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OCTOBER 23, 2008

The Town Board of the Town Of Corinth held a regular meeting on October 23, 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

Public: Jim Murray, Sr., William Beers, Wade DeMarsh, Sigrid Koch, Renee Baker, Bruce Baker, Terry Hoffman and Amanda Kozlowski.

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

WATER BILL

Town Clerk Farr told the Board that she had received a telephone call from a gentleman in one of the town's water districts regarding his water rent bill. She said that he told her that the water had been turned off for this property over a year ago and the property had been abandoned. She checked with the Village and was told that the DPW had checked this out and the water in fact had been turned off but there was no way to determine when it was turned off as no one had notified the village or the Town.

After a short discussion the following action was taken:

RESOLUTION #220
REGARDING PAYMENT OF LATE WATER RENT BILL

On a motion by 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 Town forgive the last quarter of the water rent bill on #74.23-1-24.2 with the condition that the owner pays the prior three quarters of 2008 in the amount of \$183.75.

RESOLUTION # 221
TRANSFER

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

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

RESOLVED that the following transfer be made:

Transfer \$4,843.88 from 81894.01 (Other Sanitation Contractual) to 50101.01 (Superintendent of Highways Personal Services) for payment to Highway Superintendent for unused sick hours accrued prior to 1998;

Transfer \$1,000.00 from 14102.01 (Town Clerk Equipment) to 14104.01 (Town Clerk Contractual) to cover expenses;

Transfer \$503.08 from 16201.01 (Building Personal Services) to 88101.01 (Cemeteries Personal Services);

Transfer \$1,242.00 from 75204.01 (Historical Property Contractual) to 47894.01 (Economic Development Contractual) to cover cost of LA Group for Comprehensive Planning;

Transfer \$168,951.04 to Corinth IDA from General Fund A for repayment of funds from the IDA overpaid in error;

Transfer \$71,000.00 from A2660 (Sale of Real Property) to 99549.01 (Capital Project-Town Hall Expansion).

TERRY HOFFMAN

Terry Hoffman and Amanda Kozlowski appeared before the board regarding truck traffic in South Corinth. They said that they have kept track of the number of trucks traveled on Chapman Street and found that in one hour there were 40 trucks that went by. Terry Hoffman said that they start as early as 5:00 AM. She said that the noise is terrible and the noxious fumes being emitted by the trucks are just as bad. Supervisor Lucia told the board that when Mrs. Hoffman first contacted him about this he spoke with Code Enforcement Officer Mann and was told that the Town has no noise ordinance.

Mrs. Hoffman complained about the following:

Supervisor Lucia told Mrs. Hoffman that there wasn't anything in the Town Code. He also told her that the mining permit is issued by DEC and he found nothing restricting times or noise levels.

Supervisor Lucia introduces William Beers, President of Palette. Mr. Beers said that he has listened to Mrs. Hoffman and Mrs. Kozlowski and would like to work with them. He said that there are trucks from West Chester County and Dutchess County using his products. He said his trucks do not start until 7:00 AM. He will ask that the outside truckers not come before 7:00 AM. He introduced Wade DeMarsh, his Operational Supervisor and told Mrs. Hoffman and

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Mrs. Kozlowski to contact Mr. DeMarsh if they had any problem. Mr. Beers said he would work with the residents to see what he could do to help. He said he could not control the outside truckers. He said that he would contact a specialist to check early morning noise, etc.

Mr. DeMarsh said that he starts the generator around 5:00 AM but the plant does not start operation until 6:00 AM.

After a long discussion Mr. Beers again told Mrs. Hoffman and Mrs. Kozlowski that he would work with them and if they would meet him after the meeting he would discuss it with them.

Supervisor Lucia told Mrs. Hoffman and Mrs. Kozlowski that Mr. Beers is a community minded person and he has proven to the Town that he will do anything that he can to accommodate the residents.

Mr. Beers said that he has been there 25 years and has planned on growth. He said that he has purchase more land next to the Town's sand pit and if he could he would purchase more land to have another access to Route 9N he would but there is no land for sale.

Councilman Major said that Mr. Beers came before the Planning Board and will be filing a SEQR for the new property when he has decided to proceed.

Supervisor Lucia said that Mr. Beers is willing to work with the residents and they should work with him. He said that he has seen Mr. Beer long term plan and it is beautiful.

Mrs. Hoffman said she wanted to make sure she understands what has been said. She said she understands that the Town cannot:

- Do anything about the number of trucks;
- Do anything about the trucks and violation of the air quality;
- Do anything about the noise at 5:00 AM;
- Do anything about sidewalks.

Councilman Saunders said that this is the first time the board has heard about this. Councilman Brown said he thought that if the Town Board, Mr. Beers and the residents all worked together they possibly could come up with a solution.

PLANNING BOARD

Supervisor Lucia told the board that at his meeting with Attorney Hafner, Code Enforcement Officer Mann, Planning Board Chairman Butler and Planning Board Secretary Sullivan a list of the fees changes that were previously discussed was handed out.

RESOLUTION #221

RESOLUTION ADDING AMENDED FEES TO THE PROPOSED LOCAL LAW CHANGES FOR THE PLANNING BOARD

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

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

RESOLVED that the amended fees as presented on October 23, 2008 be added to the proposed local law amendments for the Planning Board.

Supervisor Lucia also told the Town Board that at the meeting it was discussed that there is an inconsistency in the number of maps required for different phases of the Planning Board.

RESOLUTION #222

RESOLUTION ADDING TO THE PROPOSED LOCAL LAW CHANGES FOR THE PLANNING BOARD

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

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

RESOLVED that the number of copies of map required for all phases of the Planning Board be amended to seven (7) in the proposed Local Law for the changes to the Planning Board Rules.

2009 BUDGET

Supervisor Lucia gave the Town Board, Town Clerk, Code Enforcement Officer and Highway Superintendent a copy of the Preliminary Budget for 2009.

Councilman Saunders asked Supervisor to explain the budget a little. Supervisor Lucia told the board that the tax rate per thousand is down by \$.32 per thousand even though the budget is increased by \$180,000.00. He said the new budget contains the following:

- health insurance is up 23%;
- Social Security is up 3.5%;
- \$10,000.00 for utility vehicle;
- \$18,000.00 for a new youth van;
- \$51,000.00 for roller;
- Fuel, asphalt and energy increases;
- Ambulance contract is up \$3,150.00
- Paramedics is up \$51,881.00
- Employee salaries up 3.5%

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Capital Reserve:

- \$5,000.00 - Youth Commission;
- \$10,000.00 – Senior Housing;
- \$19,000.00 – Ambulance Fund;

RESOLUTION #224 **SET DATE FOR PRELIMINARY BUDGET MEETING**

Supervisor Lucia stated that the Town Board that it was now necessary to set the Hearing date for the Preliminary Budget. 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 Public Hearing for the 2009 Preliminary Budget of the Town of Corinth be scheduled for November 5, 2008 at 4:00 PM, and be it further

RESOLVED that the Town Clerk publish a Legal Notice in the Post Star advising the public of this meeting.

TOWN BOARD

Councilman Saunders thanked Supervisor Lucia for what he did in the budgeting process. Councilman Saunders said he knew the whole board struggled all the way through it. Supervisor Lucia told the board that everyone worked together and it made this preliminary budget happen.

HIGHWAY

Highway Superintendent Eggleston told the Town Board that on November 11th, Veterans Day, the Highway Department would be closed but the Landfill would be open. Supervisor Lucia instructed the Town Clerk to place an ad in the Pennysaver stating this.

Highway Superintendent Eggleston told the board that he was contacted by the Reagle Brothers for assistance with checking the beaver dams, etc. along the railroad tracks. He said that upon their inspection off County Route #25, in back of Jack Shayne house, there is a pond that is approximately one mile long and approximately twelve feet deep. Highway Superintendent Eggleston said he contact DEC right away and two men came down to look at the pond. They said that they didn't know what to do and would get back to the Town as soon as they could. Highway Superintendent Eggleston said that they will probably have to contact New York State Department of Transportation since if the pond lets go it will definitely affect Route 9N.

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CODE ENFORCEMENT

Code Enforcement Officer Mann told the Town Board that he was at Mr. Golden's property today. He said that they are installing the septic and should be completed tomorrow. Code Enforcement Officer Mann told the board that Mr. Golden has already completed some of the things that he was asked to do and is moving along.

Councilman Brown told the Town Board that he had placed some literature on what a person needs to stockpile in case of a power outage in the various brochure racks in the Town Hall. He said he also placed some literature about pets and plan for the family in the racks.

RESOLUTION #225

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTION

On a motion by 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

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Abstracts For 10/23/08

<u>General Fund/Town Wide – A:</u>	\$ <u>120,768.24</u>
<u>General Fund/Outside Village – B:</u>	\$ <u>14,365.59</u>
<u>Community Development Grant – CD:</u>	\$ <u>0</u>
<u>Highway/Town Wide – DA:</u>	\$ <u>0</u>
<u>Highway/Part Town – DB:</u>	\$ <u>66,183.96</u>
<u>Capital Project/Landfill Upgrades – H1:</u>	\$ <u>0</u>
<u>Fire Protection – SF:</u>	\$ <u>0</u>
<u>Street Lighting – SL:</u>	\$ <u>0</u>
<u>Sewer/Water – SW:</u>	\$ <u>0</u>
<u>Trust & Agency – TA:</u>	\$ <u>5,675.22</u>
<u>Scenic Train –</u>	\$ <u>0</u>
<u>Depot Restoration –</u>	\$ <u>0</u>

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RESOLUTION #226

MOTION TO ADJOURN TO BILL PAYING

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

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

RESOLVED that the board adjourns to bill paying at 5:00 PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk