

August 23, 2007

The Town Board of the Town of Corinth held a regular meeting on August 23, 2007 at 7:00 PM at the Town Hall.

Present: Richard Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Shawn Eggleston, Deputy Highway Superintendent
Fred Mann, Code Enforcement Officer
Rose E. Farr, Town Clerk
Robert Hafner, Town Attorney

Public: Ray Bush, Larry Ramsey, Jr., Mary Baugh, Kevin Skinner, Russell Melville, Joseph Duguay, Joel Duguay, Barbara Weatherwax. Jim Murray, Sr., Louise Reed, Sigrid Koch, Ann Marie French, Louise Reed and Leif Sandiwck.

Larry Ramsey, Jr.

Mr. Ramsey appeared before the board regarding property located at 82 Hollister Road. He presented the board with a letter dated January 3, 2002 from Code Enforcement Officer Douglas Smead stating that he would be able to have a repair shop on this piece of property. Mr. Ramsey also presented the board with other documents and informed the board that he thought he was grandfathered. Town Attorney Hafner interrupted Mr. Ramsey and told him that after his office spoke to Code Enforcement Officer Mann it was determined that he is in fact grandfathered. Code Enforcement Officer Mann said that the question was with whether he had continually operated at the location and the Town had determined that he had so the Code Enforcement Officer agreed that Mr. Ramsey was grandfathered. The Town Attorney told the Town Board that it was his recommendation that Mr. Ramsey work with Code Enforcement Officer Mann to detail what has been grandfathered at this location so that it could be in the Town records if something new was going to be done on the property.

Kevin Skinner

Kevin Skinner appeared before the Town Board stating that wished to build an Adirondack Furniture Store on Route 9N in South Corinth. He said he went before the Planning Board for a site plan use for a Personal Service Shop. He said the Planning Board sent him to the Zoning Board for an interpretation of a "Personal Service Shop". The Zoning Board told him that a "Personal Service Shop" were businesses such as a beautician, tailor or dressmaker and he did not fall in any of these categories. They referred him back to the Planning Board. Mr. Skinner said that the Planning Board told him he had two ways to go: Go back to the Zoning Board and apply for a Use Variance or go before the Town Board and ask that the language in the South Corinth Hamlet be changed to be more specific and include other businesses, not just beauticians, tailors or dressmakers. The board members asked Mr. Skinner to clarify what exactly he planned to do on the property. He said he wanted to building and sell Adirondack furniture and perhaps sell fruit, vegetables and plants grown on the property. Mr. Skinner said eventually he may have two greenhouses down back The Town Board told Mr. Skinner that this is where they think the problem is. They said that the retail portion of his business doesn't fit in.

DRAFT COPY

Councilman Major told Mr. Skinner that the Town Board had just received the recommendations from the Planning Board and Zoning Board and the Town Board members had not had time to go over the recommendations. Councilman Saunders told Mr. Skinner that he has checked the Zoning Map and finds that the Skinner property is the second parcel in the South Corinth Hamlet. Councilman Saunders said that the Zoning Book says Route 9N is an industrial corridor but he understands that the board must go by the map. He said he wondered if the board could tighten the language up a little. He said he does not want to Spot Zone. Councilman Byrnes asked if this was something that the Comprehensive Committee could be working on. Councilman Major said the way he understood it is that Mr. Skinner has two choices: Either a Use Variance or Language Change. Mr. Skinner said he was told at the Zoning Board that it would be hard to obtain a Use Variance because he would have to show a hardship. Attorney Hafner said that if Mr. Skinner applies to the Town Board for a language change it will have to go to the Town and County Planning Boards for their recommendation and a public hearing must be held. Attorney Hafner suggested that Mr. Skinner and the Code Enforcement Officer get together and come up with the language for Mr. Skinner to bring back to the Town Board. During the meantime the Town Board will review the responses they received from the Planning Board and the Zoning Board.

RESOLUTION #207

SPEED REDUCTION COUNTY ROUTE #24

The following letter was received from Saratoga Bridges:



bridges 

The premier community resource for people with disabilities and their families

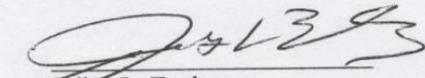
Richard Lucia
Town of Corinth Supervisor
600 Palmer Ave
Corinth, NY 12822

8/14/07

Dear Supervisor Lucia,

I would like to request some assistance and or guidance on a traffic concern in front of our pallet manufacturing building, located on 726 County Route 24. We have delivery trucks and tractor trailers entering and exiting our facility on a daily basis. There is a concern and a potentially dangerous situation when trucks are leaving our docks and entering County Route 24. Traffic headed out of the village on Palmer Ave is posted at 35 mph and becomes 55 mph on a blind hill, just a few yards before our facility. Vehicles are traveling at 55 mph as they are coming over the hill and there is a great potential of a traffic accident as our trucks are entering the road. Our suggestion would be to extend the 35 mph speed limit beyond our facility and possibly posting additional signage identifying truck traffic. I would welcome any suggestions or assistance from the town or county in this matter. Thank you very much for your time.

Respectfully,



Julius L. Enekes

Director of Commercial Operations

Corinth Office – 654-9976
Ballston Spa Office – 587-5747 Ext: 143

Alpha Industries 16 Saratoga Bridges Boulevard Ballston Spa, New York 12020
(518) 587-0723 (518) 583-9607 fax



Bridges, NYSARC, Inc. Saratoga County Chapter



DRAFT COPY

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

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

RESOLVED that a request be forwarded to Saratoga County requesting that the speed limit on County Route #24 between the Village Line and Gabriel Road. be reduced to 35 miles per hour.

SUPERVISOR

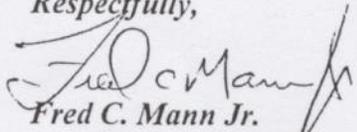
Supervisor Lucia stated that the yearly inspection of the Corinth Senior Citizens Center has been completed and a copy is as follows:

*Town of Corinth
Building Department
600 Palmer Avenue
Corinth, NY 12822
Phone: 518 654-9232 -x 5
Fax: 518 654-7751*

*Senior Center
Yearly Inspection
July 27, 2007*

- 1. The railing on the handicap ramp (1) section needs to be replaced.*
- 2. The front steps need repair, (cement on the bottom should be taken out plus the wooden steps are getting bad.*
- 3. Sewer vent needs to be extended thru the roof.*
- 4. The cement walk in front of the handicap ramp needs to be replaced, plus the driveway apron cement is bad. This is a trip hazard for seniors.*

Respectfully,


*Fred C. Mann Jr.
Code Enforcement Officer*

cc: Supervisor Lucia

DRAFT COPY

Supervisor Lucia told the Town Board that the Town would be responsible for #1, #2 and #3. Deputy Highway Superintendent said the Highway department would take care of #1, #2, and #3. He asked that the Town Clerk send a letter to the Village requesting that they take care of #4.

RESOLUTION #208
SPEED REDUCTION LINCOLN MOUNTAIN ROAD

The following letter was received from the Town of Greenfield regarding Lincoln Mountain Road.

Town of Greenfield

FOUNDED 1793



TOWN HALL
P.O. BOX 10
GREENFIELD CENTER, NY 12833
PHONE (518) 893-7432
FAX (518) 893-2460

August 10, 2007

Richard Lucia, Supervisor
Town of Corinth
600 Palmer Avenue
Corinth, NY 12822

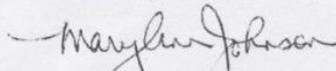
Dear Richard:

The Town Board recently received several complaints from the residents of Lincoln Mountain Road regarding the speed limit. The road is not currently posted, resulting in a speed limit of 55 mph. Since the Town recently paved our section of the road, the Board felt that this was going to become even more of a problem.

At our August 9th, 2007 meeting, the Board passed a resolution to forward a request for speed limit reduction to 40 mph to the County.

The Board would like to ask your Town to consider joining with them in seeking a reduction for the entire length of Lincoln Mountain Road.

Sincerely,


MaryAnn Johnson
Town Clerk/RMC

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

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

RESOLVED that the Town of Corinth join with the Town of Greenfield in their request to Saratoga County that the speed limit on the entire length of Lincoln Mountain Road be set at 40 miles per hour.

RESOLUTION #209
JUSTICE COURT AUDIT

Supervisor Lucia told the Town Board that the Unified Court System has requested a copy of the resolution whereby the Town Board audits the Justice Court books.. A motion was made by Councilman Byrnes and seconded by Councilman Saunders and the following resolution was

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

RESOLVED that the Town Board complete the annual audit of the Town Corinth Justice Court books at their Organizational Meeting in January of each year.

SUPERVISOR

Supervisor Lucia read the following letter from Saratoga County Rural; Preservation Company:



SARATOGA COUNTY
RURAL PRESERVATION
COMPANY

DOTTIE NIXON
Executive Director

36 CHURCH AVENUE • BALLSTON SPA, NEW YORK 12020 • 518.885.0091 • FAX 518.885.0998 • E-MAIL: RPC36@NYCAPRR.COM

Richard B. Lucia, Town Supervisor
Corinth Town Hall
600 Palmer Ave.
Corinth, New York 12822

August 14, 2007

Dear Supervisor Lucia,

We would like to take this opportunity to thank you for your Letters of Support in our applications for the Homeless Veterans Reintegration Program Grant and the Per Diem Grant.

We were awarded both grants and this will now enable us to continue working with homeless veterans in rebuilding their lives by assisting them finding long term employment and insuring that they have a safe and healthy environment to reside in while recovering.

Your assistance and continuous support of our programs is greatly appreciated and a tremendous benefit to all of our veterans.

