

At the Regular Meeting of the Malone Village Board, held on April 26, 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

Also in attendance:

Kristine Lashway, Village Treasurer	Vanessa Raville, Resident
Rebahka Scaccia, Village Clerk	Barbara Gokey, Resident
Alex Viola, Telegram	Tom Schultz
Steven Fredette	Chris Hastings

Mayor Dumas opened the regular meeting at 6:02PM.

Opened Public Hearing – 2021-2022 Final Budget

Mayor Dumas opened the Public Hearing with a statement briefly outlining the intent of the Final Budget. Comments we received until the closing of each hearing.

APPROVE THE MINUTES OF THE REGULAR MEETING: 04/12/2021

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

APPROVE THE MINUTES OF THE WORK SESSION: 04/14/2021

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

APPROVE THE MINUTES OF THE WORK SESSION: 04/21/2021

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

PAY BILLS:

Fund	Amount	# of Bills Audited
DPW Bldg. Capital Project	\$ 1,785.26	1
General/Sewer/Water	\$ 75,334.91	52
Joint Recreation Fund	\$ 36.25	2
Trust & Agency	\$ 152,643.32	14
Grand Total	\$ 229,799.74	69

* No comments made on behalf of Trustee McKee.

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

NEW BUSINESS

- **DANC Sanitary Sewer Overflow Violation Agreement**

**VILLAGE OF MALONE
RESOLUTION NO. 86-2021**

**TECHNICAL SERVICES AGREEMENT – SANITARY SEWER OVERFLOW
VIOLATION PROPOSAL**

WHEREAS, the Village of Malone has requested technical services from the Development Authority of the North Country for assistance in the compliance of a Notice of Violation letter received from the New York State Department of Conservation dated April 21, 2021; and

WHEREAS, this notice requires the Village to provide documentation that an engineer has been hired to evaluate the Village's collection and conveyance system and evaluate Callander Pond, including the collection of basic water chemistry parameters as outlined within the Notice of Violation, by May 7, 2021; and

WHEREAS, this proposal includes a not to exceed quote of \$3,800 for the completion of the tasks listed within the proposal;

NOW THEREFORE BE IT RESOLVED: the Board of Trustees has authorized the Mayor to sign the Sanitary Serwer Overflow Services proposal as presented by DANC.

Motion Made By: Trustee Langdon

Seconded By: Trustee Boyea

Approved by Board of Trustees On: April 26, 2021

➤ **DANC Water Treatment Plant Services Proposal**

**VILLAGE OF MALONE
RESOLUTION NO. 87-2021**

**WATER TREATMENT SYSTEM FACILITIES TECHNICAL SERVICES AGREEMENT
– DANC**

WHEREAS, the Village of Malone has entered into an agreement with the Development Authority of the North Country in 2018, to provide Management Services for the Village's Waste Water Treatment Facilities; and

WHEREAS, the Village is desirous of expanding the scope of the DANC's management services to include Water Quality Management Services for the Village's Water Treatment Facilities, including two (2) drilled ground water wells, sodium hypochlorite disinfection system and water storage facilities; and

WHEREAS, the additional annual costs for the Authority to provide Water Quality Management Services for one year (April 27, 2021 – May 31, 2022) is \$36,900;

NOW THEREFORE BE IT RESOLVED: the Board of Trustees has authorized the Mayor to sign and execute the Technical Services Agreement with DANC for Management Services for the Village's Water Treatment Services Facilities as presented.

Motion Made By: Trustee Bonner

Seconded By: Trustee Langdon

Approved by Board of Trustees On: April 26, 2021

➤ **Malone Civic Center –**

Upon the motion of Trustee Boyea with a second by Trustee McKee and unanimously carried to accept the Insurance Adjustment Quote of \$24,285.20 to repair the effects of the ice damage to Compressor building.

➤ **New Life Electric Estimate #1129**

**VILLAGE OF MALONE
RESOLUTION NO. 88-2021**

**AUTHORIZATION FOR MAYOR TO SIGN AGREEMENT WITH NEW LIFE
ELECTRIC FOR ESTIMATE #1129**

WHEREAS, streetlights #26 and #28 are in disrepair and in need of removal; and

WHEREAS, the Village of Malone has need to dispose of the above-mentioned lights and to disconnect the power to said lights;

NOW, THEREFORE BE IT RESOLVED, the Village Board of Trustees does hereby authorize the Mayor to sign an agreement with New Life Electric at the proposed cost of \$2,800 to disconnect the power to streetlights #26 and #28 and to dispose of said light fixtures.

Motion Made By: Trustee Bonner
Seconded By: Trustee McKee
Approved by Board of Trustees on: April 26 2021

➤ **New Life Electric Estimate #1130**

**VILLAGE OF MALONE
RESOLUTION NO. 89-2021**

**AUTHORIZATION FOR MAYOR TO SIGN AGREEMENT WITH NEW LIFE
ELECTRIC FOR ESTIMATE #1130**

WHEREAS, the Village of Malone has need to install new underground electric between streetlights #1 and #8 in order to mitigate existing electrical issues;

NOW, THEREFORE BE IT RESOLVED, the Village Board of Trustees does hereby authorize the Mayor to sign an agreement with New Life Electric at the proposed cost of \$13,117 to excavate and install new underground electric between streetlights #1 and #8.

Motion Made By: Trustee Boyea
Seconded By: Trustee Bonner
Approved by Board of Trustees on: April 26 2021

Close of Public Hearing on the 2021-2022 Final Budget

➤ **Adoption of FY 2021-2022 Budget**

**VILLAGE OF MALONE
RESOLUTION NO. 90-2021**

ADOPTION OF 2021-2022 VILLAGE OF MALONE BUDGET

WHEREAS, the Village of Malone Board of Trustees was presented the 2021-2022 Tentative Budget at a Board Meeting held on April 12, 2021;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees adopts the 2021-2022 Budget in the amount of Seven Million Three Hundred Eighty Thousand Two Hundred Sixty Four Dollars (\$7,380,264) with a tax rate of 19.87880 per thousand.

Motion Made By: Trustee McKee

Seconded By: Trustee Langdon

Approved By Board of Trustees on: April 26, 2020

➤ **Resolution No. 91-2021 – 2020-2021 Budget Amendment No. 19**

**VILLAGE OF MALONE
RESOLUTION NO. 91-2021
2020-2021 BUDGET AMENDMENT NO. 19**

Related to the appropriation and/or transfer of funds:

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

\$1,176.31 from Account No. A3120.170 Police Dispatcher Pay

As Follows:

\$1,002.66 to Account No. A3120.410.40 Ammunition (Ordered to arrive in 1 year)

\$27.08 to Account No. A3120.440 Police Purchased Services

\$146.57 to Account No. A3120.461 Police Vehicle Maintenance (Inspection, Wiper Blades, Air/Oil Filters)

\$3,492.42 from Account No. A9060.800.30 Police Post Employment Health Insurance

As Follows:

\$32.57 to Account No. A3310.410.10 DPW Supplies & Materials

\$39.70 to Account No. A5010.443 DPW Advertising

\$179.98 to Account No. A5110.410 Street Repair Supplies & Materials (Grass Seed)

\$229.71 to Account No. A5110.461 Street Equipment Repairs (Bolts, Nuts, Brake Cleaner, Air Valve)

\$42.92 to Account No. A5132.421.50 Fuel Oil Carpenters Shop

\$42.25 to Account No. A5140410 Brush & Leaf Supplies & Materials

\$2,925.29 to Account No. A9060.800.20 Health Insurance Post Employment

\$529.71 from Account No. F 8340.421.10 Water Tower Fuel

As Follows:

\$50.00 to Account No. F8340.440 Water Purchased Services

\$479.71 to Account No. F9060.800.20 Water Health Insurance – Post Employment

\$4,757.52 from Account No. G1990 Sewer Fund Contingency

As Follows:

\$350.00 to Account No. G8120.161 Sewer Lines OT

\$4,407.52 to Account No. G8120.410.60 Sewer Manhole Pipe/Covers

Motion Made By: Trustee Langdon

Seconded By: Trustee Bonner

Approved by Board of Trustees on 4/26/2021

TREASURER REPORT: Budget is complete.

➤ **Wastewater Treatment Plant Replacement Overhead Door**

**VILLAGE OF MALONE
RESOLUTION NO. 92-2021**

**APPROVAL OF ESTIMATE FROM UPSTATE DOORS FOR REPLACEMENT OF
OVERHEAD DOOR AT WASTEWATER TREATMENT PLANT**

WHEREAS, the Village of Malone has been informed by Dave Rohe of DANC that on March 12, 2021, the 14ft x 11ft overhead door on the Sludge Press building failed in the open position requiring assistance from Upstate Doors to close it; and

WHEREAS, upon inspection of the door, Upstate Doors submitted a quotation on the cost to replace the overhead door; and

WHEREAS, said quote was submitted at a cost of \$17,219;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees approves the quote from Upstate Doors, in the amount of \$17,219, and has approved the purchase of said door.

Motion Made By: Trustee Boyea

Seconded By: Trustee Bonner

Approved By Board of Trustees on: April 26, 2021

DPW: Everything is moving along well. The Village has hired two new laborers and one new MEO. Trustee Langdon noted that the men did an exceptional job cleaning up the lawn debris on his street.

POLICE: Training coming up. The Village needs to discuss the hiring of another Police Officer in this next fiscal year.

CODE: Violation and Building Permit reports submitted and reviewed. Code Officer test being given by the County on June 5, 2021.

NEXT MEETING: Monday, May 10, 2021 at 6:00PM; Work Sessions at 9:00 AM. No Work Session on May 5th.

PUBLIC COMMENTS:

Chris Hastings asked the Board to consider a proclamation that May be Mental Health Month. There will be a Mental Health Awareness Day event on May 14th at the Arsenal Green and he would like the Mayor and Trustees to attend and say something special.

Vanessa Raville and Barbara Gokey asked the Village Board what is going on or being done about TAPP Industries?

Mayor Dumas noted that she has been going back and forth with the DEC -- Village asking neighbors to submit letters to the Village for forwarding to the DEC. Village has been dealing with the DEC for four years.

Vanessa Raville and Barbara Gokey does not want to send a letter in to the Village; they have complained for three years and are tired of the mess. "WE are going to begin protesting at TAPP, to the DEC and with the Village trustees."

Village has contacted the Town Court; they are closed at this time due to COVID . . . waiting for the judges to open the court. Code officer has the violations waiting to bring to court. Last violations written by the Village in April of 2020. The DEC has informed the Village that the issue is now in the hands of the DEC Enforcement Unit.

Executive Session

Upon the motion of Trustee McKee with a second by Trustee Bonner and unanimously carried to go into Executive Session on a legal issue.

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 Bonner and unanimously carried to go back into Regular Session.

➤ **Department of Public Works Supervisor**

**VILLAGE OF MALONE
RESOLUTION 93-2021**

APPROVAL TO HIRE FULL TIME DEPARTMENT OF PUBLIC WORKS SUPERVISOR

WHEREAS, the Village of Malone has had a vacancy in the position of Public Works Supervisor since September 2020; and

WHEREAS, the Village has advertised throughout the State of New York on multiple occasions, waiving residency; and

WHEREAS, the Village received an application from a qualified individual;

NOW THEREFORE BE IT RESOLVED, The Village Board of Trustees approves the hiring of Steven Fredette to the full-time position of Department of Public Works Supervisor beginning June 1, 2021.

Motion Made By: Trustee Bonner

Seconded By: Trustee Langdon

Approved By the Board of Trustees on: April 26, 2021

➤ **Paul G. Carr & Associates**

**VILLAGE OF MALONE
RESOLUTION NO. 94-2021**

AUTHORIZATION TO SIGN AGREEMENT WITH PAUL G. CARR & ASSOCIATES

WHEREAS, the Village of Malone is currently engaged in litigation (Stipulation, Index # E2019-354) against Stone Mountain Prime, LLC, Barry Steinberg, Jon (Jack Brown), Stone Mountain Capital, Inc., Stone Mountain Funding, LLC, John Doe Corporation, #1-50, John Doe LLC #1-50, said John Doe Corporations and LLCs being owned, operated, or controlled by Barry Steinberg, the owner of the properties located at 112.25-13-12, The Flanagan Hotel, and 411-415 East Main Street, calling for the demolition, securing or repairing of those properties; and

WHEREAS, the Village Attorney, Michael Crowe, Esq. has advised the Village that it is advantageous to secure an inspection of the properties by an outside firm in preparation for trial; and

WHEREAS, a proposal was submitted by Paul G. Carr & Associates, including a three phase approach to include Record Investigation, Building Inspection, Analysis and Reporting, and Dispute Resolution and Litigation, at a cost of \$14,000 to \$15,000;

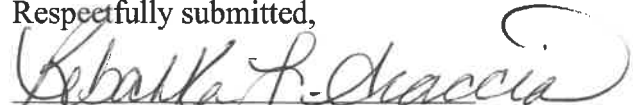
NOW THEREFORE BE IT RESOLVED: the Board of Trustees has authorized the Mayor to sign and execute the Agreement with Paul G. Carr & Associates as presented.

Motion Made By: Trustee McKee
Seconded By: Trustee Boyea
Approved by Board of Trustees On: April 26, 2021

ADJOURNMENT:

Upon the motion of Trustee Boyea to adjourn the meeting at 8:37PM.

Respectfully submitted,



Rebahka L. Scaccia, Village Clerk

