

DRAFT

JULY 24, 2008

The Town Board of the Town Of Corinth held a regular meeting on July 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
Rose E. Farr, Town Clerk
Fred Mann, Code Enforcement Office
Shawn Eggleston, Highway Superintendent
Cathi Radner, Town Attorney (arrived late)

Public: Ray Bush, Sigrid Koch, Scott Eagle, James Hamm, Willard Bovee Jon Kelley, John and Jerry Reagle.

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

A motion was made by Councilman Byrnes and seconded by Councilman Major that the Town Board adjourns to Executive Session at 4:02PM to discuss pending litigation with the Town Attorney with no decisions to be made.

At 4:45PM a motion was made by Councilman Brown and seconded by Councilman Byrnes to reconvene.

John Kelley spoke to the board about the rail program. He said that this weekend they will be the Northeast Rail Car Meet. At 8:30 AM on Sunday they will go between Corinth and North Creek. Mr. Kelley asked the Town Board to give permission to the Supervisor to sign any and all agreement needed authoring railroad operating agreement with the Upper Hudson Railroad, Inc. John Reagle spoke to the board regarding the status of the train. He and his brother own and operate Hudson Railroad Inc. Councilman Saunders asked a few questions regarding how the railroad was being operated such as the price of the tickets; what the Town would receive, insurance for the Town. Mr. Reagle told Councilman Saunders that the price now is \$30.00 a ticket; he said his company would be giving the Town a monthly report with photographs regarding the tracks; and could give a monthly report regarding the number of people using the train if the Town wished. Jon Kelley told Councilman Saunders that the company would have a \$10,000,000.00 insurance policy naming the Town of Corinth as insured and indemnifying the Town of Corinth. Mr. Kelley told the board that the Town now owns the railroad and CP Rail is no longer involved in the upkeep. Mr. Kelley told the board that there is still \$1,000,000.00 coming from the New York State Department of Transportation for additional work on the tracks upgrading them from a class one to a class two tracks. He also said that Congresswoman Gillibrand will also be arranging for \$1.2 million for quality of the rail. He said the only condition was that the improvements made must have at least a ten year live span.

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RESOLUTION #179

**RESOLUTION AUTHORIZING RAILROAD OPEARTING AGREEMENT WITH
UPPER HUDSON RIVER RAILROAD, INC.**

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

ADOPTED: Ayes 5 Lucia, Brown, Major, Byrnes, Saunders
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 Corinth to Saratoga, and

WHEREAS, in order to foster tourism in the Town, the Town wishes to engage an operator to conduct scenic train service along the Line;

WHEREAS, Upper Hudson River Railroad, Inc. is currently the exclusive operator for the portion of railroad owned by Warren County which adjoins the Line, and is therefore in a unique position to fully utilize the Line for tourism train purposes; and

WHEREAS, the Town wishes to grant Upper Hudson Railroad, Inc. an exclusive license to operate tourist train service along the Line in consideration for certain services and fees to be provided by Upper Hudson River Railroad.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby authorize the Town Supervisor to negotiate, execute, acknowledge and deliver a two year operating agreement with Upper Hudson River Railroad, Inc., in such form as is presented to the Town Supervisor and subject to such changes as he deems necessary and advisable.

Supervisor Lucia told the board that the next meeting on the train will be August 12th at 2:00PM.

Supervisor Lucia announced that on Thursday, July 31, 2008 at 2:00PM at the Corinth Highway Garage there will be an unveiling of the Sign Dedicating the Town of Corinth Highway Garage to Harry Plummer.

Supervisor Lucia told the board that the mortgage tax collected by the County for the Town of Corinth in June was \$18,263.86.

Supervisor Lucia told the board that the he had a list of the time and dates for JCAP Workshop for Town and Village Justices, Court Clerks and Town Board members. He said that the Court would be attending the August 6, 2008 workshop.

Supervisor Lucia told the board that he assumed each one of them had received a letter from the New York State Comptroller regarding the annual report. He said that Mr. Ringer said he would have the annual financial report filed within a month.

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Supervisor Lucia said that he received a letter from the State of New York Public Service Commission regarding a hearing Verizon's failure to adhere to the National Electrical Code and its own methods and procedures relating to the installation and proper grounding and bonding of its FiOS brand network resulted in a high proportion of installations that did not comply with these requirements.

