

OCTOBER 27, 2011

The Town Board of the Town Of Corinth held a regular meeting on at October 27, 2011 4:30PM at the Town Hall.

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

Excused: Mitchell Saunders, Councilman

Public: Ray Bush, Jim Murray, Sr., Marc Rich, Sigrid Koch, Dara Halliday, Josh Halliday, Jeff Collura, Amy Ball, Ron Ball, Alfred Winslow, and Gary Randall.

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

RESOLUTION #266

APPROVAL OF MINUTES

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

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

RESOLVED that the minutes for October 6, 2011 be approved.

RESOLUTION #267

AUTHORIZING THE APPROVAL FOR BUDGET ADJUSTMENT

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

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

Resolved that the following budget adjustments be made:

Increase Appropriations 73104.02 (Youth Contractual) and Revenue 3820.02 (Aid Youth Program) in the amount of \$15.00 for Soccer Registration;

Increase Appropriations 11104.01 (Justice Contractual) and Revenue 2770.01 (Unclassified Revenues) in the amount of \$50.00 for refund of Judge Clothier's training;

Transfer \$2.49 from 10102.01 (Town Board Equipment) to 10104.01 (Town Board Contractual) for shortage;

Transfer \$15.72 from 14102.01 (Town Clerk Equipment) to 14104.01 (Town Clerk Contractual) for shortage;

Transfer \$9,377.98 from 90608.02 (Medical Insurance) to 36201.02 (Safety Officer Personal Services) for shortage due to costs associated with a retirement;

Transfer \$5,746.15 from 19304.01 (Litigation) to 47894.01 (Economic Development) for Railroad Taxes paid from incorrect fund in error;

Transfer \$77,545.00 from CDBG Checking account to General Fund checking account and Increase Appropriations 86864.05 (SDBG Admin) in the amount of \$8500 and 86684.05 (CDBG Rehab) in the amount of \$69,045.00 for Small Cities Drawdown #5;

Transfer \$2,032.65 from 4504.01 (Ambulance) to 49894.01 (Paramedics) for shortage.

PUBLIC HEARING

A Public Hearing regarding property located at 640 Main Street to Determine if the Building is Unsafe and Should be Removed was opened by motion of Councilman Major and Seconded by Councilman Brown. Town Clerk Farr read the Legal Notice that was published in the Post Star on October 22, 2011.

Code Enforcement Officer Hickok read the following letter into the record to bring the public up to date on the matter:

Town of Corinth
Building Department
600 Palmer Avenue
Corinth, New York 12822
Leon Hickok
Code Enforcement Officer
Phone Number (518) 654-9232 ext # 5
Fax Number (518) 654- 7751

November 18, 2011

Supervisor Lucia and Town Board Members

Re: 87.-1-3.2

Property of Alfred Winslow

640 Main Street

Dear Supervisor Lucia and Board Members,

I am writing to you in regard to Mr. Alfred Winslow's property located at 640 Main Street being Tax Map # 87.-1-3.2. This property is only .09 acres with a camper that has been built over and a home furnace placed in to live in all (4) four seasons. Mr. Winslow also has his handicapped brother living with him. The following are a list of violations on this parcel of land.

63-6 Permits Required

63-16 Certificate of Occupancy

63-20 Construction in a Non flood area

65-2 Unsafe Building

Article 4 Land Use Law

Zoned R-3 and requires single family home setbacks of 40' front , 15' side and rear

89-5 (3) A & B unable to meet setbacks for water and sewage

*New York State Law
A4.7 Toilet accessibility*

R-304.1 Minimum Room Access

R.311.6 Ramps

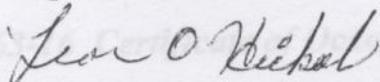
311.6.1 Slope

311.2 Landing

I would like to make a request to have a resolution made to remove this camper from the property and residents removed from the property. It is my determination that the camper is unsafe and poses a danger to the residents and the public. The property does not have safe drinking water and sewage disposal and there is not enough acreage to provide them with this. Further the property cannot meet the fire code and in the event of a fire, lives could be lost.

I do not see any feasible way to turn the camper into a legal year round dwelling, there fore no one should be living in this structure. The building department has worked with the County of Saratoga and Dr. Richard Pitkin our Health Officer along with the Housing Department with no progress being made for living assistance .

Respectfully Submitted,



*Leon Hickok
Code Enforcement Officer*

LOH : ljh

The following people spoke in favor of the resolution:

Jim Murray Sr. told the Board that he has been in Corinth since 1984 and this property has been an eye sore ever since he could remember. He said he thought the place should be cleaned up and that the owner should have to follow the law just like everybody else does.

Alfred Winslow came into the meeting and the Supervisor explained where the meeting was. Mr. Winslow asked how a place could be condemned or said to be unsafe when not one of the board has ever been in the home. Supervisor Lucia told Mr. Winslow that Code Enforcement Officer Hickok had just read the list of violations associated with the property. He said that Mr. Winslow should have a copy of that list. Mr. Winslow asked why it was stuck on a pole on the property and not handed to him. Code Enforcement Officer Hickok said that his instructions were to post it on the property.

Supervisor Lucia asked for public comments against the resolution:

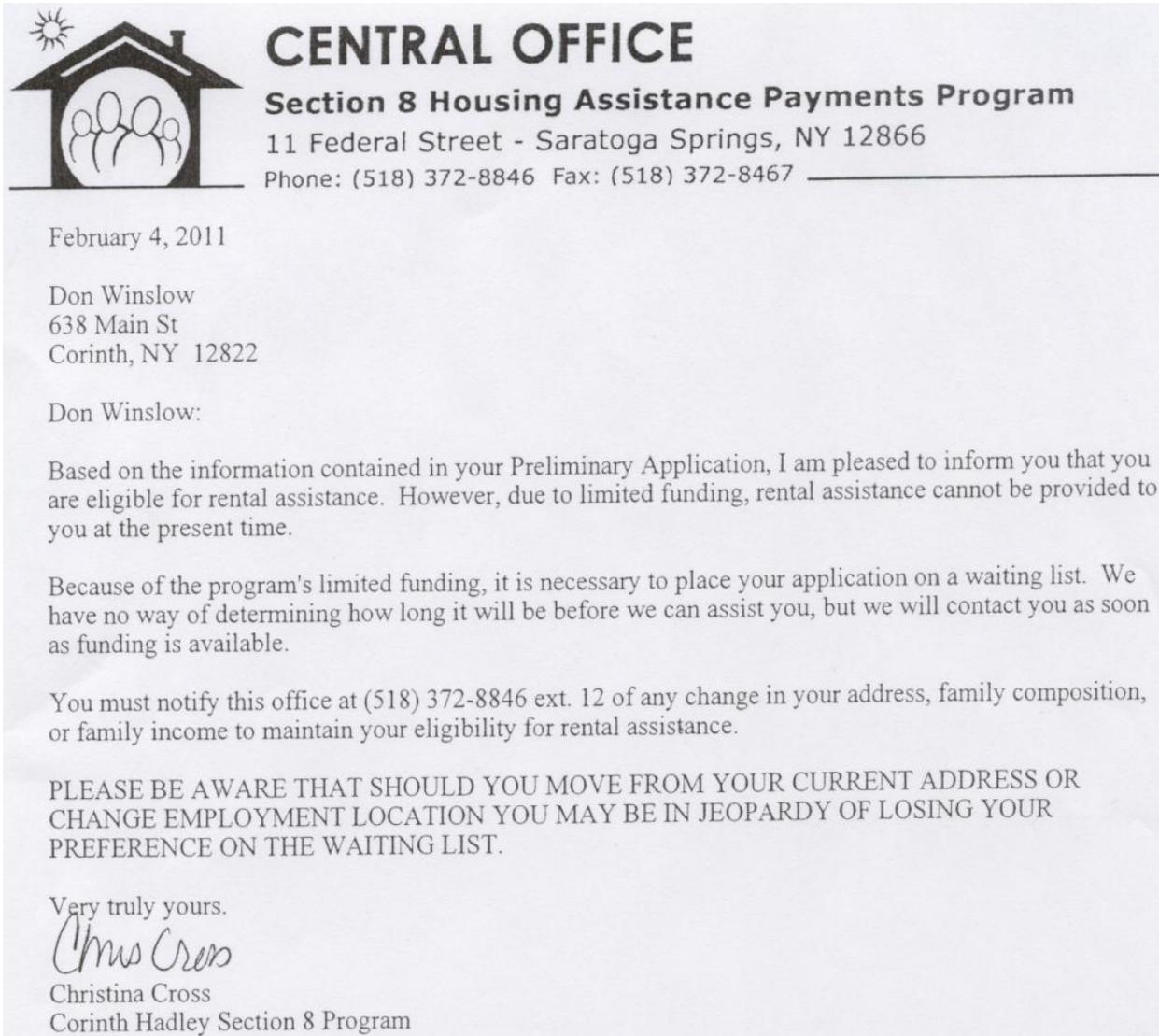
Mr. Winslow asked how this could be done. Supervisor Lucia asked Code Enforcement Officer Hickok to give Mr. Winslow another copy of what he just read into the record. Mr. Winslow spoke about the camper that he is living in. Mr. Winslow told the board that since 1992 or 1993 there has always been a structure on the property and somebody has always lived on the property. He said when he lost the bigger parcel and John Dubee brought it at Tax Sale he was told that he could put a house on it. Mr. Winslow told the Town Board that he could not read so Supervisor Lucia asked that Code Enforcement Officer Hickok re-read the letter that he previously read into the record. Mr. Winslow stated that even though someone ran over his dog his property is guarded by Smith and Wesson. Mr. Winslow stated that, "When someone comes down to destroy my home they want to bring a large supply of body bags with them. That is not a threat but it is a promise."

Code Enforcement Officer re-read the letter previously read into the record for Mr. Winslow's benefit. Mr. Winslow said that he already has setbacks for water and sewer. He said that he has a well across the road from his property that the owner said he can use. Mr. Winslow stated that there are people staying in campers at the campground with less than he had and that is allowed. Supervisor Lucia told Mr. Winslow that residences come under different classifications than campgrounds. Mr. Winslow told the board that this was his campsite and he was camping there year round.

Jeff Collura asked what was going to happen to Mr. Winslow if the Town did remove this camper. Code Enforcement Officer Hickok told Mr. Collura that if the determination was made that the residence was unsafe it would force the County's hands to secure emergency housing for Mr. Winslow and his brother.

Supervisor Lucia stated that for the record this matter has been handled after a certain amount of complaints have been received and the decision is based on the health, safety and welfare of Mr. Winslow and his brother.

Code Enforcement Officer Hickok read the following letter into the record from Section 8 Housing Assistance that was sent to Mr. Winslow's brother:



Mr. Winslow told the Town Board that he is willing to die for his property. Supervisor Lucia told Mr. Winslow that Code Enforcement Officer Hickok had worked all summer with Mr. Winslow and his brother trying to find them a place to live. Mr. Winslow said he already has a place.

Jeff Collura asked what happens when Mr. Winslow does not have a place to live. Supervisor Lucia told him that Social Service has to find them a place to live right away. Mr. Collura asked Mr. Winslow if he understood that. Mr. Winslow told the board that his place was well insulated and well built. He said that for 500 gallons a year he could heat the residence.

Amy Ball asked if Mr. Winslow was placed by the County in an apartment, etc. wouldn't he still be paying taxes on the property that he couldn't use and also helping pay his landlord's taxes? Councilman Byrnes said that the parcel is restricted by its size. She asked why nothing has been done with the lot that Cleveland Brothers brought that has not been cleaned up since they purchased it? She said that this property is a hazard. Supervisor Lucia said they were waiting to see what happen with this property. Mrs. Ball said she thought it had to do with who had the most money. Supervisor Lucia told her that it has to do with the health, safety and welfare of Mr. Winslow and his brother and the Code and Zoning Laws of the Town and it has nothing to do with money. Code Enforcement Officer Hickok told Mrs. Ball that he was just trying to do his job and was not picking on any specific person. Supervisor Lucia told Mrs. Ball that if there was a fire and both or one of these men lost their lives the Town would be the first one to be sued if they did nothing for the health, safety and welfare of those men.

A motion was made by Councilman Byrnes and seconded by Councilman Major to close the public hearing. Motion carried unanimously.

Supervisor Lucia stated that the Town Attorney could not be present tonight due to an injury and surgery yesterday.

RESOLUTION #268

TABLE DECISION UNTIL NOVEMBER 3, 2011

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

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

RESOLVED that the decision on 640 Main Street, Corinth, NY be tabled until Thursday, November 3, 2011 when the Town Attorney can be present.

BUDGET

Supervisor Lucia gave the Town Board a letter and a report that was submitted by the Tri Town Seniors. He told the board that there are more members from the Town of Corinth than from the other two towns. He said that there is \$800.00 already in the budget for this but he thinks perhaps we should add another \$500.00 since the Town of Lake Luzerne gives \$6,200.00 and the Town of Hadley gives \$2,000.00. Town Clerk Farr told he board that the Town of Lake Luzerne has taken \$2,000.00 away from the Tri-Town Senior for 2012. Councilman Byrnes asked if we should be adding more than \$500.00 since our senior citizens use this the most, It was decided to add \$650.00 bring the total up to \$1450.00 and look at it again at budget time next year.

Supervisor Lucia read the following into the record:

Budget 2012

Today we are wrapping up our preliminary budget for 2012.

This is probably the 5th or 6th version of the budget.

Particularly difficult for all budget preparers was the State Mandated 2% tax cap, new to every municipal and School in the State.

We started out with the 2% tax cap levy for 2012 was about \$38,000 dollars. Was this going to be fun, with a 21% raise in Health Insurance, and a 9.5 rise in State Retirement mandates.

The boards mandate to the Budget officer was we need to keep our tax rate flat this year, and within the 2% tax cap.

When I started we had a .21-cent increase in the A, General Fund. After trimming and cutting all over, it dropped to .11-cent raise in A, while the B. and DB were under, making us under the Tax cap.

The trick of the whole Tax cap progress with the Comptrollers Office was, you could not adopt a budget without doing it in their format, and getting their approval.

With the help of our accountant in moving things to reduce taxes. On the day I put the numbers I into the Comptrollers format, Mr. Hafner came and helped with this process.

When we finished our budget was flat all around, meaning the same tax rate levy as last year.

The Board is giving a 2% raise across the Board, We trimmed at least 2% from most all the .2 and .4 accounts, We did away with the New York City Association of Towns Schooling for this year, no back yard concert this year, and are looking for the best Insurance for the Price.

We have built in a price for Insurance, and if it goes over what we have budgeted; it will have to be shared with the Applicants.

Like I said our budget is exactly flat with last year, and after the final numbers came back, we could have raised our 2% cap another \$88,000 dollars, but because we wanted to hold the line this year on tax increases, we are hoping for a better economy next year, so as not to have to raise taxes again.

While we do maintain the flat rate we are using fund balance every year to do it, and everyone knows in the future that will be gone also without more tax base in the community.

RESOLUTION #269

SET DATE FOR PRELIMINARY BUDGET HEARING

Supervisor Lucia told the Town Board that it is necessary to set the Public Hearing date for the Preliminary Budget. A motion was made by Councilman Major, seconded by Councilman Byrnes, and the following resolution was

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

RESOLVED that the Public Hearing for the 2011 Preliminary Budget of the Town of Corinth with adjustments discussed above be scheduled for November 3, 2011 at 4:30 PM, and be it further

RESOLVED that the Town Clerk publish a Legal Notice in the Post Star advising the public of this meeting.

211

Supervisor Lucia told the board that there was a new thing out called 211 under the United Way. He said that United Way 2-1-1 Northeast Region provides direct, personal and professional assistance for human services in the community.

Supervisor Lucia said that a person may obtain information quickly and easily by calling 2-1-1. Assistance in the following areas may be obtained:

- seek assistance with paying for medical expenses;
- learn how to access unemployment benefits;
- find programs to help cope with family problems;
- access information on applying for food stamps;
- learn where to find help if having trouble with a mortgage or credit; and
- seek help for substance abuse problems

Term Letters

Supervisor Lucia told the Town Board that his office had sent letters to the individuals on both the Planning Board and Zoning Board of Appeals whose terms expire at the end of this year asking if they would be interested in again being appointed to the boards. He said this must be done according to the Employees Handbook. Supervisor Lucia also told the Town Board that a letter will be sent to the individual on the Board of Assessment Review whose term expired in September.

Polar Express

Supervisor Lucia told the Town Board that he attended a meeting on the Polar Express that will be coming on the Saratoga & North Creek Railway. The following is a notice of the times and dates:



The Polar Express™ on the Saratoga & North Creek Railway FACT SHEET

Dates of Operation: November: 18,19,20, 22, 23, 25,26,27
December: 2nd through 23rd (daily), 27, 28
Departure Times: 6pm and 8pm

Location: Saratoga Springs Train Station
26 Station Lane
Saratoga Springs, NY

- Highlights:**
- Kids are invited to attend in pajamas
 - On-board performers bring the tale to life
 - All guests enjoy cookies, cocoa and caroling and a reading of the tale during the trip
 - Dome car guests receive commemorative mug
 - All children receive the infamous "Silver Bell"
 - Santa boards the train at the North Pole to greet passengers

Prices: \$10 - \$55 depending on age and class of service

Buying Tickets: Online – www.SaratogaPolarExpressRide.com
Phone – 1-877-726-RAIL

Contact:

About Saratoga & North Creek Railway
Now in its inaugural season, the railway offers a unique experience the Adirondack Park. Located in Saratoga Springs, the railway offers dining, museums, shopping, events, depots and price

THE POLAR EXPRESS

All Aboard!

THE POLAR EXPRESS
Read along with the story as the train makes its magical round-trip journey to the North Pole. Meet Santa and enjoy caroling, hot cocoa, a treat and a special gift for each child. Kids are encouraged to wear their pajamas!

In IMAX theaters and available

Coming to **SARATOGA & NORTH CREEK RAILWAY**

Tickets on sale now

TICKETS
from \$10 - \$55 *plus tax

TIMES	DATES
6:00pm 8:00pm	Nov. 18 - Dec. 28, 2011

877-726-7245

NYPolarExpressRide.com
SARATOGA SPRINGS, NY

www.polarexpressride.com

LWRP Grant Application

Supervisor Lucia told the board that Jessup's Landing Rail Committee has sent a letter to Warren County Planning stating that they fully support Warren County's application for funding to construct a train platform at the Jessup's Landing Depot.

Historic Register Grant Application

Supervisor Lucia told the Town Board that Steve Cernek has submitted a grant application to have the International Paper Company property recently donated to the Town of Corinth declared on the National Historic Register.

Time Warner

Supervisor Lucia told the board that he received a letter with the changes that will be made by Time Warner.

National Grid

Supervisor Lucia told the Town Board and the public that he received the following notice from National Grid regarding the Spier Falls-Rotterdam New 115kV Transmission Project;

CONSTRUCTION COMMENCEMENT NOTICE

Spier Falls-Rotterdam New 115kV Transmission Project PSC Case 10-T-0080

Niagara Mohawk Power Corporation (doing business as “National Grid”) anticipates that it will commence site preparation and construction of its Spier Falls-Rotterdam New 115kV Transmission Project on October 25, 2011.

The Project Map below shows the locations where the project will take place. These locations are, in summary, a route running approximately 33 miles north-to-south from Spier Falls in Saratoga County to Rotterdam in Schenectady County, with an approximately 4 mile segment running east from that route to National Grid’s Ballston Substation.

There are three principal components of this project: (i) busing (electrically joining together) National Grid’s existing Spier Falls-to-Rotterdam Lines 1 and 2; (ii) constructing a new single-circuit transmission line approximately 33 miles long predominately in the same right-of-way; and (iii) rebuilding and reconductoring National Grid’s existing Ballston Tap Line 2 running east from its Ballston Tap approximately 4 miles to National Grid’s Ballston Substation. (The voltage of each of the transmission lines involved in the project is 115 kilovolts.)

Crews will begin with tree and brush clearing on October 25, 2011 and continue with building new structures and running new wire over the next 18 months. Work will be spread over several construction seasons and is expected to be completed by the spring of 2013.

Any complaints during construction of the project should be directed to:

Thomas P. McMahon
Project Manager
National Grid
300 Erie Boulevard West
Syracuse, NY 13202.
Telephone: (800) 990-1909

This project is under the jurisdiction of the New York State Public Service Commission, which is responsible for enforcing compliance with environmental and construction conditions. The Public Service Commission may be contacted at:

New York State Department of Public Service
Environmental Compliance Section
Three Empire State Plaza
Albany, NY 12223-1350
Telephone: (518) 474-5368

National Grid is giving this notice to local officials, emergency personnel and local media in the project areas and arranging for it to be displayed in public places.

Pro Act

Supervisor Lucia told the board that Pro Act, the Saratoga County Discount Card, had a price savings of 46% for the year of 2011.

Retirement Party

Supervisor Lucia told the Town Board that there will be a Retirement Party honoring Deputy Lou Somma who had 33 year of service in Law Enforcement on Saturday, November 5, 2011 at the Fairways of Halfmoon in Mechanicville, NY.

Supervisor Lucia said he has the Fire Advisory Board minutes on file in his office.

Public Comment

Jim Murray Sr. said he wanted to thank the Supervisor and the Saratoga County Board of Supervisors for the FAVOR Program. He said that he himself has saved over about \$700.00 this year by using this program.

Gary Randall asked the board if any of their health insurance was paid for by the Town. Supervisor Lucia told him that it was not offered to the Town Board members. He said his insurance is through Saratoga County but no other board member's insurance is paid for by the Town or County.

Town Board

Councilman Major thanked Code Enforcement Officer Hickok for all his hard work.

Councilman Major asked what was happening on the International Paper Company property after the public meeting. Supervisor Lucia said that discussions are being had and they will be keeping the board apprised of any developments.

Town Clerk

Town Clerk Farr reminded the board that we are again doing Coats for Corinth.

RESOLUTION #270

MOTION TO ADJOURN TO BILL PAYING

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

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

Resolved that the Board adjourns to bill paying session.

RESOLUTION # 271

MOTION TO PAY BILLS AS AUDITED WITH ANY EXCEPTIONS

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

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

Resolved that the October 27, 2011 Abstract Claims #20111187 - #20111260 with any exceptions in the following amounts:

Abstracts For 10/27/2011

Voucher #20111187-20111260

General Fund/Town Wide – A:

\$48,698.61

General Fund/Outside Village – B:

\$3,455.37

Community Development Grant – CD:

\$43,736.50

Highway/Part Town – DB:

\$75,993.26

Capital Project/Landfill Upgrades – H1:

\$0

Fire Protection – SF:

\$0

Street Lighting – SL:

\$0

Sewer/Water – SW:

\$0

Trust & Agency – TA:

\$124,469.87

Scenic Train –

\$0

Town of Corinth Railroad –

RESOLUTION #272
MOTION TO ADJOURN

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

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

RESOLVED that with no further business the board adjourn at 5:30PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk