

At a Work Session of the Malone Village Board, held on June 23, 2021 at 9:00AM at 343 West Main St. the following were present:

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

Also in attendance:

Kristine Lashway, Village Treasurer
Rebahka Scaccia, Village Clerk
Alex Viola, Telegram

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

TAP Industry

- Update from Village Attorney

The Village Attorney has been in constant contact with the DEC over the past two months. Following the last call, the Village attorney notified the Village that due to the fact that TAPP has missed a number of compliance dates and failure to respond to State inquiries, the DEC has forwarded this matter to the New York State Attorney General for further action.

Barton & Loguidice

- Rural Development Application – WWTP – Resolution to Add Language to Current LWRP Plan

**VILLAGE OF MALONE
RESOLUTION NO. 133-2021**

**APPROVAL OF ADDITIONAL LANGUAGE TO THE LOCAL WATERFRONT
REVITALIZATION PLAN – WASTEWATER TREATMENT PLANT**

WHEREAS, the Town and Village of Malone initiated preparation of a Local Waterfront Revitalization Program in cooperation with the New York State Department of State, pursuant to Article 42 of the Executive Law; and

WHEREAS, the Local Waterfront Revitalization Program was adopted on October 13, 2011, and was approved by the New York State Secretary of State for, pursuant to the Waterfront Revitalization of Coastal Areas and Inland Waterways Act; and

WHEREAS, the Village of Malone is committed to the continual development of Environmental Education opportunities along the Salmon River, to researching and acting upon opportunities for increased sustainability, and for continued community revitalization; and

WHEREAS, review of the current Local Waterfront Revitalization Program reveals the need for additional language reflective of new and emerging opportunities along the Salmon River for improvements of sustainability, revitalization and environmental education;

NOW THEREFORE, BE IT RESOLVED, the Village Board of Trustees approves the addition of the following language to the current Local Waterfront Revitalization Plan, Section II-C, #6 – Public Utilities, Sewage Treatment (Page II-16):

“The Village of Malone is committed to protecting public health and the environment. Of primary importance in this effort is the Village’s Wastewater Treatment Plant (WWTP) where the Village has recently invested \$15M to upgrade the treatment process. In partnership with the County of Franklin Solid Waste Management Authority (CFSWMA), the Village will seek funding for a leachate pre-treatment system that would be utilized to treat CFSWMA’s leachate prior to it combining with sanitary sewer flows at the Village’s WWTP. A leachate pre-treatment system is anticipated to increase performance of the Village’s WWTP and its ability to meet NYSDEC permit requirements.”

BE IT FURTHER RESOLVED, notice of the addition of the above language shall be submitted to the Town of Malone for consideration and agreement by Resolution.

Motion made by: Trustee Bonner
Seconded by: Trustee Langdon
Approved by Board of Trustees On: June 23, 2021

Trustee McKee would like an assessment made of the original contract with Barton and Loguidice to determine what recourse the Village can take due to the fact that the UV system at the WWTP has never worked.

Franklin County Solid Water Authority

- Notice of C&D Northern End RL (\$105/ton to \$115/ton)

Upon the motion of Trustee Boyea with a second by Trustee Langdon and unanimously approved to accept the Notice of Rate Increase from FCSWMA on C&D-Northern End-RL, from \$105.00/ton to \$115.00/ton.

Wright-Pierce – Brownfield Grant Application

- Resolution Adding Language to LWRP Plan for DPW Site on College Ave

VILLAGE OF MALONE RESOLUTION NO. 134-2021

APPROVAL OF ADDITIONAL LANGUAGE TO THE LOCAL WATERFRONT REVITALIZATION PLAN – COLLEGE AVE FACILITY LOCATION

WHEREAS, the Town and Village of Malone initiated preparation of a Local Waterfront Revitalization Program in cooperation with the New York State Department of State, pursuant to Article 42 of the Executive Law; and

WHEREAS, the Local Waterfront Revitalization Program was adopted on October 13, 2011, and was approved by the New York State Secretary of State for, pursuant to the Waterfront Revitalization of Coastal Areas and Inland Waterways Act; and

WHEREAS, the Village of Malone is committed to the continual development of Environmental Education opportunities along the Salmon River, to researching and acting upon opportunities for increased sustainability, and for continued community revitalization; and

WHEREAS, review of the current Local Waterfront Revitalization Program reveals the need for additional language reflective of new and emerging opportunities along the Salmon River for improvements of sustainability, revitalization and environmental education;

NOW THEREFORE, BE IT RESOLVED, the Village Board of Trustees approves the addition of the following language to the current Local Waterfront Revitalization Plan, Section II-D, #2 – Water Resources and Water Quality – Children’s Fishing Pond:

“The Village of Malone has planned construction on a new Department of Public Works (DPW) Building. The existing DPW facility, located at 90 College Avenue, is adjacent to a local fishing and recreational pond in addition to be located on the Salmon River. Upon completion of the construction of the new facility, the Village will explore opportunities to demolish the existing facility and create a park and recreation area due to the proximity of the adjacent pond and the Salmon River. A major priority of the North Country is the identification and addressing of Environmental Justice areas. The existing site is located within the Village of Malone within an Environmental Justice area and would greatly benefit Village residents if converted to a park and recreation area.”

BE IT FURTHER RESOLVED, notice of the addition of the above language shall be submitted to the Town of Malone for consideration and agreement by Resolution.

Motion made by: Trustee Langdon
Seconded by: Trustee Boyea
Yeah Votes: 4; Nay Votes: 1
Approved by Board of Trustees On: June 23, 2021

Notice of Benefits

- Resolution to Accept 2021-2022 Notice of Benefits

VILLAGE OF MALONE RESOLUTION NO. 135-2021

APPROVAL OF 2021-2022 NOTICE OF BENEFITS

NOW, THEREFORE, BE IT RESOLVED: The Village Board of Trustees approves the 2021-2022 Notice of Benefits for the Chief of Police, Treasurer/Budget Officer, Village Clerk/Registrar/Tax Collector/Records Management Officer, Department of Public Works Supervisor, Code Enforcement Officer, Part-Time Rec Directors, and Fixed Asset Officer (2021-2022).

Motion Made By: Trustee Bonner
Seconded By: Trustee Langdon
Approved By Board of Trustees on: June 23, 2021

2021-2022 Budget Agreements

- Resolution to Sign Agreements and Send Checks

VILLAGE OF MALONE RESOLUTION NO. 136-2021

BUDGET AGREEMENTS

BE IT RESOLVED that the Village of Malone Board of Trustees has determined funds from the General Fund for the fiscal year 2021-2022 for the following organizations:

American Legion Post 219 in the amount of \$500.00
Malone Golden Age Club in the amount of \$500.00
Malone Chamber of Commerce in the amount of \$5,500.00
Malone Adult Center in the amount of \$6,000.00
Franklin County Historical and Museum Society in the amount of \$900.00

North Country Habitat for Humanity in the amount of \$2,000.00
Focus on Ferals in the amount of \$450.00
Malone Garden Club in the amount of \$500.00

and that such agreements will be mailed out to the organizations to be signed by the treasurer or head of the organization and that the Village of Malone Board of Trustees authorizes the Mayor to sign the agreements and to disperse the checks to the appropriate organizations.

Motion Made By: Trustee Langdon
Seconded By: Trustee Bonner
Approved By Board of Trustees on: June 23, 2021

Charter Communications

- Resolution Waiving 2021 Taxes Per Franchise Agreement

VILLAGE OF MALONE RESOLUTION NO. 137-2021

FRANCHISE AGREEMENT – DEDUCTION OF TAXES FROM FRANCHISE FEE

WHEREAS, Section 626(2) of the NY Real Property Tax Law provides that the person responsible for collecting the franchise fee shall deliver to your office a certificate showing the amount of the franchise fee paid for the year ending on the date set forth in the certificate; and

WHEREAS, upon receipt of the certificate, the law requires your office to enter a credit on the tax roll in the amount shown on the certificate; and

WHEREAS, Pursuant to Section 626, the Charter tax department has deducted municipal taxes on parcel ID#: 555.55-4-1 from their franchise fee in the amount of \$2,621.70; and

NOW, THEREFORE BE IT RESOLVED: The Board of Trustees has agreed to adjust the following amount: \$2,621.70 for the parcel number listed above.

Motion Made By: Trustee McKee
Seconded By: Trustee Bonner
Approved By Board of Trustees on: June 23, 2021

Excellus Health Insurance

- Letter of Opposition to Health Bureau Concerning Health Insurance Premium Hike
Full Board agreed to submit the letter prepared by Burnham Benefit Advisors

Rec Park

- Kelly Pavilion – Approval to Bid out for Repairs

Upon the Motion of Trustee Bonner with a second by Trustee Boyea and unanimously carried to approve going out to bid for an RFQ on repairs to the Kelly Pavilion.

Civic Center

- Compressor Building – Approval to Bid out for Repairs

Upon the motion of Trustee Bonner with a second by Trustee Langdon and unanimously carried to approve going out to bid for an RFQ on repairs to the compressor building at the Arena.

NY State Department of Taxation & Finance

Village Board of Trustees reviewed the information from the State of New York Department of Taxation and Finance concerning Real Property Tax Exemptions for Capital Improvements to Residential Property.

Upon the motion of Trustee McKee with a second by Trustee Langdon and unanimously carried to approve moving the process forward and setting a Public Hearing to discuss the adoption of a Local Law concerning a Real Property Tax Exemptions for Capital Improvements to Residential Property.

Water Tower

- On-Going Electrical Issues at Site

Upon the motion of Trustee Langdon with a second by Trustee Boyea and unanimously carried to approve New Life Electric, at an hourly rate of \$90, to trouble shoot at the Water Tower to determine the cause of the on-going electrical issues.

CSEA MOA

- Memorandum of Agreement – DPW Contract – Support of Catholic Charities Summer Work Program

**VILLAGE OF MALONE
RESOLUTION 138-2021**

**APPROVAL OF MEMORANDUM OF AGREEMENT DPW CONTRACT
AMENDMENT BETWEEN THE VILLAGE OF MALONE AND THE CSEA**

WHEREAS, the Village of Malone and the CSEA executed a Collective Bargaining Agreement dated June 1, 2021 – May 31, 2025; and

WHEREAS, the collective bargaining agreement does not allow for temporary employees during the summer months; and

WHEREAS, both the VOM and the CSEA desire to utilize summer help workers through The Summer Youth Employment Program for Catholic Charities of Franklin County during the summer months of July, August, and September. This agreement will begin on July 1, 2021, and will sunset on September 30, 2021;

NOW, THEREFORE, BE IT RESOLVED, the Village Board of Trustees authorizes the Village Mayor to sign the following agreement stipulations with the CSEA:

1. The CSEA agrees that the VOM may utilize “summer help” workers that will not be included as part of the bargaining unit, to assist with various unskilled labor tasks including but not limited to: grass cutting, and cleaning of debris, small paint jobs, and weeding around buildings.
2. Applicants will be recruited and screened by Catholic Charities Staff. Participant wages, fringe benefits and worker’s compensation are covered by a grant through the Franklin County’s Treasurer’s Office.
3. The VOM and CSEA agree that by utilizing “summer help” to assist with completing work typically assigned to bargaining unit members, does not pierce the exclusivity of any and all work typically assigned to titles within the Bargaining Unit, and is non precedent setting.
4. Under no circumstances shall a non-bargaining unit employee be eligible for work in excess of 40 hours per week. Any and all available overtime hours must be worked by bargaining unit members.

BE IT FURTHER RESOLVED, that this agreement indicates a full and complete agreement of the terms set forth above by all parties. This agreement must be renewed on an annual basis.

Motion Made By: Trustee Boyea

Seconded By: Trustee Langdon

Approved By Board of Trustees on: June 23, 2021

ODELL KENDALL BEMIS

- Resolution Celebrating the 90th Birthday of Kendal

VILLAGE OF MALONE

RESOLUTION 139-2021

CELEBRATING THE 90TH BIRTHDAY OF ODELL KENDALL BEMIS

WHEREAS, Odell Kendall Bemis, also known as “Golden Gloves Bemis” was born June 26, 1931 in the State of Maine; and

WHEREAS, in 1951 Kendall was drafted by the United States Navy, achieved the rank of Radarman 2nd Class, fought in the Korean War, and was assigned to the USS McGowan and the USS Carry; and

WHEREAS, while aboard the USS Carry, on April 26, 1952, the destroyer aided in the rescue of 61 United States Seaman from the sinking USS Hobson; and

WHEREAS, in 1955 Kendall completed his service with the US Navy and went on to study History at the University of Maine; and

WHEREAS, in 1956 Kendall took for his Bride, Gretchen Weiland, and moved to Malone in 1959, where Kendall pursued his career with the Malone Central School District as a History teacher. While teaching, he coached both football and basketball for the Malone Middle School Junior High Teams; and

WHEREAS, having been born into a Trucking family, Kendall continued to drive truck at night and on the weekends, in addition to teaching, to ensure Malone received oil and lumber; and

WHEREAS, in 1982 Kendall was appointed principal of the Malone Central Junior High School, and shortly thereafter became principal of the Malone Middle School in 1985; and

WHEREAS, in 1990 Kendall retired after 31 years with the Malone Central School District; and

WHEREAS, for many years Kendall served as the Malone Town Democratic Committee Chair and was elected to the Village of Malone Board of Trustees; and

WHEREAS, Kendall and Gretchen have been married for 60 years and are the proud parents of five children: Gordon, Pam, Barry, Linda, and Janet, known as the “State Street Gang”;

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

1. Celebrates the 90th Birthday of Odell Kendall Bemis
2. Extends best wishes to Mr. Bemis
3. Directs the Clerk of the Village to transmit a copy of this resolution to Mr. Odell Kendall Bemis

Motion Made By: Trustee McKee

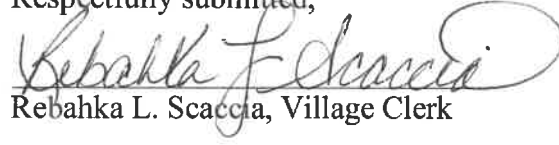
Seconded By: Trustee Bonner

Approved By Board of Trustees On: June 23, 2021

Adjournment

Motion to adjourn by Trustee Langdon at 11:00AM.

Respectfully submitted,

A handwritten signature in cursive script, reading "Rebahka L. Scaccia". The signature is written in black ink and is positioned above the printed name.

Rebahka L. Scaccia, Village Clerk

