

DECEMBER 21, 2006

The Town Board of the Town Of Corinth held its regular meeting on December 21, 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
Rose E. Farr, Town Clerk

Public: Patricia & Stanley Goldberg, Sigrid Koch, Robert & Eleanor Kelley, Louise Kirkpatrick, Claude Jean, Chantal Jean, David B. & Mary Williams, Carroll & Ginny Ogden, Joyce Day, Mary & Timothy Murphy, Barbara & Charles Weatherwax, Todd Morrow, John DiAlessandro, Jack & Susan Abbott, Francine & Robert Forte, Yvonne & Russell Melville, Tim Hanchett, Ralph DeCristofaro, Robin & Kim LaFountain, Kendra Schieber, and Ronald Ogden.

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

RESOLUTION #252

APPROVAL OF MINUTES

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 minutes for November 2nd, 8th, 9th, 16th, and 30th, 2006 be approved.

RESOLUTION #253
APPROVAL OF ABSTRACTS

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 abstracts of November 2nd and 30th and December 7th, 2006 be approved as follows:

<u>November 2, 2006</u>	<u>November 30, 2006</u>	<u>December 7, 2006</u>
A - \$ 39,919.53	A - \$ 85,922.32	A - \$ 18,098.38
B - \$ 5,228.89	B - \$ 13,473.30	B - \$ 4,021.58
DB- \$ 19,836.86	DA- \$ 427.40	DA- \$ 5,991.11
SL - \$ 547.23	DB- \$54,426.48	DB- \$ 4,051.66
TA - \$ 1,767.09	TA- \$ 4,742.54	SL- \$ 596.18
		SW-\$ 4,274.19
		TA- \$ 17,506.42
		Scenic Train -\$ 11,230.99
		Depot
		Restoration - \$ 27.20

Old Business

Supervisor Lucia opened the three bids for securing the Depot from the elements. The bids were as follows:

Arthur Baker – Phase 1-	\$1585.00
Phase II-	<u>\$4680.00</u>
TOTAL	\$6265.00
Mercier Construction -	\$9930.00
Peter Walsh -	\$10297.54

A in depth discussion of the use of vinyl tarps was had by the Town Board and a recommendation was received from Highway Superintendent Plummer that tarps not be used. The board decided that the RPFs were not definite enough.

RESOLUTION #254

REJECT ALL BIDS FOR SECURING THE DEPOT

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

RESOLVED that the Town Board reject all three bids for securing the Depot from the elements of the weather, and be it further

RESOLVED that Supervisor Lucia contact each of the three bidders and ask that they resubmit bids with some sort of heavy duty roofing system that could be guaranteed for two (2) years without leaking.

SUPERVISOR

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

- American Red Cross Meeting Minutes
- APA Permit – Saratoga County for towers
- APA 2005 Annual Report

Supervisor Lucia told the public that the Town Board meeting on December 28th was going to be devoted to a presentation by Terry Watkins who was in Iraq and Afghanistan from September 2005 to March 2006. Supervisor Lucia said that the Town Board would pay bills and the only other item to be discussed with be Mr. Watkins' presentation.

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

- December Sales Tax in the amount of \$47,482.00

Supervisor Lucia read the following letter from Edward Loya's Auto Parts & Salvage Corp.:

Ed Loya's Auto Parts & Salvage Corp.
274 Greenfield Avenue
Ballston Spa, NY 12020

DMV# 3460193
518/885-5977
Fax: 518/885-0771

November 16, 2006

Town of Corinth
Corinth, NY
Attn: Code Compliance

Dear Sir or Madam:

This letter is a petition regarding junk car and scrap metal removal. We would be very interested in helping both the town and the residents of Corinth in the removal of junk cars and scrap metals, at no charge. We are currently assisting the Towns of Milton and Galway. We also did a property cleanup in the Town of Wilton last November.

The removal is free. As far as junk cars are concerned, it helps if the owners have the titles to the vehicles, but not necessary as we can provide an abandonment form which is acceptable to the Department of Motor Vehicles. There are a couple of stipulations that we ask the owners of junk cars to follow:

- *There can be no garbage in the vehicles*
- *There can be no tires in the vehicles; we can accept those on the vehicles but no additional tires*

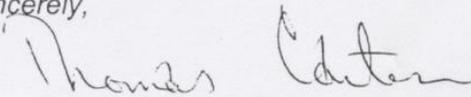
Where scrap metal is concerned we will remove all scrap metals including appliances, metal sheds, and siding, etc. again at no cost to the town or its residents.

We will gladly provide the appropriate licenses to the town and our business cards will be made readily available to your code enforcement officers for distribution to those people in violation of codes in your township. With the onset of winter, we realize that removal will also aid in plow accessibility.

We look forward to hearing from you and hope we can be of great assistance to you in the future. Please feel free to reach me at the business number, 518.885.5977 with any further questions or discussion.

Thank you again.

Sincerely,



Thomas Carter
President, Ed Loya's Auto parts and Salvage Corp

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

Certificate – Richard Lucia – IS-00700 National Incident Management System (NIMS) an Introduction

Supervisor Lucia told the public that he had attended a presentation with Governor Pataki during which the Governor presented \$1,000,000.00 to the Town of Corinth to be used to repair the damaged on the rail lines caused by the beaver dam.

Supervisor Lucia read with regret the following letter from Meredith Smith:

Dear Supervisor Lucia, Corinth Town Board
members, Rose, Fred and Linda,

As I have already informed the Supervisor,
I have accepted a position at Pyramid
Network Services and will be leaving The LA
Group effective 12/15/06. It has been a
wonderful pleasure working with all of
you over the years through the zoning law
and latest endeavors. It not only has been
a great professional experience, but also

a wonderful personal experience getting to know
all of you. As the supervisor said to me,
it's like family and I feel the same way.

I have enclosed my new business cards and
rest assured, I am only a phone call away.

Take care and I wish you and your community
the best.

Thank you for everything!

Best wishes,
Meredith



the LA group
Landscape Architecture
and Engineering, P.C.

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

- Mortgage Tax Report for October 2006 - \$16,129.00
- NY planning Federation Information Booklet
- Parkland Committee Minutes for November 2006
- Police Notification List for Sexual Offenders living in the Village of Corinth
- Rural Features for November and December
- Saratoga County Fire Advisory Board minutes
- Saratoga County IDA minutes for September, October and November
- School Board Invitation for January 9th – presentation from BOCES
regarding Luther Forest
- Self Sufficiency Program Report
- Senior Sentinel
- TD Banknorth Discharge for last bit of debt incurred for repayment to IP
- The Volunteer (RSVP)
- Veterans Help

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

- Assessor
- Building
- Animal Control
- Fire Department
- Highway
- Justices
- Town Clerk
- Planning
- Senior Citizens
- Supervisor

RESOLUTION #255
APPROVAL OF MOTION TO ACCEPT SUPERVISORS MONTHLY
REPORT

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 Town Of Corinth Town Board accepts as presented the Supervisor's monthly financial report for November 2006.

TOWN BOARD

Supervisor and Councilman all wish the public Happy Holidays.

TOWN CLERK

Town Clerk Farr wished the public and Town Board Happy Holidays. She told the board that the taxes have come in and her office is diligently working on getting them out by the end of 2006.

RESOLUTION #256

BUDGET ADJUSTMENT

Town Clerk Farr told the Town Board that a budget adjustment was needed. On motion of Councilwoman Brown, and seconded by Councilman Major, the following resolution was

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

RESOLVED that Revenue A8189.1 be decreased by Five Thousand Dollars (\$5,000.00), and be it further

RESOLVED, that Expenditures A8160.1 be increased by Five Thousand Dollars (\$5,000.00).

