

At a regular meeting of the Malone Village Board, held on October 26, 2009, 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

Also in attendance: Cheryl Douglas, Village Clerk
 Jeffrey Smith, DPW Supervisor
 Dolly Maguire, Treasurer
 Stephen Stone, Chief of Police
 Darcy Fargo, Malone Telegram
 Carmen Lorentz, Camoin Associates
 Michael Lamitie, Village Justice (7:05 PM)

APPROVE THE MINUTES OF THE LAST REGULAR MEETING: 10/15/09

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to accept the minutes of October 15, 2009 as presented and placed on file.

PAY BILLS:

| <u>FUND</u> | <u>AMOUNT</u> |
|-----------------------|-------------------|
| Revolving Loan Fund | 239.15 |
| Joint Recreation Fund | 929.83 |
| Water Fund | 19,723.87 |
| Sewer Fund | 21,204.48 |
| Capital Fund | 35,299.25 |
| Trust & Agency Fund | 94,953.17 |
| General Fund | <u>171,185.02</u> |
| | \$343,534.77 |

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

CODE APPLICATIONS:

HEATING APPLIANCES:

Mark Tylenda
34 Scott Drive
Malone, NY 12953

Application for a wood heating appliance. Application approved by Code Officer Charles Robert.

Ted Lange
8 Wilson Street

As Follows:

\$1,428.00 To Account No. A5112.1 Street Improvement Salaries
\$3,539.00 To Account No. A7145.1 Joint Recreation Projects Salaries
\$ 277.00 To Account No. A8560.1 Shade Tree (Removal) Salaries

\$ 61.02 From Account No. A1990.0 Contingency

As Follows:

\$ 61.02 To Account No. A8989.4 LWRP Phase I Other Expenses

Motion Made By: Trustee Patnode

Seconded By: Trustee Hafter

NEW BUSINESS:

Joint Recreation Financial Report for September 30, 2009 presented by Treasurer Dorothy Maguire. Dolly reported that there is one employee who will finish on 10/29/09 for the season.

Upon the motion of Trustee Richards seconded by Trustee Hafter and unanimously carried to approve the Joint Recreation Financial Report for 9/30/09.

Village of Malone Financial Report for the period ending September 30, 2009.

Upon the motion of Trustee Hafter seconded by Trustee Patnode and unanimously carried to approve the financial report for the village for the period ending 9/30/09.

Resolution - New York State Department of State Local Waterfront Revitalization Program Environmental Protection Fund 2009-2010. Resolution for the Mayor to sign and file the application.

**VILLAGE OF MALONE
RESOLUTION NO. 15-2009**

**AUTHORIZING APPLICATION TO NEW YORK STATE DEPARTMENT OF STATE
LOCAL WATERFRONT REVITALIZATION PROGRAM ENVIRONMENTAL
PROTECTION FUND 2009-2010**

WHEREAS, the New York State Department of State has announced the availability of funding under Title 11 of the New York State Environmental Protection Fund, Local Waterfront Revitalization Program, and is soliciting applications from municipalities to undertake downtown and waterfront improvement projects; and

WHEREAS, over the last several years the Town and Village of Malone have been awarded Department of State Local Waterfront Revitalization grants to develop a Local Waterfront Revitalization Plan (LWRP) and complete a park feasibility study for a park along the Salmon River located in downtown Malone; and

WHEREAS, the Franklin County Soil and Water Conservation District (FCSWCD) has been a partner in the LWRP process and has assisted both the Town and the Village with plan development, provision of background information, and project management; and

WHEREAS, additional funding is necessary for preparation of design and construction documents for portions of the proposed park on the Salmon River, as well as construction of various elements of that park and to develop a community and agency supported Watershed Management Plan-Phase I for the Salmon River; and

WHEREAS, FCSWCD has agreed to provide Thirty Five Thousand Five Hundred Dollars (\$35,500.00) of the Ninety Four Thousand Five Hundred Dollars (\$94,500.00) required local share cost;

NOW THEREFORE BE IT RESOLVED: the Mayor of the Village of Malone is authorized and directed to sign and file an application with the New York State Local Waterfront Revitalization Program, Environmental Protection Fund 2009-2010, as applicant; and be it further

RESOLVED, that in the event of funding, the Mayor is authorized to execute, as necessary, a state contract for NYS Environmental Protection Fund financial assistance and to execute all additional assurances and forms as required by the State.

Upon the motion of Trustee Hafter seconded by Trustee Richards and unanimously carried to pass a resolution for the Mayor to sign as lead applicant the application.

Resolution - Appointment of 2009 HOME Program Project Review Committee.
Resolution to appoint five members to the committee to review proposed projects and authorize grant awards.

