

At the Regular Meeting of the
Malone Village Board, held on
February 13, at 6:00PM at
343 West Main St. the following
were present:

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

Also in Attendance:

Rebahka Scaccia, Village Clerk	Alex Violo, Telegram
Kristine Lashway, Treasurer	Dr. Calvin Martin
Christopher Premo, Chief of Police	Steve Shafer
Brian Lamondie, Code Officer	Kevin Hickey, Wright-Pierce
Tom Schulz	

Mayor Dumas opened the meeting at 6:00PM.

Pledge of Allegiance at 6:00PM.

APPROVE THE MINUTES OF THE REGULAR MEETING 01/23/2023

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

APPROVE THE MINUTES OF THE WORKSESSION 01/25/2023

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

APPROVE THE MINUTES OF THE WORKSESSION 02/09/2023

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

TREASURER'S REPORT

PAY BILLS:

Fund	Amount	# of Bills Audited
General/Water/Sewer	\$ 432,546.26	76
Debt Service	\$ 287,000.00	1
Joint Recreation	\$ 14,264.04	5
Trust & Agency	\$ 107,290.39	10
Grand Total	\$ 841,100.69	92

Trustee McKee noted that there are still some bills where tax had been assessed and the Treasurer’s office is working to secure a credit on those charges.

There was also a fuel recovery charge found on an invoice and when under State contract the vendor cannot apply those charges. Treasurer’s office is pursuing a credit for those charges as well.

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

➤ **Resolution 9-2023 – 2022-2023 Budget Amendment No. 17**

**VILLAGE OF MALONE
RESOLUTION NO. 9-2023
2022-2023 Budget Amendment No. 17**

Related to the appropriation and/or transfer of funds:

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

FROM	Other Attorney Fees	A1420.441	\$ 1,000.00
FROM	Unallocated Insurance	A1910.430	\$ 3,000.00
FROM	General Fund Contingency	A1990.00	\$ 491.90
FROM	Demo of Bldgs Purchased Srvs	A3650.440	\$ 5,000.00
FROM	Demo of Bldgs Landfill Fees	A3650.442	\$ 4,000.00
FROM	Machinery Wages	A5130.160	\$ 7,762.68
FROM	Snow Shift Differential	A5142.162	\$ 1,500.00
FROM	Salt	A5142.411	\$ 3,500.00
TO	Clerk Supplies & Materials	A1410.410	\$ 7.94
TO	Clerk Website Updates	A1410.424	\$ 72.00
TO	Clerk Purchased Services	A1410.440	\$ 462.00
TO	Admin Bldg. Purchased Srvs.	A1610.440	\$ 260.47
TO	Police Officers OT	A3120.161	\$ 3,000.00

TO	Police Purchased Services	A3120.440	\$ 100.00
TO	Police Vehicle Maintenance	A3120.461	\$ 600.00
TO	Police Gasoline	A3120.462	\$ 1,000.00
TO	Code Office Account Clerk	A3620.160	\$ 600.00
TO	Garage Clerical Staff	A5010.160.01	\$ 1,000.00
TO	Streets Equipment Repairs	A5110.461	\$ 1,000.00
TO	Garage Equipment Repairs	A5132.461	\$ 150.00
TO	Snow Regular Wages	A5142.160	\$ 15,000.00
TO	Snow Equipment Repairs	A5142.461	\$ 2,002.17
TO	Social Security	A9030.800	\$ 1,000.00
FROM	Water Contingency	F1990.000	\$ 3,764.22
FROM	Water Chasm Falls Wages	F8320.160	\$ 5,000.00
FROM	Water Administrative Staff	F8310.150.01	\$ 552.46
TO	Chasm Falls Drug Testing	F8320.447	\$ 10.00
TO	Water Purchased Services	F8340.440	\$ 9,306.68
FROM	Federal Forfeiture Fund Reserve	A511F	\$1,100.00
TO	Other Expenses - Federal Fort.	A3120.490R	\$1,100.00

Motion Made By: Trustee McKee

Seconded By: Trustee Langdon

Approved by Board of Trustees on: February 13, 2023

POLICE CHIEF'S REPORT

No Report

DPW REPORT

➤ DPW Report as of 02/13/2023

DPW Supervisor out on medical leave. Mayor Dumas noted that Village Foremen, Kevin Robare, Scott Richards, and Bryan Cole have stepped up to manage the department with excellence.

➤ Verizon Connect – Fleet GPS Units

The Current Verizon Connect network is at its end of life. Verizon is looking to renew its contract with the Village at a reduced rate and make a small upgrade to the current GPS equipment.

Upon the motion of Trustee Langdon with a second by Trustee Bonner and unanimously carried to approve the upgrades to the current Verizon Connect GPS network and equipment at no additional cost to the Village of Malone.

CODE REPORT

- **Building Permit Activity Report and Violation Activity Report for 01/24/23 – 02/13/2023**

Reports noted and placed on file.

- **Current Local Law Discussion – Chapter 28**

Code Officer Lamondie to review and present suggested changes.

Mayor Dumas is concerned about the current state of the Village Salt Shed and would like Code Officer Lamondie to inspect the building in the morning.

CORRESPONDENCE

- **Frinds of the North Country – CDBG Project Status Update**

Report reviewed and placed on file.

- **Resolution 10-2023 – Authorization of Capital Expenditure for #VOM-20-02**

VILLAGE OF MALONE RESOLUTION NO. 10-2023

AUTHORIZATION OF CAPITAL EXPENDTURE FOR #VOM-20-02

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 **February 13, 2023**, the following **Resolution** was duly adopted and is now in full force and effect:

A Motion was made by Trustee McKee and seconded by Trustee Bonner, to authorize the capital expenditure of **\$26,000.00**, plus administrative, project delivery, and other soft costs, in accordance with the Village of Malone Housing Rehabilitation Program, for project **#VOM-20-02**.

Motion Carried.

➤ **Resolution 11-2023 – Authorization of Capital Expenditure for #VOM-20-11**

**VILLAGE OF MALONE
RESOLUTION NO. 11-2023**

AUTHORIZATION OF CAPITAL EXPENDTURE FOR #VOM-20-11

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 **February 13, 2023**, the following **Resolution** was duly adopted and is now in full force and effect:

A Motion was made by Trustee Bonner and seconded by Trustee Langdon, to authorize the capital expenditure of **\$7,800.00**, plus administrative, project delivery, and other soft costs, in accordance with the Village of Malone Housing Rehabilitation Program, for project **#VOM-20-11**.

Motion Carried.

➤ **Letter From KPH Healthcare Services, Inc. – Kinney Drugs**

David C. McClure, Vice President of Real Estate for KPH Healthcare Services wrote to express Kinney Drugs' frustrations and concerns with the current traffic patterns and the pedestrian island in front of the Downtown Kinney's location. He is advocating for the removal of the Pedestrian Island.

Mayor Dumas has requested that a copy of the letter be forwarded to the New York State Department of Transportation.

➤ **Downtown Malone Open House Flyer from Franklin County EDC**

Franklin County Economic Development Corporation is hosting a Downtown Malone Open House on Thursday, February 16th from 5:00pm – 7:00pm.

➤ **Foothills Arts Society – Seeking Permission to Host Outdoor Concerts at Pearl Street Location Within Side Parking Lot -- TABLED**

Foothills Arts Society is requesting permission to host a series of outdoor concerts at their Pearl Street location.

Dr. Calvin Martin spoke as a representative of the Clay, Milwaukee, Washington Street Neighborhood Association. They are against any outdoor concerts being held outside of the Arsenal Green. If the Village allows these concerts, it will set an unwelcome precedence for the future.

The Board tabled the discussion to afford an opportunity to gather additional information and have some questions answered by Foothills Arts Association.

UNFINISHED BUSINESS

➤ Patnode Street Retaining Wall – Kevin Hickey with Wright-Pierce

Kevin Hickey informed the Board that the new section of retaining wall on Patnode Street is complete. However, the remaining stone section has developed a large crack that is growing weekly. This will need to be replaced in the near future. This section includes the presence of a large storm drain at its base, as well as two existing sewer mains. The current DEC Permit is good for a year. Wright-Pierce would like the Village DPW to camera the existing lines to determine exactly what type of piping is in use.

Wright-Pierce will continue to search for grant opportunities to assist in offsetting the cost of the Patnode Street wall, as well as the two Duane Street walls.

➤ Park Street Culvert – Kevin Hickey with Wright-Pierce

WQIP grant submitted but has not been awarded yet. This grant also includes a Federal Culvert project opportunity. Write-Pierce will actively search for additional opportunities while awaiting the outcome of the current grant application.

NEW BUSINESS

➤ Resolution 12-2023 – Home Rule Request Section 1. Section 58 of the Civil Service Law

VILLAGE OF MALONE RESOLUTION NO. 12-2023

HOME RULE REQUEST SECTION 1. SECTION 58 OF THE CIVIL SERVICE LAW

WHEREAS, the title of the bill is an act to amend the civil service law, in relation to employment of retired members of the division of state police as part-time police officers in certain villages in the county of Franklin; and

WHEREAS, the purpose of this bill is to allow the employment of retired state police officers as part-time municipal police officers in the county of Franklin; and

WHEREAS, section one amends section 58 of the civil service law by adding new subdivision 1-a to authorize the Board of Trustees of any village in Franklin County to employ, without examination as a part-time police officer, any retired member of the state police; and

WHEREAS, Senator Stec has introduced a Home Rule Request for Senate Bill S23/Assembly Bill A2455; and

NOW THEREFORE BE IT RESOLVED, pursuant to Article IX of the Constitution, the Village of Malone requests the enactment of Senate Bill S23/Assembly Bill A2455.

Said motion made by: Trustee Bonner
Seconded by: Trustee Boyea

Vote Taken:	Trustee McKee	Aye
	Trustee Langdon	Aye
	Trustee Bonner	Aye
	Trustee Boyea	Aye
	Mayor Dumas	Aye

Dated: February 13, 2023

➤ **Resolution 13-2023 – Approval to Hire Rec Park Directors for 2023 Season**

**VILLAGE OF MALONE
RESOLUTION NO. 13-2023**

APPROVAL TO HIRE RECREATIONAL PARK DIRECTORS FOR 2023 SEASON

WHEREAS, Pursuant to Chapter 43, the Village of Malone embodied the terms of an informal agreement executed between the Town of Malone and Village of Malone on January 20, 1969, establishing a Joint Recreation Commission pursuant to Article XIII of the General Municipal Law; and

WHEREAS, the Joint Recreation Commission was given the powers and duties to equip, operate and maintain playgrounds and neighborhood recreation centers; and

WHEREAS, employees hired to operate and maintain playgrounds are employees of the Village of Malone; and

WHEREAS, the Recreation Commission has provided recommendations for the hiring of the February 2023 – October 2023 Rec Park Seasonal leadership;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees approves the hiring of following Directors for the 2023 Recreational Park season at the rate indicated pending all certifications, working papers, pre-employment physicals and approval from Civil Service.

<u>Name</u>	<u>Title</u>	<u>Rate of Pay</u>
Jennifer Hathaway	Rec Leader/Director	\$16,500
Kevin St. Hilaire	Rec Leader/Director	\$16,500

Motion Made By: Trustee Bonner
Seconded By: Trustee McKee
Approved By Board of Trustees on: February 13, 2023

➤ **No Mow May – Stephen Shafer**

Mr. Steve Shafer addressed the Board to discuss the details of the No Mow May initiative that started in England and has in recent years come to the United States. Due to the declining numbers of pollinators, including bees, monarch butterflies, lightning bugs and others, the initiative imploring individuals to not mow their lawns until June is gaining momentum.

The City of Plattsburgh has joined in with the initiative. Other cities have joined and had residents sign up to participate, so the local code officer would know which lawns would be allowed to grow longer during May. Mr. Shafer is asking the Village Board to consider proclaiming May a No Mow May within the Village of Malone. He does not want to have people break Village Code, but would like to assist in early season pollination.

The Village Board will research the initiative and bring No Mow May back up for consideration at a later date.

➤ **Pearl Street Movie Theater Vacant Lot**

Mayor Dumas would like the Village Board to consider taking over the vacant lot where the Cinema Plaza used to be on Pearl Street. The location would be useful as municipal parking since the Village is severely lacking in parking.

NEXT MEETING:

- Regular Board Meeting – Monday, February 27, 2023, at 6:00PM. Next Work Session – Wednesday, February 15, 2023 at 9:00AM.

PUBLIC COMMENTS

Tom Schulz wanted to be sure he could use the draft logo he created for the Village's consideration.

Trustee Bonner stated that it was Tom's design and not something the Village had commissioned nor paid for so he sees no reason why Tom cannot use his own design for his own purposes.

EXECUTIVE SESSION

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

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

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

- **Resolution 14-2023 – Approval to Terminate Special Patrol Officer Orzech for Failure to Meet Terms of His Probationary Period**

**VILLAGE OF MALONE
RESOLUTION NO. 14-2023**

TERMINATION OF SPECIAL PATROL OFFICER ORZECH

WHEREAS, Special Patrol Officer Mark Orzech was hired in August of 2022 and subject to fifty-two weeks of probation; and

WHEREAS, Special Patrol Officer Orzech failed to meet the terms of his probationary period;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees hereby authorize the termination of Special Patrol Officer Orzech effective February 14, 2023.

Motion Made By: Trustee Bonner

Seconded By: Trustee Boyea

Approved by Board of Trustees on: February 14, 2023

- **Resolution 15-2023 – Approval of Chief Premo’s Promotion of Officer Mark Smith to Rank of Sergeant**

**VILLAGE OF MALONE
RESOLUTION NO. 15-2023**

APPROVAL OF CHIEF PREMO’S PROMOTION OF MARK SMITH TO THE RANK OF SERGEANT

WHEREAS, Sergeant Robert Fountain retired in December of 2022, opening up a Sergeants position within the Malone Village Police Department; and

WHEREAS, three officers within the Department were eligible for a promotion to the rank of Sergeant; and

WHEREAS, Officer Mark Smith has excelled in his duties as a Village Police Officer, going above and beyond the call of duty;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees approves Chief Premo's promotion of Mark Smith to the rank of Sergeant.

BE IT FURTHER RESOLVED, this Resolution will be effective beginning February 17, 2023.

Motion Made By: Trustee Boyea

Seconded By: Trustee Bonner

Approved By Board of Trustees on: February 13, 2023

➤ **Resolution 16-2023 – Approval of Increase of Salary for Kevin Robare**

**VILLAGE OF MALONE
RESOLUTION NO. 16-2023**

**APPROVAL TO INCREASE WAGE FOR KEVIN ROBARE DUE TO PROMOTION TO
STREET MAINTENANCE SUPERVISOR**

WHEREAS, DPW employee Kevin Robare has recently been promoted to Street Maintenance Supervisor; and

WHEREAS, since assuming his new position, Kevin Robare has executed his new responsibilities with excellence;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees approves an increase in Kevin Robare's wages from \$22.90 per hour to \$25.00 per hour.

BE IT FURTHER RESOLVED, this Resolution will be retroactive to the date Kevin Robare assumed the position of Street Maintenance Foreman on January 27, 2023.

Motion Made By: Trustee Boyea

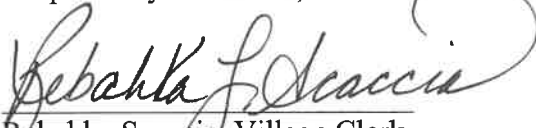
Seconded By: Trustee Langdon

Approved By Board of Trustees on: February 13, 2023

ADJOURNMENT

Upon the motion of Trustee McKee with a second by Trustee Bonner and unanimously carried to adjourn the meeting at 8:25PM.

Respectfully submitted,


Rebahka Scaccia, Village Clerk