Respectfully Yours,

Dottie Nixon
Executive Director

Francis Nichols
Director of Veterans Affairs

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RESOLUTION #210

ADOPT 1992 TOWN OF CORINTH MASTER PLAN

Supervisor Lucia read a letter from the Comprehensive Committee requesting that the board formally adopt the 1992 Town of Corinth Master Plan. A motion was made by Councilman Saunders and seconded by Councilman Major and the following resolution was

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

RESOLVED that the Town Board formally adopt the 1992 Town of Corinth Master Plan as requested by the Comprehensive Committee.

ATTORNEY ROBERT HAFNER

Attorney Robert Hafner told the board that he was not at the last board meeting but had spoken with his partner Attorney Michael Hill and had read the draft minutes provided to him and he asked to come to this meeting to clarify one thing that was discussed. Attorney Hafner said that at the August 9th meeting a letter was presented to the Town Board members concerning a Town Board member supposedly attending certain meetings where Town residents may have discussed Philmet. He said the letter stated that the writer thought the Town Board member should not have done so and he should recues himself. Attorney Hafner said he had three things in response to that. He said first people have the right to submit things like this. He said he understood that there was quite a discussion regarding the inaccuracies of certain facts in the statement and he said that he would ask that the people making the such statements really be sure of their facts because the truth is very important to what the Town Board does. He said personal attacks or threats will not be allowed but this particular matter doesn't was either.

He said that Second even though people have a right to submit statements like this in exercise their constitutional right of free of speech, however, he said they don't want anyone to think that there was any legal merit to the personal opinion that was in this statement. He said Town Board members are elected officials and they can meet with whom ever they please. He said that is part of what board members do. Attorney Hafner said the Constitution protects the rights to do this. He said that he had he been here on August 9th he would have just responded that the board members can meet with whomever they want and it does matter how many times.

He said Third that people can ask someone to recues no response was necessary or even warranted. He said a person can meet with whomever he wants and it does not effect his rights as a Town Board member. He said that in reading the minutes he thinks that this matter was very much discussed on August 9th and unless the Town Board directs him to discuss any part of what he just said any further he does not intend to discuss further something that he thinks the person has the right to make and there apparently should have been more paying attention to the accuracy of the facts and which statement had no legal merit.

SUPERVISOR

Supervisor Lucia reminded the board and public that the Final World War II Deceased Veterans ceremony will be held at the Saratoga County building on Monday morning at 9:30AM. He said that they would be honoring veterans from nineteen town and two cities. Supervisor Lucia said that they would be honoring Norman LeClerc from Corinth.

PUBLIC

Jim Murray, Sr. spoke about the Village applying for a \$2.5 million grant with Philmet and he requested that the board make a resolution supporting the Village applying for this grant. He said he thought that would help get the word out to the public. Supervisor Lucia said that the Town would have some letters in support of this here so that people could drop them off here to be forwarded to the Village.

HIGHWAY

Deputy Highway Superintendent Eggleston said that the Highway had completed replacing the pipe on Miner Road and they would be resurfacing Miner Road next week. He said he would have someone look at the Senior Center Monday.

TOWN BOARD

Councilman Saunders thanked Attorney Hafner for his clarification. Councilman Saunders said that Wednesday was a very good day for Corinth. He attended the ribbon cutting for Saratoga Bridges and toured their new facility. He said he also attended the press conference on the Village applying for the \$2.5 million grant and toured of the facility left on the Philmet property.

Supervisor Lucia said the tour at Philmet was very interesting. He said they stood on top of the landfill. He said his biggest shock was when they opened the door to where the #11 paper machine had been located and all there was were holes in the floor. He said he ended up Wednesday on a fun note with the annual Corinth Fun Day in back of the Town Hall.

Councilman Byrnes said he wanted to reiterated that he thought it was a good day for Corinth Wednesday. He said he had his first tour of the mill. He said he hoped as Mr. Murray had said that the whole community gets behind Philmet so that they can bring other industry into Corinth.

RESOLUTION #211

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTION

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

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

RESOLVED that the board pays bills as audited with any exceptions as follows

Vouchers For 08/23/07

General Fund/Town Wide – A:

#20071162, 1166, 1168, 1172-1174, 1180-1192, 1196-1216, 1243-1253, 1262, 1264-1268
\$107,245.34

General Fund/Outside Village – B:

#20071163, 1165, 1169, 1179, 1193-1195, 1217-1228, 1254-1257
\$22,104.54

Community Development Grant – CD:

#20071159, 1167
\$72,933.00

Highway/Town Wide – DA:

\$0

Highway/Part Town – DB:

#20071140, 1164, 1176, 1229-1242, 1258-1259
\$87,531.05

Capital Project/Landfill Upgrades – H1:

#20071260
\$959.99

Fire Protection – SF:

\$0

Street Lighting – SL:

P#20071269-1271
\$476.03

Sewer/Water – SW:

\$0

Trust & Agency – TA:

#20071160-1161, 1170-1171, 1177-1178, 1261
\$7,416.17

Scenic Train –

\$0

Depot Restoration –

\$0

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With no further business, on a motion of Councilman Saunders and seconded by Councilman Major the meeting was adjourned at 4:55 PM to bill paying. Carried unanimously.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk