

September 14, 2006

The Town Board of the Town of Corinth held a regular meeting on September 14, 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, Attorney
Rose E. Farr, Town Clerk
Shawn Eggleston, Deputy Highway Superintendent
Fred Mann, Jr., Code Enforcement Officer

Public: Richard E. Feulner, David Gardner, Sr., Mary Baugh, Carroll and Ginny Ogden, Joyce Day, Robert and Eleanor Kelley, Dan Mills, Arleen Springer, Sigrid Koch, Lars Anderson, Beverly Jacon, Ed Eggleston, Bryant Spiezio, Louise Kirkpatrick, Russ and Yvonne Melville, Louise McArthur, Gayle Swinburne, Alex Pellizzi, Lisa Kiselica-Rumpf, George Melville, Leif Sandwick, Mary Ellen Hill-Pierce, Karen Saunders and Althea Rivette.

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

RESOLUTION #198

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 August 10th, 17th and 24th, 2006 be approved

RESOLUTION #199
APPROVAL OF ABSTRACTS

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

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

Resolved that the abstracts of August 10th and 24th, 2006 be approved as follows:

August 10, 2006

A - \$86,720.09
B - \$11,895.57
DA - \$ 1,950.90
DB - \$34,622.44
SL - \$ 433.61
TA - \$20,133.70
Scenic
Train - \$16,444.21

August 24, 2006

A - \$ 51, 826.84
B - \$ 5,924.13
DB - \$ 31,615.88
TA - \$ 2,662.64

ASSESSOR

Assessor Mary Ellen Hill-Pierce appeared before the Town Board because she needed to know if the Town wanted her to conduct a re-evaluation this year or not. Councilman Major said he understood that the asked the Assessor if the town's equalization rate was down to 87% this year since we did not conduct a re-evaluation.

RESOLUTION #200

AUTHORIZATION TO POSTPONE THE RE-EVALUATION FOR 2007

After lengthy discussion between the board members and the assessor a motion was made by Councilman Saunders, seconded by Councilman Byrnes, and the following resolution was

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

RESLOVED that the Town of Corinth postpones conducting a re-evaluation until at least 2008.

LOCAL DEVELOPMENT CORPORATION

Attorney Hafner went over with the Town Board his findings on the LDC regarding the Certificate of Incorporation, Agreement and the By-Laws. Robert Hummel, a member of the Joint Economic Development Committee answered questions the attorney had and told the Town Board that all he really wanted was to make sure that the Town was going to be giving the LDC the sum of Five Thousand Dollars (\$5,000.00) when the LDC has been filed with the Secretary of State.

RESOLUTION #201

TOWN TO COMMIT TO LDC

A motion was made by Councilman Saunders, 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 commits to donate Five Thousand Dollars (\$5,000.00) to the Corinth Economic Development Corporation when all papers have been filed and approved by the Secretary of State.

SUPERVISOR

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

- 3rd Annual Planning Conference to be held 1/24/2007
- Saratoga County Farm Tour to be held 10/14/2006
- Senior Sentinel
- Saratoga County Training to be held 9/28/06

RESOLUTION #202

SUPPORT FOR THE VILLAGE OF CORINTH'S RESTORE NY COMMUNITITES INITIATIVE APPLICATION FOR THE FOLLOWING PROJECT: CORINTH RAIL STATION

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

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

WHEREAS, in the 2006-07 enacted New York State Budget, the Empire State Development Corporation (ESDC) received a \$300 million appropriation to implement the Restore NY Communities Initiative to help revitalize communities, and leverage private sector investment as a means to retain and attract residents and businesses; and

WHEREAS, the Village and Town of Corinth seek to attract residents and businesses to the community through the renovation of the Corinth Rail Station, and

WHEREAS, the Village of Corinth has agreed to execute all necessary Restore NY Communities Initiative grant documents for the Corinth Rail Station project, including but not limited to, the application, the Grant Agreement, the Grant Payment Requests, and amendments necessary for the purpose of securing grant funds and for the completion of the Grant project,

NOW, THEREFORE BE IT RESOLVED that the Town of Corinth hereby supports the Village of Corinth's application to the ESDC for Restore NY

Communities Initiative funding for the rehabilitation of the Corinth Rail Station.

RESOLUTION #203

PASSING PROCLAMATION FOR MATTHEW BREITENBACH

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 pass the following Proclamation for Matthew Breitenbach:

TOWN OF CORINTH



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

Town of Corinth Official Proclamation September 15, 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, September 15, 2006 Matthew F. Breitenbach Day in Corinth:

And whereas; Mr. Breitenbach, has diligently and earnestly worked hard for the Town of Corinth, and the Corinth School District for ten years,

And Whereas; He has been very active in the Community, while living in Corinth, and his attendance at these functions will be sorely missed

And whereas; Matthew Breitenbach and his wife, Dr. Terry Schwartz, have had a great input into the Town and Village of Corinth over the past 10 years, with both problems and progress, we take great pride in knowing these great people, and wish them much happiness and success in their future endeavors.

And whereas; this proclamation is presented to them, with the Official Seal of the Town of Corinth, Dated September 15, 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

SUPERVISOR

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

- Hunting Courses Offered
- Saratoga County Public Works Letter as read into record on
9/7/06
- Saratoga County Water Quality Coordinating Committee
- Red Cross Letter
- Fire Report
- Time Warner Letter
- Small Cities Grant – Town received \$400,000.00 grant

RESOLUTION #204

APPOINT TOWN BOARD COMMITTEE

Supervisor Lucia told the Town Board that in other years the Town Board has been the committee to review the applications for the CBDG grants and since the Town just received notice that they have been awarded a \$400,000.00 grant it is necessary to appoint a committee to oversee the applications. 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 Town Board be named the committee to oversee the CBDG applications.

SUPERVISOR

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

- Saratoga County Fire Advisory Board minutes
- Honor Our Deceased Veteran Program – 9/19/2006 at 2:30 PM
honoring Hawley Waldron, US Marine, WWI, from
Mechanicville

RESOLUTION #205

APPOINTMENT OF EMERGENCY COORDINATOR

Supervisor Lucia told the board and the public that Councilman Brown has been doing a lot of work on the Emergency Management Committee for the Town and Village of Corinth. A motion was made by Councilman Saunders, seconded by Councilman Major, and the following resolution was

ADOPTED Ayes 4 Lucia, Major, Byrnes and Saunders
Abstained 1 Brown
Nays 0

RESOLVED that the Town of Corinth hereby appoints Councilman Charles A. Brown as its Town Emergency Coordinator.

RESOLUTION #206

ADOPTION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM

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

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

It is hereby resolved by the Town of Corinth, State of New York that:

WHEREAS, in Homeland Security Presidential Directive (HSPD)-5 the President directed the Secretary of State of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, local and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualifications standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the state's inability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW THEREFORE, Pursuant to the authority vested in the Corinth Town Board by Article 2B of State Law we do hereby mandate the National Incident Management System be utilized for all incident management in the Town of Corinth.

We further proclaim this to take effect immediately.

RESOLUTION #207

SECTION 8 HOUSING CHOICE VOUCHER PROGRAM

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

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

Resolved that the Town Board of the Town Of Corinth will hold a public hearing on November 30, 2006 at 4:10PM at the Town Hall, 600 Palmer Avenue, Corinth, New York, 12822 for the purpose of receiving comments from the public on the Town's proposed Agency Plan for 2007 for the Section 8 Housing Choice Voucher.

Supervisor Lucia told the Town board that he received a letter from the Hadley-Luzerne Community Festival, Inc. regarding the Fall Festival Parade to be held Sunday, October 8, 2006 asking the Town Board to participate in the parade.

