

July 27, 2006

The Town Board of the Town Of Corinth held a meeting on July 27, 2006 at 4:00PM at the Town Hall.

Present: Richard B. Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Harry Plummer, Highway Superintendent
Rose E. Farr, Town Clerk
Douglas Smead, Fill-in Code Enforcement Officer

Public Present: Leif Sandwick, John Valloza, Mary Baugh, Alvey Wood, Carroll and Ginny Ogden, Diana and Ted Jordan, Russell and Yvonne Melville, Robert and Eleanor Kelley, Arleen Springer, Sigrid Koch, Gayle Swinburne, Alex Pellizzi, Louise Kirkpatrick, Wayne Cleveland, Barbara and Charles Weatherwax, Ralph DeCristofaro, Mike LaMott and L. Mark Eggleston.

After Roll Call and pledge a moment of silence was observed in the memory of Edward Baker, husband of Arlene Baker (former bookkeeper and confidential secretary) after which the following business was conducted:

Passarelli

Supervisor Lucia told the board that Councilman Major, Highway Superintendent Plummer, Garry Robinson, and Robert Lockwood (Clough Harbour & Associates) had visited the Passarelli Subdivision and the following checklist was made by Garry Robinson as a result of said visit:

FAX TRANSMISSION - PAGE 1

GARRY ROBINSON, P.E.

CONSULTING ENGINEER
114 Monument Drive
Schuylerville, New York 12871
Phone and Fax: (518) 695-3655

DATE: 7/27/06 TIME: _____ A.M. P.M. 1
OF PAGES

NOTE: If you did not receive all of the pages, please contact us at the above phone number.

TO:		FROM:	
NAME:	Bob Lockwood	NAME:	Garry Robinson
COMPANY/ LOCATION:	CHA	SUBJECT:	Passarelli Corinth Subdivision
FAX NO.:	453-4773		
COPY TO:	Mike LaMott - 745-1067, Dick Lucia - 654-7615		

REMARKS:

The following is a summary of the issues I recorded from our final site inspection yesterday morning:

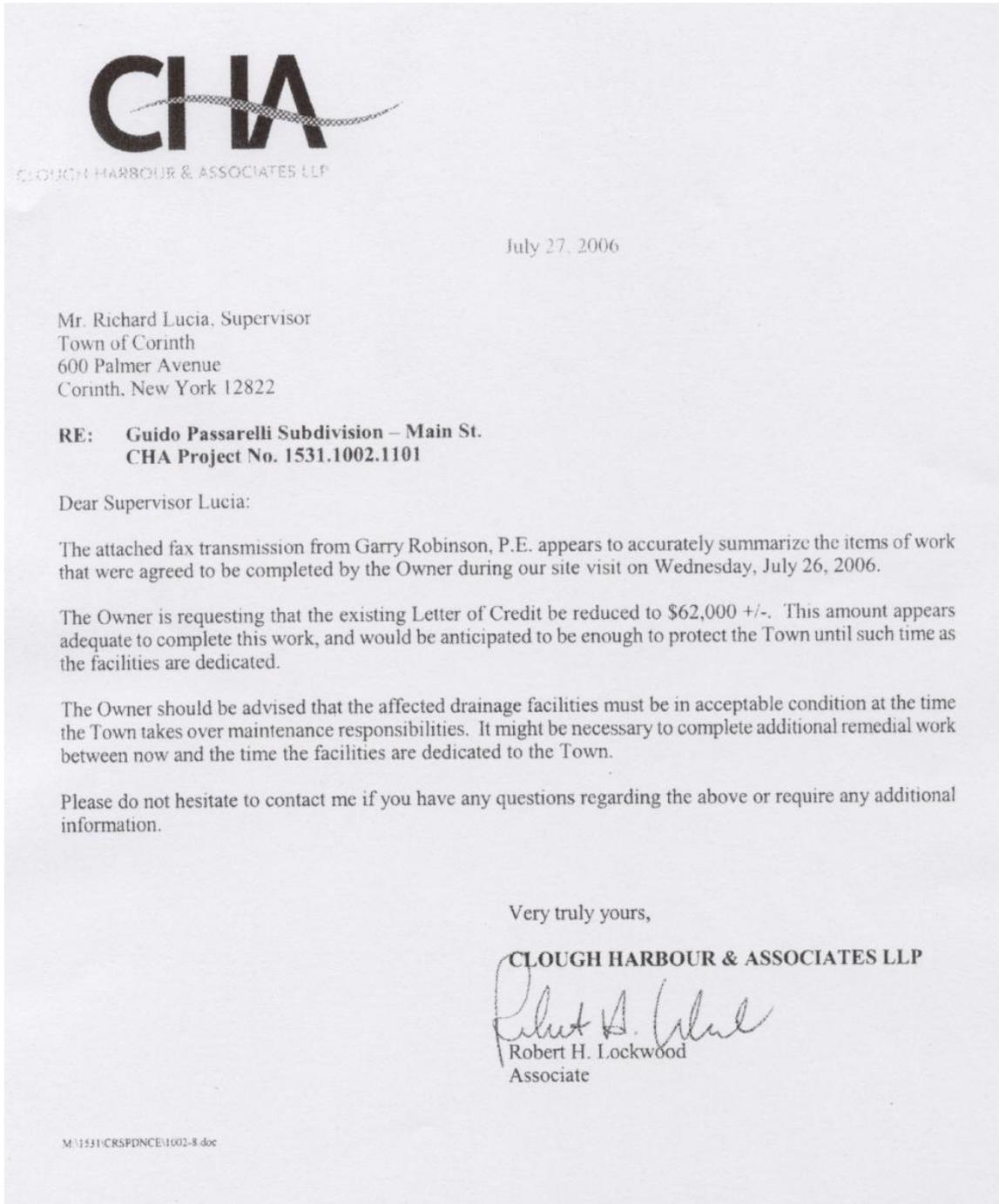
1. The culvert at station 13+30 is to be cleaned out as well as the inlet and the entire ditch that runs to the south. Steps need to be taken to prevent silt from entering the inlet area of the culvert.
2. Just beyond the above noted culvert, on the south side of the road, a low spot exists which ponds runoff from the road. The ditch must be re-graded to drain per the plan or the bank, which parallels the road to the south, must be opened so the runoff from this low spot will run towards the wetlands.
3. The banks of the retention pond are to be cleaned of all branches and debris and be leveled, topsoiled and seeded for a minimum width of ten feet. This is to facilitate access to all areas of the retention pond for maintenance.
4. Rip rap the two channels that feed the retention pond from Wiley Way. Use angular medium rip rap not the round stone that is currently being used around the site.
5. Several of the road crossing culverts are filled with silt. In addition many of the ditches have also filled with silt. These areas need to be cleaned and stabilized. This is a condition that will likely occur in the drainage system until the ditches and adjacent areas are stabilized with a good stand of grass. This may be problematic until the adjacent lots are developed.
6. Well placed check dams (a detail of which is enclosed) and silt fence may help to prevent the siltation problem in the ditches and culverts until such time the lots are developed. In the mean time the Highway Superintendant indicated that the Town would not take over the maintenance of the drainage system. He did say that he would agree to the Town taking ownership of the road with the condition that the developer maintains the drainage system until the system is stabilized.
7. It was proposed that the Letter of Credit be reduced by \$100,000 and that the remaining \$62,000± be retained until such time that the drainage system is stabilized and the Town agrees to take over the maintenance of the system.

