

May 11, 2006

The Town Board of the Town of Corinth held a regular meeting on May 11, 2006 at 7:00 PM at the Town Hall.

Present: Richard Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Robert Hafner, Town Attorney
Rose E. Farr, Town Clerk
Fred Mann, Jr., Code Enforcement Officer
Harry Plummer, Highway Superintendent

Public Present: Gene Ellis, Alvey Wood, Lynn Walker, Joyce Day, Russell Melville, Yvonne Melville, George Melville, Edwin Eggleston. Arleen Springer, Sigrid Koch, Mary Baugh, Ginny Ogden, Carroll Ogden, Barbara Weatherwax, Robert Kelley, Eleanor Kelley, Louise Kirkpatrick, Leif Sandwick, Jack Vallose, Bruce Baker, Renee Baker, Ralph DeCristofaro, Joyce LaComb, Dr. Joyce McKnight, Barbara Reed, Sarah Alford, and Douglas Lyford, Sr.

After Roll Call, Pledge of Allegiance and prayer the following business was conducted:

RESOLUTION #145
APPROVAL OF MINUTES

A motion was made by Councilman Major, seconded by Councilman Brown, and the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Major, Byrnes, and Saunders
Nays 0

Resolved that the minutes for April 6th, 13th, 19th, 20th, and 27th, 2006 be approved.

RESOLUTION #146
APPROVAL OF ABSTRACTS

A motion was made by Councilman Brown, seconded by Councilman Saunders, and the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Major, Byrnes and Saunders
Nays 0

Resolved that the abstracts of April 6th and 27th be approved as follows:

<u>April 6, 2006</u>		<u>April 27, 2006</u>	
A	- \$54,843.92	A	- \$95,890.24
B	- \$ 8,700.65	B	- \$14,243.40
		DA-	\$ 1,629.30
DB	- \$23,679.88	DB-	\$28,114.16
TA	- \$20,404.32	TA-	\$ 2,600.12
		Scenic Train-	\$ 4,252.80

RESOLUTION #147
RECOMMENDING THAT NAVIGATIONAL DREDGING OF THE HUDSON RIVER/CHAMPLAIN CANAL CHANNEL BE CONDUCTED CONCURRENTLY WITH PCB REMEDIATION DREDGING

A motion was made by Councilman Major and seconded by Councilman Saunders the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Major, Byrnes and Saunders
Nays 0

WHEREAS, the USEPA issued a Record of Decision (ROD) in February of 2002 which requires General Electric Company to dredge PCB-contaminated sediments from a 40 mile stretch of the Hudson River, and

WHEREAS, there is an identified need to dredge several areas of the Hudson River/Champlain Canal channel to a depth of 12 feet for navigational purposes within the aforementioned Hudson River remediation area which is beyond the scope of the PCB remediation action, and

WHEREAS, the removal of these materials in the navigation channel has, heretofore, been unable to be conducted to PCB contamination overlying these sediments and its completion is imperative to the restoration of safe boating on the Hudson River/Champlain Canal, and

WHEREAS, the NYS Canal Corporation does not have environmental dredging equipment and/or disposal sites available which will accommodate the removal of PCB-contaminated sediments from certain portions of the Hudson River/Champlain Canal's navigational channel, and

WHEREAS, the Town Board of the Town of Corinth believes that it is appropriate and cost-effective to the citizens of New York State to address Hudson River/Champlain Canal navigational dredging needs which are identified in certain areas within the proposed federal PCB remediation action concurrently with said remediation action to assure the timely restoration of safe boat navigation on the upper Hudson River area, now, therefore, be it

RESOLVED, that The Town Board of the Town of Corinth recommends that a technical and economic evaluation be completed to identify the portions of the Hudson River/Champlain Canal's navigational channel which is needed to be dredged to restore safe boating, and be it further

RESOLVED, that negotiations be conducted among all responsible parties to determine a fair and equitable allocation of costs for the timely completion of the necessary maintenance dredging of certain areas of the Hudson River/Champlain Canal during the Hudson River PCB remediation project, and be it further

RESOLVED, that copies of this resolution be transmitted to all of the Town of Corinth's state and federal elected representatives, its municipalities bordering the Hudson River, Governor George Pataki, the USEPA, the Trustees of the Hudson River Natural Resources Damage Assessment, the NYS Canal Corporation and the General Electric Company.

SUPERVISOR

Supervisor Lucia stated that the following are on file in his office:

Information packet on Bird Flu

Bow Classes – 5/20 8AM to 5PM through 4-H office

Certificates of Training for Rose E. Farr, Joan Smead and Cheri Sullivan

Certificate for Saratoga County Town Clerk's Association Membership Appreciation

For only one township short of 100 percent participation

Thank You letter from Rose E. Farr for allowing her to attend school

Supervisor Lucia read following letter regarding CHIPS money:



TERESA R. SAYWARD
 Assemblywoman 113th District
 Essex, Hamilton, Saratoga and
 Warren Counties

THE ASSEMBLY
 STATE OF NEW YORK
 ALBANY

RANKING MINORITY MEMBER
 Environmental Conservation Committee

COMMITTEES
 Children and Families
 Corrections
 Education

May 4, 2006

Richard B. Lucia, Supervisor
 Town of Corinth
 600 Palmer Avenue
 Corinth, New York 12822

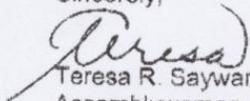
Dear Mr. Lucia:

As you may be aware, in the enacted 2006-2007 budget, the Legislature increased the New York State Consolidated Highway Improvement Program (CHIPS) allocations by \$20 million for a total of \$289.5 million.

The Town of Corinth will receive \$61,343, an increase of \$7,169 over 2005.

Please contact my Glens Falls office with any questions you may have.

Sincerely,


 Teresa R. Sayward
 Assemblywoman, 113th District
 Essex, Hamilton, Saratoga, Warren Counties



Supervisor Lucia stated that the following are on file in his office:

Saratoga County is Hosting Second Round of Regional Public Workshops for Green Infrastructure in various Towns – Moreau-5/18; Edinburg-5/24; Charlton-6/1 and Halfmoon-6/8

Honor Our Deceased veterans Program – 5/16 at 2:30 PM honoring Theodore Turek, US Army, WWII, from Town of Galway

Landfill Report for April – profit of \$67.08 after salaries

Little League Plaque given to Town for sponsorship hanging in meeting room

Supervisor Lucia read the following letter he received from Louis R. McArthur, Jr.:

Louis R. McArthur Jr.
105 Mill Street, Corinth, NY 12822
518-654-9084

May 11, 2006

Town of Corinth and Village of Corinth
Supervisor Lucia, Mayor Winslow and all volunteers

Ref.: 05/01/2006 Public meeting re train station, trails vision

To all of you who worked so hard I wish to express how pleased I was to see a good, positive gathering of caring Corinthians. That was, to me, uplifting. As you know, I also have a vision for the future of Corinth. That vision is based on who we are;

We claim to be the Gateway to the Adirondacks.

We are officially known as the snowshoe capitol of America.

I have been true to those claims in remodeling 122 and 126 Maple Street. I also recommended that we do so with our train station. The basis for my recommendation is as follows:

1. We are in the middle of 2 very distinct and powerful neighbors
 - a) Saratoga with a history of Victorian times, tourism, spa, racing, gambling prohibition, ref. Billy Bathgate movie. As you know Corinth shared in that movie with Saratoga and the racetrack.
 - b) The other is Lake George Village with lake tourism, Great Escape, the boat rides and other family attractions. *We must be different.*

Therefore, in my opinion, we need a train station that any visitor or tourist on that train – when they pull into the Corinth station – is say **WOW!** (Please remember we are in competition with others), I want tourists and visitors to have a reason get off that train - come to Corinth and possibly spend dollars here. We need to support our local merchants and artists who are also our neighbors who have vision and creativity, in my opinion, mostly Adirondack in style. We have the Hudson River, the falls, the only palisades before New York City, the parks, mountains, lakes, streams, camping and the southern most scenic vista on the A.P.A. map. In fact, *we are* the beginning of the Adirondacks and, in my opinion; it would be a shame if we did not take advantage of our heritage architecturally before other villages do so. Presently no other village in the Adirondacks has promoted architecturally, nor marketed products Adirondack en masse. Please consider this recommendation and if I can be of assistance you know that I'll do my share. I recommend same building size and roof design as per program designed by Mr. Larry Deso but with our own unique and heritage ADK presentation. Advise.

Louis R. McArthur Jr.

Supervisor Lucia reminded the Town Board of the Memorial Day Parade on May 30th
line up at 5:30 PM

Mortgage Tax for April - \$8,646.50

Supervisor Lucia told the board that Lisa Kiselica-Rumpf and Cheri Sullivan both
have passed the Notary Public Test recently taken and in about a month the
Town will have three notaries in the town hall

Supervisor Lucia stated that the following are on file in his office: (continued)

NYSAC Newsletter

Office of Aging Contract signed from April 1, 2006 to March 31, 2007

Parkland Committee Minutes

Supervisor Lucia read the following Proclamation into the record:

TOWN OF CORINTH



600 Palmer Avenue
Corinth, New York 12822
Phone: 518-654-9232
Fax: 518-654-7751

Town of Corinth Official Proclamation

May 7, 2006

Whereas: The Town Supervisor, of the Town of Corinth, County of Saratoga, State of New York, Representing all 6,245 residents of our Town, Do declare today, May 7, 2006 as

“First Baptist Church “ Day in Corinth:

And whereas; the Congregation of the First Baptist Church, has diligently and spiritually worked hard for this day for ten years,

And Whereas; Today is a day to celebrate God’s Goodness, as they dedicate their new House of the Lord,

And whereas; from the prophet Jeremiah 29:11 “For I know the thoughts that I think towards you, saith the Lord, Thoughts of peace,

And not of evil, to give you an expected end.

And whereas; the Town of Corinth is proud to have the The First Baptist Church as part of it’s Community, and extends our heartfelt congratulations to all.

And whereas; this proclamation is presented to The First Baptist Church, with the Official Seal of the Town of Corinth, Dated this 7th day of May, 2006.

Richard B. Lucia Supervisor & Corinth Town Board: Councilmen, Brown, Major, Byrnes & Saunders

SUPERVISOR

Richard B. Lucia
518-654-9232 ext. 2
email:TOCSupervisor@adelphia.net

TOWN BOARD MEMBERS

Charles Brown
John Major
Edward Byrnes
Mitchell Saunders

TOWN COUNSEL

Robert Hafner
518-793-6611

TOWN CLERK

Rose E. Farr
518-654-9232 ext. 1

HIGHWAY SUPERINTENDENT

Harry Plummer
518-654-6962

ASSESSOR

Mary Ellen Hill-Pierce
518-654-9232 ext. 3

BUILDING INSPECTOR/ CODE ENFORCEMENT OFFICER/ ZONING ADMINISTRATOR

Fred Mann
518-654-9232 ext. 5

TOWN JUSTICES

Ronald Straight
Ambrose Clothier
518-654-9232 ext. 4

PLANNING BOARD

Louise Reed
518-654-9232 ext. 6

ANIMAL CONTROL OFFICER

Delbert Clothier
518-361-0943

ZONING BOARD OF APPEALS

William Clarke
518-654-9232 ext. 5

RESOLUTION #148

RESCHEDULE JUNE 8TH TOWN BOARD MEETING

Supervisor Lucia told the Town Board that the Town Board Meeting for June 8th would have to be rescheduled since that is the opening ceremony for the Moving Vietnam Wall in Malta and he, as well as several others, would like to attend the ceremony. A motion was made by Councilman Byrnes and seconded by Councilman Major the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Major, Byrnes and Saunders
 Nays 0

RESOLVED that the Corinth Town Board meeting scheduled for June 8, 2006 be rescheduled for Wednesday, June 7, 2006 at 7:00 PM, and be it further

RESOLVED that the Town Clerk advertise the change in The Post Star and the Pennysaver.

Supervisor Lucia stated that the following are on file in his office: (continued)

RSVP Information

Sales Tax for April = \$65,141.00

Saratoga County Fire Advisory Board Minutes

Saratoga County IDA Meeting Minutes

Scenic Rail Committee Minutes

Self Sufficiency Program Monthly Stats

Senior Sentinel

Village Board Minutes – 4/19/06

Water Supply Agreements with the Village given to Town Attorney for review

Verdict – Saratoga County Youth Board

School Newsletter

Reminder of Moving Vietnam Wall to be held from June 8th through 12th

The following reports are on file in the Supervisor's office:

Assessor

Building

Animal Control

Fire Department

Highway

Justices
Town Clerk
Planning
Zoning
Senior Citizens

TOWN BOARD

Councilman Brown asked about the Senior Citizens Center repairs. Supervisor Lucia said he is waiting for Laurie Crossman to secure three estimates before the Town proceeds. Councilman Brown said he would check with Laurie Crossman and get back to the Supervisor.

Councilman Major said he was pleased with the discussion at the last workshop meeting. He thought a lot of things got discussed and it was very beneficial.

Councilman Byrnes said he also thought the last workshop was a very good meeting.

Supervisor Lucia said he thought there was a little confusion on what was being done with the Elder Cottage. It was a consensus of the Board that the decision made was to do away with the Elder Cottage and leave it up to the Building Department to oversee additions, etc. Attorney Hafner asked if he understood it right the Town Board wanted to delete Elder Cottages and add nothing in its place. The Board members all agreed. Attorney Hafner said he would work on a resolution for the board's next meeting to set up a public hearing on this for June 7th at 7:10 PM.

Attorney Hafner said that he has set a meeting up with Highway Superintendent Plummer for next week to go over the deed he has on the Passarelli road. Attorney Hafner said he will get back to the board as soon as the Highway Superintendent agrees on the road.

CODE ENFORCEMENT

Code Enforcement Officer Fred Mann told the Town Board that the Carlton matter on Miner Road has gone to court and the judge gave Ms. Carlton the following decision: After May 15th no one could be living in the trailer; By June 6th the trailer must be removed from the property; and By July 3rd the property had to be cleaned and everything must be removed from the property.

Code Enforcement Officer Fred Mann also told the Town Board that the Arnold matter on Angel Road will be back in court on Tuesday, May 16th. He said Arnolds are working on cleaning up the property.

RESOLUTION #149

APPROVAL OF MOTION TO ACCEPT SUPERVISORS MONTHLY REPORT

A motion was made by Councilman Brown, seconded by Councilman Major, and the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Major, Byrnes and Saunders
Nays 0

Resolved that the Town Of Corinth Town Board accepts as presented the Supervisors monthly financial report for April 2006.

PUBLIC

Edwin Eggleston told the Town Board and the public how the Moving Vietnam Wall was going to be held. He said every name on the Wall is going to be read.

Barbara Weatherwax turned in 24 more letters against trash industry in Corinth to the Town Clerk and she is collecting letters regarding no variance for the landfill and will turned them in at another time. She commended the Scenic Train Committee for work they have done. She said that the Town and Village working together was very helpful for this community. She told the board that if they expect to have a tourist train stop in Corinth then Corinth does not need trash brought into Corinth. She said Corinth should make sure that the air, land and water be safe for residents and visitors alike by adopting new laws.

Barbara Weatherwax asked if their Attorney Doug Ward or his partner could come and speak to the board. Councilman Saunders asked what he would be sharing and Barbara Weatherwax said environmental expertise. Mrs. Weatherwax said that they would like to have the Town Attorney present at the same time. Supervisor Lucia said that would be okay but he would have to get back to Mrs. Weatherwax with a date. Supervisor Lucia said that the next two weeks are already scheduled.

Mary Baugh asked how far the Town Board had gotten on changing the laws. She asked about LA Group. Town Attorney Hafner said that they had not received anything in writing from the LA Group but LA Group had contacted him by telephone to update the attorney on the Elder Cottage and the moratorium. Attorney Hafner said it would take some time for the attorneys to draft the new laws after the Town Board agreed on what they wanted. Attorney Hafner said that the Town Board might want to start looking at extending the moratorium since it takes so long for the changes to be

made including setting the public hearing, referring it to the County Planning Board, etc. He said it probably would take at least two months to have the new laws voted on after the board decided exactly what they wanted to change. Councilman Saunders said he would need something concrete before he would approve apply for an extension of the moratorium. Supervisor Lucia said he was thinking that if we had something concrete and it was getting close to within two months of the end of the moratorium then the Town needs to apply for an extension. Attorney Hafner said that if the board remembered how long it took to pass the Land Use Ordinance it is the same process now. Supervisor Lucia said that the County Planning Board appointed Jason Kilmer to replace Larry Benton who retired.

Barbara Weatherwax told the board that she suggested that the board ask for a longer period of time for the extension so that they would not have to go through the long process of applying for another extension. Attorney Hafner said he was going to ask for a six-month period of time. Supervisor Lucia said that if they feel that it is going to run over then around June 2nd they will commence the process for an extension. Attorney Hafner told the board that they need to take time and deal with the issues. He also said that the board needs to prepare something that won't crumble under attack. Mary Baugh asked if the Town Attorney would be at the next board meeting. Supervisor Lucia said that they would try to find a time when the Town Attorney and Attorney Douglas Ward could attend a workshop. He said he couldn't guarantee that it would be next week.

Louise Kirkpatrick commented on how distressing it was to have EPA tell people that women of childbearing age or children not to eat any fish taken from this area. She said she thought EPA and other agencies were suppose to protect the people not just look at this as non-saliently and just put this on as a news blurb

Councilman Brown reminded everyone that the Emergency Management Meeting is scheduled for Monday, May 15th at the Fire House at 6:00 PM.

RESOLUTION #150
EXECUTIVE SESSION

On motion of Councilman Brown and seconded by Councilman Byrnes, the following resolution was

ADOPTED Ayes 5 Lucia, Brown, Majors, Byrnes, and Saunders
 Nays 0

Resolved that this Board adjourned to Executive session on personnel at 8:00 PM with or without a decision being made.

At 8:20 PM the board reconvened and reported that no decisions had been made at the Executive Session.

With no further business, on a motion of Councilman Saunders, seconded by Councilman Major, the meeting was adjourned at 8:25 PM. Carried unanimously. The Board thereafter met with Town Attorney for an attorney-client conference.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk