

DRAFT

JANUARY 24, 2008

The Town Board of the Town of Corinth held a regular meeting on January 24, 2008 at 4:00 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

Arrived Late: Michael Hill, Attorney

Public Present: Ray Bush, Sigrid Koch, Edwin Eggleston, Louise Reed, Althea Reed and Bruce Baker.

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

RESOLUTION #82

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for MHC Alpine LLC. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Travel Trailer Park. A motion was made by Councilman Brown, seconded by Councilman Byrnes and the following resolution was

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

Resolved that the Travel Trailer Park License for MHC Alpine LLC be renewed for 2008.

RESOLUTION #83

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for David and Margaret Falk, d/b/a River Road Campground. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Travel Trailer Park. 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

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Nays 0

Resolved that the Travel Trailer Park License for David and Margaret Falk, d/b/a River Road Campground be renewed for 2008.

RESOLUTION #84

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for Antone Mountain Mobile Home Park. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Mobile Home Park except for a few things that had yet to be completed and checked in the Spring. 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 Mobile Home Park License for Antone Mountain Mobile Home Park be renewed for 2008.

RESOLUTION #85

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for Woodcrest Mobile Home Park. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Mobile Home Park. 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 Mobile Home Park License for Woodcrest Mobile Home Park be renewed for 2008.

RESOLUTION #86

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for Byrnes Mountain View Mobile Home Park. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Mobile Home Park. A motion was made by Councilman Saunders, seconded by Councilman Brown and the following resolution was

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

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Resolved that the Mobile Home Park License for Byrnes Mountain View Mobile Home Park be renewed for 2008.

RESOLUTION #87

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for Victor Kyarsgaard. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Junkyard. A motion was made by Councilman Byrnes, seconded by Councilman Brown and the following resolution was

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

Resolved that the Junkyard Park License for Victor Kyarsgaard, d/b/a Adirondack Salvage be renewed for 2008.

RESOLUTION #88

LICENSE RENEWAL

Supervisor Lucia stated that it is time to renew the license for Thomas Pixley. Supervisor Lucia read a letter from Code Enforcement Officer Fred Mann stating that everything was in order in this Junkyard. 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
 Nays 0

Resolved that the Junkyard Park License for Thomas Pixley be renewed for 2008.

RESOLUTION #89

APPROVING PURCHASE OF BOOKKEEPER SOFTWARE

Supervisor Lucia told the board that money had been placed in the 2008 Budget for new software for the Town's accounting system. He said that the proposal from Enhanced Business System is in the amount of \$7,900.52. 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

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RESOLVED that the Town of Corinth purchase new accounting software from Enhanced Business Systems in the amount of Seven Thousand Nine Hundred and 52/100 Dollars (\$7,900.52).

SUPERVISOR

Supervisor Lucia showed the Town Board articles that appeared in the Gazette on January 23, 2008 regarding the Town of Corinth Sand Pit and the State Comptroller's audit.

RESOLUTION #90 **TRANSFERS**

Supervisor Lucia told the Town Board that there are transfers that need to be done. On motion of Councilman Saunders, 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:

Transfer One Thousand Sixty-Six Dollars (\$1,066.00) from A5132.4 (Garage Contractual) to A5010.4 (Highway Superintendent Contractual) to cover cost of training.

SUPERVISOR

Supervisor Lucia told the Town Board that the Town of Wilton has sent the Town a letter advising them that there will be a Public Hearing in front of their Planning Board to consider the application for subdivision approval submitted by ANW Holdings for a proposed lot line adjustment between Lot 1 and 3 in an approved 4-lot subdivision; property located on Woodard Road.

ALTHEA RIVETTE

Althea Rivette talked to the Town Board about the ongoing situation at the Marquis Mobile Park (Brignola). She told the Town Board that she spoke with Mike Halock from Department of Health. She said that the families in the park have elected to do their own chlorination. She said that there is a new baby in the park and being on a boil water for two years is just not acceptable. Mrs. Rivette said that Department of Health came up with the following idea which she thinks is very good: Shut off the water and electricity to trailer #1 making the park a four trailer park. The Department of Health said that with the authority of the Town Board, Building Inspector, permission could be given for two people to chlorinate the water in the park. She said that Department of Health would notify Mr. and Mrs. Brignola to the fact that this is what is being done.

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Supervisor Lucia informed Mrs. Rivette that at the last board meeting the board decided to place the matter in the attorney's hands to see about the court order and to close the park down.

Code Enforcement Officer Mann said he understood that Judge Clothier was going to get back to the board about the #1 trailer in the park.

Councilman Byrnes told Mrs. Rivette that the park has not had a license since 1992 and all parks need to be licensed. Councilman Byrnes asked if Mike Konacki was licensed to chlorinate the water. Mrs. Rivette said that it was not necessary to have a license, it was only necessary to be trained.

Mrs. Rivette said she thought she would come in with a solution because the families in the park need homes.

Councilman Major said that he felt the board needed to ask themselves if they could allow people to live in this park. He said that there are three things that bother him:

1. No License
2. Court Order regarding trailer #1
3. Court ruling with un-chlorinated water and the owner of the park

Councilman Major said that intentions may be all good but it could come back on the board if they allowed this chlorination. He said this is a very, very serious situation.

Mrs. Rivette told the Town Board that they owed the tenants time.

Councilman Major said that the park has operated since 1992 without a license and the matter has been in litigation. He asked now that the matter is no longer in litigation how can the Town Board allow this to go on.

Councilman Saunders said that when he came on the Town Board he remembered the Supervisor declaring a State of Emergency and from that point on the matter has been in litigation. He said he understands that there has been no license since the early 1990s.

Councilman Byrnes said he believes that since the park did not have a license they would have to apply for a new license and would come under the new regulations that are now in place.

Mrs. Rivette said the park was grandfathered in since the park had a license when Mr. Farr owned it. She said she was only asking that they now be allowed to chlorinate the water in the park. She said the Town Board had to do what they had to do but she felt that this was the most disgusting answer she ever received from the Town Board.

Supervisor Lucia told Mrs. Rivette that all information had been given to the Town Attorney and that there will be time restraints.

Althea Rivette told the Town Board that she owns one trailer in the park. She said that she will have the trailer appraised and she will send a bill to the Town and Department of Health.

Councilman Saunders told Mrs. Rivette that the Town is awaiting legal directions at the present time.

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Mrs. Rivette asked where the board was about two years ago when she begged them to enforce the park not having a license and nothing was done.

Councilman Saunders told Mrs. Rivette that the matter has been in litigation for two years and has just come out of litigation.

Mrs. Rivette told the Town Board that about a year ago when there was a blackout in the cold weather she and Mike arranged for a generator that Department of Health requires a trailer park to have.

Councilman Byrnes said that all the board members are aware of how serious the situation is but the matter has been in litigation for the last two years and during litigation nothing can be done. He said that it just came out of litigation and the board is trying to act on same.

Councilman Major said the question is how long can the board could allow this to go on and whose responsibility is it.

Councilman Saunders told the board that he understood that when the park goes from five trailers to four trailers it then becomes the responsibility of the Town.

PUBLIC INPUT

Althea Rivette said that she wished to discuss matters involving the Planning Board. She said that Louise Reed had found papers dating back to 1994 where boundary line adjustments were charged \$25.00 and this is the same fee that is being charged now. Mrs. Reed corrected Mrs. Rivette and she said that she found back in 1994 that boundary line adjustments were going to the Planning Board way back then and today boundary line adjustments are being charged \$25.00. Mrs. Rivette said that it doesn't seem like \$25.00 is the right price to be charged after all these years. She asked if the Town has a adjustment for the fees. Supervisor Lucia said the Town Board sets all fees.

Councilman Major asked Mrs. Rivette if she was saying that the fees need to be revised and she said that was what she was saying she thought.

Supervisor Lucia said that the Town Board and Planning Board needed to have a workshop together in the near future to discuss certain matters and that would be discussed at that time.

Councilman Major suggested that the Planning Board compile a list things that they feel need to revised or discussed at the workshop it would be very helpful.

Edwin Eggleston asked if all the different fees collected by the Town would be discussed. Supervisor Lucia said each department would have their own meeting with the Town Board.

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HIGHWAY

RESOLUTION #91

TWO YEAR CONTRACT FOR INTERNET COVERAGE FOR HIGHWAY DEPARTMENT

Highway Superintendent Eggleston told the board that he found out that a two year agreement needed to be signed for the highway department to get internet. On motion of Councilman Saunders, and seconded by Councilman Major, the following resolution was

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

RESOLVED that the Supervisor sign a two-year contract with Frontier for Internet Service to be furnished to the Highway Department.

Highway Superintendent Eggleston told the board that in 2008 he would like to stripe all the main roads and one-half of the secondary roads and in 2009 stripe one-half of the main roads and all the secondary roads.

Highway Superintendent told the Town Board that he has been contacted regarding children not having any place to walk and from school on Eggleston Street. He said he would suggest that, since this Spring Eggleston Street is going to tore up anyway, it might be the time to put in a walking path. He said he would be going to each homeowner from the school to Dorset Drive on the school side of Eggleston Street to see if there would be a problem. He said he doesn't have equipment to maintain sidewalks but if they constructed a four foot blacktop they could plow and sand it when the roads are done in the winter.

Highway Superintendent Eggleston asked the Town Board to go to Executive Session. Supervisor Lucia asked if the matter was what he had discussed with Highway Superintendent Eggleston earlier. Highway Superintendent Eggleston said ti was. Supervisor Lucia told him that the Town Attorney must be present at that Executive Session so it will have to be held at a later date.

CODE ENFORCEMENT OFFICER

Code Enforcement Officer Mann told the Town Board that he spoke with Frank Barberra of Morgan Estates regarding the letter that the Town had received from the Army Corp of Engineers and he told him that it only pertained to two lots not the whole subdivision. Code Enforcement Officer Mann said he spoke to Barbara at the Army Corp of Engineers and told her that if that was, in fact, the case he needed a letter to present to the Town Board meeting. Code Enforcement Officer Mann said that he did not receive a letter prior to the board meeting.

Code Enforcement Officer Mann told the board that another salvage company is coming tomorrow to look at the Eagle property and give the town an estimate. Attorney Hill look over the estimate that Code Enforcement Mann already had and told the board that the matter should be tabled until the second proposal has been received.

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TOWN BOARD

Councilman Saunders asked Supervisor Lucia if he had received the email from Mayor Winslow regarding the joint meeting of the Town and Village Boards regarding setting up the committee to look into consolidating. Supervisor Lucia said he understood they wanted the meeting on February 14th which is the Town's 7:00 PM meeting and he still had to get back to Mayor Winslow to firm up the date. Supervisor Lucia asked if he should invite Dr. Starr to the meeting and everyone agreed he should.

Councilman Major said that the comprehensive survey has gone out and he thinks the committee did a great job.

Councilman Byrnes said that on Wednesday at 7:00 PM the Emergency Squad is having representatives discuss with them a package plan for volunteers retirement such as the firemen have. Councilman Byrnes suggested that some of the board attend to hear the presentation.

Councilman Byrnes said that he suggested that the board meet on the fifth Thursday to go over the proposed composting law. Supervisor Lucia told that Attorney Hill was coming to this meeting to discuss the draft composting law tonight.

RESOLUTION #92 **AUDIT OF CLAIMS**

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

ADOPTED	Ayes 3	Lucia, Byrnes and Saunders
	Nays 0	
	Absent 2	Brown and Major

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

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Abstracts For 01/24/08

General Fund/Town Wide – A:

#2005341, 2005342, 2005343, 2005344, 2005345

\$106,325.22

General Fund/Outside Village – B:

#2005280, 2005281, 2005282, 2005283, 2005284

Community Development Grant – CD:

#2005023

\$15,680.44

Highway/Town Wide – DA:

#2005093

\$5,800.00

Highway/Part Town – DB:

#2005145, 2005146, 2005147, 2005148

\$10,369.80

Capital Project/Landfill Upgrades – H1:

#13

\$90,661.70

Fire Protection – SF:

\$16,074.12

Street Lighting – SL:

\$0

Sewer/Water – SW:

\$0

Trust & Agency – TA:

#1105, 1106, 1107, 1108

\$0

Scenic Train –

\$22,512.70

Depot Restoration –

\$0

\$0

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RESOLUTION #93

ADJOURN TO EXECUTIVE SESSION

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
 Nay 0

RESOLVED that the at 5:15 PM the Town Board adjourn to Executive Session on a particular person with no decision being made

Town Board reconvened at 5:40 PM.

COMPOSTING

Attorney Michael Hill passed out another draft of the proposed local law on composting. The Town Board discussed this at length. After the discussion Attorney Hill passed out another revision for paragraph 33. The board was satisfied with the second draft of paragraph 33 but asked the attorney to make changes in the draft that would clarify certain meanings in the draft.

The Board asked Sigrid Koch, a member of the Zoning Board, to comment. She said that size and volume have a great impact on the environment. She said this would have a impact on the infrastructure as well.

The Board asked Althea Rivette, a member of the Planning Board, to comment. She said she thought the board should use another word other than "Use". She also said that smell, drainage, etc. should be added.

Sigrid Koch told the board that she thought the Code Enforcement Officer should make an annual review of the non-conforming businesses.

Attorney Hill said he would review all comments made and come back to the Town Board at February 7th meeting with revisions.

With no further business, on a motion of Councilman Major and seconded by Councilman Saunders the meeting was adjourned at 6:55 PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk