and Justin Bickford to one of the certified classes most convenient to the Village; and

**WHEREAS**, the class is \$25.00 per attendee to attend and is a credited class;

**NOW THEREFORE BE IT RESOLVED**, The Village Board of Trustees approves send Bryan Cole, Jim Jones, and Justin Bickford to attend a U-Dig NY Certified Excavator Class.

Motion Made By: Trustee Langdon

Seconded By: Trustee McKee

Approved By the Board of Trustees on: April 10, 2023

## **CODE REPORT**

- **Building Permit Activity Report and Violation Activity Report for 03/28/23 – 04/09/2023**

Reports noted and placed on file.

- **Resolution 44-2023 – Authorization to Allow Part-Time Code Clerk to Join Village Vision Insurance**

### **VILLAGE OF MALONE RESOLUTION 44-2023**

## **AUTHORIZATION TO ADD PART-TIME CODE CLERK TO VISION PLAN**

**WHEREAS**, part-time Code Clerk, Jenny LaPlante has been with the Village of Malone for eleven months; and

**WHEREAS**, Part-time employees are not typically eligible to participate in the Village Vision Insurance Plan; and

**WHEREAS**, Jenny has been an asset to both the Code Office and the Village of Malone as a whole;

**NOW, THEREFORE, BE IT RESOLVED**, the Village of Malone Board of Trustees authorizes the addition of Code Clerk, Jenny LaPlante, to the Village of Malone Vision Insurance Plan.

Motion Made By: Trustee Langdon

Seconded By: Trustee McKee

Approved By Board of Trustees on: April 10, 2023

## **CORRESPONDENCE**

- **Friends of the North Country – CDBG Project Status Update as of April 2023**

Report reviewed and placed on file.

- **Resolution 45-2023 – Authorization of Capital Expenditure for #VOM-20-13**

### **VILLAGE OF MALONE RESOLUTION NO. 45-2023**

## **AUTHORIZATION OF CAPITAL EXPENDTURE FOR #VOM-20-13**

At a regular meeting of the Village of Malone Board of Trustees, a Municipality with offices at 343 West Main Street, New York, duly called (a quorum being present) and held at the Village Hall, located in the Village of Malone, County of Franklin, State of New York, on **April 10, 2023**, the following **Resolution** was duly adopted and is now in full force and effect:

**A Motion** was made by Trustee Boyea and seconded by Trustee Langdon, to authorize the capital expenditure of **\$23,500.00**, plus administrative, project delivery, and other soft costs, in accordance with the Village of Malone Housing Rehabilitation Program, for project **#VOM-20-13**.

**Motion Carried.**

- **Resolution 46-2023 – Approval of Friends of the North Country Payment Application #10**

### **VILLAGE OF MALONE**

**RESOLUTION NO. 46-2023**

**APPROVAL OF FRIENDS OF THE NORTH COUNTRY PAYMENT APPLICATION #10 FOR CDBG GRANT IMPLEMENTATION**

**WHEREAS**, the Village of Malone has contracted with the Friends of the North Country to manage and implement the CDBG Grant program; and

**WHEREAS**, Friends of the North Country has submitted payment application #10 for a disbursement of funds in the following amounts: \$14,509.00 for construction (housing rehab), \$2,501.75 for program delivery; and \$100.83 for program administration;

**NOW THEREFOR BE IT RESOLVED:** The Village Board of Trustees does hereby approve payment application #9 for the CDBG program in the amount of \$17,111.58.

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved By Board of Trustees On: April 10, 2023

➤ **New York Conference of Mayors and Municipal Officials**

A Letter has been received from NYCOM asking all New York Village Mayors to join in signing a letter to the Governor to obtain Water/Sewer Upgrade Supports for their municipalities. Upwards of 300 Mayors have already signed the letter.

**SIDEWALK/APRON APPLICATION**

➤ **Pamela LaMarque – 30 Branch Street – Apron Replacement**

Upon the motion of Trustee Langdon with a second by Trustee Boyea and unanimously carried to approve the Apron Application for Pamela LaMarque at 30 Branch Street.

**UNFINISHED BUSINESS**

➤ **Resolution 47-2023 – Final Order of the Village of Malone Authorizing the Expansion of the Malone Ambulance District to Cover All of the Village of Malone**

**VILLAGE OF MALONE  
RESOLUTION NO. 47-2023**

**FINAL ORDER OF THE VILLAGE OF MALONE**

**AUTHORIZING THE EXPANSION OF THE MALONE AMBULANCE DISTRICT TO COVER ALL OF THE VILLAGE OF MALONE**

The Village Board of the Village of Malone, Franklin County, hereby ORDERS as follows:

It is hereby ORDERED, that as all of the requirements under the law have been complied with by the Town of Malone in establishing an Ambulance District, that said ambulance district shall be extended to include all of the Village of Malone and the description of said Ambulance District be recognized as follows:

All of the Town of Malone, Franklin County, New York, including the entire Village of Malone.

It is anticipated that there will be taxes raised from taxpayers in the ambulance district, being approximately \$450,000, which would impose a tax of \$46.55 for the owner of a property valued fully at \$100,000. This resolution was adopted subject to permissive referendum.

Motion Made By: Trustee  
Seconded By: Trustee  
Motion Approved by Board of Trustees on: April 10, 2023

Voting Was as Follows:

|                        |                      |                    |
|------------------------|----------------------|--------------------|
| Trustee McKee: Aye     | Trustee Langdon: Aye | Trustee Boyea: Aye |
| Trustee Bonner: Absent | Mayor Dumas: Aye     |                    |

**CLOSE PUBLIC HEARING ON LOCAL LAW #2-2023**

**CLOSE PUBLIC HEARING ON 2023-2024 VILLAGE TENTATIVE BUDGET**

**NEW BUSINESS**

- **Resolution 48-2023 – Authorization of Local Law #2-2023 – Amendment of Chapter 55 – Trees**

**VILLAGE OF MALONE  
RESOLUTION NO. 48-2023  
LOCAL LAW #2-2023**

**AMENDMENT OF CHAPTER 55 – TREES**

**WHEREAS**, the current Chapter 55 of the Village Code fails to adequately address the regulation for the removal of dangerous trees;

**NOW, THEREFORE**, be it resolved that the Village of Malone Board of Trustees, in its capacity as governing body of the Village of Malone, does hereby support the amendment of Chapter 55 of the current Village Code to read as follows:

Chapter 55 of the Code of the Village of Malone is hereby amended to reflect the addition of Article III: Removal of Dangerous Trees, which will contain the following language:

ARTICLE III: Removal of Dangerous Trees  
§55-4 – Emergency Cases

“In cases where it reasonably appears that a tree presents an immediate danger to the life or safety of any person within the Village of Malone, and said tree is not immediately removed by the property owner, the Code Enforcement Officer shall report such facts to the Village Board of Trustees who shall then have the authority to order the immediate removal of said unsafe tree. The cost of such emergency removal shall be the responsibility of the property owner, billable by invoice from the Village of Malone. Any unpaid invoices shall be re-levied to the property owners Village Property Tax Bill.”

**BE IT FURTHER RESOLVED**, this Local Law shall take effect immediately upon filing with the New York State Secretary of State.

Motion Made By: Trustee Langdon

Seconded By: Trustee McKee

Resolution Approved by the Board of Trustees on: April 10, 2023

➤ **Resolution 49-2023 – Municipal Mowing Bid Award**

**VILLAGE OF MALONE  
RESOLUTION NO. 49-2023**

**AUTHORIZATION TO AWAR MUNICIPAL MOWING BID**

**WHEREAS**, the Village of Malone (the “Village”) solicited bids for contractual mowing for the fiscal year 2023-2024; and

**WHEREAS**, one bid was received and opened on April 6, 2023 at 3:00 PM;

**NOW THEREFORE BE IT RESOLVED**: The Village Board of Trustees awards the bid to: Saint Brothers Lawn Care in the amount of \$18,500.00.

Motion Made By: Trustee McKee

Seconded By: Trustee Langdon

Approved By Board of Trustees on: April 10, 2023



➤ **Resolution 50-2023 – Liquid Polymer Bid Award**

**VILLAGE OF MALONE  
RESOLUTION NO. 50-2023**

**AUTHORIZATION TO AWARD LIQUID POLYMER BID**

**WHEREAS**, the liquid polymer bid was advertised in the local paper; and

**WHEREAS**, the bids were due April 6, 2023 by 3:00PM; and

**WHEREAS**, two bids were received, one from Slack Chemicals at \$1.95/lb. and one from Surpass Chemical Co. at \$3.39/lb.;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees awards the liquid polymer bid to: Slack Chemical Co. Inc. at a price of \$1.95/lb for a total of four totes at \$17,940.00.

Motion Made By: Trustee Langdon

Seconded By: Trustee McKee

Approved By Board of Trustees on: April 10, 2023

➤ **Resolution 51-2023 – Sodium Hypochlorite Bid Award**

**VILLAGE OF MALONE  
RESOLUTION NO. 51-2023**

**AUTHORIZATION TO AWARD SODIUM HYPOCHLORITE BID**

**WHEREAS**, the chemical bid was advertised as sodium hypochlorite in the local newspaper; and

**WHEREAS**, the bids were due April 6, 2023 at 3:00 PM; and

**WHEREAS**, one bid was received;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees awards the sodium hypochlorite bid to: Slack Chemical Co. Inc. at a price of \$3.893/gallon for a total of \$17,518.50.

Motion Made By: Trustee McKee

Seconded By: Trustee Boyea

Approved By Board of Trustees on: April 10, 2023

➤ **Resolution 52-2023 – Ready Mix Concrete Bid Award**

**VILLAGE OF MALONE  
RESOLUTION NO. 52-2023**

**AUTHORIZATION TO AWARD READY MIX CONCRETE BID**

**WHEREAS**, the Village of Malone (the “Village”) solicited bids for ready mix concrete for the fiscal year 2023-2024; and

**WHEREAS**, there was one bid received and opened on April 6, 2023 at 3:00 PM;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees awards the bid to: Arnold Lumber & Concrete at a price of \$130.00CY (4000 PSI) and \$128.00CY (3000 PSI).

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved By Board of Trustees on: April 10, 2023

**NEXT MEETING:**

- Next Regular Board Meeting – Monday, April 24, 2023, at 5:30 PM. Next Work Session TBD.

**PUBLIC COMMENTS**

Tom Schulz asked where Liquid Polymer and Sodium Hypochlorite are used. Mayor Dumas noted that the two products were used at the Wastewater Treatment Plant and Water Treatment Plant, respectively.

Tom noted his opinion that the Malone Callfiremen should have an Auxiliary. Groups like that are great sources of income from special events.

Tom further noted that the Village government is doing a 5-star job. The Village is increasingly taking on more projects while keeping the budget under control. Thank you.

Rodney Jock inquired as to the existence of any laws that can force people from outside of the Village who purchase tax properties to improve them in a certain amount of time. Mayor Dumas noted that when the County sells a property at auction there is an 18-month time frame for improvements. The Village must work through the Code office and the Town Court to enforce the Village Code.

## **EXECUTIVE SESSION**

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

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

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

## **ADJOURNMENT**

Upon the motion of Trustee McKee with a second by Trustee Boyea and unanimously carried to adjourn the meeting at 6:52PM.

Respectfully submitted,



Rebahka Scaccia, Village Clerk

