

At a regular meeting of the Malone Village Board, held on March 28, 2011, at 6:30 PM, at the Malone Village Meeting Room, located at 16 Elm Street, the following were present:

Brent Stewart                      MAYOR  
  
Susan Hafter                      Trustee  
Todd LePine                      Trustee  
Joseph Riccio                    Trustee  
Dailon Patnode                  Trustee

Also in attendance:

Cheryl Douglas, Village Clerk                      Jeff Smith, DPW Supervisor  
Darcy Fargo, Malone Telegram                    Dolly Maguire, Treasurer  
Christopher Premo, Chief of Police                Calvin Martin  
Donna Putraw    Lorna Jewell  
Wendy Cappiello

**APPROVE THE MINUTES OF LAST REGULAR MEETING: 03/14/2011**

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

**PAY BILLS:**

<u>FUND</u>	<u>AMOUNT</u>
Joint Recreation Fund	977.61
2009 HOME Grant Fund	12,210.58
2010 NYS CDBG Grant	12,697.92
Water Fund	21,458.00
Sewer Fund	26,129.70
General Fund	103,510.42
Trust Fund	<u>106,234.41</u>
	\$ 283,218.64

Upon the motion of Trustee LePine seconded by Trustee Riccio and unanimously carried the bills were approved as presented.

**CODE APPLICATIONS:**

**Building Applications**

Marshall Pixley  
15 Spruce Street  
Malone, NY 12953

Application for a new roof, windows and door at 8 Branch Street at an estimated cost of \$18,000.  
Application approved by Building Inspector Gordon Halley.

Farrar Home  
46 Constable Street  
Malone, NY 12953

Application for bathroom renovations at 46 Constable Street . Application approved by Building Inspector Charles Robert.

### **Heating Appliance Applications**

Wayne Laflesh  
30 Milwaukee Street  
Malone, NY 12953

Application to have Jonathan Drew (W.I.T Plumbing & Heating) install a prefab chimney and a metal flu (metal bestos). Application approved by Building Inspector Charles Robert.

Mitchell Estes  
49 Constable Street  
Malone, NY 12953

Application to have Mitchell Estes install a wood heating appliance with a prefab chimney and a metal flue. Application approved by Building Inspector Gordon Halley.

### **Planning Board**

William Waryha  
114 Finney Blvd.  
Malone, NY 12953

Applicant is seeking approval for a minor subdivision of property (tax map #112.47-3-5). The owner is proposing to retain the 2.112 acre lot on the north and to convey the 2.548 acre lot on the south to the Malone Central School District to be used as part of the Davis School complex. The planning board approved the subdivision at the public hearing on 3/15/11.

**COMMITTEE REPORTS:** None to report at this time.

### **CORRESPONDENCE:**

**Malone Fish & Game Club** - Letter received from Ray Tarbell, Chairman of the Children's Fishing Derby requesting the use of the Village Pond on College Avenue for the annual fishing derby. This event will take place on May 21, 2011 from 9 AM to 2 PM.

Upon the motion of Trustee Hafter seconded by Trustee Riccio and unanimously carried the use of the Village pond was approved.

**Letter of request** for use of park in front of Elks Lodge for wedding on 8/20/2011 at 6 PM for Angie Clark.

Upon the motion of Trustee LePine seconded by Trustee Patnode and unanimously carried the use of the park was approved.

**County of Franklin IDA** - Letter requesting our endorsement for airport master plan and parallel taxiway "B" phase II construction at the Malone Dufort Airport.

Upon the motion of Trustee Hafter seconded by Trustee Riccio and unanimously carried the above project was endorsed by the Board of Trustees.

**NEW BUSINESS:**

**Tim Lashomb** – Revitalization – Will be here at the first meeting in April.

**Resolution #11** – Engineering Services Agreement for I & I Study. Trustee Hafter had a comment on the smoke testing for our sewer study. When they gave us the presentation they said it may or may not be necessary depending on what we found with the previous studies. There are two options; one is about \$9000 cheaper than the other if we use some in-kind services. She would like to put that aside for now and maybe we can find out first of all whether we need to do as an extensive study as was prepared here and also whether it would be beneficial for us to use our own people or let them do the whole thing. We could set task #4 aside for now if everyone agrees. It will change the total from \$59,000 to \$44,400.

**VILLAGE OF MALONE  
RESOLUTION NO. 11-2011**

**AUTHORIZATION TO ENTER INTO ENGINEERING SERVICES AGREEMENT FOR I&I STUDY**

WHEREAS, the Village of Malone engaged the services of Barton & Loguidice, P.C. for an engineering study of the Village's sewer system; and

WHEREAS, during the capacity evaluation for the Westside Interceptor and tributary trunk sewers, it was determined that current levels of inflow and infiltration (I&I) are contributing to capacity restrictions with the smaller size sewers;

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees authorizes the Mayor to enter into an agreement with the engineering firm of Barton & Loguidice, P.C. to assist the Village of Malone in isolating, identifying, and removing sources of I&I from the collection system at an estimated cost not to exceed \$44,400.00.

**BE IT FURTHER RESOLVED:** The Village Board of Trustees agrees to the following budget transfer:

\$44,400.00 From Account No. G599 Appropriated Fund Balance

As Follows:

\$44,400.00 To Account No. G8110.4 Sewer Administration Other Expenses

Motion Made By: Trustee LePine

Seconded By: Trustee Patnode

Approved By Board of Trustees on: 3/28/2011

**Resolution #12 – Engineering Services Agreement for AMP Implementation**

**VILLAGE OF MALONE  
RESOLUTION NO. 12-2011**

**AUTHORIZATION TO ENTER INTO ENGINEERING SERVICES AGREEMENT FOR AMP IMPLEMENTATION**

WHEREAS, the Village of Malone engaged the services of Barton & Loguidice, P.C. for development of an Asset Infrastructure Inventory for the purpose of complying with Governmental Accounting Standards Board Statement (GASB) 34 requirements; and

WHEREAS, the Village is interested in implementing an Asset Management Program (AMP) to address current and future regulatory, infrastructure renewal, and financial challenges, and most effectively meet its service level objectives for residents;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the Mayor to enter into an agreement with the engineering firm of Barton & Loguidice, P.C. to implement an Asset Management Program beginning with the Village's wastewater collection and treatment plant assets at an estimated cost not to exceed \$34,900.00.

BE IT FURTHER RESOLVED: The Village Board of Trustees agrees to the following budget transfer:

\$34,900.00 From Account No. G599 Appropriated Fund Balance

As Follows:

\$34,900.00 To Account No. G8110.4 Sewer Administration Other Expenses

Motion Made By: Trustee Riccio

Seconded By: Trustee Patnode

Approved By Board of Trustees on: 3/28/2011

**Resolution #13 – Award RFP for Consultant Services 2010 HOME.** We received four proposals: Avalon Associates, ComLinks, Friends of the North Country, Franklin County Community Housing Council. They were reviewed and scored by the Trustees. Points wise Friends of the North Country received 152, Avalon Associates 129, ComLinks was 128 and Franklin County Community Housing Council was 101. Trustee Patnode would like to see us chose an agency that is local. He feels that they should be thought of first before going out of the county. He knows for a fact that Fr. Co. Community Housing has a good rapport with the state. We should try to keep things local if any way possible.

**VILLAGE OF MALONE  
RESOLUTION NO. 13-2011**

**AUTHORIZATION TO ENTER INTO AGREEMENT FOR PROGRAM ADMINISTRATION FOR 2010 HOME PROGRAM**

WHEREAS, the Village of Malone (the "Village") was awarded a 2010 HOME Program 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; and

WHEREAS, the Village released a Request for Proposal (RFP) seeking the services of a qualified firm or individual to provide program administration to Village staff in administering the 2010 New York State Division of Housing and Community Renewal HOME Program.

WHEREAS, after reviewing the proposals, the Village Board of Trustees agrees to hire the firm of Friends of the North Country.

**NOW THEREFORE BE IT RESOLVED:** The Village Board of Trustees authorizes the Mayor to enter into an agreement with Friends of the North Country for administrative services associated with the 2010 New York State Division of Housing and Community Renewal HOME Program.

Motion Made By: Trustee Hafter  
Seconded By: Trustee Riccio  
Aye: Trustee LePine  
Nay: Trustee Patnode  
Approved By Board of Trustees on: 3/28/2011

**FINANCIAL:**

**BUDGET AMENDMENTS:**

**GENERAL FUND  
BUDGET AMENDMENT NO. 20 2010-2011**

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.

