

At a regular meeting of the Malone Village Board, held on Monday, October 27, 2008, at 6:30 p.m., at the Malone Village Meeting Room, located at 16 Elm Street, the following were present:

<b>BRENT S. STEWART</b>	<b>MAYOR</b>
<b>Dailon Patnode</b>	<b>Trustee</b>
<b>Lenora Richards</b>	<b>Trustee</b>
<b>Todd LePine</b>	<b>Trustee</b>

Trustee Susan Hafter was not in attendance.

Also in attendance:

- Nathan Race, Village Attorney
- Karen Elmer-Pritchard, Village Deputy Clerk
- Dolly Maguire, Village Treasurer
- Steve Stone, Chief of Police
- Jeff Smith, DPW Supervisor
- Darcy Fargo, Malone Telegram
- Hugh Hill, Resident
- Mary Fredenburgh, Resident
- Chris LaBarge, Resident
- Ken Nephew, Resident
- Frank Fisher, Resident
- Garth Depuy, Malone Minor Hockey
- Jeff Scarf, Malone Minor Hockey

**PLEDGE OF ALLEGIANCE.**

**PUBLIC HEARING:**

**SEQRA REVIEW FOR THE REZONING OF THE ANNEXED EAST END PROPERTY (ALSO KNOWN AS THE GUZY PROPERTY).**

Mayor Stewart asked if anyone in attendance would like to speak about this and there was no response.

Upon motion made by Trustee LePine, seconded by Trustee Richards and unanimously carried. The Village Board passed a resolution that found no adverse impact with respect to the rezoning.

Village Attorney Race informed the Board that with the work completed on the rezoning, the new law will be sent in to the State and changed. This process could take up to 30 days.

The public hearing came to a close at 6:45 p.m.

**REGULAR MEETING:**

**APPROVE MINUTES OF LAST REGULAR MEETING. (10-14-2008)**

Upon motion made by Trustee Patnode, seconded by Trustee LePine and unanimously carried, the minutes of the last meeting were approved.

**PAY BILLS.**

Upon motion made by Trustee LePine, seconded by Trustee Richards and unanimously carried, the following bills were authorized for payment:

<b>JOINT REC FUND -</b>	<b>\$1155.03</b>
<b>REVOLVING LOAN FUND -</b>	<b>1485.56</b>
<b>SEWER FUND -</b>	<b>29673.41</b>
<b>WATER FUND -</b>	<b>39433.64</b>
<b>GENERAL FUND -</b>	<b>107988.16</b>
<b>TRUST &amp; AGENCY -</b>	<b><u>157415.97</u></b>
<b>TOTAL -</b>	<b>\$337151.77</b>

**CODE APPLICATIONS.**

**BUILDING APPLICATIONS:**

**Lawrence Spinner  
11 William Street  
Malone, NY 12953**

**Application to build a cellar entrance at 11 William Street at an estimated cost of \$200. Application approved by Building Inspector Charles Robert.**

**Harley E. Lockwood  
8 Williamson Street  
Malone, NY 12953**

**Application to replace the foundation in the back of 8 Williamson Street at an estimated cost of \$10,000. Application approved by Building Inspector Charles Robert.**

**HEATING EQUIPMENT**

**Glenn MacNeill**

**Application to install a pellet stove at 5 State Street. Application approved by Building Inspector Charles Robert.**

**Tony Clark**

**Application to install a pellet stove at 15 College Ave. Application approved by Building Inspector Charles Robert.**

**Michael Stone**

**Application to install an LP gas heating appliance at 19 Milwaukee Street, apt. 2. Application approved by Building Inspector Charles Robert.**

**Michael Stone**

**Application to install an LP gas heating appliance at 19 Milwaukee Street, apt. 4. Application approved by Building Inspector Charles Robert.**

**Kathy Spaulding**

**Application to install an LP gas heating appliance at 59-63 Pearl Street. Application approved by Building Inspector Charles Robert.**

**Robert Hurteau**

**Application to install a wood heating appliance at 45 Second Street. Application approved by Building Inspector Charles Robert.**

**John LaHaie**

**Application to install a wood stove at 47 West Street. Application approved by Building Inspector Charles Robert.**

**Kathy Spaulding**

**Application to install an LP gas heating appliance at 170-172 Elm Street. Application approved by Building Inspector Charles Robert.**

**DEMOLITION PERMITS**

**BSB Construction Inc.**

**Application to demolish a one family home at 64 Ketcham Street at an estimated cost of \$4,000. Application approved by Building Inspector Charles Robert.**

All of the above applications were reviewed by the Board of Trustees and Mayor. The applications will be kept on file in the Village Clerk's office for review.

