

At the Regular Meeting of the
Malone Village Board, held on
October 25, 2021, at 5:00 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	Alex Violo, Telegram
Rebaha Scaccia, Village Clerk	Mike Maneely, FCC
Chief Premo, Chief of Police	Donna Putraw, FCC
Brian Lamondie, Code Officer	Joe Putraw, FCC
Steve Fredette, DPW Supervisor	Tom Schulz

Mayor Dumas opened the regular meeting at 5:00PM.

Mayor Dumas opened the Public Hearing on Final Water Meter Installation Notice

APPROVE THE MINUTES OF THE REGULAR MEETING: 10/06/2021

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.

PAY BILLS:

Current Fiscal Year 5/31/2022

Fund	Amount	# of Bills Audited
General/Sewer/Water	\$ 164,142.50	55
Joint Recreation Fund	\$ 17,836.24	14
Trust & Agency	\$ 251,499.98	20
Economic Development Fund	\$ 629.00	1
DPW Building Capital Project	\$ 332,726.79	6
Grand Total	\$ 766,834.51	96

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

CORRESPONDENCE

➤ Friends of the North Country – CDBG 690HR110-20 Project Status Report

The CDBG 690HR110-20 Project Status report was reviewed by the Board of Trustees and placed on file.

➤ National Grid – Holiday Lighting Schedule and Agreement Form

The Village of Malone is in receipt of the Holiday Lighting Schedule and Agreement form. The Board has agreed to complete the form, with the addition of the following streets: Duane St., Finney Blvd., Ft. Covington St., Park St., and Webster St.

➤ New York State Governor's Office – Act to Amend Public Officers Law

The Village of Malone is in receipt of an email notifying the Village of Governor Hochul signing into law (S.1150-A/AQ.1228-A), Chapter 481 of the Laws of 2021, which requires counties and other local governments to make any documents to be discussed at an upcoming meeting available to the public at least 24 hours prior to the open meeting. This legislation will go into effect on November 1, 2021.

➤ TAP Industry Update

The New York State Department of Environmental has turned the case over to the NY State Attorney General who has filed a complaint against Tap in the NYS Supreme Court on behalf of the DEC for non-compliance.

➤ First Congregational Church Letter for Support

Members of the First Congregational Church were present to speak with the Village Board concerning their letter notifying the Village of the Congregation's intention to repair the damage to the Roof and tower of the church. Due to the high costs of the repairs the church is preparing to secure the tower and building until monies can be raised to complete the repairs and restoration. Congregation members inquired of the Village if there were any known grants available, they could apply for. The Village Board offered to provide a letter of support for any grants the church applies for.

In addition, members of the church asked the Village Board to consider a waiver of the Building Permit fee of \$600.00. The Tower and church are a Village landmark and a listed location along the Underground Railroad.

Upon the motion of Trustee McKee with a second by Trustee Langdon and unanimously carried to waive the fee for the building permit.

➤ **DASNY – Memorial Park Grant Award Letter and Documentation**

An award letter has been received by DASNY for the Restorations and Improvements to Memorial Park and Soldier's Monument, Project ID: #24542, in the amount of \$250,000. All corresponding requested documentation must be returned to DASNY within 30 days of receiving the notice.

➤ **Parade of Lights Letter**

The CST Group Inc. is requesting permission to detour traffic down Elm Street to the Junction Road for East Bound Traffic on the date of their Parade of Lights, Saturday, December 4, 2021, after 5:00PM. They are requesting the Village of Malone complete and submit a Special Use Permit for the traffic to be detoured and the Parade of Lights to continue.

Upon the motion of Trustee Bonner with a second by Trustee Boyea and unanimously carried to approve the completion and submission of the Special Use Permit by the Village to the State DOT.

OLD BUSINESS

➤ **Malone Minor Hockey Agreement Approval – TABLED**

Awaiting information from the Joint Rec Commission.

NEW BUSINESS

➤ **DANC – September 2021 Monthly Report**

The Village Board reviewed the monthly report for September for the WWTP and the Water Plant and placed the report on file.

➤ **DANC – Request for Proposal – Water Treatment Plant Preliminary Engineering Report**

The Village Board will review the Proposal and revisit on November 3, 2021, at the 9:00AM Work Session.

➤ **Resolution 214-2021 Authorization of Intermunicipal Transfer of Account Clerk Kathylynn Cook**

**VILLAGE OF MALONE
RESOLUTION 214-2020**

**AUTHORIZATION OF INTERMUNICIPAL TRANSFER OF ACCOUNT CLERK
KATHYLYNN COOK**

WHEREAS, the Village of Malone wishes to hire a full-time Account Clerk for the offices at 343 West Main Street; and

WHEREAS, an intermunicipal transfer request was obtained from Franklin County Civil Service for Kathylynn Cook; and

NOW, THEREFORE, BE IT RESOLVED the Village of Malone Board of Trustees authorizes the intermunicipal transfer and hiring of Kathylynn Cook at a rate of \$15.61 per hour to start October 25, 2021, as a full-time Account Clerk.

Motion Made By: Trustee Boyea

Seconded By: Trustee McKee

Approved By Board of Trustees on: October 25, 2021

- **Resolution 215-2021 Authorization to Enter into a Two-Year Agreement with Auctions International**

**VILLAGE OF MALONE
RESOLUTION NO. 215-2021**

**AUTHORIZATION TO ENTER INTO A TWO-YEAR AGREEMENT WITH
AUCTIONS INTERNATIONAL**

WHEREAS, at times the Village of Malone declares surplus equipment and vehicles and puts them out to bid; and

WHEREAS, this sometimes does not render any bids and we still need to dispose of the items; and

WHEREAS, Auctions International will list the item on their website to get more exposure; and

WHEREAS, we have the right to accept the final price or counteroffer; and

WHEREAS, when accepted they send an invoice to the winning bidder that includes their 10% buyer's premium (14% if paid by credit card) and any sales tax; and

WHEREAS, once they receive payment, they send us an invoice for the item showing that they are paid for in full and we can release the item; and

WHEREAS, Auctions International sends us a check for 100% of the proceeds 15 business days after final payment is received for the auction; and

WHEREAS, the Village of Malone would enter into an agreement for two years with Auctions International at no cost to the Village; and

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the mayor to enter into an agreement with Auctions International for a two year period (10/25/2021 – 10/25/2023).

Motion Made By: Trustee Bonner

Seconded By: Trustee McKee

Approved By Board of Trustees on: October 25, 2021

CLOSE THE PUBLIC HEARING

NOTICE:

There are 105 Water Meters that have yet to be installed under the current Water Meter Upgrade Project with East National Water Inc. these remaining accounts have until December 31, 2021, to schedule and have the new Water Meter installed. Those remaining in non-compliance after that date will be subject to immediate Water Shut-Off on January 2, 2021.

➤ Resolution 216-2021 – 2021-2021 Budget Amendment No. 11

VILLAGE OF MALONE RESOLUTION NO. 216-2021 2021-2022 BUDGET AMENDMENT NO. 11

Related to the appropriation and/or transfer of funds:

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

Increase Revenue Code J2680.00 Insurance Recoveries – by \$11,257.00

Increase Revenue Code J2680.00 Insurance Recoveries – by \$4,120.00

Increase Appropriation Code J7140.460 Building/Site Maintenance by \$11,257.00 (Courts Resurfaced)

Increase Appropriation Code J7140.460 Building/Site Maintenance by \$4,120.00 (Kelly Pavilion Roof)

Increase Revenue Code CM2170 Loan Interest by \$893.37
Increase Appropriation Code CM8687.440 Attorney Fees by \$893.37

\$45,482.00 from Account No. A9060.800.30 Health Insurance Post Employment
As Follows:
\$45,482.00 to Account No. A1610.200 Equipment & Capital Outlay (Admin Roof)

\$18,849.90 from Account No. A3120.160.02 Special Patrol Officer
As Follows:
\$18,849.90 to Account No. A2120.200 Police Equipment (New Vehicle)

Motion Made By: Trustee Bonner
Seconded By: Trustee Langdon
Approved by Board of Trustees on: October 25, 2021

TREASURER REPORT: No further report.

DPW: Status Report as of October 25, 2021:

1. Sewer repair on State Street
2. Forced water service on Murray Street
3. New Water Service at 40 Lower Park
4. Leaf and Brush pick-up and removal began October 15 and will continue until November 15
5. Repaired DI's on Brewster and Raymond Streets
6. Rec Park Dam Bridge repaired
7. DPW to assess Culvert issue at DPW Building Site and will coordinate with DANC to fix prior to Contractor paving

POLICE: Chief Premo would like to see the Village Board re-work the Dog Ordinance law, allowing the Village Police the ability to ticket for dogs that bite and to handle dangerous dogs. Would like a contract established with the North Country Animal Shelter.

Mayor Dumas would like a letter drafted to the State of New York asking for guidance on the pending Marijuana Law and what will be required of the Village should the choice be made to opt in.

Mayor Dumas would also like a letter drafted to the NY State DOT informing the State that the Village of Malone does not have the resources nor personnel to maintain the pedestrian islands this winter. The islands are an extension of the Crosswalk, not the Sidewalk, and should therefore be the responsibility of the State DOT to maintain and clear.

CODE: Reports submitted for 10/06/2021-10/22/2021.

Met with the NY State DEC about the flood plain. The concern at Coffee Street will be added to the current case with the DEC for TAP Industries.

***Executive Session planned for Friday, October 29, 2021, at 8:30AM for Contractual Discussion.**

NEXT MEETING: Full Board Meeting, November 8, 2021, at 6:00PM; Next Wednesday Work Session, November 3, 2021, at 9:00am.

PUBLIC COMMENTS:

Tom Shultz wanted to know if there was any movement on the Façade Grant. Mayor Dumas told him to contact Phil Hans. They have been attempting to reach out to have additional paperwork completed.

Tom also inquired as to when and if Amsden Street would be closed at the Main Street side. Mayor Dumas noted that the Village is working closely with the NY State DOT to minimize the length of any closure to Amsden Street during the Citizen Advocates project.

Tom also noted his concern over the slope of the sidewalk in front of his business on Main Street. Mayor Dumas noted he should speak with the NY State DOT to ensure the sidewalk is ADA compliant. If it is not, they will fix it.

Tom asked if the Hearth was now closed. Mayor Dumas stated no, the restaurant is open for special events.

Tom Schulz also wished to make an open complaint about the Zoning Board of Appeals' decision to deny his request based upon the inclusion of LP Gas tanks in the picture with the Shed being discussed. He wanted the variance for the shed and would wait to place the tanks but was denied. His complaint was noted.

Trustee Langdon asked the Board to consider the amendment to the Village Local Law on leaf and debris pick-up, to include the language "No Plastic Bags".

EXECUTIVE SESSION

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

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

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

- **Resolution 217-2021 Authorization to Increase Rate of Pay for Code Officer Lamondie**

**VILLAGE OF MALONE
RESOLUTION NO. 217-2021**

APPROVAL TO INCREASE RATE OF PAY FOR CODE OFFICER LAMONDIE

WHEREAS, Code Enforcement Officer, Brian Lamondie, has been with the Village of Malone for over a year, has completed all of the required course work for the State of New York and has successfully passed the Code Enforcement Civil Service Test; and

WHEREAS, Code Officer Lamondie has performed exceptionally well in this position with overwhelming positive feedback from Village residents, contractors and other State Officials;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees approves the increase in rate of pay for Code Officer Lamondie from \$19.00 per hour to \$21.00 per hour.

Current Rate of Pay

Standard \$19.00/HR

New Rate of Pay

Standard \$21.00/HR

Effective 10/26/2021

Motion Made By: Trustee Bonner

Seconded By: Trustee Langdon

Approved By Board of Trustees on: October 25, 2021

ADJOURNMENT:

Upon the motion of Trustee Boyea to adjourn the meeting at 7:50PM.

Respectfully submitted,



Rebahka L. Scaccia, Village Clerk