**VILLAGE OF MALONE
RESOLUTION NO. 16-2009**

**APPOINTMENT OF 2009 HOME PROGRAM
PROJECT REVIEW COMMITTEE**

WHEREAS, 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 16 residential units; and

WHEREAS, all residential properties within the Village will be eligible, but marketing efforts of the program will be focused on residential properties in and immediately surrounding the downtown core; and

WHEREAS, a Project Review Committee needs to be formed to review proposed projects and authorize grant awards;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees appoints the following members to the 2009 Malone HOME Program Project Review Committee:

Daniel Clark, MEDCO
Susan Hafter, Village of Malone
Kalpana Reddy, Malone Chamber of Commerce

Barry Webb, Village Resident
Bryon Tuthill, Community Bank N.A.

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried to approve the committee as presented.

Carmen Lorentz from Camoin Associates was present to answer any questions anyone had on the HOME Program. On Wednesday, October 28 at 6:30 PM Camoin will hold a public information session for anyone who wishes to attend.

Resolution - Adoption of Village of Malone HOME Program Administrative Plan.

**VILLAGE OF MALONE
RESOLUTION NO. 17-2009**

**ADOPTION OF VILLAGE OF MALONE HOME PROGRAM ADMINISTRATIVE
PLAN**

WHEREAS, 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 16 residential units; and

WHEREAS, an Administrative Plan has been established to govern the operation of the Malone 2009 HOME program;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees adopts the Village of Malone HOME Program Administrative Plan.

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried to approve the HOME Program Administrative Plan.

RFP to be awarded for technical services for the 2009 OCR Grant and the 2009 Restore NY Grant. Camoin Associates was the only firm that responded.

Upon the motion of Trustee Hafter seconded by Trustee Richards and unanimously carried to accept the proposal that Camoin Associates submitted for technical assistance for the 2009 OCR Grant and the 2009 Restore NY Grant not to exceed \$3000.

RFQ for Engineering Services for the Water System Improvement Project. Three firms submitted RFQ's, (Beardsley Design Associates, Barton-Loguidice, and Burley-Guminiak). Each Trustee, the Mayor and the DPW supervisor reviewed these and scored each one on the review sheets supplied.

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to choose the firm of Burley-Guminiak as the engineers for the Water System Improvement Project.

Resolution – Authorization of maintenance renewal agreement with Twinstare.
Authorization for the Mayor to renew the annual maintenance agreement with Twinstare and the Village Police Department.

**VILLAGE OF MALONE
RESOLUTION NO. 18-2009**

AUTHORIZATION OF MAINTENANCE RENEWAL

AGREEMENT WITH TWINSTATE

WHEREAS, the Village Police Department is currently using Twinstates telephone and voicemail system;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees authorizes the Mayor to renew an annual maintenance renewal agreement with Twinstates at a cost of Five Hundred Forty Dollars (\$540.00).

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried to have the Mayor sign the renewal agreement.

TRAINING:

Mayor Brent Stewart to grant approval for Sgt. Brian Smith and Sgt. James Russell to attend DCJS Course in Police Supervision for three weeks, Nov. 30-Dec. 4; Dec. 7-Dec. 11; Dec 14.-Dec.18 in Kingston, NY (Ulster County) at a cost of \$1545. This is a mandated course.

DPW:

Jeff reported that he is not aware of a state contract for gasoline. We could either go out for bid or we could get our gasoline from Franklin County. The county has several drop sites where they have gasoline and the Village has only one site. Discussion was held. The Board agreed to go out for bid on gasoline, low grade 14,000 gallons and mid grade 9,000 gallons. The bids should be submitted by November 9, 2009 at 12:00 and advertised in both the Telegram and the Press Republican.

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to send the bid out for gasoline.

OLD BUSINESS:

Sewer District Agreement – The agreement has been drafted one more time and there are two changes to be brought to a vote. The first is in Article Thirteenth, to change the years to one (1) year and not three (3) years. The second change is in Article Fourth, the first sentence should read as follows: “At the reasonable request of the Town, the Village shall perform diagnostic work to the IDA sewer main with equipment owned by the Village whenever problems with the IDA sewer main arise.”

Upon the motion of Trustee Hafter seconded by Trustee Patnode and unanimously carried to approve the changes as presented by Village Attorney Nate Race.

EXECUTIVE SESSION:

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

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

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

Upon the motion of Trustee Richards seconded by Trustee Patnode and unanimously carried to adjourn the meeting at 8:40 PM.

Respectfully submitted,

Cheryl A. Douglas, Village Clerk