RESOLUTION #257

TRANSFERS

Town Clerk Farr told the Town Board that there are transfers that need to be done before the bills can be paid. On motion of 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 following transfers be made:

\$5,724.77 from, DB5130.4 and \$5,724.77 from DB5110.4 to the following:
DB5112.2 - \$841.32; DB5110.1 - \$2,522.22 and DB9010.8 - \$8,086.00

\$684.05 from B7310.2 to B7310.4

\$149.99 from B8020.4 to B8020.2

\$1,000.00 from B1990.4 to B6772.1

\$350.00 from A7450.2 to A7450.4

\$21.54 from A7150.4 to A7180.4

\$160.00 from A5132.4 to A5010.4

\$600.00 from A1010.2 to A1010.4

\$3,000.00 from A1330.1 to A1410.1

\$7,100.00 from A1990.4 to the following: A1440.4 - \$1,000.00; A1680.4 - \$600.00 and A4540.4 - \$5,500.00.

\$300.00 from A1410.2 to A1410.4

\$211.00 from A4989.2 to A4989.4

ATTORNEY

Attorney Hafner also wished the Town Board and the public Happy Holidays and asked that the Town Board schedule a meeting early in 2007 with the town attorneys to go over the status of the zoning changes, etc.

HIGHWAY

Highway Superintendent Plummer wished the Town Board and the public Happy Holidays. Supervisor Lucia told the Highway Superintendent that a member of the public approached him and wanted to thank him for the great job the Highway Crew is doing with picking up along side the roadways.

CODE ENFORCEMENT

Code Enforcement Mann wished the Town Board and the public Happy Holidays.

PUBLIC

Tom Clothier reminded the board that at the meetings at the Firehouse regarding the Depot the engineers questioned the use of rubber roofing on the Depot. He also said that the tarps could not stand the weather. He questioned how the amount talked about at the meetings could be \$25,000.00 and the bids now came in so low.

Barbara Weatherwax read the following to the board:

Barbara Weatherwax
Presentation to Town Board
Thursday, December 21st, 2006

- ◆ It would be Political Suicide for any elected Board Member that has aspirations to continue in their seat --- to ignore THOUSANDS of Petitions, Letters, emails and calls from your constituents and neighbors AGAINST Trash Industry;
- ◆ People are reading in newspapers of trash industry trying to enter unprotected municipalities --- the latest loophole for trash industry is to form a railroad company to bypass local, county and state laws;
- ◆ The documentary SWIM FOR THE RIVER has been shown in three municipalities and twice this past weekend on Public TV;
- ◆ People have witnessed the "Battle of Corinth" that revealed WHY trash industry was Called to Corinth and by WHOM;
- ◆ Also revealed in Glens Falls, the releasing of effluence from the paper mill into the Hudson River via 4 underwater pipes, pouring out directly into the river;
- ◆ For those that believe that the EPA or DEC will protect us from polluting industry: THEY are not stopping this mill --- WHY? Because even though there is technology to remedy this pollution --- the company claims they can not AFFORD such technology & is given permission to continue polluting --- *so much for PROTECTION by these agencies*;
- ◆ Over the past 2 years, the people took the initiative to collect over 3,000 signatures & 3,449 signatures remain on file since 2004 ALL AGAINST TRASH INDUSTRY;
- ◆ The People went door to door surrounding Petruzzo's Property and collected almost 100 percent of the resident's signatures AGAINST his proposed DIRTY COMPOSTING FACILITY;
- ◆ THIS ALONE SHOULD MOTIVATE THIS BOARD INTO ACTION;
- ◆ We collected RESEARCH about Dirty Co-Composting & Processing & Burning of WASTE);
- ◆ We have shared with you the BEST information available from knowledgeable sources and we are still told the Board needs more information --- WE Ask -- *From who? From The industry trying to operate?* That is not research, that is Marketing & Sales Talk;
- ◆ The Town has TWO trash industries FIGHTING to operate --- we have all witnessed their threats, half truths, trash processing technology and 'host benefits'... We note among other things, their avoidance of MENTIONING the WASTE FEED STOCK;
- ◆ TECHNOLOGY is NOT our Issue --- WHAT IS? It is the NEVER-ENDING flow of waste; It is WASTE processing and WASTE moving through our streets by trucks & on the rails by train --- INCREASING TRAFFIC of large, overburdened containers & vehicles AND ever increasing threats of human error and subsequent accidents;
- ◆ It is the REALITY of the stench, vileness, and hazardous waste mixed into the TRASH & GARBAGE that we are concerned with;
- ◆ It is 24-7-365 DAYS A YEAR that both industries have made clear is their required work schedule that we are concerned with;
- ◆ BOTH industrial Sites are SURROUNDED by RESIDENTIAL PROPERTY -- hundreds of People will be burdened with these unbearable conditions and direct exposure to the pollution AND then the pollution will travel and spread throughout the rest of the AREA;
- ◆ POINT of ISSUE: All of the Technology in the world will NOT take the TRASH out of the situation that this community will suffer with; A Waste Stream that would NEVER END;
- ◆ As elected officials THIS SHOULD BE YOUR FOCUS OF CONCERN;
- ◆ The People have told the Board NO Dirty Composting --- NO processing and NO burning of waste --- We ask the board, *When will you hear us* AND RESPOND with supporting laws?;

- ◆ The VILLAGE has heard us and the Village has seen the Signatures on Petitions; They have written the laws accordingly AND We EXPECT the TOWN to do the same;
- ◆ O'Connor's request for a scientific review to prove that our health, welfare and safety would be at risk from sewage sludge & MSW which has stalled the CLEAN composting law from being completed AND created another round of a 6 month moratorium is unacceptable;
- ◆ We say --- NO --- The answer is readily available --- There is ample information out there to see that *there is NO Conclusion For Our Safety* --- It is for CORINTH to make the decision that there IS significant risk to the public's health, welfare and safety --- *I have previously given this board copies of the Town of Root & Bethlehem Waste Mgmt. Laws: saying that they are PROHIBITING trash industry because scientific research remains inconclusive as to whether trash industry is SAFE. We ASK YOU to DO the SAME.*

THANK YOU FOR LISTENING ...

Eleanor Kelley told the Town Board that she felt it was time to stop the nonsense and giving people the run around. She said she has had two children that died from breathing problems. She wanted to know the boards feeling or where the Town Board is headed.

Louise Kirkpatrick told the board that she understands why the extension was made but now wants the board to tie the two drafts that they have together and set up a public hearing. She said she feels Petruzzo's host package was nothing but a bribe. Ms. Kirkpatrick then read the following to the board:

December 21, 2006

Town Board Members,

It's hard to believe that the board requires another 6-month moratorium to vote on a clean composting law, and a law prohibiting waste processing and "burning" in the town. You have the law written in the moratorium, prohibiting such industry.

The town's attorney has drafted two clean composting laws; you need to tie the two together and set a public hearing. The people have voiced their support of such a law with over 3000 signatures collected in 2006. To join the 3448 collected in 2004.

Let us not forget how dangerous this type of industry is to our health and the health of our children. The heavy metals that are in sewer sludge and municipal waste, including but not limited to, lead, mercury, chromium, and cadmium. Causing every thing from nervous system disorders, mental retardation, cerebral palsy, delayed motor skills, seizure disorders, stomach, lung and kidney disorders, decreased mental abilities, decreased production in red and white blood cells, abnormal heart rhythm, and cancer, just to mention a few.

Dioxin, another health hazard, created by "burning" trash, enters our food chain, and is stored in our fat cells. Our bodies have no defense against it, and once in our system we have no way to get rid of it. Except when a mother passes it to her fetus in utero, and then to her new born through breast milk.

USEPA Administrator Christi Whitman stated in 2001, and I quote, "persistent organic pollutants have been linked to adverse affects in humans and animals. Those include cancer, central nervous system damage, reproductive disorders, and immune system disruptions. They are in fact lethal." (End quote)

The USEPA's most recent estimates, on dioxin levels and the general population's risks for cancer based on dioxin exposure could be as high as 1 in 100 to 1 in 1000."

New York State's 2004 renewal energy plan has prohibited waste to energy plants from being included. Judge Stein ruled that quote "garbage incineration was incompatible with environmental objectives of the renewal plan."

Mr Petruzo's host benefit package was nothing more than a bribe, as one board member pointed out during the workshop.

Mr Petruzo does not live in Corinth, he lives in Satrtoga Springs.

Mr Petruzo owes back property taxes.

