

November 9, 2006

The Town Board of the Town Of Corinth held its regular meeting on November 9, 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
Harry Plummer, Highway Superintendent
Fred Mann, Code Enforcement Officer
Robert Hafner, Town Attorney
Joan Smead, Deputy Town Clerk

Public: Lief Sandwick, Joyce Day, Patricia Goldberg, Robert & Eleanor Kelley, Charlie & Barbara Weatherwax, Arleen Springer, Sigrid Koch, Mary Murphy, Cecil Mosher, Mary Baugh, Stuart Thomas, Diana & Ted Jordan, Bruce & Renee Baker, Ron Covell, Russell & Yvonne Melville, Claude Jean, Carroll & Ginny Ogden, S. Millis, Tim & Joni Hanchett, Tom Clothier.

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

RESOLUTION #233

APPROVAL OF MINUTES

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

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

Resolved that the minutes for October 13th, 19th, and 26th, 2006 be approved.

RESOLUTION #234

APPROVAL OF ABSTRACTS

A motion 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 October 12th and 26th, 2006 be approved as follows:

October 12, 2006

A---\$28,686.17
B---\$ 7,908.26
DA-\$15,341.68
DB-\$10,066.04
TA-\$ 2,124.08

October 26, 2006

A---\$52,812.37
B---\$ 6,413.49
DA-\$ 445.40
DB-\$39,479.15
TA-\$15,719.08
SL-\$ 509.54
Scenic Train-\$22,705.65

A Governors Proclamation, for Veterans Day, was to be read by Harry Candee, but he couldn't make it. He is going to read it at the Veterans Dinner this week and is going to give Supervisor Lucia a copy to be read at the next meeting.

Stuart Thomas, a real estate agent, approached the board about a culvert on Howe Road. He says that the water does not go through the culvert and floods the property. He would like the Town to either move the culvert or put a new one in.

Supervisor Lucia asked Superintendent Plummer if he had any comments. I don't have a problem with the culvert. The only problem is with the beaver dams. My only comment is if he wants to get permission from the property owner and they want to put a culvert in that's okay with me. Attorney Hafner said that they have to get permission from Superintendent Plummer to work on the town road. Superintendent Plummer said he would get in touch with DEC and they can tell me exactly what they need and if it is something we are suppose to do, I will be glad to do it. Right now the culvert does not affect the road or our right of way. Supervisor Lucia said we will accept what you presented to us and we will look at it. Superintendent Plummer said he would get the engineers to take a look at it. With the rain that we've had, there is no place for it to drain and I can't dig a ditch all the way to the creek.

Supervisor Lucia said we have a couple of things to clear up with the Passerelli Subdivision. Attorney Hafner says this is one of longest lasting things I have worked on since joining you. I think we are finally at the end. The last thing is the road dedication. One of the things that we needed was when I went in and compared the description in the deed it was slightly different than the map and when we tracked that back we determined there was slight variations between the subdivision map and the asbuilt. They were very small and we said that we, on your behalf, didn't feel it was appropriate for the Town Board to accept it without having verification from the Planning Board that these small changes were acceptable to them. We also said in that letter that they had to satisfy the Town Highway Superintendent, so I have been told that the Highway Superintendent has been satisfied. I have been told that He has met with Louise Reed, the Planning Board Chairman, to go over these small changes. Attorney Hafner then asked Superintendent Plummer if it was true that we understand that you met with Louise Reed and that you are satisfied with the building of the road and that the small changes that showed up are acceptable to you? Superintendent Plummer said yes. With that it time for you to accept the road. Supervisor Lucia said we could make that resolution now if it is okay with Superintendent Plummer. Mr. Hafner said he brought the real estate forms so that they can record them. It is their expense to record and they have to provide us with title.

Superintendent Plummer says in this letter, if I remember right, these dams that they put in the drainage, they are stone dams put in there to stop the sand from going in the culverts until the houses are completely done. They are still there and are going to stay there until the houses are built. As far as I'm concerned that's fine.

RESOLUTION #235
ACCEPT PASSARELLI SUBDIVISION AS TOWN ROADS

A motion was made by Councilman Byrnes, seconded by Councilman Brown, an the following was

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

Resolved that the Passarelli Subdivision be accepted as town roads.

Supervisor Lucia read some letters from the third grade students who attended Student Government Day at the Town Hall.

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

- Self Sufficiency Program for November
- Star Payment from the State \$2,166.92
- NYPF Certificates of participation presented to Fred Mann, William Clarke, Ed Eggleston, Linda Hamm, Sigrid Koch, Cheri Sullivan for Planning and Zoning. Supervisor Lucia said that after January it was going to be Mandatory for the boards to attend classes.
- Draft proposal from Time Warner Franchise not ready yet
- CLH semiannual report for landfill
- Saratoga County Public Works letter
- Senior Sentinel
- Latest Heap qualifications
- Saratoga County Public Health Memo

RESOLUTION #236
CHANGE MEETING DATE

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 meeting for November 23rd, 2006 be rescheduled for November 30th, 2006.

Supervisor's reports on file:

Public Health Literature
Parent newsletter from the School
Adelphia CD Chapter 11
Restore NY Grant (we did not get the grant this year)
Time Warner Letter Business Office is moving to Ridge Street
Nov 13th Public Presentation on CM findings
Sales Tax for October \$55,733.
FEMA Certificate for Charles Brown & Virginia Winslow
National Grid Commission Report
APA Project for emergency services (radio service towers)
Saratoga County Chamber updates
Landfill P&L Report

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

Assessors
Building
Animal Control
Fire Department
Highway
Justices
Town Clerk
Planning
Zoning
Senior Center
Supervisor's Report

RESOLUTION #237

MOTION TO ACCEPT SUPERVISORS MONTHLY REPORT

A motion was made by Councilman Saunders, seconded by Councilman Major, and the following 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 October 2006.

Barbara Weatherwax read a letter against the trash industry. A copy is on file.

Councilman Saunders would like to know who to thank for the people who sit at the polls. Supervisor Lucia said he would get out a note of appreciation for the workers on the polls.

Supervisor Lucia said that there would be a HUD hearing at the meeting on November 16th, 2006 at 4:00 pm.

Superintendent Plummer said we were going to have a workshop regarding Davignon Road. If not done soon it would be too late.

Code Enforcement Officer Mann asked if he could now issue CO's in the Passerelli Subdivision. There is one house that is almost finished. Attorney Hafner said yes.

Mary Baugh asked the Board not to let Petruzzo sit at the table with the Board members.

Ginny Ogden asked how close are we to getting the law on the books? What is taking so long?

Supervisor Lucia said that we know when the dead line is and we are putting things together. As soon as we have a document to present we will do it.

Russell Melville said we are worried and thinks that it would be a good idea if the Board would let us know in some way how you feel about this situation.

Leif Sandwick wanted to know why we were having a hearing on HUD instead of what everyone is interested in.

Supervisor Lucia said you have to understand that this is not the only thing that goes on in the Town. The HUD hearing needs to be done. There are people who need furnaces and roofs.

Tom Clothier wanted to know when the budget hearing would be.

Supervisor Lucia said it was Wednesday night. It was in the paper and two people showed up for it.

Tom Clothier wanted to know who was on the petition committee to make sure the signatures are all Town residents?

Supervisor Lucia said each Town Board member goes over every petition and piece of paper that is given to us. We have a box in the boardroom and they have to sign when they look at them and it then goes into the Town Clerk's office.

Attorney Hafner the signatures on the petitions do not have to be just Corinth residents. These are petitions that are not from only Corinth residents, but each Board member gets to see whom they are from and give them the weight that they think they deserve. These petitions are written by people expressing their opinion, they don't have legal effect they have political effect.

Supervisor Lucia said that we are close to presenting a final document on the composting. We have some legal opinions that need to be given to us tonight by our Attorney, but I can tell you we are very conscious of the January date. We are very conscious of the moratorium and we are earnestly working whether anyone believes it or not.

Attorney Hafner said the Town Board has been working hard and any time you think you need more time, you can decide you need more time, the important part is for you to be comfortable with what you are doing.

Councilman Saunders says I'm going to ask questions and get answers before I make a decision.

Arleen Springer asked if there is a time limit on a resolution.

Code Enforcement Officer Mann says time wise I don't think there is a limit.

Attorney Hafner says if it is not specific, then it continues.

Mr. Mann says right now Mr. Eggleston has requested to talk to the Town Board and He has talked to two of them and there has been no time to set up a meeting with the other two.

RESOLUTION #238

EXECUTIVE SESSION

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

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

Resolved that this Board adjourned to Executive session for Attorney/Client meeting with no decisions to reconvene.

Respectfully submitted,

Joan Smead
Deputy Town Clerk