

JUNE 5, 2008

The Town Board of the Town Of Corinth held a workshop meeting on June 5, 2008 at 4:00PM at the Town Hall.

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

Public: Robert Lockwood and Joe Grasso of Clough Harbour & Associates; Paula and Norm Wilcox, Sigrid Koch, Evelyn V. Cornell, Peter Gunning, Attorney Stefanie D. Bitter, Garry Robinson, and Michael LeMoth.

After Roll Call the following business was conducted:

JON KELLEY

Jon Kelley spoke to the board about the Scenic Train. He told the board that there needed to be a resolution regarding the Antone Mountain Road Rail Crossing Signal and the Funding for same.

RESOLUTION #155

RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT WITH COUNTY OF WARREN WITH REGARD TO RAILROAD CROSSING SIGNAL AT ANTONE MOUNTAIN ROAD AND FUNDING OF SAME

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

ADOPTED Ayes 4 Lucia, Brown, Major, and Byrnes
Nays 0

WHEREAS, the Town is the owner of a portion of a railroad commonly known and referred to as the Adirondack Branch Line (the “Line”), from North Creek to Saratoga, and

WHEREAS, in order to fully utilize the Line, a railway crossing signal at Antone Mountain Road, Warren County, must be replaced, (the “Project”); and

WHEREAS, the County of Warren wishes to enter into an intermunicipal agreement with the Town of Corinth for the purpose of jointly agreeing to pay for the installation of a railroad crossing signal at Antone Mountain Road, and for purposes of allowing the County and/or its contractors to access Town-owned property along the Antone Mountain Road public crossing, in order to install, operate and maintain the railroad crossing signal, contingent upon the total installation cost of the crossing signal not exceeding Fifteen Thousand Dollars (\$15,000.00), and the County and the Town shares not tot exceed Seven Thousand, Five Hundred Dollars (\$7,500.00); and

WHEREAS the Town’s rail operations contractor, Canadian Pacific Rail, has agreed to provide approximately Three Thousand, Five Hundred Dollars (\$3,500.00) on behalf of the Town towards the Project;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby authorize the Town Supervisor to execute, acknowledge and deliver an intermunicipal agreement for the Project, in such form as is presented to the Town Supervisor and subject to such changes as he, in his sole discretion, deems necessary and advisable, which agreement provides for payments on behalf of the Town in an amount not to exceed Seven Thousand, Five Hundred Dollars \$7,500.00, with the Town’s actual share of same not to exceed Four Thousand Dollars (\$4,000.00).

Jon Kelley also told the board that New England Rail Car Association, Inc. had contacted him regarding having a rail car on the tracks for July 26-27, 2008. Mr. Kelley said that the Town Board needs to pass a resolution allowing the use of the Adirondack Branch Line.

RESOLUTION #156
RESOLUTION AUTHORIZING AGREEMENT PERMITTING USE OF
THE ADIRONDACK BRANCH LINE BY THE NEW ENGLAND RAILCAR
ASSOCIATION

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

ADOPTED Ayes 4 Lucia, Brown, Major, and Byrnes
Nays 0

WHEREAS, the Town is the owner of a portion of a railroad commonly known and referred to as the Adirondack Branch Line (the “Line”), from North Creek to Saratoga, and

WHEREAS, the New England Railcar Association, (“NERCA”), has requested permission to utilize the Line and supporting facilities for the purpose of a North American Railcar Operation’s Association, (“NARCOA”) motor car excursion on July 26 and July 27, 2008, (the “Event”), for qualified operations and members of NARCOA carrying proper insurance; and

WHEREAS, the County of Warren has entered into a similar agreement entitled “Railroad Use Agreement Between Warren County, Upper Hudson River Railroad, Inc. and New England Rail Car Association, Inc.” with NERCA, (the “Warren County Agreement”), a copy of which is attached hereto as Exhibit “A”;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby authorize the Town Supervisor to execute, acknowledge and deliver an agreement, subject to terms similar to those included in the Warren County Agreement, with NERCA permitting use of the Line for the Event.

EAGLE PROPERTY

Supervisor Lucia asked the Town Clerk when the bids could be received and opened on the 165 Howe Road Property. She said the Legal ads could be placed in the various newspapers and she suggested that the bids be received by 3:00 PM on June 26, 2008 and opened at 4:00 PM on June 26, 2008. All board members were in favor. Town Clerk Farr asked that board if she placing the Legal Ad in the Post Star, Pennysaver, Saratogian, Albany Times Union and Schenectady Gazette would be sufficient. It was a consensus of the board that it would be,

WATER PROBLEM

The Town’s engineers, Robert Lockwood and Joe Grasso, along with Guido Passerelli’s engineer, Garry Robinson, Attorney Stefanie D. Bitter, and Town Attorney, Robert Hafner, discussed this problem at great lengths. After which the Town’s engineers supported the developer being allowed to secure permits on five parcels.

Highway Superintendent Eggleston suggested that Garry Robinson contact the landowner of the property on which the beaver dam is situated and see if he could get the landowner to cooperate with allowing someone to dispose of the beavers.

RESOLUTION #157

RESOLUTION DEALING WITH WATER PROBLEMS

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

ADOPTED Ayes 4 Lucia, Brown, Major, and Byrnes
Nays 0

RESOLVED that the following be done regarding the water problem and High Pointe Subdivision:

1. Request Clough Harbour & Associates to investigate and give the Town of Corinth a proposal for the Dorset Drive and Eggleston Street area and what can be done regarding the drainage.
2. The Town Code Enforcement Officer be instructed that he may issue no more than five (5) building permits for the High Pointe Subdivision over the next two (2) weeks and this matter will be re-visited on June 19, 2006 Town Board meeting.
3. Supervisor Richard Lucia is directed to contact New York State Department of Environmental Conservation and request that they attend the June 19th Town Board Workshop and further visit the beaver dam and the area around the beaver dam prior to the workshop.

COUNCILMAN EDWARD BYRNES

Councilman Byrnes told the Town Board that he wished to resign his position with the LDC

since he felt the LDC was a great thing but needed new members.

RESOLUTION #158

RESOLUTION ACCEPTING RESIGNATION AND NEW APPOINTMENT TO LDC

A motion made by Supervisor Lucia Brown and seconded by Councilman Brown and the following resolution was

ADOPTED Ayes 3 Lucia, Brown, and Byrnes
Abstain 1 Major
Nays 0

RESOLVED that the Town of Corinth hereby accepts with regret the resignation of Councilman Edward Byrnes as member of the LDC, and be it further

RESOLVED that Councilman Major be appointed as the Town Board member on the LDC.

RESOLUTION # 159

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTION

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

ADOPTED Ayes 4 Lucia, Brown, Major, Byrnes
Nays 0

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

Abstracts For 06/05/08

<u>General Fund/Town Wide – A:</u>	
	<u>\$53,226.56</u>
<u>General Fund/Outside Village – B:</u>	
	<u>\$8,808.14</u>
<u>Community Development Grant – CD:</u>	
	\$0
<u>Highway/Town Wide – DA:</u>	
	\$0
<u>Highway/Part Town – DB:</u>	
	<u>\$39,813.21</u>
<u>Capital Project/Landfill Upgrades – H1:</u>	
	<u>\$425.57</u>
<u>Fire Protection – SF:</u>	
	<u>\$0</u>
<u>Street Lighting – SL:</u>	
	<u>\$486.37</u>
<u>Sewer/Water – SW:</u>	
	<u>\$0</u>
<u>Trust & Agency – TA:</u>	
	<u>\$2,482.16</u>
<u>Scenic Train –</u>	
	<u>\$10,009.77</u>
<u>Depot Restoration –</u>	
	<u>\$0</u>

RESOLUTION # 160

MOTION TO ADJOURN TO BILL PAYING

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

ADOPTED Ayes 4 Lucia, Brown, Major and Byrnes
Nays 0

RESOLVED that the board adjourns to bill paying.

With no further business, on a motion of Councilman Major and seconded by Councilman Brown the meeting was adjourned at 5:40 PM. Carried unanimously.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk