

MAY 25, 2006

The Town Board of the Town Of Corinth held a workshop meeting on May 25, 2006 at 4:00 PM at the Town Hall.

Present: Richard B. Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Joan Smead, Deputy Town Clerk
Harry Plummer, Highway Superintendent
Fred Mann, Code Enforcement Officer

Public Present: Doug Smead, Charles Weatherwax, Carroll Ogden, Ginny Ogden, Joyce Day, Mary Baugh, Gene Ellis, Tom Clothier, Sigrid Koch, Arleen Springer, Alvey Wood, Barbara Weatherwax, William Conley, Rose Conley, Louise Kirkpatrick, Michael Verra, Maude Verra, Leif Sandwick, Russell Melville, Yvonne Melville, Ralph Decristafaro, Doloris Waite, Tom Waite, Alex Pellizzi, Althea Rivette.

After Roll Call the following business was conducted:

Supervisor Lucia reported that there would be a ceremony at Veterans Park, Heath Road, on Sunday May 28th at 2:00 PM.

Supervisor Lucia reported that the Memorial Day Parade would be held on Tuesday May 30, 2006, and would be forming at the corner of 5th Street and Palmer Avenue.

Supervisor Lucia read a letter from the Deputy Town Clerk thanking the Supervisor and Board for allowing her to attend the Town Clerks Association meeting in Saratoga Springs.

Supervisor Lucia reported that the sand pit on Miner Road will reopen on Tuesday, May 30th and will be opened Monday thru Thursday 7:00am to 3:00pm. Tickets will be sold in the Town Clerks Office. The sand being sold is deemed unusable by the Highway Department. The price for a pick-up is \$1.50, single axle, \$10.00, tandem axle, \$20.00, and tri-axle \$25.00.

Supervisor Lucia stated he had a resolution from the Planning Board regarding a change in the Zoning Law dealing with waste facilities and the planning board would like the Town Board to consider their recommendation.

Councilman Saunders wanted to know what their purpose was.

Supervisor Lucia said that there was a difference of opinion on what it means but according to the Attorney it is just like any other information we take it into

consideration. Councilman Saunders asked if we have to do anything with this but to acknowledge that we have it.

Councilman Major said looking at the initiation of any amendment of a local law there are three ways it could be done:

1. The Town Board motion
2. Planning Board or Zoning Board of Appeals, but there are stipulations that go with that
3. Special Committee

The only thing I see reading the resolution is that we are both working on it and we are both saying the same thing.

Councilman Saunders—I was at the Planning Board meeting and I get the sense that the Planning Board thinks that they make the rules and regulations.

Supervisor Lucia stated that the Town Board makes the laws.

Councilman Saunders says he senses a lot of discontent or anger directed toward the Town Board and something has to be done so that the Planning Board understands what we are trying to do on the legal side of it and we appreciate the input we get from everybody.

Councilman Byrnes suggested that maybe a joint meeting with the Planning Board and Town Board is needed.

Supervisor Lucia stated that at the last workshop Superintendent Plummer made a presentation regarding a loader. We have sent all the information to the Attorney for what has to be done. We are looking at a lease of 5 to 7 years instead of making an outright purchase. We are waiting for the documents from the attorney's office.

Supervisor Lucia reported that there would be a Planning-Zoning breakfast on ethical issues at the Holiday Inn, Saratoga Springs on June 22nd, 2006. The board will be given all the information.

Supervisor Lucia reported on the Guido Passarelli subdivision. The Highway, Building, and Planning departments have been working during the past week and it is not clear if some of the thing are done or not done. The Attorneys are working on a list of things that still need to be done. We are not ready to move on. Superintendent Plummer asked if the retention pond was in the plans for the town to take over. Supervisor Lucia said we do not want to take the retention pond over. That should not affect the roadway. The ditches need to be seeded but that is not our responsibility.

Supervisor Lucia stated that on the June 15th Workshop would be on our findings and recommendations the attorney would be there and told Barbara Weatherwax to ask their attorney to be present. Mrs. Weatherwax asked if the LA Group would be there. Supervisor Lucia said he would call them.

Councilman Saunders stated he had a couple of things, we were talking about two weeks ago when the LA Group was here about special permits and how we were going to move forward with making decisions on defining the law and who is going to regulate it. The Planning Board and Zoning Board can gather information, but I think all that information should be turned over to the Town Board and the Town Board should be responsible for making the final decision.

Councilman Major asked if he was talking about the special permit use area.

Supervisor Lucia said we should talk about this when the attorneys are here on June 15th.

There was a discussion between Leif Sandwick and Councilman Saunders about the Trash Plant.

Ginny Ogden asked why the Town Attorney didn't attend all the meetings like the Village Attorney does. Supervisor Lucia said that the Town had more meetings than the village and the attorney couldn't attend every meeting.

Ginny Ogden stated that there are some intelligent people on the Planning Board.

Why not let them have some input. Councilman Saunders said he would love the input from the Planning Board and the Zoning Board and I would love the opportunity for this Board to be the deciding factor on where we want to go and what we want to do.

Supervisor Lucia says that we are just trying to discuss these things. We have things on our minds and we have to get them out and get everyone's opinion. That's how we have to do it. We make our decisions when the attorneys are here.

Councilman Major said when we look at changing the Local Law and I have it right in front of me the amendment can be changed in one of 3 ways:

1. Planning board
2. Town board
3. Special committee

We had originally initiated this through the Town Board. That's the process and that will not change. It will not revert from the Town Board to the Planning Board.

The Town Board discussed the resolution that Althea Rivette presented from the Planning Board recommending that the Town Board adopt changes to the Zoning Code that would ban waste processing facilities from the Town. Supervisor Lucia said that we have it on record that it was received and will take it into consideration.

Councilman Major asked who wrote this document? Did the whole board write this, was it written by an attorney, it is a resolution so I assume an attorney wrote it. Mrs. Rivette said the basic information came from Wilton. Was not written by the Planning Board Attorney, but he read it. The Planning Board took a vote on it and it passed. Councilman Saunders asked what is the intent behind it. We need help making all the right decisions. The resolution is for you to look at, take out, put in and at least respond. I think we need some guidelines for the meeting, because I didn't like the way things got out of hand. I want to thank Councilmen Saunders, Byrnes, and Brown for coming to the Planning Board meeting. I do think that the boards should meet.

Councilman Major asked Mrs. Rivette her opinion on the Elder Cottage. She said in her opinion that the Elder Cottage gets abused and she wished we had a nursing home. Councilman Major said we are looking for input from the Board so we could consider it before the public hearing. We are looking for some common grounds as to how the Planning Board feels. Mrs. Rivette says they are divided.

Alec Pellizzi says that the Planning Board prepared a resolution, which is something we would like to become a law. Supervisor Lucia says we have a resolution and we give it to the Planning Board for your input not that we have to act on the one you give us. Mr. Pellizzi says we have a right to initiate. Councilman Major says you have a right to initiate, but we initiate it first. You're saying that you want the Town Board to take action on this. We will take the resolution into consideration.

Councilman Brown said he was purchasing 2 books for Emergency Management in the amount of \$46.00. Councilman Brown will pay for these books and submit a voucher.

Councilman Byrnes reported that he attended a conference in Albany on community and home safety and the neighbor watch program from the National Crime Prevention and there was a lot of information and as you know the Merchants Association sponsors this program and right now there is a lot of activity going on in the community such as stealing gas. There are a lot of things happening, you can talk to the Chief of Police and he can give you details. There will be ads in the Penny Saver with contact numbers. I would like to have a meeting with the Planning Board as soon as possible to work out our differences and get on the same page to move forward. The Zoning Board needs to be involved also.

Highway Superintendent Plummer said that Wilton Mountain was paved and there are some odds and ends to be done and the County will probably stripe the road in June. I would also like to thank the Towns of Day, Greenfield, Wilton and The Village of Corinth and the Town of Wilton. We have reciprocated with the Town of Greenfield we helped them pave Alpine Meadows Road. Supervisor Lucia said he would get some letters out to the Town Supervisors.

Tom Clothier asked about the loader proceeding.

Supervisor Lucia said we talked about that a while ago. Superintendent Plummer has put in to replace the old loader. Mr. Clothier asked about the one purchased last year, Supervisor Lucia said we have that loader. We have two when they get old they need to be replaced. Superintendent Plummer said we are getting it through a state contract. We have to update the machinery.

Tom Clothier asked why we are not getting fair market value for the sand. Supervisor Lucia said we have been through that at a workshop and with the attorney and there are variables that go with that. Superintendent Plummer said it is not the kind of material that Pallette's or Pompa's have. It is material that we cannot use and we have no place to put it, so we decided to sell it. Tom Clothier asked if there was a geological study done before you decided to sell it? Supervisor Lucia said no, that it was the Superintendent's

decision, which he is able to make. Councilman Byrnes asked the reason for the question. Mr. Clothier says in order for a town to sell any kind of soil or dirt out of a usable pit which is what ours it classified, as under law you have to have a geologist come in and evaluate the needs of the Town. Supervisor Lucia stated that the State Comptroller's office gave us the guidelines. Superintendent Plummer asked Mr. Clothier what his problem with selling the sand was? He said the price.

Tom Clothier—why are we paying taxes for the railroad tracks when we don't own them yet? Supervisor Lucia said we haven't paid anything yet it has all come from grants. Mr. Clothier asked why has the contract not been approved by the state yet? Supervisor Lucia said it has been approved by the state and is at the State Comptrollers office waiting for a signature.

Barbara Weatherwax—has a copy of the second draft for the zoning ordinances that was given to the Village Board. That draft clearly prohibits trash industry. New definitions have been added. The future of Corinth lies in our collective hands and the people remain firmly against trash and we ask you also to be and remain as such.

Arleen Springer asks with the hearing coming up on the Elder Cottage, if the Town could be specific and eliminate any grandfathering. Supervisor Lucia requested that she make those comments at the Public hearing.

Louise Kirkpatrick asked about the extension of the moratorium. Supervisor Lucia said they are working on this and it will be presented to us on June 15th.

RESOLUTION #153
AUDIT OF CLAIMS

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

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

Resolved that the bills be paid as audited, with any exceptions in the following:

A---#20060680,0681,0684-0698,0714,0717-0725,0734,0736-0746, 0748,0750-0753,
0760,0766,0770,0772
\$94,504.11

B---#20060679,0699-0704,0715,0726-0728,0735,0754-0757,0761,0767
\$12,945.06

DA--#20060747

\$ 0.00

DB--#20060705-0711,0716,0729-0732,0749,0758-0759,0762-0765,0768,0771

\$67,122.83

TA--#20060677-0678,0712-0713,0733,0769

\$20,143.14

RESOLUTION #154

BILL PAYING

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

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

With no further business, on a motion of Councilman Major, seconded by Councilman Byrnes, the meeting was adjourned at 5:15 PM. Carried unanimously.

Respectfully submitted,

Joan Smead
Deputy Town Clerk

