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April 9, 2009

The Town Board of the Town of Corinth held a meeting scheduled for 7:00pm on April 9, 2009 at the Town Hall.

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

Public: Jim Murray, Sr., Sigrid Koch,
After Roll Call by the Deputy Town Clerk the following business was conducted:

Resolution #124

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 March 5, 12 and 26, 2009 be approved.

Resolution #125

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 March 5th and 26th be approved as follows:

March 5, 2009

A	\$ 49,431.00
B	\$16,407.52
CD	\$245.44

March 26, 2009

A	\$61,165.12
B	\$2,779.37
CD	\$455.05

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DB	\$57,066.19	DB	\$22,957.71
SL	\$541.81	SW	\$5,287.50
TA	\$39,197.42	TA	\$66,281.60

Supervisor Lucia said there was no old business to discuss and moved forward with the following items on the agenda:

American Red Cross Minutes- which contains a list of summer programs

APA Notification- For permit application for Charles and Lisa Cammilleri for a single family dwelling on or near Davignon road

April 30th Public Hearing for Comprehensive Committee- Supervisor Lucia said the committee held their public hearing at 6:00pm this evening and they forwarded the final draft by resolution to the Town Board as amended.

Blue Star Mothers- Supervisor Lucia said there is a yellow ribbon on the front door. This organization is mothers that still have children actively serving in the military. There was a ceremony planned this morning for these men and women at the Wilton lodge. The paperwork includes recommendations of supplies that the soldiers could use.

Comprehensive Plan- Supervisor Lucia said the Public Hearing has been set for April 30th, 2009 at 7:00pm.

Deceased Veterans- Supervisor Lucia said the Deceased Veteran of the month was from Malta

Department of Defense Certificate- Statement of support for the Guard and the reserve.

FERC Notice-

Fire Report-

Governors Certificate- Supervisor Lucia said the Town of Corinth has received a Certificate of Designation from Governor David Patterson. The Town of Corinth has been officially designated as a Quadricentennial Community and for this honor we have received the official flag of the Hudson-Fulton- Champlain Quadricentennial and have formally become a living part of history.

Highway Uniforms Contract- Highway Superintendent Eggleston said the customer service agreement for uniforms with Unifirst runs about \$7,500.00 a year and because Unifirst had contacted Highway Superintendent Eggleston to renew now and the highway department would be eligible for a discounted rate. Mr. Eggleston thought the board might want to be aware and possibly out to bid even though it is under \$10,000.00. Attorney Hafner wanted to know what the term was. The new term on the new agreement would be five years. Superintendent Eggleston said that previously it has only been two-year contracts. It was decided by all present that Superintendent Eggleston would do more research and get back to the board members.

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Saratoga County Advisory Minutes
School newsletter

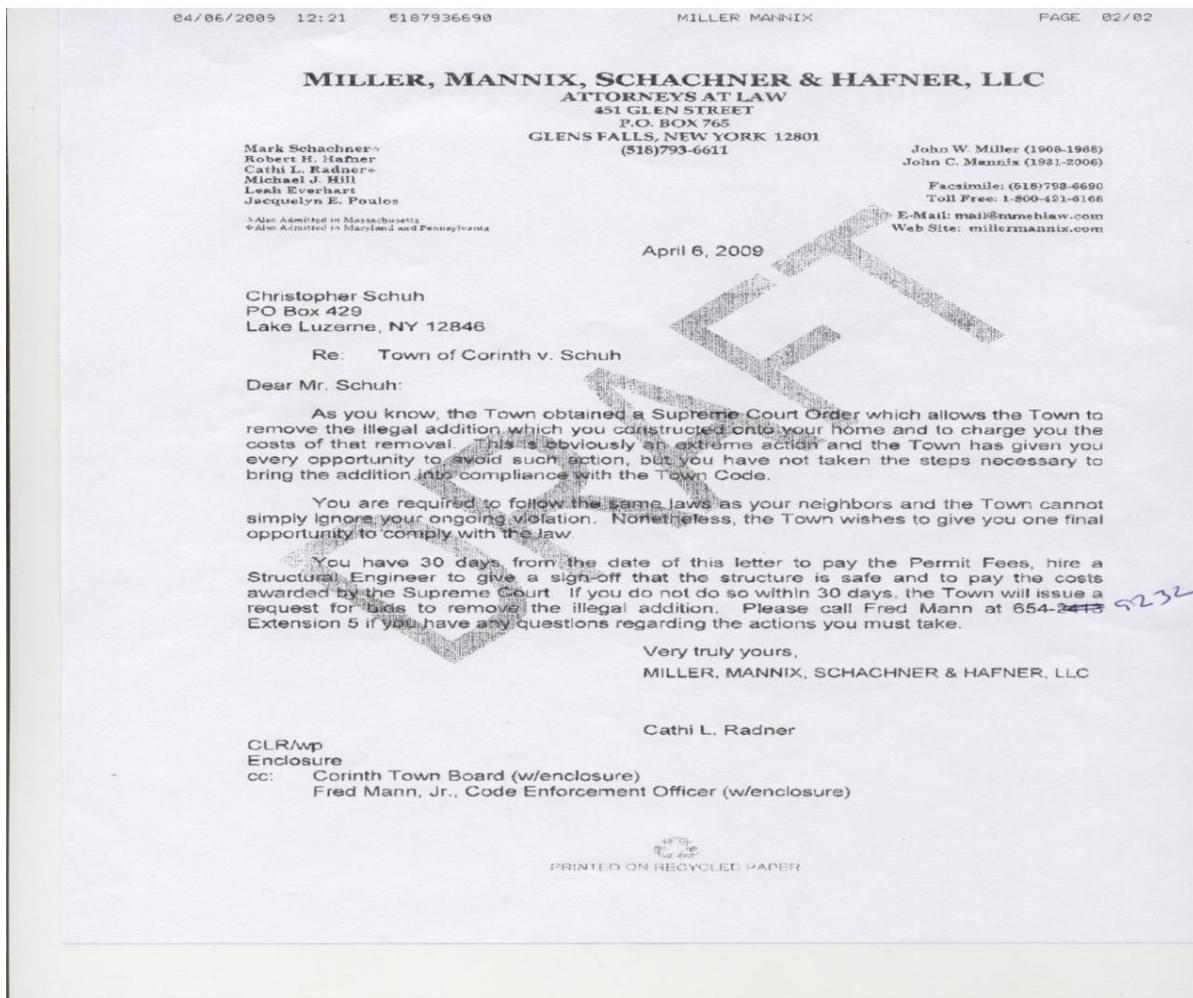
Time Warner Notice- Now a publicly traded company.

TW Letter- Letter reiterating that programs are done by contract bids.

Small Cities Grant- Supervisor Lucia said since the ad went into the Penny saver and the town has received two applications so far to apply for the mobile home grant.

Veterans News- Topics include assisting vets with health issues.

Cathi Radner Letter-



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There was much discussion between Board members as to the best way to approach this situation. It was eventually decided to change the language. Councilman Byrnes felt that if the Town went forward with the last section of this letter that they would be setting a precedent that they did not want to set. Councilman Byrnes said that he would like to speak with a New York State Licensed Engineer to know that the structure is sound and safe before he would even consider another option other than 30 days to remove the structure one way or another. There was also conversation stating that whoever goes to this parcel of property should be accompanied by the Saratoga County Sheriff to ensure their safety. Town Clerk Rose E. Farr said that the phone number in the letter needed to be changed to 645-9232 as the 654-2413 phone number is no longer in service. Councilman Byrnes said if Mr. Schuh wants the Town to consider him hiring a structural Engineer and paying the costs of this engineer himself then he should have to respond to this letter within 14 days, so that the town knows what his intent is. Attorney Hafner said the letter must be very clear.

Resolved that the letter to Chris Schuh be amended as follows:

From 30 days of the date of this letter either

1. remove this illegal addition or
2. Pay the permit fees, hire a NYS certified structural engineer to warrant the structure is safe satisfactory to the town code enforcement officer and pay all the costs awarded by the Supreme Court.

Resolution #126

ACCEPT LETTER TO CHRIS SCHUH AS AMENED

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

ADOPTED Ayes 4 Lucia, Brown Major, Saunders
Nays 1 Byrnes

Joint meeting on water- Supervisor Lucia said he was trying to set a date with the Village on either the 29th or 30th of April so the Village and the Town could discuss the water contracts so the village could finalize their budget. There was some discussion about the town residents being served without a water district in Hudson Grove, Saratoga Avenue and Eggleston Street. Attorney Hafner explained that there were two ways in which a town resident could receive village water, one was out of village contracts with individual home owners and, two is with water districts. Attorney Hafner said the problem with out of village contracts with individual property owners is issues with enforcement. Councilman Saunders requested that the board members get a copy of all the water district contracts for their review prior to the meeting with the village. Supervisor Lucia said that the board was intending to meet with the village at 5:30 pm on the 30th of April.

Transfer Resolution- Supervisor Lucia said they needed to pass a resolution on the following appropriation transfers.

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Resolution #127

TRANSFER RESOLUTION

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

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

Resolved to increase the following appropriations:

Increase appropriation 11104.012 (Justice Contractual) in the amount of \$570.0 for

\$120.00JCAP Income and \$45.00 County Reimbursement for Interpreter Services.

Increase the following appropriations for return of unspent monies advanced for NYS training in February 2009:

- 12204.01 (Supervisor)	\$71.77
- 10104.01 (T. Board)	\$151.49
- 50104.01 (Highway Superintendent)	\$73.17
- 13304.01 (Tax Collector)	\$11.32
- 14104.01 (T. Clerk)	\$11.32
- 80204.02 (Planning)	\$95.51

Increase Appropriations 51421.04 (Snow Removal Personnel Services) in the amount of \$1,242.90 for county Reimbursement of Employee Sick Time.

Zoning Fees-

Supervisor Lucia said that currently the fees are \$40.00 for any application with the Zoning Board. There was discussion about the fee schedule and it was determined that there was no fee schedules in the Town Code in regards to Zoning. Supervisor Lucia said Zoning Board had come up with new fees for the Town Board to approve and for the first time in Zoning there will be different fees for commercial and residential applicants.

Resolution #128

Zoning Fees

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

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

Resolved to accept Zoning Fees as presented.

Supervisor Lucia said that he had asked Attorney Hafner to review the yearly contract with LA Group. Attorney Hafner said there are many provisions that are not applicable to this contract and has spoken with the Deputy Town Clerk on making the suggested changes to the proposed contract.

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Resolution #129

LA Group Contract

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

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

Be it Resolved that the Town Supervisor be authorized to sign the contract as amended by the Town Supervisor and Town Counsel.

Reports:

Supervisor Lucia said the following reports are on file in his office:

Assessors- Supervisor Lucia said that the Town Assessor was scheduled to be at the Town workshop on the 16th of April. Councilman Saunders said that he would like to speak with the assessor about the issue of the decrease in value of homes within the community and he wanted to know her thoughts, opinion and recommendations as to if this was just a trend or an anomaly and if she had any data from other communities in the area. Councilman Brown said that the Town could go back to an annual assessment anytime they wanted to according to the Assessor. Town clerk Rose E. Farr said that they could not take any new assessments after July 01. Councilman Saunders said that he would like to stay on top of this. Councilman Major said the board needs to know how long she needs to record this data, because they do not want to rush into things.

Resolution #130

SUPPORTING SARATOGA COUNTY BOARD OF SUPERVISORS' EFFORT TO IMPROVE RAIL INFRASTRUCTURE WITHIN SARATOGA COUNTY

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

WHEREAS, state and Federal transportation officials and others project that the United States freight volumes will increase by more than sixty-seven percent over the next twenty years, and

WHEREAS, the Norfolk Southern and Pan Am railway companies have proposed expanding the rail yard located in our neighboring towns of Halfmoon and Stillwater, New York, more commonly known as the Mechanicville Rail Yards, and

WHEREAS, the Saratoga County Board of Supervisors has passed a resolution supporting bipartisan legislation introduced in congress that would create tax incentives to increase investment in freight infrastructure, and

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WHEREAS, the Town of Corinth understands the public benefit of expanding all types of rail infrastructure, both economically and environmentally; now, therefore, be it

RESOLVED, as follows:

1. The Town of Corinth Town Board understands the benefit to both the Town and County that the expansion of the Mechanicville Rail Yards will have increased tax revenue and job creation.
2. The Town of Corinth Support the Saratoga County Board of Supervisors in its effort to improve rail infrastructure within Saratoga County.

Building

Animal Control

Fire Department

Highway

Justices

Town Clerk

Planning

Zoning

Senior Citizens- Will be closing at 1:00pm on Friday and the new carpet will be installed and chairs will be coming soon. Supervisor Lucia said thank you to the Saratoga County Office of the Ageing.

Supervisors Report

Resolution #131

SUPERVISORS REPORT

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

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

Resolved to accept the Supervisor report as presented.

Public Comment:

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Sam Paquin- Mr. Paquin said that he is representing Upstate Waste Production Service. Mr. Paquin said they did not receive a title to the property until December 12, 2008. Mr. Paquin said the property he is referring to was previously owned by Scott Eagle. Mr. Paquin said that once they get the mobile homes out of they would like to put a subdivision in to compensate for the cost of removing the mobile homes. Mr. Paquin said right now the ground is still soft. Mr. Paquin told the Town Board that when he bought the property he bought it with the attached structures, the mobile homes still belong to Scott Eagle. Mr. Paquin said he realizes that he needs a demolition permit from the Town and his other concern is that there is a four-ton weight limit on the road currently, and he needed to know if that was seasonal. Highway Superintendent Eggleston said it was seasonal and it ends April 01st. Councilman Major said it was nice to see someone planning.

Town Board:

Supervisor Lucia asked the board members if there was anything they would like to comment on:

Councilman Brown- Councilman Brown said a little while ago it was mandated that emergency management plans need to address pets. Councilman Brown said currently he is doing the research on that and will soon be coming to the Town Board with a resolution after the emergency management committee approves it. Councilman Brown also mentioned the letter from the DOH regarding the MRC (Medical Reserve Committee) which is a committee that needs to be formed in the event of a disaster that are qualified to address the special needs of certain individuals. Councilman Brown said this committee would be composed of both professionals and volunteers.

Councilman Major- Councilman Major said he was amazed at the Supervisors recovery. Councilman Major also said the LDC meeting was cancelled and he was going to review the comprehensive master plan with them, however since there are still updates being made to it, it is probably better. Supervisor Lucia said as a courtesy they would be forwarding the Comprehensive plan to the Town Planning Board. Councilman Saunders asked if the Town Planning Board had the plan in their hands currently. Supervisor Lucia said no, but they do have it available to them. Deputy Town Clerk Sullivan said that Board member Rivette has a copy, and there are hard copies of the plan on the Planning Desk for any member who wants to come in and pick one up. Clerk Sullivan also said that all board member are aware of the link on the Towns website to view the plan online.

Councilman Saunders- Councilman Saunders said he had the opportunity to meet with the Zoning Board and the chairman of the Planning Board in regards to the resolution passed earlier in the year about formal procedures involving appointments. Councilman Saunders wanted to know if it was in the town laws that the Town Board should be meeting with the Planning and Zoning Boards twice a year. Supervisor Lucia said it was. Councilman Saunders said he would like to set dates for these meetings and have them in the organizational at the beginning of the year. It was decided to have one joint workshop with both boards and then a separate workshop with each board. Councilman Byrnes said the fourth Thursday of the month would be the best day because no other board meets at that time.

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Councilman Byrnes- No Comment

Town Clerk- Town Clerk Rose E. Farr said the taxes were taken down to the County today, which turned out to be a long process but that she balanced to the penny. Town Clerk Farr explained to the Board what happened with a check that was returned for \$2, 00.00 after she returned from the county. Councilman Byrnes asked if the Town Charged for that. Town Clerk Rose E. Farr said they did not. Councilman Byrnes asked if they were going to be charged more of a penalty. Town Clerk Farr said normally they would be but because the taxes had already been brought down to the county she would just exchange the check for cash. Councilman Byrnes asked if there was something in place or could be put in place so that individual had to have either cash or certified funds next year. Town Clerk Farr said yes.

Town Attorney- No Comment

Code Enforcement Officer –Excused

Highway Superintendent- Highway Superintendent Eggleston said the railroad tracks on Holmes Road were washing out and he had contacted DEC and he spoke with James Syrbis and he told Mr. Eggleston that the situation at hand would be considered a municipal Emergency situation and there was a few stipulations that had to be adhered ton but that he could go ahead and fix it and to keep the damage to the creek to a minimum. Superintendent Eggleston said that he has already repaired it because it could not wait because it would've washed away. Councilman Byrnes asked Superintendent Eggleston could get some type of company to place a bin at the landfill for tires because now that spring is here tires are showing up along side road edges. There was further discussion on this topic such as when would be the best days and for how long the town would provide the service and cost affiliated with such a service. It was decided that more research would be done to compare companies and costs and this data would be reported the next time the board meets. Superintendent Eggleston said the best days to offer such a service would be Tuesdays through Fridays because Saturdays are too busy at the landfill to handle any other jobs. Supervisor Lucia thanked al involved for their input.

A motion to adjourn the Town Board meeting at 8:47pm was made by Councilman Saunders and seconded by Councilman Major.

Respectfully Submitted,
Deputy Town Clerk

Cheri Sullivan