

April 20, 2017

The Town Board of the Town of Corinth held a workshop on April 20, 2017 at 4:30PM at the Town Hall.

Present: Richard B. Lucia-Supervisor
Charles Brown-Councilman
Jeffrey Collura-Councilman
Edward Byrnes-Councilman
Joshua Halliday-Councilman
Shawn Eggleston-Highway Superintendent
Rose E. Farr, Town Clerk
Caroline McFarlane-Deputy Town Clerk

Absent: Albert Brooks-Code Enforcement Officer

Public None

After the pledge of allegiance and roll call the following business was conducted:

RESOLUTION #149

MOTION TO APPROVE MEETING MINUTES FOR APRIL 13, 2017

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

ADOPTED 5 AYES Lucia, Brown, Byrnes, Halliday and Collura
0 NAYS

RESOLVED that the Meeting Minutes for April 13, 2017 be approved.

Town Clerk Rose Farr presented the Town Board with the following resolutions regarding assessment litigation and determination. Town Clerk Rose Farr read aloud:

RESOLUTION #150

RESOLUTION AUTHORIZING SETTLEMENT OF PROPERTY ASSESSMENT CASE FILED BY RENEE BAKER AND JULJON PROPERTIES LLC

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

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

WHEREAS, Renee Baker and Juljon Properties LLC (“Petitioners”), filed an Article 7 Real

Property Assessment Review case against the Town in 2016 challenging the assessments on their properties located at 5053 Route 9N, Town of Corinth, New York, and more specifically identified as Tax Map Number 59.-2-39 and 260 Main Street, Village of Corinth, New York, and more specifically identified as Tax Map Number 73.35-1-13, respectively; and

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

WHEREAS, the Town Assessor recommends proposed settlement terms which have been negotiated with Petitioner; and

WHEREAS, the Corinth Central School District did not appear in this Proceeding; and

WHEREAS, the Village of Corinth did not appear in this Proceeding, but has approved the proposed settlement terms as they relate to the Juljon property, which is located in the Village; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the proposed settlement of the assessment case filed by Renee Baker and Juljon Properties LLC for assessment year 2016, as it relates to the property owned by Renee Baker and identified as Tax Map Parcel Number 59.-2-39 as follows:

1. The 2016 assessed value will be reduced to \$51,000;
2. Town refunds will be waived;
3. The property classification on the 2016 assessment will be changed to "single family residence"; and
4. Real Property Tax Law §727 shall apply fixing the assessed value at \$51,000 for assessment years 2017, 2018 and 2019, unless the Property is further improved or is destroyed or the assessment is subject to some other exception under RPTL §727; and

BE IT FURTHER, RESOLVED, that the Town Board hereby approves the proposed settlement of the assessment case filed by Renee Baker and Juljon Properties LLC for assessment year 2016, as it relates to the property owned by Juljon Properties LLC and identified as Tax Map Parcel Number 73.35-1-13 as follows:

1. The 2016 assessed value will be reduced to \$79,900;
2. Town refunds will be waived; and
3. Real Property Tax Law §727 shall apply fixing the assessed value at \$79,900 for assessment years 2017, 2018 and 2019, unless the Property is further improved or is destroyed or the assessment is subject to some other exception under RPTL §727; and

BE IT FURTHER, RESOLVED, that approval of this Settlement Agreement is contingent upon Town Counsel's review and approval of the Stipulation of Settlement and Order to be submitted to the Court; 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.

Deputy Town Clerk Caroline McFarlane read aloud the following resolution:

RESOLUTION #151
RESOLUTION AUTHORIZING SETTLEMENT OF PROPERTY ASSESSMENT CASE
FILED BY JOSEPH BANNON, JR.

On a motion by Councilman Halliday and seconded by Councilman Byrnes the following resolution was made:

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

WHEREAS, Joseph Bannon, Jr. ("Petitioner"), filed an Article 7 Real Property Assessment Review case against the Town in 2016 challenging the assessment on his property located at 4654 Route 9N, Town of Corinth, New York, and more specifically identified by as Tax Map Number 86.-1-41.1; and

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

WHEREAS, the Town Assessor recommends proposed settlement terms which have been negotiated with Petitioner; and

WHEREAS, the Corinth Central School District did not appear in this Proceeding; and;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the proposed settlement of the assessment case filed by Joseph Bannon, Jr. for assessment year 2016 as follows:

1. The 2016 assessed value will be reduced to \$270,000 with refunds to be issued accordingly; and
2. The property classification on the 2016 assessment roll will be changed to "seasonal residence"; and

3. Real Property Tax Law §727 shall apply fixing the assessed value at \$270,000 for assessment years 2017, 2018 and 2019, unless the Property is further improved or is destroyed or the assessment is subject to some other exception under RPTL §727; and

BE IT FURTHER, RESOLVED, that unless otherwise ordered by the Court, refunds based upon the reduction of the 2016 assessment 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, together with a Demand for Payment; and

BE IT FURTHER, RESOLVED, that approval of this Settlement Agreement is contingent upon Town Counsel's review and approval of the Stipulation of Settlement and Order to be submitted to the Court; 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.