We would request that the Letter of Credit be reduced by \$140,000 leaving \$22,000± for the outstanding work that needs to be completed but at any rate that a reduction of the Letter of Credit be authorized at tonight's Town Board meeting.

If you have any questions give me a call.

GR

Supervisor Lucia also told the board that Robert Lockwood of Clough Harbour & Associates faxed the following letter to the Town:



Supervisor Lucia told the board that the Planning Board still needs to receive an “As Built Map” and approve that before the subdivision is completely approved.

Highway Superintendent Plummer said that a timetable is necessary for the completion of the checklist so that his department will know what to do about plowing this winter. Councilman Major said he agreed that a timetable needed to be added. Councilman Major said he thinks the Highway Superintendent should know by early fall if all is going to be completed in time for snowplowing.

Highway Superintendent Plummer said if the project is not completed by late fall and taken over by the Town then the Highway Department will not be able to plow the roads this winter.

Supervisor Lucia told Mike LaMott that completion of the checklist had to be to Highway Superintendent Plummer's satisfaction and that everything is on hold until he gives the Town Board the go ahead.

RESOLUTION #183
RESOLUTION APPROVING RELEASE OF
PART OF THE LINE OF CREDIT HELD FOR THE
PASSARELLI WATER DISTRICT

Supervisor Lucia and the Board discussed releasing part of the remaining balance on the Letter of Credit on the Passarelli Subdivision. On motion of Councilman Saunders and seconded by Councilman Major, the following resolution was

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

RESOLVED that the Passarelli Irrevocable Letter of Credit dated May 13, 2003 was previously on January 27, 2005 by Resolution #81 reduced to \$324,160.00, and be it further

RESOLVED that the Passarelli Irrevocable Letter of Credit dated May 13, 2003 was also previously on March 9, 2006 by Resolution #113 reduced to \$162,800.00, and be it further

RESOLVED that the Passarelli Letter of Credit dated May 13, 2003 be reduced from its current balance to a new balance of \$62,800.00, and be it further

RESOLVED that all other terms and conditions of said Letter of Credit remain unchanged, and be it further

RESOLVED that the Supervisor shall sign any and all documents necessary on behalf of the Town to reduce the Letter of Credit.

DEC LETTER

Supervisor Lucia told the board that he had given each of them a copy of a letter received from DEC regarding New York State Municipalities and Solid Waste Planning Units Important Information for Solid and Hazardous Waste Decision-Makers regarding Household Hazardous Waste. The letter also contained frequently asked questions and answers regarding the Household Hazardous Waste State Assistance Program.

HIGGINS CEREMONY

Supervisor Lucia spoke about the ceremony honoring the late John Higgins. He said the ceremony was very moving. He also said that Edwin Eggleston and Raymond Morehouse of Corinth American Legion 533 raise the flag at every Deceased Veteran's Ceremony.

COUNTY ROUTE 10

Supervisor Lucia told the board that if they had attempted to traveled on County Route 10 from Route 9N to Hamilton Avenue recently they know that it has been closed due to the rain damage. Supervisor Lucia told the board that he had been told that the road should be completed by July 31, 2006.

CORINTH FUN DAYS

Supervisor Lucia reminded everyone about the Corinth Fun Days sponsored by the Corinth Image Committee to be held August 2nd, 3rd and 4th. He said there is going to be a carnival, fireworks, etc.

WORKSHOP ON LOCAL LAW

Supervisor Lucia told the board that Attorney Hill will be getting back to the Town with a date for next month for a workshop on the new local law. He said that as soon as he did he would notify all the members.

HANCHETT E-MAIL

Supervisor Lucia told the board that he had given each of them an e-mail that he received from Tim Hanchett for their review.

COUNCILMAN BYRNES

Councilman Byrnes asked Supervisor Lucia the status of the Local Development Corporation. Supervisor Lucia said he had spoken to Mayor Winslow and that there is new regulations about setting up the board and full personal disclosure must be given. Councilman Byrnes said he wished they would hurry up nothing seems to have been accomplished.

SANDPIT TICKETS

Highway Superintendent Plummer told the Town Board that he understood someone had complained about a one-ton dump truck being charged as a pick up for the excess sand. Highway Superintendent Plummer said that a one-ton dump and a pick up should be charged the same since there is not that much difference. He said any truck over one-ton should be classified as a single-axle.

BARBARA WEATHERWAX

Mrs. Weatherwax told the board that she wished to discuss two items.

#1 – She said she was submitting a letter and petitions with 988 signatures against Petruzzo Sewage & MSW Composting Facility, located on South Main Street, in the Town of Corinth. She said that brings the total up to 2498 signatures and in 2004 the total signatures they collected against American ReFuel was 3,449. She said that according to the present Article 12 in the Land Use Ordinance specifically 12.2 whereby an amendment to the Local Law may be initiated in one of several ways:

- By the Town Board upon its motion;
- By resolution of the Planning Board or Zoning Board of Appeals, filed with the Town Clerk;
- Or by petition filed with the Town Clerk duly signed and acknowledged from the owners of ten (10) percent or more of the land are in any district, wherein certain changes to, or repeal of certain provisions of this Local Law are recommended.

She said she has this date filed with the Town Clerk petitions against Petruzzo with 105 immediate neighbors and adjacent landowners out of a

potential 125. She said that this is over the ten (10) percent required in the Land Use Ordinance.

She said that the following is a definition that the adjacent and neighboring landowners wish the Town to adopt as an amendment to the Land Use Ordinance:

Composting Facility – A facility that uses aerobic, thermophilic decomposition of solid organic constituents if leaves, grass clippings, pine needles, plants, garden waste, branches and brush. **This definition specifically excludes** inorganic material, sludge, food, animal products, animal wastes and construction and demolition debris as these are not permissible constituents for a composting facility.

Sludge – means any solid, semi-solid or liquid waste generated from a wastewater treatment plant, water supply treatment plant, and air pollution control facility or industrial process.

Mrs. Weatherwax said that they welcomed Petruzzo to conform to clean composting.

#2 – Resolve the problem of the Trash Industry

Mrs. Weatherwax said she has sent letters to our Federal and State Officials, the President and his wife regarding a full service Veterans Rehabilitation Facility and a Medical Professional Park in Corinth. She said she wrote to Governor Pataki and his office directed the same letter to the Empire State Development Offices and offered whatever information and assistance required from them to go forward. She wrote to Senator Betty Little who wrote back that she contact Senator Hugh Farley and encouraged him to become involved offering her assistance to him. She said she wrote to the Attorney General's office and has an appointment for August 9th to come and discuss the matter. She said Senator Charles Schumer and he sent letter to Washington and says he would like to see it happen. She said she spoke to US Rep. John Sweeney and said he thought their was money available for a project such as this.

Mrs. Weatherwax explained to the board that this would be a full-fledged rehabilitation center providing living quarters for inpatients, services and care. She said the Medical Professional Park would provide the doctors,

therapists, counselors and professional caretakers and also the offices, labs, conference area, technical and specialized equipment, gym, physical therapy area, indoor pool for therapeutic uses and specialized exercise equipment. Mrs. Weatherwax said that the Specialized Manufacturing would develop the prostheses for arm and leg production and fitting and all the special needs for inpatients and supplies are to be made and produced on the site.

Mrs. Weatherwax the following article from Everett Alvarez, Jr., CARES Commission Chairman that supports her contention:

"The wounds we are seeing out of Iraq are much different - the prostheses, needs of amputees, the head injuries, traumatic injuries... we are going to see for years the need for mental health care. I think that is going to be the bigger need in the future. I would love to see these people able to utilize VA health-care services closer to where they live. VA can do that, in many cases in the local community. What I am talking about is getting the care out there. That's part of ; the philosophy of the CARES report."

Everett Alvarez Jr. was interviewed by
Legions Magazine, July 2006

Mrs. Weatherwax said that the facility is not only for short-term rehabilitation it will be for short term, long term and life long. She said that the federal funding is there as US Rep. Sweeney told her there is starting money. She said her group has designated the former International Paper property site for this Veterans Rehabilitation Facility. She said Philmet at the present time cannot use the landfill and if the Trash Industry is not allowed in Corinth perhaps this could happen.

Mrs. Weatherwax said this would mean thousands of jobs from housekeeping, foodservices, grounds care, maintenance, nursing, therapists, counselors, clerical and doctors of physical, mental and emotional concerns.

Mrs. Weatherwax said that there is a tremendous amount of work in progress and a tremendous amount of work to be done. She said she feels that this community would be a happy community to have a facility such as this to serve our veterans.

Supervisor Lucia thanked Barbara Weatherwax for all the work that she has put into this.

GINNY OGDEN

Mrs. Ogden said she knows that the boards have been working on a solution but she feels that there isn't a simple solution. She said that there is a large gray area that has not been addressed. She said it is the board's responsibility to protect the citizens of Corinth. She said Petruzzo should be made to produce copies of all his valid permits. She said the Town should take in consideration the neighboring towns with the added truck traffic, etc. Mrs. Ogden said the board should also look at the homes clustered around the Petruzzo site and whether they can guarantee that there will be no unnecessary noise from the trucks; that there will be air without smells; that there will be no harmful toxicants and that children can play freely outside without being sick. She said she objects the Petruzzo subdivision.

Mrs. Ogden said that the latest thing she has heard is that if Philmet is not allowed to have their trash industry they will file bankruptcy.

Mrs. Ogden said that she hopes Mrs. Weatherwax continues to pursue the Rehabilitation Facility and that the Board backs her and gives her their help.

ARLEEN SPRINGER

Mrs. Springer spoke about purchasing their home from Ed and Nancy Baker. She read the minutes from 1984 wherein Ed and Nancy Baker came to the Town Board about the property next to theirs. She said she wanted to thank the Town Board for proceeding with something that was start long ago.

JOHN VALLOZA

Mr. Valloza said he was a part-time resident of Corinth and wanted to build a home in Corinth but when he heard about the trash burning plant he decided he would not build and would wait and see what happened. He said Barbara Weatherwax’s plan was WOW. He said Corinth has the space, good government(sort of), unique location and it should be treasured. He said the Town should have been doing what Barbara Weatherwax did and not look at trash. He said he thought the Town should put their energies in Barbara Weatherwax’s proposal and attract businesses to Corinth the way Luther Forest did. He said he felt it was not too late to plan.

Supervisor Lucia told Mr. Valloza that he has been involved with the Luther Forest project since the beginning.

DIANA JORDAN

Mrs. Jordan said she felt the project discussed by Mrs. Weatherwax was an incredible alternative to sludge and she asked the Town Board to go along wit it. She said it is healthy, would increase the value of the homes and is a win-win situation.

L MARK EGGLESTON

Mr. Eggleston said the trailer on his property has been there since 1954 and he has paid taxes on a trailer lot. He said APA has approved him twice. He said he has been there the longest. He said years ago he was summoned to court and everything was cancelled. He said his neighbors said that they couldn’t see the Adirondacks and then cut all the trees around their house. Mr. Eggleston said he has had APA and ENCON both down there and they have found nothing.

RESOLUTION #184
AUDIT OF CLAIMS

On motion of Councilman Brown and seconded by Councilman Major, 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	-	\$81,963.26
B	-	\$120,163.43
DB	-	\$39,116.73
SL	-	\$445.68
TA	-	\$3,083.80

RESOLUTION #185

BILL PAYING

On motion of Councilman Major and seconded by Councilman Brown, 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 5:00 PM. Carried unanimously.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk