

**MARCH 8, 2012**

The Town Board of the Town of Corinth held a regular meeting on March 8, 2012 at 7:00 PM at the Town Hall.

Present: Richard B. Lucia, Supervisor  
Charles Brown, Councilman  
Ed Byrnes, Councilman  
Jeffrey Collura, Councilman  
Joshua Halliday, Councilman  
Shawn Eggleston, Highway Superintendent  
Rose E. Farr, Town Clerk  
Robert Hafner, Town Counsel

Absent: Leon Hickok, Code Enforcement Officer

Public: Ray Bush, Joel Jenkins, Kate Halliday, Cecil Mosher, Sigrid Koch, George Mosca, and Giovanni Mosca.

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

**RESOLUTION #114**  
**APPROVAL OF MINUTES**

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

ADOPTED           Ayes 5       Lucia, Brown, Byrnes, Collura and Halliday  
                      Nays 0

RESOLVED that the minutes for February 2nd, 9th and 23rd, 2012 be approved.

Minutes

A discussion was had regarding when the minutes should be placed on the website. It was a decision of the board to approve the minutes weekly and then place them on the board. If this does not work out then the minutes would be placed on the website as "Draft" before they are approved by the board.

New Business

Supervisor Lucia told the Town Board that he now has the Intermunicipal Agreement The Town of Day and the Town of Corinth for Ambulance Services.

**RESOLUTION #115**  
**AUTHORIZING SUPERVISOR TO SIGN INTERMUNICIPAL AGREEMENT WITH**  
**TOWN OF DAY FOR AMBULANCE SERVICES**

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

ADOPTED           Ayes 5       Lucia, Brown, Byrnes, Collura and Halliday  
                      Nays 0

RESOLVED that the Supervisor is hereby authorized to sign the Intermunicipal Agreement between the Town of Day and the Town of Corinth for ambulance services.

Supervisor Lucia read the following letter from Saratoga County Department of Public Works regarding reconstructing County Route No. 25, Spier Falls-North Greenfield Road from State Route 9N to the Lincoln Mountain Road:



SARATOGA COUNTY  
DEPARTMENT OF PUBLIC WORKS

TEL: (518) 885-2235  
(518) 885-0087  
FAX: (518) 885-8809

SARATOGA COUNTY MUNICIPAL CENTER  
3654 GALWAY ROAD  
BALLSTON SPA, N.Y. 12020

JOSEPH C. RITCHEY, P.E.  
COMMISSIONER

February 24, 2012

Dear Property Owner:

This letter is to inform you that Saratoga County Department of Public Works will be reconstructing County Road No. 25, Spier Falls-North Greenfield Road from State Route 9N to the Lincoln Mountain Road a total distance of 3.24 miles. Some preliminary clearing work consisting of tree trimming and tree removal will get underway shortly when weather permits with the remainder completed later in the season.

We will make every effort to reduce the impact of this project on our residents. However, there may be some inconveniences related to the construction that will be unavoidable.

Our standard roadway will consist of two (2) ten (10') foot lanes with paved shoulders. The alignment of the highway will remain approximately the same.

To properly reconstruct the highway, trees and limbs will need to be removed from the right-of way. This allows for improved highway drainage, increased sight distances and a reduction in roadside hazards. Any trees or limbs needing removal or trimming will be marked in advance.

The project will result in a much safer and more easily maintained roadway for our residents. We thank you for your understanding and cooperation. If you may have any questions, please contact Ted Serbalik at 885-2235.

Sincerely,

Handwritten signature of Joseph C. Ritchey in black ink.

Joseph C. Ritchey, P.E.  
Commissioner of Public Works

JCR: mr

cc: Dick Rowland, Greenfield Town Supervisor  
Walter Barss, Greenfield Town Hwy. Superintendent  
Richard B. Lucia, Corinth Town Supervisor ✓  
Shawn K. Eggleston, Corinth Town Hwy. Superintendent

Supervisor Lucia told the Town Board that he attended a dinner on Tuesday at the Saratoga Arts Council. He said that the Town of Corinth Youth Commission received a \$5,000.00 grant for their 2012 Summer Workshop. He said that only two organizations received \$5,000.00 and Corinth was honored as one of them.

### County Information

Supervisor Lucia told the public that he has the Saratoga County EMS Report on file in his office.

Also on file in the supervisor's office are the following:.

- School News Letter
- Senior Sentinel
- Red Cross Minutes - 2/2012
- Property Sales - Assessor

Supervisor Lucia read the following email that he received from a resident of Hadley regarding Wilton Mountain Road:

**Richard Lucia**

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**From:** Steven Smead [steve@smarttsoftwarellc.com]  
**Sent:** Wednesday, March 07, 2012 8:28 AM  
**To:** 'Richard Lucia'  
**Subject:** FW: Website Contact Form

Steven E Smead - Owner  
SMARTT Software LLC  
(518) 796-2457  
steve@smarttsoftwarellc.com

-----Original Message-----

**From:** info@smarttsoftwarellc.com [mailto:info@smarttsoftwarellc.com]  
**Sent:** Wednesday, March 07, 2012 8:03 AM  
**To:** steve@smarttsoftwarellc.com  
**Subject:** Website Contact Form

Name: Bernard Mudd

eMail: bernardmudd@roadrunner.com

Comments:

For the Supervisor -

Ref: Wilton Mountain Road and its dangers.

After reading the Post Star article, I would like to make a suggestion based on my experience when traveling in the state of MD, and since my wife drives this road daily and I twice a week.

Maryland uses "rumble" grooves in the middle of the road around dangerous turns or where there is a tendency to drift across the road, and the double-yellow paint strip is painted on the grooves just like normal.

Please note that the "rumble" grooves are just like the grooves on the shoulder of the I-87 Northway. I found it very effective keeping everyone in their own lane because they grooves are so annoying, and the grooves do not interfere with snow removal.

Also, maybe add a sign for mandatory "headlight use" to remind everyone how dangerous this road can be due to negligent drivers. Again, in Maryland, with roads that have a high accident rate, the state chose to make headlights mandatory.

Respectfully,

Bernard Mudd  
Hadley, NY

Browser: Mozilla/5.0 (compatible; MSIE 9.0; Windows NT 6.1; WOW64; Trident/5.0)

IP Address: 69.193.0.31

Attorney Update

Attorney Hafner told the Town Board that he had received the paperwork from David Barrass regarding the 10 foot strip in back of the International Paper Company

Administration Building and has sent a deed to the attorneys for International Paper Company for their signature.

## **REPORTS**

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

- Town Clerk
- Highway
- Animal Control
- Justice Court
- Planning Department
- Senior Citizens

## **RESOLUTION #116**

### **APPROVAL OF SUPERVISOR'S REPORT AS PRESENTED**

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

ADOPTED Ayes 5      Lucia, Brown, Byrnes, Collura and Halliday  
                             Nays 0

Resolved that the Town of Corinth Town Board accepts as presented the Supervisor's monthly financial report for February 2012.

## **TOWN BOARD**

### **Councilman Byrnes**

Councilman Byrnes asked Attorney Hafner if he could give the board an update on the following litigations: Christopher Schuh, Alfred Winslow and Marquis Manor. Attorney Hafner said that he would check with his office and get an email off to the board members tomorrow on all three matters.

### **Supervisor**

Supervisor Lucia told the board that he had been contacted by Attorney Mark Rohm asking that he pull the Christopher Schuh property from the Tax Auction for six months. Supervisor Lucia said that he needed to discuss the matter with the Town Attorney and the board since this property is the subject of litigation matter. Supervisor Lucia said that the request was not being made on behalf of Mr. Schuh but on behalf of his wife and father-in-law. Attorney Hafner told the board that the

litigation is against Mr. Schuh not the property. Supervisor Lucia said that he would contact the County Attorney and see if the parcel could be pulled if the request was not made by the record property owner. Supervisor asked the board for their opinion on whether he should pull the property or not. It was the consensus of the board that the property not be pulled. Councilman Collura said he could not make a recommendation due to the lack of knowledge on the matter. Councilman Halliday said the only way he would agree would be if it was with a stipulation that if the property was purchased or sold the new owners would have to bring the property into compliance. Supervisor Lucia said that he would contact the County Attorney and ask that a statement be made at the Tax Auction making bidders aware of the litigation for Code violations that exists on the property. Supervisor Lucia asked that a copy of the Christopher Schuh file be made for each of the new councilmen so that they could familiarize themselves with the case.

Supervisor Lucia told the Town Board that He received a notice from the Saratoga County IDA for a Public Hearing on April 4th in Malta to amend a tax exemption policy.

## PUBLIC

### Giovanni Mosca

Giovanni Mosca spoke to the Town Board about the need for a depot for the Town of Corinth. He told the Town Board that he had a paper containing 45 signatures of citizens in favor of constructing a new depot. Supervisor Lucia told him that there is a Depot fund that people can donate to. Supervisor Lucia also invited Giovanni to the next train meeting where he could read his letter to the committee.

### Joel Jenkins

Joel Jenkins spoke to the Town Board about an emergency call in the Town of Day at 2:00 AM one morning where they could have used lifting assistance. He said he was speaking to Buddy Allen after that and Buddy told him to give a call whenever they needed help and he would be there for them. The question was asked about if a volunteer such as that would be covered by the town's insurance. Supervisor Lucia said he would check with Renee Baker at our insurance company and make sure the person was covered. Joel Jenkins said that he would attend a Town of Day board meeting to ask if there were any people in the Town of Day that wished to volunteer with the squad. Attorney Hafner said he thought that if it was emergency the person would be covered under the insurance but the Town should check just to be sure.

### Kate Halliday

Kate Halliday said she knew change was hard but she wanted to thank the board for hiring Tom Bodden as our accountant. She said that when he gets done things will be in good order. She said she knew that the new process was a lot more work for the Town Clerk's office but she felt it was worth it in the end. She thanked Town Clerk Farr for her help in this transition. Supervisor Lucia thanked Kate for all the hard work she

has been putting into the transition. Town Clerk Farr thanked Kate for her assistance and said that they had a great working relationship.

Town Clerk

Town Clerk Farr asked the board to pass a resolution requesting that the term of Town Clerk be amended from two years to four years. Supervisor Lucia and Town Highway Superintendent Eggleston both also requested that their terms be amended from two years to four years.

**RESOLUTION #117**  
**AMENDING THE TERM OF OFFICE FOR TOWN CLERK, SUPERVISOR AND TOWN HIGHWAY SUPERINTENDENT**

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

ADOPTED    Ayes 5            Lucia, Brown, Byrnes, Collura and Halliday  
                 Nays 0

**WHEREAS**, the Corinth Town Board (the "Town Board") is considering adopting a Local Law to amend the term of office for the Town Clerk, Supervisor and Town Highway Superintendent; and

**WHEREAS**, Municipal Home Rule Law §20 requires the Town Board to hold a public hearing prior to the adoption of a Local Law;

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF CORINTH, SARATOGA COUNTY, NEW YORK, AS FOLLOWS:**

**Section 1: Public Hearing; Notice** - The Town Board shall meet on April 12, 2012 at 7:05 PM to hold a public hearing to hear all people who are interested in proposed Local Law No.1, Local Law No. 2 and Local Law No. 3 which would amend the term of the Town Clerk, the term of the Supervisor and the term of Town Highway Superintendent from two years to four years. The Town Clerk is hereby authorized and directed to publish a Notice of Public Hearing in the *Glens Falls Post Star* not less than ten (10) days before the date of the public hearing.

**Section 2: Effective Date** - This Resolution shall take effect for any official elected after the resolution is submitted to the qualified electors in the Town for approval. The Local Laws shall become effective upon approval of the affirmative vote of a majority of qualified electors of the Town voting on such propositions on November 6, 2012.

The question of the adoption of this Resolution was duly put to a vote on roll call which resulted as follows:

ROLL CALL

AYES: Lucia, Brown, Byrnes, Collura and Halliday  
NAYS: none  
ABSENT: none

The Resolution was declared duly adopted by the Town Board.

**RESOLUTION #118**  
**MOTION TO ADJOURN**

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

ADOPTED   Ayes 5       Lucia, Brown, Byrnes, Collura and Halliday  
              Nays 0

RESOLVED that with no further business the board adjourn at 8:00PM.

Respectfully submitted,

Rose E. Farr, RMC  
Town Clerk