**GARTH DEPUY – STATE STREET ARENA.**

Garth Depuy stated that they appreciate moving forward. This has been a long process with the State and they have appreciated the help of the Board. Mayor Stewart stated that he is pleased that this went thru for the arena.

Nathan stated that the next step is to have Garth and Tammy put this project out to bid.

Upon motion made by Trustee LePine, seconded by Trustee Patnode and unanimously carried, Resolution #12-2008; NYS OPRHP GRANT EPF – 540491 was passed.

**VILLAGE OF MALONE  
RESOLUTION NO. 12-2008**

**RELATING TO: NYS OPRHP Grant EPF-540491**

**WHEREAS, the Village of Malone has been awarded a Grant from the New York State Office of Parks, Recreation and Historic Preservation (the "NYS OPRHP") in the amount of One Hundred Fifty Thousand Dollars (\$150,000.00); and**

**WHEREAS, the Village of Malone accepted the Grant Agreement on October 15, 2007 and executed by the NYS OPRHP on September 15, 2008; and**

**WHEREAS, the funds will be used to improve the existing State Street Arena by installing a new floor system, cooling system for the ice surface and a dehumidification system; and**

**WHEREAS, the State Street Arena is operated by the Malone Minor Hockey Association; and**

**WHEREAS, the bid specifications for the project have been reviewed and approved by the Village Attorney; and**

**WHEREAS, it may be necessary to expend funds for the cost of the project prior to receipt of Grant moneys; and**

**WHEREAS, the Malone Minor Hockey Association has agreed to reimburse the Village of Malone for any lost investment interest from use of non-grant funds; NOW THEREFORE BE IT**

**RESOLVED: The Village Board of Trustees agrees to establish a Capital Project for the State Street Arena Capital Project; and it is**

**FURTHER RESOLVED; that the Village Board of Trustees agrees to loan the State Street Arena Capital Project the funds necessary to cover the cost of said project. The funds will be transferred from the General Fund and returned upon reimbursement by NYS OPRHP.**

**MOTION MADE BY: Todd LePine**

**SECONDED BY: Dailon Patnode**

**APPROVED BY BOARD OF TRUSTEES ON October 27, 2008**

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Karen Elmer-Pritchard, Deputy Village Clerk

**CORRESPONDENCE.**

1. NOTIFICATION OF RENEWAL FOR LIQUOR LICENSE.
  1. LUCKY STRIKE LANES  
36 WOODWARD STREET

**MALONE**

- 2. TURNING POINT BAR  
341 ELM STREET  
MALONE**

Upon motion made by Trustee Patnode, seconded by Trustee Richards and unanimously carried, the above applications were accepted for renewal.

- 2. AWARD IN THE AMOUNT OF \$1595.00 FOR VILLAGE'S PARTICIPATION IN THE BUCKLE UP NEW YORK CAMPAIGN.**

Chief Steve Stone reported that this money was received from our participation in the Buckle-Up New York Campaign that was held in February.

**NEW BUSINESS.**

- 1. MAYOR STEWART GRANTS PERMISSION FOR SEVERAL VOM POLICE OFFICERS TO ATTEND TRAINING FOR BOMB AND EXPLOSIVE AWARENESS.**

Nov. 7<sup>th</sup> 1-3 p.m. – Officer Stone, Officer LaMore & Officer Martin to attend.

Nov. 21<sup>st</sup> 10-12 p.m. – Officer Miller and Officer Preve to attend.

- 2. COMMITTEE REPORTS.**

There were none to discuss.

- 3. REC. PARK FINANCIAL REPORT – SEPT. 30, 2008.**

Treasurer Maguire stated that there was nothing to report on due to the little activity from the past month.

Upon motion made by Trustee LePine, seconded by Trustee Patnode and unanimously carried, the rec park financial report of Sept. 30, 2008 was accepted as received.

- 4. VILLAGE OF MALONE FINANCIAL REPORT-SEPT 30, 2008.**

Treasurer Maguire state that the Village has collected about 87.2% of the taxes.

Upon motion made by Trustee Richards, seconded by Trustee LePine and unanimously carried, the financial report for the month of September 2008 was accepted as received.

- 5. CONTRACT WITH CAMOIN ASSOCIATES; MAIN STREET GRANT.**

Trustee Richards states that even though this is for a good cause, she does not approve of spending the \$2,300 to hire Camoin Associates. This is because it was not budgeted for the year and the Village should be trying to save every amount possible for the upcoming year.

Upon motion made by Trustee LePine, seconded by Trustee Patnode and unanimously carried, the Village will enter into a contract with Camoin Associates for the Main Street Grant.

- 6. RESOLUTION (#13-2008) OF SUPPORT; MAIN STREET GRANT.**

**Resolution #13 - 2008**

WHEREAS, the New York State Division of Housing and Community Renewal is making available funding for the NY Main Street (NYMS) Program, and

WHEREAS, eligible applicants include municipalities, and

WHEREAS, the proposed service area is Main Street in downtown Malone, and

WHEREAS, the proposed funding will assist in façade and building improvements to downtown Main Street buildings and streetscape enhancements, and

WHEREAS, the Village of Malone is in support of the proposed projects to be included in the funding application, therefore be it

**RESOLVED**, that the Village of Malone supports the grant application to procure funding through its NY Main Street Program application for Main Street/downtown revitalization efforts.

Motion made by: Todd LePine

Seconded by: Dailon Patnode

Approved by Board of Trustees on October 27, 2008

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Karen Elmer-Pritchard, Dep. Village Clerk

**7. ACCEPT TWO DONATIONS- RE: CROSSWALK SIGNS.**

- |    |                                 |       |
|----|---------------------------------|-------|
| 1. | MALONE ALIGNMENT & BRAKE CENTER | \$300 |
| 2. | LIONS CLUB OF MALONE            | \$100 |

Upon motion made by Trustee Patnode, seconded by Trustee Richards and unanimously carried, the donation made by Malone Alignment & Brake Center of \$300 was accepted for the use of new crosswalk signs.

Upon motion made by Trustee Patnode, seconded by Trustee Richards and unanimously carried, the donation made by the Lions Club of Malone of \$100 was accepted for the use of new crosswalk signs.

**8. BUDGET AMENDMENTS.**

GENERAL FUND  
BUDGET AMENDMENT NO. 16-2008/2009

OFFERED BY: DOROTHY MAGUIRE, BUDGET OFFICER/TREASURER

**WHEREAS**, the Village of Malone has received from the State of New York Governor's Traffic Safety Committee Department of Motor Vehicles an award of \$1,595.00 to participate in the statewide "Buckle Up New York" campaign; **NOW THEREFORE, BE IT**

**RESOLVED:** The Village Board of Trustees amends their General Fund Budget as follows:

Increase Revenue Code: A3389.2 State Aid-BUNY Grant by \$1,595.00

Increase Appropriation Code No.: A3120.1 Police Salaries (BUNY) by \$1,595.00

**MOTION MADE BY:** Trustee Dailon Patnode

**SECONDED BY:** Trustee Todd LePine

**APPROVED BY BOARD OF TRUSTEES ON** October 27, 2008

GENERAL FUND  
BUDGET AMENDMENT NO. 17-2008/2009

OFFERED BY: DOROTHY MAGUIRE, BUDGET OFFICER/TREASURER

**WHEREAS**, the Village of Malone has accepted donations in the amount Three Hundred Dollars (\$300.00) from Malone Alignment & Brake Center and One Hundred Dollars (\$100.00) from the Lions Club of Malone for the purchase of cross walk signs; **NOW THEREFORE, BE IT**

**RESOLVED:** The Village Board of Trustees amends their General Fund Budget as follows:

Increase Revenue Code: A2705 Donations by \$400.00

Increase Appropriation Code No.: A3310.4 Traffic Control Other Expenses by \$400.00

**MOTION MADE BY:** Trustee Dailon Patnode

**SECONDED BY: Trustee Todd LePine**

**APPROVED BY BOARD OF TRUSTEES ON October 27, 2008**

GENERAL FUND

BUDGET AMENDMENT NO. 18-2008/2009

**OFFERED BY: DOROTHY MAGUIRE, BUDGET OFFICER/TREASURER**

**RELATING TO THE APPROPRIATION AND/OR TRANSFER OF FUNDS**

**RESOLVED: THAT THE FOLLOWING AMOUNT(S) BE AND THE SAME HEREBY IS (ARE) APPROPRIATED/TRANSFERRED.**

**\$ 613.59 FROM ACCOUNT NO. A511.2 Appropriated Forfeiture Fund Reserve**

**AS FOLLOWS:**

**\$ 613.59 TO ACCOUNT NO. A3120.1 Police Officer Salaries (Forfeiture Fund)**

**\$ 1,100.00 FROM ACCOUNT NO. A1210.4 Mayor Other Expenses**

**\$ 618.00 FROM ACCOUNT NO. A1325.4 Treasurer Other Expenses**

**AS FOLLOWS:**

**\$ 1,718.00 TO ACCOUNT NO. A8686.4 Community Development Administration Other Expenses**

**\$ 1,000.00 FROM ACCOUNT NO. A7110.1 Parks Salaries**

**AS FOLLOWS:**

**\$ 1,000.00 TO ACCOUNT NO. A7110.4 Parks Other Expenses**

**MOTION MADE BY: Trustee Dailon Patnode**

**SECONDED BY: Trustee Todd LePine**

**APPROVED BY BOARD OF TRUSTEES ON October 27, 2008**

SEWER FUND

BUDGET AMENDMENT NO. 3-2008/2009

**OFFERED BY: DOROTHY MAGUIRE, BUDGET OFFICER/TREASURER**

**RELATING TO THE APPROPRIATION AND/OR TRANSFER OF FUNDS**

**RESOLVED: THAT THE FOLLOWING AMOUNT(S) BE AND THE SAME HEREBY IS (ARE) APPROPRIATED/TRANSFERRED.**

**\$ 70.00 FROM ACCOUNT NO. G8130.4 Waste Water Treatment Plant Other Expenses**

**AS FOLLOWS:**

**\$ 70.00 TO ACCOUNT NO. G8130.2 Waste Water Treatment Plant Equipment**

**MOTION MADE BY: Trustee Dailon Patnode**

**SECONDED BY: Trustee Todd LePine**

**APPROVED BY BOARD OF TRUSTEES ON October 27, 2008**

**OLD BUSINESS.**

- 1. DPW – LAWN DEBRIS AND LEAF PICKUP DATES – OCT. 22 – NOV. 7, 2008. (REMINDER: NO LAWN DEBRIS OR LEAVES ON SIDEWALKS OR IN THE STREETS.)**

**DPW Supervisor Jeff Smith states that pick up is going well. There have been complaints that we have missed areas but this is due to picking brush in one round and leaves in the next. He also states that the residents should not put their debris in the streets.**

**The residents from Webb Ave. complained that the leaves are in the streets. Mayor Stewart will talk with the Code Officer about this.**

**MOTION TO GO INTO EXECUTIVE SESSION. (IF WARRANTED)**

**Upon motion made by Trustee LePine, seconded by Trustee Patnode and unanimously carried, the Board went into executive session.**

**Upon motion made by Trustee Patnode, seconded by Trustee LePine and unanimously carried, the Board came out of executive session.**

**Upon motion made by Trustee Patnode, seconded by Trustee LePine and unanimously carried, the regular meeting was back in session.**

**ADJOURN.**

**Upon motion made by Trustee LePine, seconded by Trustee Patnode and unanimously carried, the Village Board Meeting was closed at 7:45 p.m.**

**RESPECTFULLY SUBMITTED:**

**KAREN ELMER-PRITCHARD  
Malone Village Dep.Clerk**