

At a Work Session of the Malone Village Board, held on November 24, 2021, at 9:00AM at 343 West Main St. the following were present:

Andrea Dumas	Mayor
Norman Bonner	Trustee
Archie McKee	Trustee
Matt Boyea	Trustee

Excused Absence:

Brian Langdon	Trustee
Rebahka Scaccia	Village Clerk

Also in attendance:

Kristine Lashway, Treasurer	Mayor's Youth Council
Alex Violo, Telegram	Kari Tremper, DANC
Kevin Feuka, DANC	Nathan Bull, AES

Mayor Dumas called the meeting to order at 9:00am.

Discharge of Mortgage

- **Resolution 236-2021 – Discharge of Mortgage – 46 Barbara Street**

**VILLAGE OF MALONE
RESOLUTION NO. 236-2021**

AUTHORIZATION TO EXECUTE DISCHARGE OF MORTGAGE – MAURICE J. MARTIN, GERMAINE C. MARTIN, FRANCES GOODROW, MICHAEL MARTIN, AND CLAUDINE LEDUC FOR 46 BARBARA STREET

WHEREAS, a certain Indenture of Mortgage, bearing the date of March 10, 2000, made and executed by Maurice J. Martin, Germaine C. Martin, Frances Goodrow, Michael Martin and Claudine Leduc with the principal sum of Fourteen Thousand Five Hundred and Seventy-Five Dollars and 00/100 dollars (\$14,575.00); and

WHEREAS, said Indenture of Mortgage was duly recorded in the Office of the Clerk of the County of Franklin, New York, in Book 666 of Mortgages at Page 349, recorded on the 12th day of May, Two Thousand; and

WHEREAS, said mortgage has been paid in full;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the mayor to execute the Discharge of Mortgages for Maurice J. Martin, Germaine C. Martin, Frances Goodrow, Michael Martin and Claudine Leduc on 46 Barbara Street and to be filed with the Office of the Clerk of the County of Franklin, New York by the Law Office of Brian Stewart.

Motion Made By: Trustee Bonner

Seconded By: Trustee Boyea

Approved By the Board of Trustees on: November 24, 2021

DANC

➤ DPW Building Facilities Project – Budget Overall and Change Orders

Due to the delay of the steel for the building, related to the manufacturing and supply issues created because of COVID-19, there needs to be an adjustment made to the substantial and final completion date of the current project. The tentative delivery date for the steel is sometime mid-December 2021 and for the insulated Steel Panels is sometime mid-January 2022.

The best option is to delay the project's final completion date from May 18, 2022 until August 4, 2022. As a result, costs will increase due to change orders and the additional time for Contractors, AES and DANC.

The BAN will need to roll over an additional six months. Even so, the budget is in better shape because the interest rate is less than initially thought.

Kevin Feuka noted that DANC will show a .9% increase in cost (base value Costs, not overall project costs).

Any additional costs related to a delay in the project and change orders come out of the project's established contingency allowance. DANC feels the project is still in good financial shape.

Trustee Boyea and Bonner feels the things are going well.

Mayor Dumas understands the current supply chain and COVID issues and appreciates the budget breakdown.

Trustee McKee asked how sure we can be about the anticipated delivery dates of December and January? He is concerned about more delays.

Nathan Bull with AES noted that the contractors are communicating the estimated delivery dates and they are relying on their information. Kevin Feuka noted that since the Village has agreed to

extend the final completion date of the Project, and halt work until the Spring, any slight delays or adjustment to shipping schedule would not negatively impact the schedule.

- **Resolution 237-2021 – Approval of DPW Facilities Project Final Completion Date Adjustment to August 4, 2022**

**VILLAGE OF MALONE
RESOLUTION NO. 237-2021**

AUTHORIZATION TO EXTEND DPW FACILITIES PROJECT FINAL COMPLETION DATE TO AUGUST 4, 2022

WHEREAS, unforeseen delays in the shipment of steel and other necessary building equipment and supplies due to the COVID-19 pandemic has halted winter progress on the new DPW Garage; and

WHEREAS, the Village Board was presented with two options to deal with these delays and has selected the least costly option;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the extension of the Final Completion date for the DPW Facilities Project from May 18, 2022 to August 4, 2022.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees on: November 24, 2021

- **Resolution 238-2021 – Approval of Contingency Allowance Disbursement Authorization – GC-CADA.01**

**VILLAGE OF MALONE
RESOLUTION NO. 238-2021**

CONTINGENCY ALLOWANCE DISBURSEMENT AUTHORIZATION GC.CADA.01 – DPW FACILITY PROJECT

WHEREAS, Con Tech Building Systems, Inc. has submitted a Contingency Allowance Disbursement Authorization form for the following:

1. Over-excavate and backfill to grade foundation footing for removal of unsuitable soils per the Contract Documents and as directed by the Geotechnical Engineer.

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Contingency Allowance Disbursement GC-CADA.01 in the amount of \$8,438.32 bringing the Contingency Allowance balance for General Construction to \$111,561.68.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees On: November 24, 2021

- **Resolution 239-2021 – Approval of Contingency Allowance Disbursement Authorization – GC-CADA.02**

**VILLAGE OF MALONE
RESOLUTION NO. 239-2021**

**CONTINGENCY ALLOWANCE DISBURSEMENT AUTHORIZATION
GC.CADA.02 – DPW FACILITY PROJECT**

WHEREAS, Con Tech Building Systems, Inc. has submitted a Contingency Allowance Disbursement Authorization form for the following:

1. Revise mezzanine stair to landing to comply with building code requirements of stair rise of no more that 12’ vertically without a mid-landing. Mezzanine floor total vertical rise is 13’-0” to allow for mechanical work below structure. Chage width of stair from 5’-0” to 4’-0” for minimal savings.

