

Draft Copy

November 10, 2010

The Town Board of the Town of Corinth held a regular meeting on November 10, 2010 at 7:00 PM at the Town Hall.

Present: Richard B. Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Ed Byrnes, Councilman
Mitchell Saunders, Councilman
Rose E. Farr, Town Clerk
Robert Hafner, Town Counsel
Shawn Eggleston, Highway Superintendent
Frederick Mann, Code Enforcement Officer

Public: Jim Murray, Matthew Kyarsgaard, Donald Darrah

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

RESOLUTION #242

APPROVAL OF MINUTES

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 the minutes for October 7th, 14th, 21st and 28th, 2010 be approved.

RESOLUTION #243

APPROVAL OF ABSTRACTS

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

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

Resolved that the abstracts of October 7th and 28th, 2010 be approved as follows:

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<u>October 7, 2010</u>		<u>October 28, 2010</u>	
A	- \$30,366.25	A	- \$36,926.03
B	- \$ 2,002.07	B	- \$ 1,343.13
DB	- \$14,083.77	DB	- \$32,312.83
TA	- \$ 53,548.01	TA	- \$116,809.89
SL	- \$ 491.39		
Railroad-	\$ 275,030.25		

SUPERVISOR

Supervisor Lucia said Matthew Kyarsgaard called his office and requested to speak to the Town Board this evening. Mr. Kyarsgaard explained to the board that he was here because he has been working on a subdivision in town for some time and it was granted conditional approval, however the conditions were not met within the required time frame so it was denied. Mr. Kyarsgaard said that he was not aware of the 180day time frame in which to apply for an extension if needed. Mr. Kyarsgaard said that he has paid the subdivision fees twice already and the public notice fee four times. Mr. Kyarsgaard said he is before the Town Board to request that they waive the subdivision fees this time because he was already approved contingent on DOT and DOH approvals. Mr. Kyarsgaard said it was not because of lack of trying with these two agencies it just takes forever for them to reply. Mr. Kyarsgaard said he received a letter from the town in June but there was no mention of the 180 day time frame. Mr. Kyarsgaard explained what happened with DOT to the Town Board, and that revisions were made. Mr. Kyarsgaard said he was asking the Town Board to waive the following fees for subdivision and parkland, and he has already paid the public notice fees. Councilman Saunders asked how much money Mr. Kyarsgaard was talking about. Mr. Kyarsgaard said around \$1300.00. Attorney Hafner asked if the Planning board was aware of this. Mr. Kyarsgaard said that the Planning board told him that they could not make the decision to waive the fees. Attorney Hafner asked what the 180 days rule was. Code Enforcement Officer Mann said it was his belief that once given the conditional approval the applicant had 180 days to submit. Attorney Hafner asked if this was the 180 days in which to file an approved map. Mr. Kyarsgaard said that it was and that he has paid the fee twice and explained that the first time it was for a four lot and the next time he had acquired more land. Attorney Hafner said the board is going to need some facts from the planning board prior to this board

making a decision. Attorney Hafner said that he would do some research on this and for Mr. Kyarsgaard to return to the Town Board on the 18th of November at 4:30pm and the board would give him an answer at that time. Attorney Hafner said the fees are statutes they are set by Town Code. Mr. Kyarsgaard asked how he is supposed to know about the 180 days. Mr. Kyarsgaard was told to come back to the Town Board workshop on the 18th and they would give him an answer at that time. Supervisor Lucia said that on the 18th the public hearing for the dog law is going to be held along with a presentation from SEDC.

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

- November 18th workshop
- Adirondack Park Government Review Board Report
- Certificate of Training- Fred Mann Code Enforcement Officer -8hrs completion.
- Department of Labor Report- Findings not sustained after investigation of asbestos and air quality in the Town Hall.
- Mortgage Tax- \$10,135.50
- Saratoga County IDA
- School Newsletter
- Senior Sentinel
- Town Budget-Adopted 11/13/2010 with an increase of 3.35%
- Tri Town Seniors Report
- Veterans Corner
- Volunteer Fair- November 22 from 1pm-6pm @ the Saratoga Hilton
- Transfer

RESOLUTION #244
TO APPROVE THE FOLLOWING INCREASE AND TRANSFERS OF FUNDS

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

ADOPTED Ayes 5
Nays 0

Lucia, Brown, Major, Byrnes, Saunders

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Resolution
November 10, 2010

Increase Appropriation 73104.02 (Youth Contractual) and Revenue 3820.02 (Youth Programs) in the amount of \$60.00 for October Ski Club Registrations.

Transfer \$140.16 from Appropriation 51401.04 (Misc. Personal Services) to Appropriation 51101.04 (Gen. Repairs Personal Services) for Payroll.

BE IT FURTHER RESOLVED, that the above mentioned transfers and increases be approved.

Attorney- No Comment

Public Comment- No Comment from public present

Supervisor Lucia stated that the following reports are on file in the Supervisor's office:

- Assessors
- Building
- Animal Control
- Fire Department
- Highway
- Justices
- Town Clerk
- Planning-None
- Zoning
- Senior Citizens
- Supervisor's Report

RESOLUTION #245

APPROVAL OF SUPERVISOR'S REPORT AS PRESENTED

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

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

Resolved that the Town of Corinth Town Board accepts as presented the Supervisor's monthly financial report for October 2010.

Town Clerk- No Comment

Town Board-

Councilman Byrnes- Mr. Brynes wanted to take the time to say thank you to everyone that helped and supported the benefit for Brook Krywy.

Councilman Brown- No comment

Councilman Major- No Comment

Councilman Saunders- No Comment

Town Highway- No Comment

Code Enforcement-

Code Enforcement Officer Mann wanted everyone present to be aware that Adult Services has found a suitable home for Ajax Winslow and his brother and it is now Mr. Winslow's decision on if they take this place or not.

RESOLUTION #246

MOTION TO ADJOURN

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

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

RESOLVED that the board adjourns at 7:40 PM to executive session on personnel with no decision to be made.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk

