

DRAFT

December 18, 2008

The Town Board of the Town Of Corinth held a regular meeting on December 18, 2008 at 7:00PM at the Town Hall.

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

Public: Jim Murray, Sigrid Koch, Arleen Springer, Gladys Mann, Linda Byrnes, Doug Smead.

After roll call, Pledge of Allegiance and Prayer the following business was conducted:

RESOLUTION # 256

APPROVAL OF MINUTES

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

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

Resolved that the minutes for November 5th, 6th, 13th and 20th, 2008 be approved.

RESOLUTION #257

APPROVAL OF ABSTRACTS

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

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

Resolved that the abstracts of November 6th and November 20th be approved as follows:

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November 6, 2008

A	\$212,033.07
B	\$ 8,010.36
DB	\$ 29,215.64
SL	\$ 496.22
T&A	\$ 16,806.53

November 20, 2008

A	\$129,826.88
B	\$ 14,415.45
DB	\$ 57,693.24
CDBG	\$ 8,000.00
T&A	\$ 6,831.68

WILLIAM PARSONS

Supervisor Lucia told the Town Board that he thought Mr. Parson was suppose to be here to explain a matter that he now has before the Planning Board regarding property off Hollister Road. He said that in the board member's mailboxes are packets of the materials submitted to the Planning Board. Supervisor Lucia said that only 7.65 acres is located in the Town of Corinth with some property in the Town of Greenfield and the greatest percentage of the property being in the Town of Wilton. Supervisor Lucia said that he didn't think the board could do anything unless Mr. Parsons appeared and explained what he wants to do.

RESOLUTION # 258

TRANSFER

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

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

RESOLVED that the following transfer be made:

Transfer \$1,035.00 from 12204.01(Supervisor) to 10101.01 (Town Board) for Deputy Supervisor stipend;

Transfer \$5,243.04 from 19904.01 (Contingency) to 47894.01 (Economic Development) for LA Group;

Transfer \$500.00 from 11102.01 (Justice Equipment) to 11104.01 (Justice Contractual to cover 12/2008 Vouchers;

Transfer \$3,716.60 from 13554.01 (Assessor Contractual) to 13551.01 (Assessor Personnel) to cover amounts paid to Assessor for Reval;

Transfer \$2,512.87 from 49892.01 (Paramedic Equipment) to 49894.01 (Paramedic Contractual for 12/2008 Vouchers;

Transfer \$12,000.00 from 90608.04 (Medical) to 51104.04 (General Repairs) for December 2008 salt purchase.

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CHRIS SCHUH

Supervisor Lucia gave the Town Board a copy of the document submitted to the Town on December 17, 2008. Attorney Hafner told the board that he thought his firm should send a letter to Mr. Schuh regarding the many documents he has been giving to the Town and that the fact that just because the Town does not respond does not mean anything. The Town Board told Attorney Hafner to go ahead and send the letter to Mr. Schuh.

Councilman Byrnes asked Attorney Hafner for the status of the Christ Schuh action. Attorney Hafner said that he would check with Attorney Cathi Radner and would e-mail the Town with the status.

NATALIE COLLURA

Supervisor Lucia told the board that Natalie Collura was at the Town Hall at 4:00 PM to present the Town Board with a plate of cookies. He said that she could not come back for the 7:00 PM meeting since she had to study but told Supervisor Lucia that she was going to speak to the board. Supervisor Lucia said that Natalie told him that she wished to Thank the Town Board for all their love and support by wearing her shirts and supporting her in the many benefits. Councilman Byrnes read a Thank You Card that Natalie left with the plate of cookies.

ASSESSMENTS

Supervisor Lucia told the board that they had to make a decision regarding the assessments. Supervisor Lucia said that the way it is right now the board had already decided to go with a tri-annual assessment but could change their mind before the end of 2008. After a lengthy discussion it was decided that they remain with the Tri-annual assessment.

SUPERVISOR

Supervisor Lucia stated that the following papers are on file in his office:

- American Red Cross Report
- CCSD Elementary Newsletter
- CHA Water Report
- Christmas Holidays – Town to close at noon on December 24th and re-open on December 29, 2008
- Computer Ad for computer person for 2009 placed
- Court Grant Award – Kate Halliday received a grant of \$21,040.67 for the Justice Court; letter of appreciation to be sent to her
- Honor Deceased Veteran – Robert Weber-US Marines – Town of Providence
- Insurance – New EPO plus dental and vision rider saved \$28,000.00
- License Renewal – Sam Holland – Attorney Hafner said that there were three things missing from copy – no license number; no expiration date and no signature. He suggested letter be sent to Mr. Holland asking for missing information. Attorney Hafner also said that Mr. Holland should ask that the Town waive the 30 day period at this point.

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MOM's Walk – Road Walk in Honor of Deployed Soldiers - December 24th at 9:00 AM – from Glens Falls Armory to Aviation Road and back – refreshments available at the Armory provided by the Family Readiness Group

Mortgage Tax - \$3,148.00

Honor Roll has been moved from Village Hall to in front of Town Hall

Recycle Newspaper Article

Sales Tax - \$53,623.00

Saratoga County Fire Advisory Board

Senior Sentinel

Time Warner Letter – changes coming up

Veterans Corner

RAILROAD AGREEMENT

Supervisor Lucia gave the board Attorney Hafner's memorandum regarding the signed railroad agreement. Councilman Saunders told the attorney that his concern was the costs that the Town was going to incur. He said that when Jon Kelley and the man from the railroad came he asked what expenses the Town would incur and they told him that the Town would receive no revenue instead they would not have to pay any expenses.

Attorney Hafner said that the railroad company is responsible for most of the expenses of the track but two expenses are the expense of the Town. He said they are the shut down and securing to the railroad crossings and the culvert drainage and maintenance.

Councilman Saunders said that his concern regarding there being no expenses to the Town was the reason that he requested the Town Attorney to review the agreement.

Councilman Saunders suggested that even though the Town hires another attorney to represent the Town in certain matter the agreements or documents resulting from said hiring should also be reviewed by the Town Attorney before they are signed.

Highway Superintendent Eggleston said that his department cannot get to some of the culverts at this time since they are a considerable distance off the main road.

Attorney Hafner spoke to the Town Board about a letter of December 12th from Upper Hudson River Railroad. Attorney Hafner said that the agreement calls for monthly inspections and this report is for two months. Also the letter refers to the letter being the last inspection report until April 2009. Attorney Hafner said that this was not as stated in the agreement and he wanted to know if the Town Board wished him to prepare a letter for the Supervisor to sign regarding this. The Town Board instructed Attorney Hafner to prepare the letter.

Councilman Saunders said that he would suggest a joint meeting. Supervisor Lucia said that perhaps at a workshop we could have the Town Board, Lemery & Greisler, Attorney Hafner, the railroad people and the Highway Superintendent.

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RESOLUTION #259

RESOLUTION AUTHORIZING SUPERVISOR TO SIGN AGREEMENT WITH WARREN COUNTY

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

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

RESOLVED that the Town Board does hereby authorize the Town Supervisor to negotiate, execute, acknowledge and deliver a two year operating agreement with Warren County in such form as is presented to the Town Supervisor and subject to such changes as he deems necessary and advisable.

SUPERVISOR

Supervisor Lucia told the Town Board that in their mailboxes are two proposed resolutions and two proposed local laws regarding amending Zoning and Subdivision Provisions and fees. Supervisor Lucia told the Town Board members that they should review this material and they could discuss it at the December 31st meeting.

RESOLUTION #260

APPOINTMENT OF BRUCE BAKER

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 Bruce Baker be appointed to the Board of Assessment Review for a period of five (5) years from October 1, 2008 until September 30, 2013.

SUPERVISOR

The following reports are on file in the Supervisor's office:

- Building
- Animal Control
- Highway
- Justices
- Town Clerk
- Planning
- Zoning
- Senior Citizens

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RESOLUTION # 261

APPROVAL OF SUPERVISOR'S REPORT AS PRESENTED

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

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

Resolved that the Town Of Corinth Town Board accepts the Supervisor's monthly financial report for November 2008.

RESOLUTION # 262

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTIONS

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

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

Resolved that the board pay the bills as audited with any exceptions as follows:

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Abstracts For 12/18/08

<u>General Fund/Town Wide – A:</u>	\$ <u>62,635.40</u>
<u>General Fund/Outside Village – B:</u>	\$ <u>15,843.58</u>
<u>Community Development Grant – CD:</u>	\$ <u>8,000.00</u>
<u>Highway/Town Wide – DA:</u>	\$ <u>0</u>
<u>Highway/Part Town – DB:</u>	\$ <u>13,602.37</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>2,616.07</u>
<u>Scenic Train –</u>	\$ <u>0</u>
<u>Depot Restoration –</u>	\$ <u>0</u>

PUBLIC INPUT

None

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TOWN BOARD

Supervisor Lucia said that the Town of Corinth was lucky during the last ice storm. He said that our Highway Department went down to Waterford and helped them in cleaning up from the ice storm. Supervisor Lucia said that Town of Waterford Supervisor told him that our highway department was a great help.

Supervisor Lucia also told the Town Board that he had given them a list of the upcoming board meetings so everyone would know the right dates and times.

Councilman Saunders questioned a bill for Buddy Allen's Tree Service. Highway Superintendent Eggleston explained that the bill was for removal of a large dead maple tree on Main Street and three dead trees on Angel Road. He said that his department could not remove the trees as they were too big and needed to be removed for safety reasons.

Councilman Saunders thanked Town Counsel for checking the railroad agreement.

Councilman Brown said that he wished everybody a Merry Christmas and Happy New Year.

Councilman Major told Supervisor Lucia that he had the changes that the Personnel Committee thought should be made to the Employees Handbook. He said that his copy had the changes in red but when photocopied the red did not show up. Supervisor Lucia suggested that Lisa Kiselica-Rumpf print copies off her machine and place them in the board's mailboxes. Attorney Hafner asked that he be emailed a copy for his review.

Councilman Major wished everybody a Merry Christmas and Happy New Year.

Councilman Byrnes said that the Senior Housing Committee would be having its first meeting the end of January, 2009.

Councilman Byrnes also wished everyone a Merry Christmas and Happy New Year.

TOWN ATTORNEY

Attorney Hafner gave the following status report:

Petruzzo – He contacted the insurance attorney representing the Town and found that he will be filing Interrogatories and discovery demands before the end of the year. Attorney Hafner said that the plaintiff's attorney will probably respond within 60 or 90 days. At that point probably in sometime between April and June the insurance attorney will be scheduling depositions.

Eggleston Matter – Attorney Hafner said that Attorney Cathi Radner said she needed one more thing from the Code Enforcement Officer before beginning the suit.

EOC matter – have not heard anything

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Brignola – Matter is on going. Attorney Hafner said that they have finally found someone in the Department of Health that is helpful. He said that his office has filed a F.O.I.L. and the Department of Health is working on producing the necessary documentation.

HIGHWAY

Highway Superintendent Eggleston wished everyone a Merry Christmas and Happy New Year.

With no further business, on a motion of Councilman Saunders and seconded by Councilman Brown the meeting was adjourned at 8:20 PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk