

DRAFT

AUGUST 4, 2011

The Town Of Corinth Town Board held a workshop meeting on August 4, 2011 at 4:30 PM at the Town Hall.

Present: Richard Lucia, Supervisor
Charles Brown, Councilman
John Major, Councilman
Edward Byrnes, Councilman
Mitchell Saunders, Councilman
Shawn Eggleston, Highway Superintendent
Leon Hickok, Code Enforcement Officer
Rose E. Farr, Town Clerk

Public: Ray Bush, Jim Murray, Sr., Marc Rich and Sigrid Koch

After Roll Call the following business was conducted:

A moment of silence was had in honor of Rex Moon.

Supervisor Lucia told Highway Superintendent Eggleston that he had received a telephone call from some Hamm Road residents who wished to commend the Town of Corinth Highway for a job well done on Hamm Road recently and during the winter months.

Supervisor Lucia told the Town Board that he received a letter from New York State Department of Taxation and Finance Office of Real Property Tax Services advising him that the Town of Corinth equalization rate is now at 100%.

Supervisor Lucia asked Highway Superintendent Eggleston if he would place the lettering on the new Senior Citizen suburban.

The following letter from Warren County Parks, Recreation and Railroad was read into the record:

Warren County Parks, Recreation & Railroad

Main Offices & Fish Hatchery

4028 Main Street
Warrensburg, NY 12885
Tel (518) 623-2877
(518) 623-5576
Fax (518) 623-3639



Up Yonda Environmental Education Center

P.O. Box 1453
Bolton Landing, NY 12814
Tel (518) 644-9767
(518) 644-3823
Fax (518) 644-3824

7/28/2011

Town of Corinth
600 Palmer Ave
Corinth, NY 12822

Tax Map Number: 59.-2-58, 59.80-1-1

Re: **Passenger Train Service**

Dear Property Owner,

The County of Warren and the Town of Corinth are pleased to announce a new passenger rail service between the North Creek Railroad Station, in the Town of Johnsbury, and the Saratoga Railroad Station in Saratoga Springs.

Please be advised there is, and will be, increased train traffic on the railroad right-of-way effective immediately and continuing throughout the year

As of June, 2011, Warren County and the Town of Corinth contracted with a new railroad operator, the Saratoga North Creek Railway. The operator will be providing daily passenger train service as well as freight hauling along the entire railroad right-of-way between North Creek and Saratoga Springs.

For the safety of the surrounding communities, we are issuing this important notice. Expect trains and/or railroad maintenance vehicles to be on the railroad at any and all times. Stay clear of the railroad right-of-way at all times. **Trespassing on the Railroad Right-of- Way is both Illegal and Unsafe.**

If you would like more information or have questions, please contact Steve Torrico, Manager of the Saratoga North Creek Railroad, at 518 - 251-5334, Monday - Friday between 8am - 4pm. You can also visit their website at sncrr.com.

Thank You.

Sincerely,

Paul Butler, Director of Parks, Recreation and Railroad

DRAFT

Supervisor Lucia told everyone that Thomas the Tank would be coming on the railroad August 27th, September 3rd and September 4th, 2011. If anyone was interested he said to check the website.

The supervisor told the Town Board that Town of Day wanted to discuss emergency services with the Jessups Landing Emergency Squad. He said that he has set up a meeting for next Friday and will discuss the matter with Rich Reuther prior to that time. He said the board would have to set some amount to charge if this was to happen. Councilman Saunders said perhaps if this did happen the money received could go toward the cost of new equipment.

Supervisor Lucia said that he said he would keep the public apprised of any further developments with the Corinth Emergency Squad, Inc. so therefore he read the following letter into the record:

NEW YORK
state department of
HEALTH

Nirav R. Shah, M.D., M.P.H.
Commissioner

Sue Kelly
Executive Deputy Commissioner

July 29, 2011

Janine Denton, President
Corinth Emergency Squad, Inc.
101 Sherman Avenue
Corinth, N.Y. 12822

Dear Ms Denton,

Based on information provided by the Department of Health, Bureau of Emergency Medical Services the Corinth Emergency Squad has not been responding to requests for EMS since late April of this year and most recently the ambulance service has sold its EMS response vehicles. In accordance with the provisions of Article 30, §3012(f), the Department may revoke your ambulance service certificate if you fail to provide ambulance service for a period of 30 days or more.

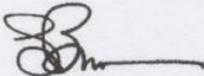
If the ambulance is still operational, please submit documentation in the form of patient records, dispatch record or logs or other proof of continuous service from April 1, 2011 to the present. Submit the written information to the Department with proof of bonafide ambulance service operation no later than **August 26, 2011**.

With regard to the disposition of the operating certificate, there are a number of options available to the squad. Of them, the most reasonable and logical would be to transfer the certificate to the Town of Corinth ambulance service. However, Article 30 requires that this action take place within a specific time frame. For information about the transfer process, please contact the Regional EMS Council (aka REMO) at 518-464-5097.

If not transferred, the certificate may be nullified and/or surrendered. If the Corinth Emergency Squad is no longer in business to provide ambulance service, please provide the Department with written correspondence surrendering the operating certificate, including the original ambulance operating certificate form no later than **August 26, 2011**.

If you have any questions or would like to meet to discuss this matter further, please do not hesitate to contact me at 518-402-0996 x4.

Sincerely,



Lee Burns
Acting Director
Bureau of Emergency Medical Services

(518) 402-0996
(518) 402-0985 FAX
E-mail - LSB02@health.state.ny.us

Cc : REMSCO/REMAC
County EMS Coordinator
CDRO - DOH

HEALTH.NY.GOV
facebook.com/NYSDOH
twitter.com/HealthNYGov

DRAFT

Supervisor Lucia told the Town Board that he received notification from the billing company for the emergency services and they are working on getting all the paperwork together so that the billing can commence soon.

TOWN BOARD

Councilman Major

Councilman Major asked Supervisor Lucia if the budget requests were being sent out. Supervisor Lucia said that the bookkeeper was working on the budget sheets and he was working on the letter to the department heads. Supervisor Lucia said the question is the 2% property cap, what is exempt and what is not. He said the only thing he knows is it takes effect in 2012.

Councilman Saunders

Councilman Saunders said that he wanted to voice how disappointed he was with decision made at last night's Village Board meeting regarding not putting the dissolution up for a vote. Councilman Saunders said that the Village Board said that the committee had vote 11 to 1 that dissolution was not the right thing and not to put the dissolution up for vote. He said he understood the vote that was taken was not at an open meeting. Councilman Byrnes said that all the meetings of the dissolution committee were open to the public and it was at a workshop where the public did not have any in put. Councilman Saunders said he respects the opinions of the committee. He said that after this vote Chairman Murphy came to a public Village Board meeting and read the committees' findings. Councilman Saunders said at that same meeting Supervisor Lucia, Councilman Byrnes, Jeff Collura, Renee Baker, William Fuller and a total of eight people on the dissolution committee stood up and told the Village Board that after more consideration they felt the citizens should have a right to vote on dissolution. Councilman Saunders said that one question Jeff Collura had was the state aid. Councilman Saunders said that has been reconciled that if the community was to dissolve the amount would go from \$35,000.00 state aid per community to \$402,000.00.

Councilman Saunders said what distrurbs him is that the Village is going to send out a letter to the village residents. He said that he would prefer that the Town and Village residents be allowed to vote on this but at the beginning the matter was changed from consolidation to dissolution. Supervisor Lucia said that if it was consolidation then the town residents and village residents would vote on it and if either entity said no it was a done deal for four years. However if it is a dissolution than only the Village residents are allowed to vote on it.

DRAFT

Councilman Saunders said he does not believe this letter should go out to the public if eight people on that committee, at a public board meeting, said they thought it should go to vote. Councilman Saunders said it only strengthens your government putting it up to vote. Supervisor Lucia asked if they wouldn't even commit to a vote and they just said they went with the written recommendation. Councilman Saunders said that the Village Board discussed him so that they would not even take a roll call vote. Supervisor Lucia said he thought that that was part of the process that they had to take a vote as to whether or not to have it go to a public vote. Councilman Major said he thought the process was that the Village had to take one of two steps, either vote not to take it to vote or go to public referendum. Supervisor Lucia said he felt that even if they were not going to have the citizens vote they should have taken a roll call vote for the record. Councilman Byrnes said that he felt that if a letter was to be sent out to the public it should say that it was a recommendation of the committee. He said the committee had no authority only to issue a recommendation and the Village Board has to make a determination on whether they act on it or not.

Supervisor Lucia said that he would not have any problem signing something stating that the recommendation that was made at the public village board meeting by several members of the committee was to place the matter to vote.

Councilman Saunders told the board that the way he understood it is that the letter is going out from the Village Board with the committee members comment letters that were submitted attached. Councilman Saunders said that the letter only talks about Capital Power will renegotiate their contract and says nothing about the state aid that will be received if the Village dissolves.

Supervisor Lucia asked if the letter was already written. Councilman Saunders said that the Mayor read the letter into the record at last night's meeting. Councilman Saunders said that when the public brought up the fact that there was a change in the mind of over one-half of the members of that committee that was voiced at a prior public Village Board meeting the only one that said anything was Trustee Denno.

Councilman Byrnes said that the committee did vote and he did vote at that meeting that he did not believe the matter should go to vote. He said however at the meeting where the Chairman read his report to the Village Board was when Councilman Byrnes stood up and said that he thought it should go to the public for vote and move forward. Councilman Byrnes said that at the committee meeting there was a form that was passed out and all but Jim Hopkins said that they, at that

DRAFT

time, thought it should not go to vote. Supervisor Lucia told Councilman Saunders that he was not present at that meeting. Councilman Saunders asked if the form was a public record and Councilman Byrnes said that he thought it should be because it was a handout. Councilman Saunders said the vote was not right if Supervisor Lucia was not there the vote had to be 10 to 1 not 11 to 1.

Councilman Saunders said that this matter was based on two different things:

- The survey took by the Village
- The survey done at the time of the Comprehensive Plan

Councilman Byrnes said what the Village board did with the committee's recommendations did not effect what the committee did. He said that the committee did everything they should have done and did everything properly and all meetings were held in the public. Councilman Saunders said he could not argue with the committee doing everything right.

Councilman Saunders said he had a very good feeling the night that Chairman Murphy gave his report to the Village Board and numerous committee members spoke up in favor of placing the matter to vote. Councilman Saunders said the way he understood it is that after the original vote was taken several committee members had time to think and decided that the matter should be put to vote. He said this was not what is being said at this point.

Councilman Major said that he understood that no matter what the committee said the bottom line decision was up to the Village Board to vote or not to vote and they decided not to vote. Supervisor Lucia said that he understands that the Village Board did not want to commit to a public vote on this matter. Councilman Saunders said that in the letter going out to the public it says that it is a unanimous decision by the Village Board. Councilman Brown asked if they voted and just didn't conduct a roll call vote. Councilman Saunders said there was no vote on record but the letter says that it was a unanimous decision of the Village Board not a vote.

Supervisor Lucia asked Ray Bush if he ever remembered the board taking a vote on this issue. Mr. Bush said he did not.

Jim Murray said that he attended the Village Board meeting last night and was one of the village residents that spoke. He said he took the letter to mean that the

DRAFT

Village Board took a vote and he reviewed all Village Board minutes for the last year and found nothing at all.

Councilman Saunders said he would conclude that after paying \$50,000.00, a year of meetings of twelve or more people and now for this to happen it is terrible. He said that he has found out tonight that the facts on the vote were not right so what else might be wrong. He said he felt that this is the only way he can put things on the record so that if people wanted to go to the Town minutes they could see the factual information.

Supervisor Lucia told Councilman Saunders to follow up on whether it is in the Village Board meeting records of the members of the committee voicing their opinions at a public meeting. He said that he would have no problem signing a written statement stating that as a member of the committee he did that at a Village Board meeting.

Ray Bush told the board members that he was present at last night's Village Board meeting and there was a female that spoke and Mayor Winslow told her she was a liar. Mr. Bush said it was not good at all.

Marc Rich asked if there was a reason for the change so that only Village residents could vote. Councilman Saunders said he did not know. He said that in the beginning it was going to be approached in a different way, we didn't want to set up a committee we just wanted to do a study but things got so messed up. He said if it was for consolidation then the Town and Village would have both voted on it but the mayor wanted to take control and it became dissolution so only the village residents could vote. Councilman Major said he remembered a great number of people wanting to go dissolution.

HIGHWAY

Highway Superintendent Eggleston said in reference to the letter received from Paul Lent at the county he has spoken to Malta, Hadley and Greenfield and they are all in favor of the proposal. He has not yet been able to speak to the Town of Day.

TOWN BOARD

Councilman Byrnes

Councilman Byrnes asked Supervisor Lucia if he found out if the train could physically stop in Corinth. Supervisor Lucia said that the man had not gotten back to him but he would be following up on that,

RESOLUTION #211

MOTION TO ADJOURN TO BILL PAYING

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

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

RESOLVED that the board adjourns to bill paying session.

RESOLUTION #212

MOTION TO PAY BILLS AS AUDITED WITH ANY EXCEPTION

On a motion of 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 August 4, 2011 Abstract, Claims #20110928 through 20110932 and 20110934 through 20110950 paid as audited, with any exceptions in the following amounts:

DRAFT

Abstracts For 8/4/2011

Voucher #20110928-20110932, 20110934-20110950

General Fund/Town Wide – A:

\$8,394.98

General Fund/Outside Village – B:

\$739.24

Community Development Grant – CD:

\$0

Highway/Part Town – DB:

\$61.70

Capital Project/Landfill Upgrades – H1:

\$0

Fire Protection – SF:

\$0

Street Lighting – SL:

\$448.67

Sewer/Water – SW:

\$0

Trust & Agency – TA:

\$39,988.06

Scenic Train –

\$0

Town of Corinth Railroad –

DRAFT

RESOLUTION #213

MOTION TO ADJOURN

On a motion by Councilman Byrnes and seconded by Councilman Brown, at 5:25 PM the meeting was adjourned.

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

Resolved that the meeting was adjourned.

Respectfully Submitted,

Rose E. Farr, RMC
Town Clerk