RESOLUTION #208

DONATION TO HADLEY-LUZERNE FALL FESTIVAL

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

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

RESOLVED that the Town of Corinth give Seventy-Five Dollars to the Hadley-Luzerne Community Festivals, Inc. to be used for the Fall Festival to be held on October 8, 2006.

SUPERVISOR

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

- Family Self Sufficiency Program
- Retirement Update Brochures
- Sales Tax - \$53,305.00
- Mortgage Tax - \$20,668.50
- Newsletter from Corinth Central School
- Annual Report from APA
- Saratoga Art Council Classes and Workshop
- Town's Annual Financial Report filed with the State
- Adelphia Franchise Tax Check of \$19,975.32 received

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
Audit for HUD
Supervisor

RESOLUTION #209
APPROVAL OF MOTION TO ACCEPT SUPERVISORS MONTHLY
REPORT

A motion was made by Councilman Saunders, 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 Supervisor's monthly financial report for August 2006.

TOWN BOARD

Councilman Saunders asked the Assessor and the board if an article could be composed stating why the Town Board decided not to re-evaluate the Town of Corinth property for the next year. Assessor Mary Ellen Hill-Pierce said that she would try to put something together and let the Town Board review it.

Councilman Saunders read a lengthy article to the board and the public from Adirondack Life by Brian Mann.

Councilman Byrnes said he wanted to state that he thought the parade on 9/11 was very nice and he thought Supervisor Lucia's speech was very touching.

TOWN ATTORNEY

Attorney Hafner told the board that he had three things:

1. He had reviewed the amendments to the three Water District contracts the Town has with the Village and found all to be in order.

RESOLUTION #210

AUTHORIZING SUPERVISOR TO SIGN AMENDED WATER DISTRICT CONTRACTS

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

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

RESOLVED that the Supervisor is instructed to sign and all documents relating to the three amended Water District Contracts with the Village of Corinth.

2. Attorney Hafner said he reviewed the Mutual Aid and Disaster and all looks okay. The only thing he wants the Board to realize is in the Reimbursement Provision that says that the Town would have to reimburse the County. He suggested that the board take time and look at that before anything is signed.
3. Attorney Hafner said he reviewed the letter and Permanent Right of Way and Easement sent to the Town from the County Attorney. He said this is a project involving the taking of millions of gallons of water from the Upper Hudson River, treating it at a water treatment plant to be located in the Town of Moreau, and piping it southwards through the middle of the country to an end point located in the Luthers Forest Technology campus in the Town of Malta. Attorney Hafner said the only point that involves the Town of Corinth is near the railroad owned by the Town of Corinth on Daniels Road in Town of Greenfield.

RESOLUTION #211

AUTHORIZING SUPERVISOR TO SIGN PERMANENT RIGHT-OF-WAY AND EASEMENT

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

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

RESOLVED that the Supervisor is instructed to sign and return the Permanent Right-of-Way and Easement between the Town of Corinth and the County of Saratoga as it related to property owned by the Town of Corinth on Daniels Road in the Town of Greenfield.

PUBLIC

Barbara Weatherwax filed with the Town Board and Town Clerk Petitions with 105 names on them for a Clean Composting Law. She also filed copies of three news articles as follows:

RAIL SPILL RENEWS FEARS(The Record) – regarding rail spills on trash trains

SLUDGE HITS THE FAN FOR LOS ANGELES

TWO LOCAL INDUSTRIES ON TOP –POLLUTER LIST

(Post Star)

Arleen Springer asked the board what she could do about her neighbor burning plastic and garbage after hours. She said she had the number of the forest Ranger but that was only for during working hours. She wanted to know whom she could call after hours. Code Enforcement Officer Fred Mann said he had a number for DEC in Warrensburg and perhaps they could tell her who to get in touch with during after hours.

With no further business, on a motion of Councilman Byrnes, seconded by Councilman Major, the meeting was adjourned at 8:45 PM. Carried unanimously.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk