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JANUARY 22, 2009

The Town Board of the Town of Corinth held a regular meeting on January 22, 2009 at 4:00 PM at the Town Hall.

Present: Charles Brown, Councilman/Deputy Supervisor
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Shawn Eggleston, Deputy Highway Superintendent
Fred Mann, Code Enforcement Officer
Rose E. Farr, Town Clerk

Excused: Richard Lucia, Supervisor
(III)

Public: Jim Murray, Sr., Fred Clothier, Maynard Persons, Arleen Springer, Sigrid Koch, and Eli LaBombard.

After Roll Call the following business was conducted:

Deputy Supervisor Brown reminded the board members of the public hearings on the proposed Local Laws scheduled for February 12, 2009.

JUDGE CLOTHIER

Judge Clothier appeared before the Town Board on three matters:

- Judge Clothier said that as a Town resident he wanted to thank Highway Superintendent Eggleston and the Highway Department for doing such a great job on the roads this year.
- Judge Clothier spoke about the funds the court received through the JCAP Grant. He said that some of the grant money was designated for storage areas. He asked that the Town allow Richard Straight to put shelving for storage in the court's storage area across from the judges' offices. He said that the cost of the materials could come out of the grant money and when Highway Superintendent Eggleston could spare Mr. Straight he could complete the renovations. Judge Clothier asked about the rest of the grant money that was for windows etc. He suggested that, if the Town Hall was going to be remodeled or replaced, that there was a possibility that Office of Court Administration would agree that the other money be rolled over to capital improvement fund. He said that the court could ask twice that the money be rolled over and that would give them four (4) years. Judge Clothier said that they would have to get permission to roll this over but he said no one has been denied that he knows of. The board members told Judge Clothier that the economy being what it is the Town has decided not to make any renovations or remodeling this year. Judge Clothier said that he needed to know if he needed to put the installation and purchase of the windows out for bid. After a discussion of this matter the board members decided unanimously that they agreed with Judge Clothier if he could obtain permission the moneys could be rolled over.
- Judge Clothier told the board that a number of years ago. he and his son built a storage room at the bottom of the stairs for the court's storage. He said that since that time the storage has been taken away from the court and the American Legion is now using that

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storage area. Councilman Major suggested that he ask Brad Towers to see if he could find somewhere else for the American Legion to store their things. Judge Clothier suggested that perhaps since the Village Hall has moved they might have an area in the new building for the American Legion to store their things. Deputy Supervisor Brown told the board that there is a lot of space in the new Village Hall's basement. Judge Clothier said that if the court could get the storage area back it would be appreciated. Deputy Supervisor Brown said that he would check with the Village and get back to the board.

MAYNARD PERSONS

Mr. Persons said he came to the Town Board as a real estate person for a property owner residing in New Jersey. He said he asked if the property owner could make a road off Hollister Road on the Corinth portion of the property since the property in the Town of Wilton is landlocked. Town Clerk Farr said that Planning Board Secretary Cheri Sullivan had placed a packet in each board. She said that in that packet the Planning Board Secretary had even color coded the other towns' properties that were involved. Councilman Byrnes said he remembered that packet. Councilman Byrnes asked Mr. Person if he was asking the Town of Corinth to put the road in. Mr. Persons said that he was not. He said he was just inquiring if it could be done. Mr. Persons said he just needed to know if the owner could or could not construct a road located off Hollister Road in the Town of Corinth that would run through the Town of Wilton property. Mr. Persons said that as a real estate broker he needs to know if this can or cannot be done because it is needed to figure the value of the property. Councilman Saunders suggested that Mr. Persons see Highway Superintendent Eggleston and get the requirements that are needed to build a road in the Town of Corinth. Councilman Major told Mr. Persons that if the owner was interested in creating a development or doing a subdivision on the property then Mr. Persons needs to contact the Building Department to get regulations on lot size and that would tell him what is permitted for roads. Councilman Major said that Mr. Persons needs to meet with the Planning Boards. Deputy Supervisor Brown asked if the road got built who would maintain it since it would run through more than one town. Highway Superintendent Eggleston told the board that if a road was constructed up to the Town of Corinth specifications being that small area the Town of Corinth could maintain it. Highway Superintendent Eggleston told the board that his department plows all of Hollister Road at the present time and Hollister Road is in the Town of Corinth, Town of Wilton and Town of Greenfield. Highway Superintendent Eggleston told the board that the other towns furnish the salt, etc. and his department furnishes the manpower. Highway Superintendent Eggleston said that this was shared services. Councilman Saunders said that he believed if Mr. Persons followed the proper procedures he probably could have a road in the Town of Corinth. Councilman Major told Mr. Persons that he needed to get his subdivision plan in order first and then it would be a lot easier to answer these questions. Code Enforcement Mann asked Mr. Persons if the owner thought he was going to build a home in the Corinth portion of his property. Mr. Persons said that the owner might. Councilman Major told Mr. Persons that he knew that Mr. Persons really needed to do his homework for the Town of Wilton. Councilman Major said that the last time he knew the Town of Wilton was not accepting any new development roads. Councilman Major said that Town of Wilton was making the owners create associations and were making the association responsible for the roads. After a lengthy discussion Deputy Supervisor Brown told Mr. Persons that this would have to be referred to the Town Attorney for his review and after he has looked at the matter the board will get back to Mr. Persons.

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RESOLUTION #83

AMEND RESOLUTION #263 FOR 2008

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

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

RESOLVED to amend Resolution #263 (per Kathy Gleason, outside accountant) to read as follows: Increase Appropriation 11104.01 (Justice Contractual) and Revenue 3060.01 (Grants) in the amount of \$8,595.93 for monies received from the Justice Court Assistance Program (JCAP) Grant. It is not necessary to open a new checking account for these funds.

PUBLIC

None

TOWN BOARD

Councilman Saunders

Councilman Saunders said that because he missed the December 31st he has several concerns that he wishes to bring up.

- Time Clock - He said he has no issue with the Time Clock being in the building but he does have a concern with the time clock not being at the highway. He said he felt that if the Town was going to have a time clock for one set of employees they should have it for all their employees. He said he understood that Councilman Byrnes had some concerns with the highway traveling back and forth and that he felt that was a legitimate concern. He said he did contact the County. He said he knows that Supervisor Lucia relies a lot on the County. He said he spoke to a Mr. Gardner and he indicated that the County does have a time clock for the DPW but that they are a little bit different than the regular County employees. He said he was informed that the County DPW does have a time clock but they only clock in in the morning and clock out in the afternoon. The County told Councilman Saunders that if a DPW worked overtime the person had to use a different time card. Councilman Saunders said he was not opposed to the time clock but he felt all employees should have to use a time clock not just a few employees as this could lead to a problem down the road.
- Councilman Saunders asked if the Town had received a response from the Hudson River Railroad. Deputy Supervisor Brown said that he didn't think so. Councilman Saunders said he had a concern on the Beaver Dam on the Holmes Road being resolved. He asked Highway Superintendent Eggleston if that had been resolved. Highway Superintendent Eggleston said that the beavers were trapped out of there and he has no way at the present time to get back to the lake. Councilman Major said that the water is running under 9N, so that is a good sign. Councilman Saunders said that the Town Attorney did prepare a letter to the railroad and the Supervisor did sign it. Councilman Saunders said that the board is aware that the Upper Hudson did agree to make all repairs and improvements on the railroad line, support the facility and take care of these issues as soon as possible and keep the Town informed on the progress. Councilman Saunders said this is just a concern that he has. Deputy Supervisor Brown and Councilman Byrnes both said that the Town Board was supposed to be getting

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monthly reports and this was what the letter was about. Councilman Byrnes said that he has a call into Chris Dahl regarding the status of the beaver trapping.

TOWN CLERK

Town Clerk Farr told the board that in the bills this time there are three different vouchers paying for a Planning and Zoning Conference on January 28th. She said that the one for Charles Brown is for \$50.00 which is the amount they charge for any Town Board Member to attend. The voucher for the Planning Board is for \$50.00 per person since they enrolled on time. However, the voucher for the Zoning Board is for \$65.00 per person since they did not enroll until after the first of the year. Town Clerk Farr told the board that she spoke with Michael Valentine from the Saratoga County Planning Department and he told her that all members of the boards were given prior notification in October, November and December. He said that on any registration after the first of the new year there was an additional \$15.00 added for late registration. He also said that he didn't feel the Town Board should have to pay the extra \$15.00 per person.

Town Clerk Farr said the second thing she needed to mention is an error that had been found in the Organizational Meeting. She said Cheri Sullivan had found that two of the Planning Board member's terms were inadvertently switched when the minutes were typed. She said the error occurred in 2006 and continued until now when Cheri brought it to the Town Clerk's attention.

RESOLUTION #84

AMEND RESOLUTION #30 FOR 2009

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

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

RESOLVED that Resolution #30 be amended to read as follows:

BE IT FURTHER RESOLVED that the members of the Planning Board served as board members for the following terms:

Louise Reed	-	<u>3 years</u>
Joan Beckwith	-	1 year
Philip Giordano-		5 years
Althea Rivette	-	4 years
Calvin E. Butler-		<u>2 years</u>

HIGHWAY

Highway Superintendent Eggleston told the Town Board that he has been looking around at different used care dealerships for a truck for Brad. He said he could not find any in the price range the Town had allocated. He said that Fastenal is selling some of their fleet of vehicles. He said that there are two of them that fit what the Town is looking for. He said they are four wheel drive, regular cab, 8' box, ½ ton pick up and low mileage. He said they are well maintained. He said one is in West Seneca and one is in Clarence. Highway Superintendent Eggleston said that he will have the man send him pictures of the two vehicles and if he thinks

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they are something the Town might want he will get back to the Town Board. He said they are 4.6, V-8. He said the only draw back is they will not deliver them so that means a road trip. Highway Superintendent Eggleston said that he will keep the board posted about these two vehicles.

CODE ENFORCEMENT

Code Enforcement Officer Mann asked the board if it was all right for him to wear jeans on cold days. He said he know there is a dress code and employees can only wear jeans on Wednesday. It was a consensus of the board that the Building Inspector be allowed to wear jeans whenever he feels necessary.

RESOLUTION # 85

MOTION TO PAY BILLS AS AUDITED WITH NO EXCEPTIONS

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

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

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

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Abstracts For 1/22/08

General Fund/Town Wide – A:

\$143,593.20

General Fund/Outside Village – B:

\$13,797.77

Community Development Grant – CD:

\$0

Highway/Town Wide – DA:

\$0

Highway/Part Town – DB:

\$132,964.57

Capital Project/Landfill Upgrades – H1:

\$0

Fire Protection – SF:

\$0

Street Lighting – SL:

\$0

Sewer/Water – SW:

\$0

Trust & Agency – TA:

\$9,044.27

Scenic Train –

\$0

Town of Corinth Railroad –

\$0

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With no further business, on a motion of Councilman Byrnes and seconded by Councilman Major the meeting was adjourned at 5:00 PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk