

JANUARY 24,2013

The Town Board of the Town of Corinth held a regular meeting on January 24, 2013 at 4:30 PM at the Town Hall.

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

Excused: Joshua Halliday, Councilman

Public: Kate Halliday, Jake Wright and Cheri Wright Bovee

After roll call and Pledge of Allegiance the following business was conducted:

Cheri Wright Bovee

Cheri Wright Bovee appeared before the board and requested that the Town approve a water district for the area near her property on Main Street. She said that she wishes to subdivide her lots and sell them with homes on them or as vacant land. She said that the Village told her she should contact the Town to request that they approve a water district in order for her lots to have Village water. Supervisor Lucia said he would forward all the documents she presented to the Town Attorney and ask him for his opinion. Supervisor Lucia told Mrs. Bovee that he thought there would have to be a public hearing before a water district could be approved.

Supervisor Lucia told the board that he had a request for the Town Board to support Assembly Bill A.824.

**RESOLUTION #92**

**SUPPORT FOR NYS-CONTACT INFORMATION FOR VACANT STRUCTURES**

On motion of made by Councilman Byrnes, seconded by Councilman Brown, the following was

ADOPTED	Ayes 4	Lucia, Brown, Byrnes, and Collura
	Nays 0	
	Absent 1	Halliday

RESOLVED to support New York State regarding the proposed laws concerning contact information for vacant structures.

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Town of Corinth Town Board supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the Town of Corinth hereby supports the passage of said Bills and respectfully requests that the State Representatives who represents constituents in the Town of Corinth support the passage of said Bills.

**RESOLUTION #93**

**APPROVAL OF MINUTES**

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

ADOPTED   Ayes 4       Lucia, Brown, Byrnes, and Collura  
              Nays 0  
              Absent 1     Halliday

RESOLVED that the minutes for January 10th and 17th, 2013 minutes be approved.

**RESOLUTION #94**

**LICENSE RENEWALS**

Supervisor Lucia stated that it is time to renew the following licenses for Mobile Home Parks, Campgrounds and Junkyards:

- -Pixley Salvage Junkyard License
- Kyarsgaard Junkyard License
- -MHC- Alpine LLC Campground
- -Rustic Barn Campground LLC
- -Byrnes Mountain View Mobile Home Park
- -Antone Mountain Mobile Home Park
- Woodcrest Acres Mobile Home Park

A motion was made by Councilman Collura, seconded by Councilman Brown, Councilman Byrnes abstained from the vote on his Mobile Home Park (Byrnes Mountain View) and the following resolution was

ADOPTED Ayes 4 Lucia, Brown, Byrnes (for all but his own),and Collura  
Abstained 1 Byrnes for Byrnes Mountain View Mobile Home Park  
Nays 0  
Absent 1 Halliday

Resolved that the above mentioned Licenses be renewed for 2013.

Supervisor Lucia spoke about a request from Saratoga Center for Family. It was decided to table this matter until Supervisor Lucia has had time to speak to Saratoga Center for Family.

Supervisor Lucia said that he had the current updates from Time Warner on file in his office.

Supervisor Lucia told the board that he had been contacted by Gateway Pentecostal Church with a request that they adopt a highway.

**RESOLUTION #95**

**ADOPTION OF WEST MOUNTAIN ROAD**

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

ADOPTED Ayes 4 Lucia, Brown, Byrnes, and Collura  
Nays 0  
Absent 1 Halliday

RESOLVED that the Gateway Pentecostal Church adopt the highway known as West Mountain Road from Hamilton Avenue to County Route #10.

**RESOLUTION #96**

**RESOLUTION TO PAY BILLS AS PREPAYMENTS**

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

ADOPTED Ayes 4 Lucia, Brown, Byrnes, and Collura  
Nays 0  
Absent 1 Halliday

RESOLVED that the payments due to U.S. Bank Equipment Finance on the leases of the chest compression machine (Account#030-0047526-002) for no more than \$245.00 and the Lifepak 15 (Account #030-0047526-001) for no more than \$500.00 be paid as prepayments until the end of said leases.

Supervisor Lucia told the Town Board that Michelle DeGarmo (formerly of Marvin & Co.) had been working with him to finish up the CDBG paperwork. He said that the Town needs to sign a contract for her services.

**RESOLUTION #97**

**AUTHORIZING SUPERVISOR TO SIGN CONTRACT WITH COMMUNITY DEVELOPMENT RESOURCES LLC**

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

ADOPTED	Ayes 4	Lucia, Brown, Byrnes, and Collura
	Nays 0	
	Absent 1	Halliday

RESOLVED that the Supervisor is authorized to sign all necessary documents including but not limited to a Contract Providing For Consultant Services with Community Resources LLC, PMB 174.

**UPDATE DOG ORDINANCE**

Animal Control Officer Delbert Clothier and Deputy Animal Control Officer Alicia Floud met with the Town Board and discussed the current Animal Control Ordinance. The following changes were discussed:

- Section 55-4 Licensing B(2) have the last sentence deleted
- Section 55-4 Licensing B(3) the following should be added "a service animal shall be any dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability. On a case to case basis these dogs may be exempt for license fee if the Town Board so determines".
- Section 55-9 Dog Bites - after the word confined the words "and muzzled" should be removed
- Section 55-9 Dog Bites - after the word Shelter the following should be added "under the discretion of the Animal Control Officer"
- Same section new sentence added "Aggressive or possibly dangerous dog will be handled under the New York State Agriculture and Markets Article 7 Dangerous Dog.
- Article II should read Control of Nuisance Animals
- Section 55-14 the words "cats and other" should be removed

The Board instructed the Town Clerk to send changes to the Town Attorney for his review and new local law.

The Town Board suggested that a link be added to the Town's website connecting the Animal Control website to the Town's.

**TOWN BOARD**

Councilman Collura

Councilman Collura read the following statement into the record:

TO WHOM IT MAY CONCERN:

I would like to express my concerns and opposition to the legislation known as the New York Safe Act. It is my concern that the law does not comply with rights guaranteed the people in the Federal Constitution.

The Second Amendment has been violated and infringed upon. The law is not equally applied as required by the Fourteenth Amendment. Article Six of the U.S. Constitution states the Federal Constitution will be the supreme law of the nation.

The proper process for amending the Constitution has not been met. The Constitution was not meant to be easily modified. This law deprives the citizens of New York rights constitutionally guaranteed the citizens of other states.

State law cannot supersede the Constitution or The Bill of Rights contained therein.

Ours is a Nation of law, not men.

Jeffrey Collura

Corinth Town Councilman

Councilman Brown

Councilman Brown told the public that everything is progressing with the squad building.

Councilman Byrnes

Nothing

Highway

Nothing

Code Enforcement

Nothing

Town Clerk

Town Clerk Farr asked Councilman Collura and Councilman Halliday for the necessary paperwork for the retirement system.

Town Clerk Farr asked the board to be patient about receiving the draft of the minutes because her office is very busy and is down one person.

**RESOLUTION #98**

**MOTION TO ADJOURN**

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

ADOPTED   Ayes 4       Lucia, Brown, Byrnes, and Collura  
              Nays 0  
              Absent 1     Halliday

RESOLVED that with no further business the board adjourn at 6:15 PM.

Respectfully submitted,

Rose E. Farr, RMC  
Town Clerk