Mr Petruzo thinks he can "BUY" this community.

Well Mr Petruzo, Corinth is NOT for sale, we value our clean air, clean water, our children's health and we are not a DUMP for New York City's Trash or Sewer Sludge.

Thank you for this opportunity to address the board.

Louise Kirkpatrick and Claude Jean



Yvonne Melville asked the Town Board how after listening to the people then could not be convinced.

Claude Jean asked the Town Board why they wanted to extend the moratorium for six (6) months why not just two (2) weeks. Supervisor Lucia explained that the amendments to the zoning could be made earlier than six (6) months but an agreement on the amendments must be made by the board and then a public hearing would have to be scheduled. He said therefore the Town attorneys recommended that the moratorium be extended for another six (6) months.

Claude Jean then read the following letter from Diana and Ted Jordan who could not attend the meeting:

Ted and Diana Jordan
59 County Route 10
Corinth, NY 12822

Thursday, December 21st, 2006

To All the Town Board Members

Ted and I will not be able to attend the Town Board Meeting this evening but we ask that our voices ~~be~~ heard.

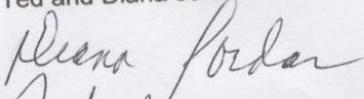
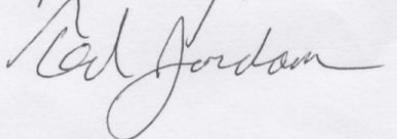
Please, please, please do the right thing. Pass zoning laws that will protect us against trash industry, dirty composting and processing and burning of waste in Corinth.

The people who live in the Village and in the Town of Corinth have indicated time and time again with their voices at Public Hearings, signed petitions and attendance at Town Board meetings and almost without exception they have begged you, our voted in officials, to do the right thing and pass zoning laws to protect our Health, Safety and Welfare.

Philmet continues to tell us nothing except that they intend to sue us. You do not threaten with law suits if you have nothing to hide and plan to do nothing but good things for the community. You don't take over 15 months to come up with a business plan if your plan is to do desirable industry. Petruzzo also has lawyered up. You do not need 3 plus lawyers if you intend to do clean composting. Make no mistake Philmet and Petruzzo are opportunists who intend to make lots of money for themselves not for Corinth. Corinth will be left with all types of pollution that these companies will make. And one trash company after another will come to our area once the door is open. We don't want to live in Trash Town, USA. Do you??

Thank you for your attention.

Ted and Diana Jordan

Francine Forte from Lake Luzerne spoke about how what the Town Board decides to do in Corinth will affect the citizens in Lake Luzerne.

Ginny Ogden asked the Town Board why they could not just make the new laws for clean composting and be done with it. Supervisor Lucia told her that the board was wanting for a meeting with a non-partisan person who would give the board his or her opinion.

Robin LaFountain told the board about what it is like in Hudson Falls. He told the board that Corinth is not going to grow if trash is allowed. He also said he did not think the Town Board should rely on EPA for guidance.

Tim Hancett told the board that there is no perfect science and no perfect way to analyze. He told the board to be leery of sources of expert opinions and careful with engineering and design.

Ronald Ogden the board that he moved here 18 years ago and at one time supported gasification. He said he no longer supports gasification. He said that making plastics is a very smelly process. He said if he sees that the Town is going to allow these he will move. He said he is asking the board to protect their citizens.

Robin LaFountain said that he understood that Corinth was supposed to be working on becoming a tourism town. He asked how the Town could be considered a tourism town and bring trash in. He said these two things do not go hand in hand.

Todd Morrow told the board that he wished to publicly thank the Highway Crew for cleaning up the road near his home.

Robert Kelley said he echoed the sentiments of Ronald Ogden. He said if this matter is not resolved by spring then he and his wife would have no choice but to sell their property.

RESOLUTION #258
EXECUTIVE SESSION

At 8:15 PM a motion was made by Councilman Brown and seconded by Councilman Saunders to go into Executive Session for Attorney/Client meeting with no decisions to be made.

ADOPTED Ayes 5
Nays 0

Lucia, Brown, Major, Byrnes and Saunders

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk