

At a Regular Meeting of the Malone Village Board,
held on December 16, 2019 at 6:00 PM at 343 West
Main Street the following were present:

Andrea Dumas	Mayor
Brian Langdon	Trustee (Excused, then returned 7:00 PM)
Norm Bonner	Trustee
Archie McKee	Trustee
Matt Boyea	Trustee

Also in attendance:

Cheryl Cook Village Clerk	Kristine Lashway, Treasurer
Jerry Fisher, DPW Supervisor	Chris Premo, Chief of Police
Stephen Bartlett, Malone Telegram	Nick Bertrand, Student
Abigail Spinner, Student	

APPROVE THE MINUTES OF THE REGULAR MEETING: 11/12/2019

Upon the motion of Trustee Bonner with a second by Trustee McKee and Mayor Dumas voting yes the minutes were approved as presented and placed on file.

APPROVE THE MINUTES OF THE SPECIAL MEETING: 11/22/2019

Upon the motion of Trustee McKee with a second by Trustee Bonner and Mayor Dumas voting yes the minutes were approved as presented and placed on file.

APPROVE THE MINUTES OF THE ORG. MEETING: 12/02/2019

Upon the motion of Trustee Boyea with a second by Trustee McKee and unanimously carried the minutes were approved as presented and placed on file.

APPROVE THE MINUTES OF THE REGULAR MEETING 12/02/2019

Upon the motion of Trustee Bonner with a second by Trustee McKee and unanimously carried the minutes were approved as presented and placed on file.

APPROVE THE MINUTES OF THE WORK SESSION: 12/04/2019

Upon the motion of Trustee Boyea with a second by Trustee Bonner and unanimously carried the minutes were approved as presented and placed on file.

APPROVE THE MINUTES OF THE WORK SESSION: 12/10/2019

Upon the motion of Trustee McKee with a second by Trustee Boyea and unanimously carried the minutes were approved as presented and placed on file.

PAY BILLS:

Fund	Amount	# of Bills Audited
Economic Development	\$ 2.00	1
General/Sewer/Water	\$ 64,470.99	44
Joint Recreation	\$ 2,048.84	3
State Grant Fund	\$ 1,755.00	1
Trust & Agency	\$ 145,844.86	8
WWTP Capital Project	\$ 207,721.06	1
Grand Total	\$ 421,842.75	58

Upon the motion of Trustee McKee with a second by Trustee Bonner and unanimously carried to approve the bills as presented and placed on file by Treasurer Lashway.

CODE OFFICE:

Report from Bob Rowe – Activities 2019 – The report was reviewed by the Board of Trustees. There is some clarification they would like to get from Bob. The other thing is a revenue sheet would be helpful just to see how we stand with what is coming in as well as a detailed inspection report and a violation sheet.

CORRESPONDENCE:

Town of Malone – Intersection Inquiry – A letter from Skyler Cruz Wolsey from Ballston Spa/Capital Region was forwarded from the Town of Malone. He is concerned about Main Street intersections. As this is NYSDOT, this letter will be forwarded to Rob Haynes at the NYSDOT and a response to Skyler as well.

Ballard Mill-Hydro Electric – This was an email forwarded from Andrea Stewart, Town Supervisor with regards to a draft license application for Ballard Mill Hydro Electric Project. They would like a response on or before March 27, 2020 to renew their FERC license. We could discuss this at a work session.

National Grid – Email received from Rich Burns, Manager at National Grid with regards to the application for remote net metering. Kristine Lashway will answer him with the list of satellite accounts (where the credits get applied).

NEW BUSINESS:

NorthRoute Development Corp – Change Order Discussion – Christian Fout is following this project at the Mill Park closely with William Reddick from NorthRoute Development. This change order is for labor and materials. See Resolution #90 below.

RFP for Water Meters – Authorization to go out to Bid – We would like to have a public hearing and/or mailing to let people know what is going on. This has not been drafted yet, but we will try to get a sample RFP to use as a guide and will have ready for the next meeting.

Resolution 85-2019 – Agreement with FR CO Emergency Services

**VILLAGE OF MALONE
RESOLUTION NO. 85-2019**

FRANKLIN COUNTY EMERGENCY SERVICES AGREEMENT WITH REGARDS TO PROPANE FOR THE GENERATOR

WHEREAS, the Water Tower provides the Franklin County Office of Emergency Services with space at the top of the tower for communications infrastructure; and

WHEREAS, the Village of Malone also provides space/shelter for communications equipment located at the base of the Water Tower; and

WHEREAS, the propane is in lieu of monthly rental charges for the existing communications infrastructure; and

WHEREAS, the annual cost is not to exceed \$500; and

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees accepts and authorizes the Deputy Mayor to sign the Agreement as presented between Franklin County Emergency Services and the Village of Malone.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees on: December 16, 2019

Resolution 86-2019 – Agreement with Franklin County Board of Elections

**VILLAGE OF MALONE
RESOLUTION NO. 86-2019**

FRANKLIN COUNTY BOARD OF ELECTIONS AGREEMENT WITH REGARDS TO POLLING SITE

WHEREAS, the Franklin County Board of Elections has approached the Village of Malone with regards to a polling site at 343 West Main Street; and

WHEREAS, the Village of Malone is closed for operations on General Election Day; and

WHEREAS, this would be for Malone Districts 1, 4, 9 and 10

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees accepts and authorizes the Mayor to sign the Agreement as presented between Franklin County Board of Elections and the Village of Malone.

Motion Made By: Trustee Boyea

Seconded By: Trustee Bonner

Approved By Board of Trustees on: December 16, 2019

Resolution 87-2019 – Wastewater Treatment Plant Operator Position

**VILLAGE OF MALONE
RESOLUTION NO. 87-2019**

CHIEF WASTEWATER TREATMENT PLANT OPERATOR

WHEREAS, Franklin County Personnel has approached the Village of Malone with regards to a civil service test for the Chief WWTP Operator; and

WHEREAS, the Village of Malone wishes to abolish the vacant position on the roster of positions; and

WHEREAS, should the need arise in the future to have this position back on the roster then we will create a MSD-222; and

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees abolishes the Chief Wastewater Treatment Plant Operator position.

Motion Made By: Trustee McKee

Seconded By: Trustee Bonner

Approved By Board of Trustees on: December 16, 2019

Resolution 88-2019 – Criminal Justice Reform – Opposition

**VILLAGE OF MALONE
RESOLUTION NO. 88-2019**

CRIMINAL JUSTICE REFORM – OPPOSITION

WHEREAS, Governor Cuomo has aggressively pushed smart and fair criminal justice policies to ensure NYS remains a national leader in progressive reform;

WHEREAS, the Bail Reform would eliminate cash bail for most defendants to ensure an individual's wealth is no longer the determining factor for pre-trial detention while awaiting their court date; and

WHEREAS, the Discovery Reform requires the prosecution and defense to share all information in their possession well in advance of trial and enables defendants to review evidence the prosecution possesses prior to pleading guilty to a crime; and

WHEREAS, the Speedy Trial Reform addresses excessively long pre-trial periods to reduce the backlog of criminal cases by requiring courts to increase accountability, reducing unnecessary delays, and ensuring all parties are prepared for trial; and

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees opposes all the concepts of the Criminal Justice Reform as indicated above; and

BE IT FURTHER RESOLVED: copies of this resolution will be sent to the Governor, Legislators, Assembly, Senator, Speaker of the House, and Senate Majority Leaders as well as all other Franklin County entities.

Motion Made By: Trustee McKee
Seconded By: Trustee Boyea
Approved By Board of Trustees on: December 16, 2019

Resolution 89-2019 – Appointment of Attorney

**VILLAGE OF MALONE
RESOLUTION NO. 89-2019**

MAYORAL APPOINTMENT FOR ATTORNEY

WHEREAS, Mayor Dumas has given her appointment for attorney; and

WHEREAS, it is as follows:

Village Attorney for a one year term - Kevin F. Nichols

Motion made by: Trustee McKee
Second by: Trustee Bonner
Approved by the Board of Trustees on: December 16, 2019

Resolution 90-2019 – Change Order Mill Park

**VILLAGE OF MALONE
RESOLUTION NO. 90-2019**

APPROVAL OF CHANGE ORDER NO. 1 – MILL PARK ON THE SALMON RIVER

Pertaining To: Labor and Materials

Reason: Need for equipment operator, excavator rental, concrete.

WHEREAS, said Change Order cost is \$5,721.98

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby approves Change Order No. 1 for NorthRoute Development Corp.

MOTION MADE BY: Trustee Bonner

SECONDED BY: Trustee Boyea

APPROVED BY BOARD OF TRUSTEES ON: December 16, 2019

Resolution 91-2019 – Budget Amendment

VILLAGE OF MALONE

RESOLUTION NO. 91-2019

2019-2020 BUDGET AMENDMENT NO. 12

Related to the appropriation and/or transfer of funds:

NOW, THEREFORE BE IT RESOLVED: The Village Board of Trustees amends their Budget as follows:

\$1,206.72 from Account No. A1410.153 Clerk Unused Sick Time

As Follows:

\$1,206.72 to Account No. A1420.440 Attorney Fees

\$2,396.00 from Account No. A3120.460 Police Building Maintenance

As Follows:

\$2,396.00 to Account No. A3120.200 Police Equipment (Vest & Body Cameras)

\$18,000.00 from Account No. A1990 General Fund Contingency

As Follows:

\$18,000.00 to Account No. A3120.470 Police Training (Tupper Lake bill)

Motion Made By: Trustee Bonner

Seconded By: Trustee Boyea

Approved by Board of Trustees on 12/16/2019

TREASURER'S REPORT: Kristine Lashway provided to the Board a financial report that she would like to review with the Board on the second work session in January.

DPW REPORT: Resignation of MEO – Barry Cook has resigned from his position as MEO at the DPW effective 12/12/2019.

Upon the motion of Trustee Boyea with a second by Trustee Bonner and unanimously carried to accept the letter of resignation.

Health Insurance – Barry Cook’s health insurance was discussed. It does not specify in the contract that his health insurance will be terminated on the day he leaves, so discussion was held with regards to when to terminate the health insurance. A new policy and procedure will be established going forward.

Upon the motion of Trustee McKee with a second by Trustee Boyea and unanimously carried that the health insurance be terminated effective 12/13/2019.

DPW Report: Jerry Fisher reported that they worked on two LED lights by Community Bank and Kinney Drugs. Plowing and sanding. Equipment maintenance.

POLICE CHIEF: Chief Premo gave a report for calls for November. Promotion of Officer to Sergeant – Chief Premo has received the certificate of eligible candidates. He would like to promote Officer William Andre.

Upon the motion of Trustee Bonner with a second by Trustee Boyea and unanimously carried to concur with the Chief’s recommendation.

CROSSING GUARD – Tom Cardinal has applied as a crossing guard and Chief Premo needs someone as a substitute. His application has been approved by Civil Service.

Upon the motion of Trustee Boyea with a second by Trustee Bonner and unanimously carried to approve the crossing guard substitute.

NEXT MEETING: January 13, 2020 – work sessions 1/7/2020 and 1/14/2020.

PUBLIC COMMENTS: None.

EXECUTIVE SESSION: For contractual purposes:

Upon the motion of Trustee Boyea with a second by Trustee McKee and unanimously carried to go into Executive Session for the purpose listed above.

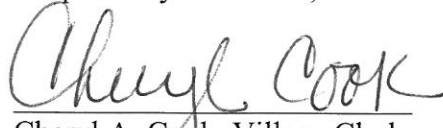
Upon the motion of Trustee McKee with a second by Trustee Langdon and unanimously carried to come out of Executive Session.

Upon the motion of Trustee Bonner with a second by Trustee Boyea and unanimously carried to go into regular session.

ADJOURNMENT:

Upon the motion of Trustee Bonner to adjourn the meeting at 7:15 PM.

Respectfully submitted,


Cheryl A. Cook, Village Clerk