

At the Regular Meeting of the  
Malone Village Board, held on  
August 9, 2021, at 6:00 PM at 343  
West Main St. the following were  
present:

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

Excused Absence:  
Chief Premo, Chief of Police

Also in attendance:

Kristine Lashway, Village Treasurer	Melissa Furnie, FONC
Rebahka Scaccia, Village Clerk	Crystal Narducc, FONC
Steve Fredette, DPW Supervisor	John Coryea
Brian Lamondie, Code Officer	Carol Ann Lashomb
Alex Viola, Telegram	Ann Miller
Tom Schultz	Chris Knapp, Bearcom
Sandra Riley	Despo Baltoumus
Carter Biln	

Mayor Dumas opened the regular meeting at 6:00PM.

**APPROVE THE MINUTES OF THE REGULAR MEETING: 07/26/2021**

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

**APPROVE THE MINUTES OF THE WORK SESSION: 07/28/2021**

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

**APPROVE THE MINUTES OF THE WORK SESSION: 08/04/2021**

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

**PAY BILLS:**

Prior Fiscal Year 5/31/2021

<b>Fund</b>	<b>Amount</b>	<b># of Bills Audited</b>
General/Sewer/Water	\$ 194.99	1
<b>Grand Total</b>	<b>\$ 194.99</b>	<b>1</b>

Current Fiscal Year 5/31/2022

<b>Fund</b>	<b>Amount</b>	<b># of Bills Audited</b>
General/Sewer/Water	\$ 88,069.44	66
Joint Recreation Fund	\$ 918.79	11
Trust & Agency	\$ 109,930.99	10
DPW Bldg. Capital Project	\$ 17,748.99	2
<b>Grand Total</b>	<b>\$ 216,668.21</b>	<b>89</b>

Trustee Langdon had questions on the increase in the bill for the staining and power washing of the police department building. It was noted that the power washing revealed some structural issues that had to be addressed, hence the revised bill.

Trustee Langdon had questions on the need for the replacement of the hydrogen-sulfide sensor. Trustee Bonner noted that the sensor needed to be established and calibrated.

Trustee Langdon inquired as to why the Village needed a 10.5' black iron pipe, and why not a galvanized pipe. DPW supervisor Fredette noted that it was for Village owned fence repair and that a galvanized pipe is not able to be welded.

Trustee Langdon inquired about the bill for the installation of the ground loop at the Water Tower, and why it's being paid if not completed. Mayor Dumas noted that it has been completed. The remaining work is still being discovered, but this bill should be paid since the work is complete.

Upon the motion of Trustee McKee with a second by Trustee Bonner, with one nay vote by Trustee Langdon, the motion was carried to approve the bills and place on file.

**CORRESPONDENCE**

- **Franklin County Down Syndrome Society – Announcement of Twelfth Annual Down Syndrome Walk – ANNOUNCED**

- **Malone Lodge of Elks – Standard 30-Day Notice Forms for Liquor License Renewal of License #2116276 and #2006294**

Upon the motion of Trustee Bonner with a second by Trustee Langdon and unanimously carried to approve the Standard 30-Day Notice forms from the Malone Lodge of Elks for Liquor License #2116276 and #2006294.

### **Sidewalk Application**

- **7 Lawrence Avenue – Greg & Mary Cook**

Upon the motion of Trustee Langdon with a second by Trustee Boyea and unanimously carried to approve the sidewalk application of Greg and Mary Cook at 7 Lawrence Avenue.

### **NEW BUSINESS**

#### **Friends of the North Country**

- **Resolution No. 166-2021 – Authorization to Accept CDBG Award, Sign Agreement and Engage the Services of Friends of the North Country**

\*Note Trustee McKee has requested an updated set of Attachments reflecting the Village not the Town.

### **VILLAGE OF MALONE RESOLUTION NO. 166-2021**

#### **AUTHORIZATION TO ACCEPT CDBG AWARD AND AUTHORIZE MAYOR TO SIGN AGREEMENT**

I hereby certify that, at a Regular Meeting of the Village of Malone Village Board, a Municipality with offices at 343 West Main Street, Malone, NY 12953, duly called (a quorum being present) and held at the Village Hall, Village of Malone, NY, County of Franklin, and State of New York, on August 9, 2021, the following Resolution was duly adopted and is now in full force and effect:

**WHEREAS**, this Village Board supports the creation and maintenance of affordable housing in the Village of Malone, and

**WHEREAS**, the Village applied for a grant from the United States Department of Housing and Urban Development (HUD) under the Community Development Block Grant (CDBG) Small Cities Program, administered by the New York State Housing Trust Fund Corporation of Office of Community Renewal (OCR), and

**WHEREAS**, the Village was awarded Project #690HR110-20 for the general purposes of rehabilitating housing and notice to that effect was provided to the Village by OCR on June 24, 2021 for the amount of Five Hundred Thousand Dollars (\$500,000)

**NOW THEREFORE BE IT RESOLVED**, that the Village Board wishes to accept the award and authorizes the Village Mayor to execute an Agreement between the Village of Malone and the Office of Community Renewal (NYS HTFC), and

**BE IT FURTHER RESOLVED**, that the Village Board wishes to engage the services of Friends of the North Country, Inc. (Friends) to administer the 2020 Village of Malone Mobile Housing Rehabilitation Program award and authorizes the Village Mayor to execute an Agreement between the Village of Malone and Friends who will, for the standard allowable Program Delivery and Administrative fee schedule allowed by the OCR, perform as Subrecipient on behalf of the Village of Malone in accordance with OCR guidelines.

Motion Made By: Trustee Langdon

Seconded By: Trustee Boyea

Approved by Board on: August 9, 2021

- **Resolution No. 167-2021 – Adoption of Policies and Procedures Manual for CDBG Project #690HR110-20**

**VILLAGE OF MALONE  
RESOLUTION NO. 167-2021**

**ADOPTION OF POLICIES AND PROCEDURES MANUAL FOR CDBG PROJECT  
#690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY 12953, 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 **August 9, 2021**, 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 McKee, adopting the Policies and Procedures Manual which include the Sub-Recipient Monitoring Policy and Report Template for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 168-2021 – Authorization for Mayor to Act as the Fair Housing Officer for CDBG Project #690HR110-20**

**VILLAGE OF MALONE  
RESOLUTION NO. 168-2021**

**AUTHORIZATION FOR MAYOR TO ACT AS THE FAIR HOUSING OFFICER FOR THE CDBG PROJECT #690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY12953, 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 **August 9, 2021**, 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, authorizing the Village Mayor to act as **Fair Housing Officer** for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 169-2021 – Authorization for Mayor to Sign Fair Housing Plan**

**VILLAGE OF MALONE  
RESOLUTION NO. 169-2021**

**AUTHORIZATION FOR MAYOR TO SIGN FAIR HOUSING PLAN IN REFERENCE TO CDBG PROJECT #690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY12953, 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 **August 9, 2021**, the following **Resolution** was duly adopted and is now in full force and effect:

A **Motion** was made by Trustee Langdon and Seconded by Trustee Bonner, authorizing Andrea Dumas, Village Mayor, to sign the **Fair Housing Plan** adopted by the Malone Village Board for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 170-2021 – Authorization for Mayor to Act as Section 3 Officer for CDBG Project #690HR110-20**

**VILLAGE OF MALONE  
RESOLUTION NO. 170-2021**

**AUTHORIZATION FOR THE MAYOR TO ACT AS SECTION 3 OFFICER FOR THE  
CDBG PROJECT #690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY12953, 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 **August 9, 2021**, 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, authorizing the Village Mayor to act as **Section 3 Officer** for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 171-2021 – Authorization for Mayor to Sign Section 3 Plan**