\$1,663.70 From Account No. A511 Appropriated (State) Forfeiture Fund Reserve

As Follows:

\$1,663.70 To Account No. A3120.4 Other Expenses (State Forfeiture Fund)

\$11,600.00 From Account No. A5130.1 Machinery Repair Salaries

As Follows:

\$11,600.00 To Account No. A5142.1 Snow Removal Salaries

Motion Made By: Trustee Patnode  
Seconded By: Trustee Riccio  
Approved by the Board of Trustees On: March 28, 2011

**SEWER FUND  
BUDGET AMENDMENT NO. 8-2010/2011**

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.

\$ 1,455.00 FROM ACCOUNT NO. G511 Appropriated Unemployment Reserve

AS FOLLOWS:

\$ 1,455.00 TO ACCOUNT NO. G9050.8R Unemployment Claims

MOTION MADE BY: Trustee LePine  
SECONDED BY: Trustee Patnode  
APPROVED BY BOARD OF TRUSTEES ON: March 28, 2011

**JOINT RECREATION FUND  
BUDGET AMENDMENT NO. 4-2010/2011**

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.

\$91.00 From Account No. J1990.0 Contingency

As Follows:

\$91.00 To Account No. J7180.4 Arena Other Expenses

MOTION MADE BY: Trustee Riccio  
SECONDED BY: Trustee Hafter  
APPROVED BY BOARD OF TRUSTEES ON: March 28, 2011

**Journal Entries** – Journal entries #277-294 were presented to the Board for approval by Dorothy Maguire, Treasurer.

Upon the motion of Trustee Hafter seconded by Trustee Riccio and unanimously carried the journal entry report was approved as presented.

**OLD BUSINESS:**

**LGE Grant** – Mayor Stewart said that we have been notified by a phone call that we have received the grant money for the dissolution study. We don't have the agreement as of this time. I spoke with the DOS and we are going to start putting the committee together. The recommendations for the committee, which will comprised of nine members, will be from the Village: two homeowners, and one business owner, another board member and myself. Town of Malone: supervisor, two home owners. Coalition: one member. We are asking that they give us a resume and the reason why they feel they should be on the study committee. That will allow us to pick the people to be on that committee. There is a two week turn-around time on it. We will ask the deadline for resumes to be April 15, 2011 at 12:00 noon and the envelopes should be marked "Study Committee." We will review the applications, the committee will be put together and then the consultants that

applied to the RFP will be reviewed and the committee will pick a consultant and bring a recommendation back to the board.

**Civic Center Roof – Rebid** – Last August we went out to bid for the Civic Center Roof and the Town of Malone by resolution agreed, pending estimates, to pay half the cost (\$15,910) of repair of the roof. The one and only bid was underbid and the Board rejected it. It was agreed to rebid the project in the Spring of 2011.

Upon the motion of Trustee Riccio seconded by Trustee Patnode and unanimously carried the project will be sent out for bid to be opened April 21, 2011 at 12:00 PM.

**DPW REPORT:**

**Employment Application** - received from Keith Smith of Malone.

Jeff Smith has been following up with the New York State Department of Labor regarding 11 Spruce Street and the possibility of obtaining a variance to tear it down. The request has to be made by the engineering firm of CT Male. Jeff will continue to get in touch with Mike Sawyer of CT Male.

**POLICE CHIEF'S REPORT:**

Letter of Commendation – Sgt. Robert Fountain submitted a letter to Chief Christopher Premo in reference to Patrolman William Martin for a job well done on March 18 when he responded to a call for carbon monoxide poisoning. He was able to get the male resident out the door and then was able to successfully retrieve the female from a room and bring her to safety outside the residence.

Chief Premo also reported that we received \$10,000 in drug seizure money from the District Attorney's Office.

**EXECUTIVE SESSION:**

Upon the motion of Trustee Patnode seconded by Trustee Riccio and unanimously carried to go into executive session for a personnel matter of the employment of a person or persons.

Upon the motion of Trustee LePine seconded by Trustee Riccio and unanimously carried to come out of executive session.

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to go back into regular session.

**ADJOURNMENT:**

Upon the motion of Trustee Patnode seconded by Trustee LePine and unanimously carried to adjourn the meeting at 8:02 PM.

Respectfully submitted,

Cheryl A. Douglas  
Village Clerk