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Contingency Allowance Disbursement GC-CADA.02 in the amount of \$4,815.51 bringing the Contingency Allowance balance for General Construction to \$106,746.17.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees On: November 24, 2021

- **Resolution 240-2021 – Approval of Contingency Allowance Disbursement Authorization – GC-CADA.03**

**VILLAGE OF MALONE
RESOLUTION NO. 240-2021**

**CONTINGENCY ALLOWANCE DISBURSEMENT AUTHORIZATION GC.CADA.03 –
DPW FACILITY PROJECT**

WHEREAS, Con Tech Building Systems, Inc. has submitted a Contingency Allowance Disbursement Authorization form for the following:

1. Provide downspout connection with 4"x5"x16" long offset downspout boot to be powder coated to match the downspout color. Metl-Span downspout color is weathered copper.

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Contingency Allowance Disbursement GC-CADA.03 in the amount of \$3,166.07 bringing the Contingency Allowance balance for General Construction to \$103,580.10.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees On: November 24, 2021

- **Resolution 241-2021 – Approval of Contingency Allowance Disbursement Authorization – GC-CADA.04**

**VILLAGE OF MALONE
RESOLUTION NO. 241-2021**

**CONTINGENCY ALLOWANCE DISBURSEMENT AUTHORIZATION GC.CADA.04 –
DPW FACILITY PROJECT**

WHEREAS, Con Tech Building Systems, Inc. has submitted a Contingency Allowance Disbursement Authorization form for the following:

1. Modify (3) existing pipe bollards to change from cast-in-pipe to floor-mounted removable bollards to allow for the fuel tanks to be installed after the fuel canopy is erected. Top of removable bollards to match the top of the cast-in-place bollards. Fasteners to be stainless steel Simpson Strong-Tie Titen HD screw anchors or equal. Total length of bollards to be 4'-3 ¾".

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Contingency Allowance Disbursement GC-CADA.04 in the amount of \$1,151.82 bringing the Contingency Allowance balance for General Construction to \$102,428.28.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees On: November 24, 2021

➤ **Resolution 242-2021 – Approval of Contingency Allowance Disbursement Authorization – GC-CADA.05**

**VILLAGE OF MALONE
RESOLUTION NO. 242-2021**

**CONTINGENCY ALLOWANCE DISBURSEMENT AUTHORIZATION GC.CADA.05 –
DPW FACILITY PROJECT**

WHEREAS, Con Tech Building Systems, Inc. has submitted a Contingency Allowance Disbursement Authorization form for the following:

1. Price increase for fuel canopy steel from Bid Date of 02/19/2021 to Notice to Proceed with the Work Date of 04/06/2021.

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Contingency Allowance Disbursement GC-CADA.05 in the amount of \$2,015.00 bringing the Contingency Allowance balance for General Construction to \$100,413.28.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees On: November 24, 2021

➤ **Resolution 243-2021 – Approval of AES Amendment #3**

**VILLAGE OF MALONE
RESOLUTION NO. 243-2021**

**APPROVAL OF AMENDMENT NO. 3 – AES AGREEMENT FOR DPW BUILDING
PROJECT**

Pertaining To: Delays in Construction due to COVID-19

Reason: Construction Administration (Design Team and Construction Manager) Services for additional site visits, construction meetings, correspondence, or administration; Additional time for material delay analysis and schedule reviews with contractors related to Covid-19 impact; Resident Project Representative (RPR) estimated services for additional observation visits (estimated at an additional (12) working days); and Estimated mileage for additional CA services.

WHEREAS, said Amendment to contract costs \$51,160.00;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby approves Amendment No. 3 for AES.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved by Board of Trustees on: November 24, 2021

➤ **Resolution 244-2021 – Approval of DANC Amendment #4**

**VILLAGE OF MALONE
RESOLUTION 244-2021**

AMENDMENT 4

DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY TECHNICAL SERVICES AGREEMENT PUBLIC WORKS PROJECT WITH THE VILLAGE OF MALONE

WHEREAS, the Development Authority of the North Country (Authority) and the Village of Malone (Village) entered into an Agreement dated June 25, 2018 for an amount not to exceed \$12,000 to provide Phase 1 tasks to include: project coordination, development of a request for proposal and retention of an architectural firm, report on project status, and assisting the Village with the development of funding strategy and completion of funding applications; and

WHEREAS, the project delays, and additional requested services increased the Authority's level of effort resulting in additional expenses of \$5,000 in accordance with Amendment No. 1 approved on February 25, 2019, and

WHEREAS, the continued project delays, and additional requested services increased the Authority's level of effort resulting in additional expenses of \$3,500 in accordance with Amendment No. 2, approved January 21, 2020, and

WHEREAS, the Phase 2 services listed in the original Agreement dated June 25, 2018 to include grant administration, maintaining project budgets, submittal of disbursement requests, compiling and submitting MWBE reports, and coordination between involved parties through the current estimated project completion of June 30, 2022 for design, bidding and construction phase of this project will result in additional expenses of \$39,500 in accordance with Amendment No. 3, approved May 28, 2020, and

WHEREAS, due to delays in material delivery occurring during the construction phase, the construction phase of the project will be extended an additional 7.5 months, resulting in additional expenses of \$10,000, bringing the not to exceed amount of the contract to \$70,000.

NOW, THEREFORE, the Authority and the Village agree to amend the amount of the agreement to \$70,000.

Motion Made By: Trustee McKee
Seconded By: Trustee Bonner
Approved by Board of Trustees On: November 24, 2021

Police

➤ **K9 MOU Discussion – TABLED TILL 12.06.2021**

Adjournment

Motion to adjourn by Trustee Bonner at 9:27 AM.

Respectfully submitted,


Kristine Lashway, Treasurer