

At a regular meeting of the Malone Village Board, held on Monday, December 15, 2008, at 6:30 p.m., at the Malone Village Meeting Room, located at 16 Elm Street, the following were present:

BRENT S. STEWART

MAYOR

**Susan Hafter
Lenora Richards
Todd LePine
Dailon Patnode**

**Trustee
Trustee
Trustee
Trustee**

Also in attendance:

**Tammy R. LaValley, Malone Village Clerk
Dolly Maguire, Village Treasurer
Chief of Police, Steven Stone
Jeff Smith, DPW Supervisor
Tom Erwin, T-Mobile
Mark Gonyea**

PLEDGE OF ALLEGIANCE.

MINUTES APPROVED FROM LAST REGULAR MEETING.

Malone Village Treasurer stated that she had a correction for the above minutes; Page 4 at the bottom under resolutions; the dollar amount should read \$12571.07. The Village Clerk will make the necessary changes.

Upon motion made by Trustee LePine, seconded by Trustee Hafter and unanimously carried by Trustees Richards and Patnode, the minutes of the last regular meeting are approved and accepted with the above mentioned correction to be made.

MINUTES APPROVED FROM THE ANNUAL ORGANIZATIONAL MEETING HELD ON DECEMBER 1, 2008.

Upon motion made by Trustee Richards, seconded by Trustee Patnode and unanimously carried by the Malone Village Board, the minutes of the annual organizational meeting were approved and accepted as received.

BILLS PAID.

Upon motion made by Trustee Hafter, seconded by Trustee LePine and unanimously carried by the Malone Village Board, the following bills were authorized for payment:

Revolving Loan Fund:	\$224.66
Joint Rec. Fund:	\$2720.56
Capital Fund:	\$4028.90
Sewer Fund:	\$43655.81
Water Fund:	\$90270.31
Trust and Agency Fund:	\$110307.34
General Fund:	<u>\$406980.78</u>
Total:	\$658188.36

CODE APPLICATIONS.

BUILDING APPLICATIONS

**James King
21 Atwood Road
Malone, NY 12953**

Application to rebuild the second floor (fire damage) at 6 Woodward Street at an estimated cost of \$9,500. Application approved by Building Inspector Charles Robert.

HEATING EQUIPMENT

Kevin Warner

Application to install a wood boiler and chimney at 56 Marion Street. Application approved by Building Inspector Charles Robert.

Wilson Street Trust

Application to erect a metal chimney at 10 Wilson Street. Application approved by Building Inspector Charles Robert.

Eugene LaFlesh

Application to install wood furnace at 9 Pershing Street. Application approved by Building Inspector Charles Robert.

Shadoe LaFleur

Application to install a prefab chimney at 35 Front Street. Application approved by Building Inspector Charles Robert.

Lyle Boyea

Application to install wood heating appliance at 38 Edward Street. Application approved by Building Inspector Charles Robert.

Joe & Denise Wanser

Application to install 4 monitor heaters at 58 Academy Street. Application approved by Building Inspector Charles Robert.

Joe & Denise Wanser

Application to install 2 monitor heaters at 58 Academy Street. Application approved by Building Inspector Charles Robert.

Katherine Spaulding

Application to install a pellet stove at 17 Stevens Street. Application approved by Building Inspector Charles Robert.

SIGN PERMITS

Thomas C. Larocque

Application to erect a 3'x6' non-illuminated identifying wall sign at 455 East Main Street at an estimated cost of \$300. Application approved by Building Inspector Charles Robert.

All applications were reviewed by the Malone Village Board and will be kept on file in the Village Clerk's office.

EMPLOYMENT APPLICATION.

1. **MICHEAL KING** ANY DEPARTMENT
15 BROWN BENOIT RD.
OWLS HEAD, NY 12969

Mayor Stewart read the above employment application and it will be kept on file at the Malone Village Clerk's office.

CORRESPONDENCE.

1. **VILLAGE OF MALONE HOUSING AUTHORITY; VACANCY ON THE BOARD OF COMMISSIONERS – MICHAEL KIRBY.**

Charlie Robert resigned his position as a member of the Board of Commissioners because he is no longer a Village resident; Michael Kirby is interested in taking his place.

Upon motion made by Trustee Hafter, seconded by Trustee Patnode and unanimously carried by the Malone Village Board, Michael Kirby is approved and accepted to replace Mr. Robert and will finish out Mr. Robert's term, which expires in July 2012.

NEW BUSINESS.

1. **MALONE VILLAGE CLERK REPORT FOR THE MONTH OF NOVEMBER 2008.**

Upon motion made by Trustee Hafter, seconded by Trustee LePine and unanimously carried by the Malone Village Board, this report, in the amount of \$41074.72 is accepted and approved as received. This report will be kept on file in the Village Clerk's office.

2. **MALONE VILLAGE POLICE REPORT FOR THE MONTH OF NOVEMBER 2008.**

Upon motion made by Trustee Richards, seconded by Trustee Patnode and unanimously carried by the Malone Village Board, this report as read by Chief Stone, is accepted and approved as received. It will be on file at the Malone Village Clerk's Office.

3. **MALONE VILLAGE JUSTICE COURT DISTRIBUTION REPORT FOR THE MONTH OF OCTOBER 2008.**

This report was reviewed by the Malone Village Board.

4. **BUDGET AMENDMENTS.**

GENERAL FUND

BUDGET AMENDMENT NO. 21-2008/2009

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.

\$ 321.62 FROM ACCOUNT NO. A511.2 Appropriated Forfeiture Fund Reserve

AS FOLLOWS:

\$ 79.50 TO ACCOUNT NO. A3120.1 Police Officer Salaries (Forfeiture Fund)

\$ 242.12 TO ACCOUNT NO. A3120.4 Police Other Expenses (Forfeiture Fund)

MOTION MADE BY: Trustee Susan Hafter

SECONDED BY: Trustee Dailon Patnode

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

GENERAL FUND

BUDGET AMENDMENT NO. 22-2008/2009

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.

\$ 360.00 FROM ACCOUNT NO. A5110.1 Street General Repairs Salaries

AS FOLLOWS:

\$ 360.00 TO ACCOUNT NO. A5010.1 Street Administration Salaries

MOTION MADE BY: Trustee Lenora Richards

SECONDED BY: Trustee Todd LePine

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

**GENERAL FUND
BUDGET AMENDMENT NO. 23-2008/2009**

**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 \$1,369.00 to
participate in the statewide "Selective Traffic Enforcement Program" campaign; NOW
THEREFORE, BE IT RESOLVED:**

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

Increase Revenue Code: A3389.1 State Aid-STEP Grant by \$1,369.00

Increase Appropriation Code No.: A3120.1 Police Salaries (STEP) by \$1,369.00

MOTION MADE BY: Trustee Dailon Patnode

SECONDED BY: Trustee Susan Hafter

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

**GENERAL FUND
BUDGET AMENDMENT NO. 24-2008/2009**

**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.**

\$ 2,500.00 FROM ACCOUNT NO. A3620.1 Code Enforcement Salaries

AS FOLLOWS:

\$ 2,500.00 TO ACCOUNT NO. A3620.4 Code Enforcement Other Expenses

MOTION MADE BY: Trustee Lenora Richards

SECONDED BY: Trustee Dailon Patnode

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

**WATER 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.**

\$ 3,000.00 FROM ACCOUNT NO. F1990.0 Contingency

AS FOLLOWS:

\$ 3,000.00 TO ACCOUNT NO. F8310.4 Water Administration Other Expense

MOTION MADE BY: Trustee Todd LePine

SECONDED BY: Trustee Lenora Richards

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

**SEWER FUND
BUDGET AMENDMENT NO. 4-2008/2009**

**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.**

\$ 603.00 FROM ACCOUNT NO. G8130.4 Waste Water Treatment Plant Other Expenses

AS FOLLOWS:

\$ 603.00 TO ACCOUNT NO. G8130.2 Waste Water Treatment Plant Equipment

MOTION MADE BY: Trustee Dailon Patnode

SECONDED BY: Trustee Susan Hafter

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

REVOLVING LOAN FUND

BUDGET AMENDMENT NO. 2-2008/2009

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.

\$22,075.00 FROM ACCOUNT NO. CL599 Appropriated Fund Reserve

AS FOLLOWS:

\$17,660.00 TO ACCOUNT NO. CL8668.2 Housing Rehabilitation Grants

\$ 4,415.00 TO ACCOUNT NO. CL8686.4 Other Expenses

MOTION MADE BY: Trustee Lenora Richards

SECONDED BY: Trustee Susan Hafter

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

JOINT RECREATION FUND

BUDGET AMENDMENT NO 2-2008/2009

OFFERED BY: DOROTHY MAGUIRE, BUDGET OFFICER/TREASURER

AMEND THE JOINT REC FUND BUDGET AS FOLLOWS:

\$ 723.00 FROM ACCOUNT NO. J1990.0 Contingency

AS FOLLOWS

\$ 723.00 TO ACCOUNT NO. J9050.8 Unemployment Claims

MOTION MADE BY: Trustee Todd LePine

SECONDED BY: Trustee Dailon Patnode

APPROVED BY BOARD OF TRUSTEES ON: 12-15-2008

5. MAYOR STEWART GRANTS PERMISSION TO GORDON HALLEY TO ATTEND MANDATORY CODE ENFORCEMENT CERTIFICATION TRAINING. ATTENDANCE WILL BE ONCE A MONTH STARTING IN JANUARY THROUGH MAY 2009. COURSES ARE BEING OFFERED BY NEW YORK STATE DEPT OF STATE. EACH MONTHLY COURSE IS A THREE DAY CONFERENCE. LOCATION OF TRAINING SESSIONS IS IN QUEENSBURY NEW YORK.
6. MAYOR STEWART GRANTS PERMISSION TO CHARLES ROBERT AND GORDON HALLEY TO ATTEND THE 14TH ANNUAL NORTHERN ADIRONDACK CODE ENFORCEMENT OFFICIALS ASSOCIATION CONFERENCE IN LAKE PLACID ON MARCH 2ND THROUGH MARCH 5, 2009.

OLD BUSINESS.

1. T-MOBILE ANTENNA/WATER TOWER; ISSUE OF AESTHETICS IN REGARDS TO THE COAX CABLES.

Tom Erwin from T-Mobile met with Gerry Fisher and Tim Rottier today and they saw the drawings for a new idea on how to put up the coax cables on the water tower so as to not cause an aesthetic problem. Gerry Fisher was on board with this new technique. Nathan Race, Village Attorney, is also adding a sentence to the T-Mobile Agreement with the Village stating that they cannot erect any Antenna Facilities on the premises until approval is granted by the Landlord pursuant to this Section 7(a). Nathan feels comfortable that this should alleviate any problems in the future with the placement of the antenna and coax cable on the water tower.

Upon motion made by Trustee Hafter, seconded by Trustee LePine and unanimously carried by the Malone Village Board, the addendum to the agreement and the discussed placement of the coax cable on the Water Tower by T-Mobile is approved and accepted as received.

Because of funding reasons, this agreement must be signed before the end of the year, or it will mean a loss in funding for this project.

2. HEALTH INSURANCE FOR VILLAGE EMPLOYEES; TABLED AT LAST REGULAR MEETING.

Upon motion made by Trustee LePine, seconded by Trustee Hafter and unanimously carried, this item was untabled from the last regular meeting.

Mayor Stewart stated that we do not have and new information (rates); it is forthcoming but we cannot address this item without facts and figures. Strike this item from the agenda.

3. NEXT REGULAR MEETING OF THE MALONE VILLAGE BOARD IS SCHEDULED FOR JANUARY 12, 2009.

This item is informational.

Mayor Stewart wished everyone at the meeting and the residents a Happy Holiday Season!

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

There was not an executive session held tonight.

ADJOURN.

Upon motion made by Trustee Patnode, seconded by Trustee LePine and unanimously carried by the Malone Village Board, this meeting adjourned at 7:10 p.m.

RESPECTFULLY SUBMITTED:

TAMMY R. LAVALLEY
Malone Village Clerk