

DECEMBER 18, 2014

The Town Board of the Town of Corinth held a regular meeting on December 18, 2014 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
Rose E. Farr, Town Clerk
Leon Hickok, Code Enforcement Officer

Excused: Joshua Halliday, Councilman

Public: Ray Bush and Kate Halliday

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

RESOLUTION #259

TRANSFERS

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

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

Resolved to establish two new Reserve Accounts and transfer as follows:

1. Establish Economic Development Reserve and transfer \$150,000.00 from General Fund.
2. Establish Highway Salt Reserve and transfer \$75,000.00 from the General Fund.
3. Rename Town Hall Expansion Reserve Account to Capital Improvement Buildings Reserve Account and transfer \$70,000.00 from the General Fund.

Funds in the CD Checking Account as follows:

\$ 250,000.00

\$ 25,000.00 for GTM startup
\$ 14,000.00 for Animal Control Vehicle
\$ 6,438.92 for Rental Squad Rooms Equipment
\$ 5,000.00 for New Front Door Openers
\$ 18,000.00 for Historical Property Start Up

Transfers:

From the General Fund:

\$50,000.00 to Capital Project Landfill Upgrade

\$10,000.00 to Youth Reserve

\$10,000.00 to Senior Housing Reserve

\$20,550.00 to DB Highway to pay off lease on equipment piece by 12/31/14 close of year from fund balance.

RESOLUTION #260

TRANSFERS

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

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

Resolved to Amend 2014 Budget to increase Appropriation
A012204.01 **\$3,285.00** A014104.01 **\$915.00** , A010104.01 **\$1830.00**,
A050104.01 **\$915.00** from the fund balance.

RESOLUTION #261

APPROVAL OF MINUTES

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

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

Resolved that the minutes from December 4th and December 11th, 2014 be approved.

Supervisor

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

- Time Warner Letter – Changes
- Landfill Report
- Notice from NYMIR – Sovereign Citizen Movement
- Sales Tax Report - \$70,632.00
- County mileage going up to .575 per mile in 2015

Public Input

None

Town Board

Councilman Byrnes

Councilman Byrnes wished everyone a Merry Christmas. He also said he wanted to thank all the employees for all they do each and every day. Councilman Byrnes told the board that he would be thinking of all the service men and women during this holiday season.

Councilman Collura and Councilman Brown

Reiterated what Councilman Byrnes said.

Highway Superintendent

Eastern Avenue	\$
Tranquility	\$
Passarelli	\$
Dorset	\$

Lighting

Eastern Avenue	\$
Eggleston Street	\$
South Corinth	\$

RESOLUTION #263

ADJOURN TO EXECUTIVE SESSION

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

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

RESOLVED that at 4:40 PM the Town Board adjourn to Executive Session on Litigation and on Personnel with possible decision made.

At 4:50PM the Town Board reconvened and the following business was transacted:

**RESOLUTION AUTHORIZING SETTLEMENT OF PENDING
ARTICLE 7 REAL PROPERTY ASSESSMENT CASES
FILED BY INTERNATIONAL PAPER COMPANY**

RESOLUTION NO.: 264

INTRODUCED BY: Councilman Brown

WHO MOVED ITS ADOPTION

SECONDED BY: Councilman Byrnes

WHEREAS, International Paper Company (“Petitioner”), filed Article 7 Real Property Assessment Review cases against the Town in 2012, 2013 and 2014 concerning the assessments on its property located on Pine Street, more specifically identified by its Tax Map Number: 60.78-1-6.11, and

WHEREAS, the terms of a proposed settlement have been negotiated with Petitioner, and

WHEREAS, the Town Assessor has reviewed the proposed settlement terms and finds them acceptable, and

WHEREAS, the Village of Corinth and the Corinth Central School District have both approved the proposed settlement, and

WHEREAS, it appears to be in the best interests of the Town to avoid the significant costs and the uncertain outcome that could result if the litigation continues and goes to trial,

NOW, THEREFORE, BE IT

RESOLVED, that the Corinth Town Board hereby approves the proposed settlement of the tax assessment cases filed by International Paper Company for 2012, 2013 and 2014 as follows:

- 1) 2012 Petition – to be discontinued by Petitioner; no reduction in assessed value and no refunds.

- 2) 2013 Petition – reduce assessment from \$3,780,000 to \$2,950,000; pay refunds.

- 3) 2014 Petition – reduce assessment from \$3,780,000 to \$1,267,000; Town and County tax bills for 2015 to be based on reduced assessment (or pay refunds if bills are based on original assessment and taxes are paid based on original \$3,780,000 assessment).
- 4) 2015 Assessment Roll – property to be assessed at \$950,000 unless buildings are constructed or the property is subdivided before the taxable status date (March 1st) for the 2015 Assessment Roll.

and,

BE IT FURTHER,

RESOLVED, the Town Board authorizes and directs payment of refunds of Town and Special District taxes for the 2013 Petition in accordance with the assessment reduction set forth above for that Petition. The Town Board also authorizes and directs payment of refunds of Town and Special District taxes for the 2014 Petition in accordance with the assessment reduction set forth above for that Petition if, and only if, Petitioner pays taxes based on the original assessment of \$3,780,000. Refunds shall be paid without interest, provided they are paid within sixty (60) days after Petitioner serves a copy of the filed Court Order approving the settlement, with Notice of Entry, on the Town and on the Saratoga County Treasurer, and

BE IT FURTHER,

RESOLVED, that the Town Board further authorizes and directs the Town Supervisor, Town Assessor, Town Clerk and/or Town Counsel to execute settlement documents and take any additional steps necessary to effectuate the proposed settlement in accordance with the terms of this Resolution.

Duly adopted this 18th day of December, 2014, by the following vote:

AYES : 4 Lucia, Brown, Byrnes and Collura

NOES : 0

ABSENT: 1 Halliday

RESOLUTION #265

ADJOURN TO EXECUTIVE SESSION

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

ADOPTED Ayes 4 Lucia, Brown, Byrnes, and Collura

Nays 0

Absent 1 Halliday

RESOLVED that at 4:45 PM the Town Board adjourn again to Executive Session on Litigation and on Personnel with no decision made.

Respectfully submitted,

Rose E. Farr
Town Clerk