

At a regular meeting of the Malone Village Board, held on June 27, 2011, at 6:30 PM, at the Malone Village Meeting Room, located at 16 Elm Street, the following were present:

Brent Stewart MAYOR

Todd LePine Trustee
Joseph Riccio Trustee
Dailon Patnode Trustee
Susan Hafter Trustee

Also in attendance:

Cheryl Douglas, Village Clerk
Jeff Smith, DPW Supervisor
Hugh Hill, Chamber
Bob and Joy Brody

Darcy Fargo, Malone Telegram
Christopher Premo, Chief of Police
Dan Clark, Chamber

APPROVE THE MINUTES OF LAST REGULAR MEETING: 06/13/2011

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

PAY BILLS:

<u>FUND</u>	<u>AMOUNT</u>
2010 NYS CDBG Fund	4,660.00
Joint Recreation Fund	7,246.23
Water Fund	16,848.29
Revolving Loan Fund	17,287.50
Sewer Fund	23,215.51
2009 HOME Grant Fund	27,795.61
General Fund	72,922.63
Trust Fund	85,451.87
	<u>\$ 255,427.64</u>

Upon the motion of Trustee LePine seconded by Trustee Riccio and unanimously carried to accept the bills as presented for payment.

CODE APPLICATIONS:

Building Applications

Kevin St. Hilaire
103 Finney Blvd.
Malone, NY 12953

Application to add a deck at 103 Finney Blvd. at an estimated cost of \$4,800. Application approved by Building Inspector Gordon Halley.

Sean Burke
70 Park Street
Malone, NY 12953

Application to repair porch roof at 81 Park Street at an estimated cost of \$ 1,500. Application approved by Building Inspector Charles Robert.

Roger Prue
200 Duane Street
Malone, NY 12953

Application for a storage barn to be placed at 206 Duane Street at an estimated cost of \$5,000. Application approved by Building Inspector Charles Robert.

Rocklyn Supply Co. LLC
7911 Brewerton Road
Cicero, NY 13039

Application for interior renovation to include new plumbing, HVAC and electrical at 266 West Main Street at an estimated cost of \$200,150. Application approved by Building Inspector Charles Robert.

Marc Lashomb
23 River Road
Malone, NY 12953

Application to upgrade building for an office at 410 East Main Street at an estimated cost of \$57,000. Application approved by Building Inspector Charles Robert.

Russell Kraft
Katrina Jandrew
118 Catherine Street
Malone, NY 12953

Application to replace fuel oil tank with new and run new line at 118 Catherine Street at an estimated cost of \$1,350. Application approved by Building Inspector Charles Robert.

No. Co. Rural Preservation Associates, L.P.
183 East Main Street
Suite 600
Rochester, NY 14604

Application for rehabilitation of 40 unit apartment building at 70 Sawyer Ave at an estimated cost of \$321,306. Application approved by Building Inspector Gordon Halley.

First Congregational Church
2 Clay Street
Malone, NY 12953

Application to repoint stones on tower of church at 2 Clay Street at an estimated cost of \$500,000. Application approved by Building Inspector Gordon Halley.

Sign Application

Adirondack Region Chiropractic
9 Finney Blvd.
Malone, NY 12953

Application to repair and replace existing sign at 9 Finney Blvd. to be a double-faced sign and illuminated. Application approved by Building Inspector Charles Robert.

Heating Application

Pat & Maureen Whelan
78 Constable Street
Malone, NY 12953

Application to install a pellet heating appliance, and metal flue at 78 Constable Street.
Application approved by Building Inspector Gordon Halley.

Addendum:

Jennifer Monica
27 Spruce Street
Malone, NY 12953

Application turned down by Code Officer Gordon Halley as the carport was too close to the property line. Jennifer went in front of the Zoning Board of Appeals on June 16, 2011 and it was passed as long as the eaves did not run onto the neighbor's property. Total cost \$2,000.

WATER PURCHASE APPLICATIONS:

Lucey Well Drilling – Purchasing 16,000 at a cost of \$100.00 for Customs and Border Protection Station on Route 11 East.

Upon the motion of Trustee Hafter seconded by Trustee Patnode and unanimously carried to accept the water purchase application.

SIDEWALK APPLICATIONS:

Vincent Picaro – 12 Shields Street – Sidewalk – This has been approved by the DPW Supervisor.

Upon the motion of Trustee Patnode seconded by Trustee Hafter and unanimously carried to approve the sidewalk application.

COMMITTEE REPORTS:

None at this time. Mayor Stewart mentioned that the Phase II mobilization for the water project on Duane Street will be starting July 5, 2011.

CORRESPONDENCE:

VFW Post 238 – Nick Eggink, Commander has requested Poppy Days for July 1-4, 2011 at various locations in the Village of Malone.

Upon the motion of Trustee Riccio seconded by Trustee Patnode and unanimously carried to accept the poppy days for the VFW Post 238.

NYS DOS – Regarding steps for adoption of LWRP – Trustee Hafter reported that three local laws with public hearings that have to be passed by both the Town and Village. They are waterfront consistency review law, waterfront overlay district law, and stormwater management/erosion/sediment control law. Trustee Hafter said that she asked Andrew Labruzzo to come up and speak to the public again just to kind of familiarize everyone and refresh people with what is going on. Trustee Hafter will get in touch with Andy or someone from his office to get schedule a date to come up.

NEW BUSINESS:

Hugh Hill and Dan Clark – Presentation on Community Improvement – Dan Clark presented an idea to re-green the community, remove blight, work with homeowners and businesses to provide the framework and incentives to institute building improvement. The goal is to plant 500 trees and 250 bushes in the Village. Special pricing which includes planting is available on the chamber’s website. He also asked if the Village Board of Trustees would pass a resolution to work in conjunction with the County and Town to ask the CFSWMA to take the construction and debris for free.

Resolution #46 – Closure of Chasm Falls Reservoir Capital Project

**VILLAGE OF MALONE
RESOLUTION NO. 46-2011**

CLOSURE OF CHASM FALLS RESERVOIR CAPITAL PROJECT

WHEREAS, by Resolution No. 12-2010, the Village Board of Trustees established the Chasm Falls Reservoir Water System Capital Project (the “Project”) at an estimated cost of \$647,000; and

WHEREAS, the purpose of the Project was to construct a concrete tank inside the footprint of the existing reservoir; and

WHEREAS, subject to a permissive referendum, funds from the Water Capital Reserve were utilized; and

WHEREAS, the final cost on the Project was \$525,251.16;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees agrees to close the Project and return all excess funds to the Water Capital Reserve Fund.

Motion Made By: Trustee Patnode
Seconded by: Trustee Riccio

Approved by the Board of Trustees: June 27, 2011

Resolution #47 – 18-VM-BB – HOME Grant

**VILLAGE OF MALONE
RESOLUTION NO. 47-2011**

HOME PROGRAM GRANT CONTRACT CASE NO: 18-VM-BB

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 18-VM-BB, and recommends approval of a grant award of Sixteen Thousand Eight Hundred Ninety Five Dollars (\$16,895.00) to Mr. Benjamin Bashaw, owner of 78 Duane William Street, Malone NY 12953 to carry out the approved scope of work on this property;

NOW THEREFORE BE IT RESOLVED: The Village Board of Trustees agrees to enter into a contract with the applicant of HOME Program Grant Case No. 18-VM-BB as presented by the Project Review Committee.

Motion Made By: Trustee LePine

Seconded By: Trustee Patnode

Approved By Board of Trustees on: June 27, 2011

Franklin County Real Property – Correction to 2011 Tax Roll – Jeanette Tummons, Director of Real Property reported that there was an unlawful entry in two properties owned by Franklin County in the Village of Malone that should have been wholly exempt. She has issued a correction that needs to be signed by the Mayor to indicate \$0 tax is due.

Upon the motion of Trustee Hafter seconded by Trustee LePine and unanimously carried the two tax parcels will be corrected as such.

CFSWMA – Authorization to enter into agreement – At the last CFSWMA meeting held on June 23, 2011 the Board agreed to the terms of the agreement and George Eades has signed the agreement. It has been presented for approval for authorization for the Mayor to sign to enter into the agreement.

Upon the motion of Trustee Riccio seconded by Trustee Patnode and unanimously carried to enter into the intermunicipal cooperation agreement with CFSWMA and the Village of Malone.

Town of Malone – Resolution #118-2011 – Setting Status under SEQR. The Board approved the Town of Malone to assume Lead Agency status for this SEQR process.

Upon the motion of Trustee Riccio and seconded by Trustee Patnode and unanimously carried to approve the Town of Malone to assume Lead Agency Status.

Concrete Bid – Authorization to go out to bid. The bid notice will go into the paper on Tuesday June 28, 2011. We will accept bids until July 8, 2011 and then present the bids to the Board at the July 11, 2011 meeting.

Upon the motion of Trustee Hafter seconded by Trustee Riccio and unanimously carried to go out to bid for concrete for the year May 31, 2011 to June 1, 2012.

Tax Collector's Report – Cheryl Douglas, Clerk/Tax Collector reported that we have collected 48.24% of the taxes, but that \$270,912.94 arrived in the mail today after the report.

Upon the motion of Trustee Riccio seconded by Trustee LePine and unanimously carried to accept the tax collector collection statistic report.

BUDGET AMENDMENTS:

GENERAL FUND BUDGET AMENDMENT NO. 27 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.

\$7,259.00 From Account No. A5140.1 Brush & Leaf Removal Wages

As Follows:

\$ 5,853.00 To Account No. A5110.1 Street Repair Wages

\$ 565.00 To Account No. A5112.1 Street Improvement Wages

\$ 103.00 To Account No. A7145.1 Joint Recreation Projects Wages

\$ 738.00 To Account No. A8560.1 Shade Tree Maintenance Wages

\$ 33.00 From Account No. A5110.4 Street Repair Other Expenses

As Follows:

\$ 33.00 To Account No. A7110.4 Parks Other Expenses

Motion Made By: Trustee Patnode

Seconded By: Trustee Riccio

Approved by the Board of Trustees On: June 27, 2011

SEWER FUND BUDGET AMENDMENT NO. 11-2010/2011

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.

\$1,267.00 FROM ACCOUNT NO. G9060.8 Health Insurance

AS FOLLOWS:

\$1,267.00 TO ACCOUNT NO. G9010.8 Employees' Retirement

MOTION MADE BY: Trustee Hafter

SECONDED BY: Trustee Riccio

APPROVED BY BOARD OF TRUSTEES ON: June 27, 2011

DPW REPORT:

POLICE CHIEF'S REPORT:

ADJOURNMENT:

Upon the motion of Trustee Patnode seconded by Trustee LePine and unanimously carried to adjourn the meeting at 7:56 PM.

Respectfully submitted,

Cheryl A. Douglas
Village Clerk