Supervisor Lucia said that he had on file in his office the minutes of the Disaster Action Team that is part of the American Red Cross – Adirondack Saratoga Chapter.

Supervisor Lucia announced that the Town Board will be honoring both of Corinth's Babe Ruth teams who are champions. This will take place at the August 12th Town Board meeting.

Supervisor Lucia told Highway Superintendent Eggleston that he had received a letter from the Town of Day expressing their appreciation for the help received from Highway Eggleston and his crew during their recent paving project on Hadley Hill Road.

There was no public comment.

Supervisor Lucia told the board that he had spoken to Garry Robinson, Passerelli's engineer, who told him that the Army Corp of Engineers said that they do not get involved in problems unless they are requested by the DEC.

TOWN BOARD

Councilman Saunders spoke about the literature he had received regarding grants for shared services. He told the board that he thought this came at a good time since the Town and Village were looking into consolidation.

Councilman Major said that there was an LDC meeting on July 14th but he could not attend. He said he was asked to obtain some documents for the committee and he had the information they asked for.

Councilman Byrnes told the board that he had given each of them a packet on Penflex Service Award. He asked if the board would review the packet and then a workshop could be set up to discuss same.

Councilman Major told the board that the Personnel Committee met before the Town Board meeting. He asked if a resolution could be made to ask all Town Employees to make out a description of what they feel their job description is. Supervisor Lucia said that he already had job descriptions. Councilman Major said he knew that the Supervisor had that but he would like to see what the employee feels is his or her job description.

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RESOLUTION#180

JOB DESCRIPTIONS

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

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

RESOLVED that each Town employee be instructed to complete what they feel their job description is and to give same to the Town of Corinth Personnel Committee.

TOWN CLERK

Town Clerk Farr asked that she have permission to request that the Town Attorney look into the procedures necessary to collect the Town tax in installments. She said that she felt with the increasing cost of fuel, food, and gasoline it would be much easier especially for the seniors to pay their taxes in installments instead of all at once. Supervisor Lucia told her that he had looked into this a while ago and he would speak to Carol Holley in the County to see what is necessary and get back to the Town Clerk and Town Board.

Town Clerk Farr also stated that she was so very happy to learn that Natalie Collura is Cancer Free.

HIGHWAY

Supervisor Lucia asked Highway Superintendent Eggleston about the culvert on Hollister Road. Highway Superintendent Eggleston said that he had discussed this with Mr. Clothier and told him that when he was finished on the repairs on Eggleston Street he would see how much money was remaining in his budget and if he had enough he would replace the culvert. Supervisor Lucia asked Highway Superintendent Eggleston if he had any idea of the cost involved in replacing the culvert. Highway Superintendent Eggleston said he had not priced the parts needed since the price changes every day and he wasn't sure if he would have enough money left in his budget this year. Supervisor Lucia asked Highway Superintendent Eggleston to obtain the costs necessary to install a new culvert and he would see if he could find enough money in the budget to cover the repairs.

RESOLUTION #181

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTION

On a motion by 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 board pays bills as audited with any exceptions as follows:

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Abstracts For 07/24/08

<u>General Fund/Town Wide – A:</u>	
	<u>\$75,896.55</u>
<u>General Fund/Outside Village – B:</u>	
	<u>\$12,037.58</u>
<u>Community Development Grant – CD:</u>	
	\$0
<u>Highway/Town Wide – DA:</u>	
	\$0
<u>Highway/Part Town – DB:</u>	
	<u>\$78,586.89</u>
<u>Capital Project/Landfill Upgrades – H1:</u>	
	<u>\$183.43</u>
<u>Fire Protection – SF:</u>	
	<u>\$0</u>
<u>Street Lighting – SL:</u>	
	<u>\$502.09</u>
<u>Sewer/Water – SW:</u>	
	<u>\$0</u>
<u>Trust & Agency – TA:</u>	
	<u>\$17,287.05</u>
<u>Scenic Train –</u>	
	<u>\$0</u>
<u>Depot Restoration –</u>	
	<u>\$0</u>

RESOLUTION #182

MOTION TO ADJOURN TO BILL PAYING

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

ADOPT Lucia, Brown, Major, Byrnes and Saunders
 Nays 0

RESOLVED that the board adjourns to bill paying.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk