

At a regular meeting of the Malone Village Board, held on January 25, 2010, at 6:30 PM, at the Malone Village Meeting Room, located at 16 Elm Street, the following were present:

Brent Stewart	MAYOR
Lenora Richards	Trustee
Dailon Patnode	Trustee
Susan Hafter	Trustee
Todd LePine	Trustee

Also in attendance:

Cheryl Douglas, Village Clerk  
Dolly Maguire, Village Treasurer  
Stephen Stone, Chief of Police  
Earl Lavoie, Legislator

Darcy Fargo, Malone Telegram  
Jeff Smith, DPW Superintendent  
Gordon Crossman, Legislator

**APPROVE THE MINUTES OF LAST REGULAR MEETING: 01/11/10**

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to accept the minutes as presented and placed on file.

**PAY BILLS:**

<u>FUND</u>	<u>AMOUNT</u>
Revolving Loan Fund	328.15
Joint Recreation Fund	2,201.84
Debt Service Fund	11,221.87
Sewer Fund	15,926.51
Water Fund	30,012.39
Trust & Agency Fund	64,175.15
General Fund	<u>113,013.61</u>
	\$ 236,879.52

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried the above bills were paid.

**CODE APPLICATIONS:**

**Building Applications**

Farrar Home  
46 Constable Street  
Malone, NY 12953

Application to renovate a bathroom at 46 Constable Street at an estimated cost of \$19,800.  
Application approved by Building Inspector Charles Robert.

Vicki Trenchard  
27 Washington Street  
Malone, NY 12953

Application to redo the kitchen, cabinets, floor, sheetrock, lights and windows at 27 Washington Street at an estimated cost of \$10,000. Application approved by Building Inspector Gordon Halley.

### **HEATING APPLIANCE APPLICATIONS**

Sherri McElwain  
186 Webster Street  
Malone, NY 12953

Application to install an oil furnace at 186 Webster Street. Application approved by Building Inspector Charles Robert.

Lawrence Lamondie  
33 Front Street  
Malone, NY 12953

Application to install a chimney at 33 Front Street by Gillen's Plumbing. Application approved by Building Inspector Gordon Halley.

### **ZONING BOARD OF APPEALS**

Anthony Sansone  
Lindsay Russell  
41 Park Street  
Malone, NY 12953

The Zoning Board of Appeals unanimously agreed to grant a permission to convert a one family dwelling to a two family dwelling at 41 Park Street. This is a residential zone so a variance is required for a two family residence.

Michael Marlow  
5 Rennie Street  
Malone, NY 12953

The Zoning Board of Appeals unanimously agreed to grant a permission to convert a three family dwelling to a two family dwelling at 73 Fort Covington Street. This multiple dwelling had been vacant for over one year in a residential zone so required a variance to have more than a one family residence in an area zoned residential.

### **WATER METER APPLICATION:**

Tractor Supply  
3184 State Route 11

1 1/2" - \$364.48

Malone, NY 12953

Upon the motion of Trustee Hafter seconded by Trustee Richards and unanimously carried to approve the water meter application from Tractor Supply.

**CORRESPONDENCE:**

Received a memorandum from Peter Baynes of NYCOM regarding 2010-2011 Budget. There may be some reduction in the AIM payments.

**FRANKLIN COUNTY LEGISLATORS:**

Earl Lavoie spoke on behalf of the Franklin County Legislators. He said they normally do presentations in the Board of Legislator's chambers, but feels more comfortable presenting this at the Village level. The District Attorney's Office and the County of Franklin have a presentation for the Chief of Police in the amount of \$5,000 for drug enforcement proceeds. Gordon Crossman was also present and thanked the Mayor and Trustees for allowing the legislators to make this presentation.

**COUNTY STOP DWI AGREEMENT:**

The Malone Village Police Department in conjunction with Franklin County STOP DWI has made 46 arrests during 2009 and is entitled to \$4173.58 for their efforts in the DWI program.

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried to give the Mayor and Chief of Police to sign the County STOP DWI agreement with the local police department.

**BUDGET AMENDMENTS:**

**COMMUNITY DEVELOPMENT FUND  
BUDGET AMENDMENT NO. 2 – 2009/2010**

Related to the appropriation and/or transfer of funds;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees agrees to amend their General Fund Budget and to create a Community Development Fund budget for the New York State Brownfield Opportunity Areas Program (BOA) Grant balance:

General Fund:

Increase Revenue: A599 Appropriated Fund Balance by \$1,977.41

Increase Appropriation: A9950.0 Interfund Transfers by \$1,977.41

Community Development Fund

Increase Revenue: CE2770 Misc-Community Development (BOA) Grant by \$17,796.62

Increase Revenue: CE5031 Interfund Transfers by \$1,977.41

Increase Appropriation: CE8689.8 Other Community Development-Contractual by \$19,774.03

Motion Made By: Trustee Richards  
Seconded By: Trustee Hafter  
Approved by the Board of Trustees On: 1/25/2010

**GENERAL FUND  
BUDGET AMENDMENT NO. 26-2009/2010**

Related to the appropriation and/or transfer of funds;

WHEREAS, the Village of Malone's Police Department participated in Franklin County's 2009 STOP-DWI Program, and

WHEREAS, the Malone Village Police Department made forty six (46) arrests during 2009 and is entitled to Four Thousand One Hundred Seventy Three Dollars and Fifty Eight Cents (\$4,173.58), and

WHEREAS, the monies received will be used for continued Driving While Intoxicated enforcement efforts:

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

Increase Revenue Code A2260.1 Police Services (DWI) Revenues by \$4,173.58

Increase Appropriation Code No.: A3120.1 Police Salaries (DWI) by \$4,173.58

Motion Made By: Trustee Patnode  
Seconded By: Trustee LePine  
Approved By Board of Trustees on: 1/25/2010

**GENERAL FUND  
BUDGET AMENDMENT NO. 27 – 2009/2010**

Related to the appropriation and/or transfer of funds;

**NOW, THEREFORE BE IT RESOLVED:** that the following amount(s) be and the same hereby is (are) appropriated/transferred.

\$4,853.28 From Account No. A511.2 Appropriated Forfeiture Fund Reserve

As Follows:

\$4,853.28 To Account No. A3120.1R Police Salaries (Forfeiture Fund)

\$ 185.00 From Account No. A5132.2 Garage Equipment

As Follows:

\$ 185.00 To Account No. A5142.2 Snow Removal Equipment

\$4,000.00 From Account No. A5110.1 Street Salaries  
As Follows:  
\$4,000.00 To Account No. A8560.1 Shade Tree Salaries

Motion Made By: Trustee LePine  
Seconded By: Trustee Richards  
Approved by the Board of Trustees On: 1/25/2010

**VILLAGE OF MALONE  
RESOLUTION NO.# 1- 2010**

**ELAN PLANNING & DESIGN AUTHORIZATON TO PROCEED**

WHEREAS, the Village of Malone entered into an Agreement dated March 27, 2009 with Elan Planning and Design for professional services associated with the Town/Village Feasibility Study for Salmon River Parks and the Town/Village Local Waterfront Revitalization Program (LWRP) – Phase II Project; and

WHEREAS, a written authorization is required for Elan Planning and Design to proceed with work relating to Town/Village LWRP – Phase II Project;

NOW THEREFORE, BE IT RESOLVED: The Village Board of Trustees authorizes the Mayor to execute Elan Planning and Design’s authorization to proceed with work relating to the Town/Village Local Waterfront Revitalization Program (LWRP) – Phase II Project.

MOTION MADE BY: Trustee Hafter  
SECONDED BY: Trustee Patnode  
APPROVED BY BOARD OF TRUSTEES ON: 1/25/2010

**VILLAGE OF MALONE  
RESOLUTION NO. #2-2010**

**FAIR HOUSING OFFICER APPOINTMENT**

WHEREAS, on May 14, 1984, the Village of Malone (the “Village”) adopted Local Law No. 6 – Fair Housing Code; and

WHEREAS, on August 10, 1992, the Village amended the Fair Housing Code – Local Law No 4, 1992; and

WHEREAS, pursuant to the law the Board of Trustees appoints the Fair Housing Officer;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees appoints the Mayor as the Village of Malone’s Fair Housing Officer.

Motion Made By: Trustee Richards  
Seconded By: Trustee LePine  
Approved By Board of Trustees on: 1/25/2010

**HOME GRANT:**

Application summary packet from John Duffy for a single family home rehabilitation. This was reviewed by the Program Project Review Committee on January 21, 2010.

**VILLAGE OF MALONE  
RESOLUTION NO. #3-2010**

**HOME PROGRAM GRANT CONTRACT CASE NO: 01-VM-JD**

WHEREAS, the Village of Malone (the "Village") was awarded a grant in the amount of \$400,000.00 from the New York State Division of Housing and Community Renewal to assist in the rehabilitation of residential units located in the Village; and

WHEREAS, the Project Review Committee has reviewed the application for Project Case Number 01-VM-JD and recommended approval of a grant award of Twenty Three Thousand Seven Hundred Twenty Five Dollars (\$23,725.00) to Mr. John Duffy of 264 West Main Street, Malone, NY 12953 to carry out the approved scope of work on his property;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees agrees to enter into a contract with the applicant of Program Grant Case No. 01-VM-JD as presented by the Project Review Committee pending finalization of the Village's contract with the New York State Division of Housing and Community Renewal for its grant.

Motion Made By: Trustee LePine  
Seconded By: Trustee Patnode  
Approved By Board of Trustees on: 1/25/2010

Application summary packet from Donald Collette for a single family home rehabilitation. This was reviewed by the Program Project Review Committee on January 21, 2010.

**VILLAGE OF MALONE  
RESOLUTION NO. #4-2010**

**HOME PROGRAM GRANT CONTRACT CASE NO: 02-VM-DC**

WHEREAS, the Village of Malone (the "Village") was awarded a grant in the amount of \$400,000.00 from the New York State Division of Housing and Community Renewal to assist in the rehabilitation of residential units located within the Village; and

WHEREAS, the Project Review Committee has reviewed the application for Project Case Number 02-VM-DC and recommended approval of a grant award of Twenty Five Thousand Dollars (\$25,000.00) to Mr. Donald Collette of 59 Cedar Street, Malone, NY 12953 to carry out the approved scope of work to rehabilitate his property;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees agrees to enter into a contract with the applicant of Program Grant Case No. 02-VM-DC as presented by the Project

Review Committee pending finalization of the Village's contract with the New York State Division of Housing and Community Renewal for its grant.

Motion Made By: Trustee Richards

Seconded By: Trustee Patnode

Approved By Board of Trustees on: 1/25/2010

**TRAINING:**

Mayor to grant approval for Meagan Marshall, Justice Court Clerk to attend New Court Clerk Orientation in Albany, NY on January 22, 2010.

Mayor to grant approval for Jay Shanty from the WWTP to attend five hours of mandated laboratory testing in Plattsburgh, NY on March 10, 2010.

**DPW REPORT:**

Jeff Smith didn't have anything new to report.

**CHIEF OF POLICE:**

December 2009 monthly report submitted and placed on file. Also to report the Department of Criminal Justice sent the Chief notification that he has been approved for a grant for the Live Scan for electronic submissions for fingerprinting. He is three quarters of the way through completing the tasks they want him to do. Once that is finished they will then approve the grant and then they can start looking at equipment, getting prices, and making sure it meets the requirements they want.

**ADJOURNMENT:**

Upon the motion of Trustee Patnode seconded by Trustee LePine and unanimously carried to adjourn the meeting at 7:05 PM.

Respectfully submitted,

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Cheryl A. Douglas, Village Clerk