**VILLAGE OF MALONE  
RESOLUTION NO. 171-2021**

**AUTHORIZATION FOR MAYOR TO SIGN SECTION 3 PLAN ADOPTED FOR CDBG  
PROJECT #690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY12953, 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 **August 9, 2021**, 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, authorizing Andrea Dumas, Village Mayor, to sign the **Section 3 Plan** adopted by the Malone Village Board for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 172-2021 – Authorization for Mayor to Act as Certifying  
Officer for Environmental Review Process for CDBG Project #690HR110-20**

**VILLAGE OF MALONE  
RESOLUTION NO. 172-2021**

**AUTHORIZATION FOR MAYOR TO ACT AS CERTIFYING OFFICER FOR ENVIRONMENTAL REVIEW PROCESS FOR CDBG PROJECT #690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY12953, 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 **August 9, 2021**, 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 Andrea Dumas, Village Mayor, to act as **Certifying Officer** for the environmental review process to be completed in conjunction with the Village's Office for Community Renewal Community Block Grant project # 690HR110-20 Housing Rehabilitation Program.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 173-2021 – Determination for Environmental Review Record to be Classified A Type II Action for CDBG Project #690HR110-20**

**VILLAGE OF MALONE  
RESOLUTION NO. 173-2021**

**DETERMINATION FOR ENVIRONMENTAL REVIEW RECORD TO BE CLASSIFIED A TYPE II ACTION (6NYCRR SECTION 617.4 AND 617.5) FOR CDBG PROJECT # 690HR110-20**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY 12953, 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 **August 9, 2021**, 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 McKee, determining the Environmental Review Record to be classified a Type II Action (6NYCRR Section 617.4 and 617.5) for the Village's Office for Community Renewal Community Development Block Grant project #690HR110-20 Housing Rehabilitation Program. Classification of Type II Action was determined based on review of <https://www.dec.ny.gov/permits/32521.html>.

Motion Approved by Board on: August 9, 2021

- **Resolution No. 174-2021 – Designation of Mayor as ADA Coordinator and Adoption of Notice Under the American with Disabilities Act, Grievance, and Grievance Form**

**VILLAGE OF MALONE  
RESOLUTION NO. 174-2021**

**DESIGNATION OF MAYOR AS ADA COORDINATOR AND ADOPTION OF NOTICE UNDER THE AMERICAN WITH DISABILITIES ACT, GRIEVANCE PROCEDURES AND GRIEVANCE FORM**

At a regular Meeting of the Village Board of the Village of Malone, a Municipality with offices at 343 W. Main Street, Malone, NY 12953, 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 **August 9, 2021**, 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 designate the Village Mayor as the ADA Coordinator and to adopt the following:

Notice Under the American with Disabilities Act  
Grievance Procedures  
Grievance Form

Motion Approved by Board on: August 9, 2021

➤ **Increase in Contract Pricing – Brent Hesseltine**

**VILLAGE OF MALONE  
RESOLUTION NO. 175-2021**

**AUTHORIZATION TO ADJUST FEES FOR SERVICE TO ORIGINAL CONTRACTED AMOUNT WITH BRENT HESSELTINE**

**WHEREAS**, the Village Board of Trustees authorized the contracting of IT Services from Brent Hesseltine in 2018 at a rate of \$750 per month for both the Village Offices and the Police Department; and

**WHEREAS**, this original amount was negotiated down to \$500 per month per location due to Mr. Hesseltine's reduced availability during the work day; and

**WHEREAS**, there has been a steady increase in cyber security threats resulting in an increase of necessary IT Services to combat these issues, as well as other needs resulting from aging technology;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees authorizes an increase in fees for services fore Brent Hesseltine to the original contracted price of \$750 per month for the Village Office and the Police Department.



Motion Made By: Trustee McKee  
Seconded By: Trustee Boyea  
Approved By Board of Trustees on: August 9, 2021

➤ **CSEA Employee Benefit Fund Contract Renewal**

**VILLAGE OF MALONE  
RESOLUTION NO. 176-2021**

**APPROVAL TO EXECUTE RENEWAL AGREEMENT WITH CSEA EMPLOYEE  
BENEFIT FUND – PLATINUM 12 VISION PLAN**

**WHEREAS**, the CSEA Employee Benefit Fund has submitted a renewal agreement relating to the Platinum 12 Vision Plan, for the Village’s consideration and acceptance; and

**WHEREAS**, this renewal agreement is being offered at a cost of \$24.34 per month, per enrolled employee, for the dates of June 1, 2021 through May 31, 2025 (with the rate to be redetermined for the July 1, 2024 – May 31, 2025 term);

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees hereby authorize the Mayor to execute the Renewal Agreement with the CSEA Employee Benefit Fund for Vision Coverage at a rate of \$24.34 per month, per enrolled employee, with the understanding that the rate will be redetermined for the July 1, 2024 – May 31, 2025 term.

Motion Made By: Trustee Langdon  
Seconded By: Trustee Bonner  
Approved By Board of Trustees on: August 9, 2021

➤ **Resolution No. 177-2021 – 2021-2022 Budget Amendment No. 6**

**VILLAGE OF MALONE  
RESOLUTION NO. 177-2021  
2021-2022 BUDGET AMENDMENT NO. 6**

Related to the appropriation and/or transfer of funds:

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

\$159.98 from Account No. A1410.410 Clerk Supplies & Materials

As Follows:

\$159.98 to Account No. A1410.200 Clerk Equipment (New Computer)

\$2,293.75 from Account No. A1990.00 General Fund Contingency

As Follows:

\$2,293.75 to Account No. A1610.423 General Fund Internet (New Fire Wall Security Village Office)

\$146.32 from Account No. A3120.441 Police Uniform Cleaning Service

As Follows:

\$146.32 to Account No. A3120.424 Police Web Site Hosting & Updates (Microsoft 365)

\$150.00 from Account No. A511S Appropriated State Forfeiture Fund Reserve

As Follows:

\$150.00 to Account No. A3120.491RS (Kennel Services – PO 22-00449)

Increase Revenue Code A2650.00 Sale of Scrap & Excess Materials by \$1,099.99

Increase Appropriation Code A5010.200 Highway Administration Equipment by \$1,099.99 (Computer)

Increase Revenue Code A3501.00 CHIPS by \$75,885.50

Increase Appropriation Code A5112.210.200 CHIPS Materials by \$75,885.50

\$3,343.17 from Account No. G1990.00 Sewer Contingency Fund

As Follows:

\$1,762.50 to Account No. G8130.440 Purchased Services (Sewer Overflow)

\$2.00 to Account No. G8130.447 Drug & Alcohol Testing (Random Pulls)

\$1,250.00 to Account No. G8130.459 Plant Maintenance (Tisdell Associates)

\$328.67 to Account No. G8130.461 Equipment Repairs (Bailey Motor – Housing Assembly)

Motion Made By: Trustee McKee

Seconded By: Trustee Langdon

Approved by Board of Trustees on 8/9/2021

**TREASURER REPORT:** No additional report.

**DPW:** Report as of August 9, 2021:

- Lashomb parking lot poured
- Three sidewalks completed
- DIs are done on Homestead Park
- Paving set to begin on August 18<sup>th</sup>
- Water main break fixed on Rout 11W

## **BEARCOM PROPOSAL**

Chris Knapp with Bearcom attended the meeting to present options of the replacement of the current DPW, Low-Band radio system, with a new Kenwood, High-band system. This new system will require a new FCC License and the approval of Industry Canada. This can be a lengthy process, so Bearcom is proposing to allow the Village of Malone to operate under their license while awaiting their own. Total replacement of current system with new system is quoted at \$19,973.57.

Presentation of Up-date from AES Northeast of DPW Building Project.

**POLICE:** No Report

**CODE:** Reports submitted for 7/26/2021-8/09/2021. Harison Place demolition about to begin and should be completed by end of November 2021.

T-Mobile application to install new generator at the Water Tower. Village Board would like T-Mobile to have an engineering study completed by an independent contractor to ensure the Water Tower can handle the installation of an additional generator before the Village will approve the application.

### **The Safe Man – Quote to Move Filing Cabinet to the Basement**

#### **VILLAGE OF MALONE RESOLUTION NO. 178-2021**

#### **APPROVAL OF THE SAFE MAN QUOTE TO MOVE FIRE SAFE FILING CABINET TO THE BASEMENT**

**WHEREAS**, in September of 2019, the Village of Malone purchased a Fire Safe Filing Cabinet for the Code Office; and

**WHEREAS**, the placement of the cabinet (weighing 1019lbs. empty) has begun to buckle the flooring in the Code office, and any movement of the cabinet by anyone other than The Safe Man will void the warranty on the unit; and

**WHEREAS**, the only option is to relocate the filing Cabinet to the basement level of the main administration building; and

**WHEREAS**, the Village is in receipt of a quote from the Safe Man to move the cabinet at a price of \$1,800;

**NOW, THEREFORE BE IT RESOLVED**, the Village Board of Trustees does hereby accept and approve the quote for the relocation of the Fire Safe Filing Cabinet to the basement by The Safe Man at the quoted price of \$1,800.

Motion Made By: Trustee Boyea

Seconded By: Trustee Bonner

Approved by Board of Trustees on: August 9, 2021

**NEXT MEETING:** Monday, August 23, 2021, at 6:00pm; Wednesday Work Sessions at 9:00am. No Work Session on August 11, 2021.

**PUBLIC COMMENTS:**

Mr. John Coryea asked to speak on behalf of his wife and their neighbors, concerning the continued existence of a known, vicious dog in their neighborhood. His wife was recently a bite victim of this dog. This dog has attempted to bite his wife on many occasions both before and after the successful attack. Since the bite incident the dog has been convicted as an adjudicated dangerous dog, and under current NYS Bite Laws, the dog must bite a second time for the owner to become liable for the victim's medical bills. This is simply not acceptable.

Mr. Coryea would like to implore the Village of Malone to implement a more stringent law concerning adjudicated dangerous dogs and the liability of the owner.

Mr. Coryea wants to know who is going to pay the medical bills for his wife? Code Officer Lamondie noted that he has spoken with the Village attorney, who noted that the owner of the dog is the one liable for the medical bills. Moreover, any landlord who knowingly permits a dangerous dog to reside in their rental is also liable.

Sandra Riley, a neighbor of Mr. Coryea, stated that on several occasions she has witnessed this dog off its chain and not on its own property, even since the biting of Mrs. Coryea. Can the Village send notifications out to Village landlords putting them on notice about renting to individuals with known, vicious dogs?

Carol Ann Lashomb asked the Board what happened to the \$250,000 grant awarded to the Arena to fix the roof?

Mayor Dumas noted that there was never a grant awarded to the Arena. The grant has been awarded to the Malone Minor Hockey Association for whatever they deem most needed. The Arena is owned by the Village, not the Association.

Carol Ann cited minutes from the Joint Rec Commission from 2019, providing \$27,000 from their budget to assist with repairs to the Arena roof.

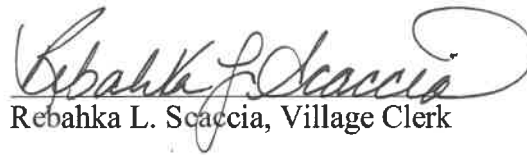
Mayor Dumas noted that those funds have never been expended, and the money remains in the Joint Rec Fund.

Carter Biln addressed the Village Board concerning a Skate Park for Skateboarders. There are many interested in the creation of a skate park. The sidewalks are not a feasible area of travel for the boards. If a facility could be established at the Rec Park, the skateboarders would be willing and eager to go the distance to utilize the park.

**ADJOURNMENT:**

Upon the motion of Trustee Boyea to adjourn the meeting at 8:23PM.

Respectfully submitted,



Rebahka L. Scaccia, Village Clerk