Town Clerk Farr also presented the Town Board with the final payoff statement for the Staples account.

Supervisor Lucia presented the Town Board with a fish stocking opportunity for the public to attend from Matt Rogers at the Corinth Reservoir Area. The tentative dates would be April 27th or 28th in the morning and has extended the invitation to the schools for attendance.

On file in Supervisor's Office:

- Veterans Newsletter
- Corinth Library Annual Report
- Saratoga County Property Transactions
- Foreclosure Notice
- Saratoga Plan Annual Report
- Custodial Reports (Zen)
- Fire Department Report

Supervisor Lucia reminded the Town Board of the Kronos presentation on April 27th at 4:30. Councilman Halliday informed the Town Board that he may be a little late to this meeting.

Supervisor Lucia presented the Town Board with the Animal Control report. Councilman Byrnes stated that the revised report presented wasn't exactly what he was looking to see and that he would work with our Dog Control Officer on revising the information.

Supervisor Lucia presented the Town Board with the Bookkeeper's reports.

Supervisor Lucia informed the Town Board that he had in hand a contract from LA Group regarding the trail system that Wayne LaMothe spoke to the Town Board regarding. The contract states there is a fee of \$19,000 for this trail system that will now extend from the Corinth Reservoir Area to the Village Beach. This contract is to move forward with the process of gaining the required easements for this. Supervisor Lucia explained that the fee would be a completion fee and that most would be absorbed as in-kind services from our Highway Department and eligible for 100% reimbursement.

RESOLUTION #152

MOTION TO AUTHORIZE SUPERVISOR LUCIA TO SIGN LA GROUP CONTRACT FOR TRAIL SYSTEM

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

ADOPTED 5 AYES Lucia, Brown, Byrnes, Halliday and Collura
 0 NAYS

RESOLVED that the Town Board authorize Supervisor Lucia to sign the LA Group contract revising the trail system from the Corinth Reservoir Area to the Beach with a fee of \$19,000, mainly absorbed as in-kind services.

Councilman Brown

Councilman Brown inquired on the status of fixing/replacing the front door at the Senior Center, stating that the weatherization seal has deteriorated. Supervisor Lucia stated that it wasn't in the Senior Center's budget for this year but he would have someone look at it.

Councilman Byrnes

Councilman Byrnes asked Supervisor Lucia if he could ask the Association of Towns to research fire appropriations that other towns are paying regarding shared fire contracts.

Councilman Collura

Councilman Collura stated to the Town Board that he was coming over Wilton Mountain and noticed that the Welcome to Corinth signs are very weathered and inquired on getting these replaced. The Town Board agreed they would like to see the original Adirondack themed signs return and stated that they could incorporate the 2018 bicentennial dates at the bottom. Highway Superintendent Eggleston stated his sign machine wouldn't be able to do that but it would look nice to have these returned.

Councilman Collura asked if the “green space” in the village could be reserved for the bicentennial for events such as the logger’s events.

Councilman Collura thanked Town Clerk Rose Farr for the comparison budgets that were presented to him of area fire budgets. Councilman Collura asked if she could break down the Greenfield budget amount showing any amount in the reserve that allocate as well as proved the Town/Village of Corinth on the sheet for comparison. Councilman Collura informed the Town Board that he would provide a copy of this to all of them.

Councilman Halliday

Councilman Halliday thanked Councilman Brown for his years of service for the Town of Corinth.

Town Clerk

Town Clerk Rose Farr stated that Wednesday’s meeting with several area representatives regarding a situation in the Village of Corinth was nice. A lot of ideas were bounced off each organization and a direction is being looked at for this.

Supervisor Lucia stated that the first Fun Day meeting would be May 1st.

Highway Superintendent Eggleston

Highway Superintendent Eggleston presented the Town Board with 4 price quotes for a concrete saw replacement, stating that the current equipment is 20 years old and is becoming inadequate. Councilman Halliday asked if the funds were in the highway budget, Highway Superintendent Eggleston stated yes but because the price is over \$2000 he needs board approval.

RESOLUTION #153

MOTION TO APPROVE HIGHWAY SUPERINTENDENT EGGLESTON PURCHASING A NEW CONCRETE SAW WITH HIGHWAY FUNDS

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

ADOPTED 5 AYES Lucia, Brown, Byrnes, Halliday and Collura
 0 NAYS

RESOLVED that the Town of Corinth approve Highway Superintendent Eggleston to purchase a new concrete saw with highway funds.

RESOLUTION #154

MOTION TO ADJOURN

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

ADOPTED 5 AYES Lucia, Brown, Byrnes, Halliday and Collura

0 NAYS

RESOLVED that at 5:12 PM the Town Board adjourned.

Respectfully submitted,

Caroline McFarlane
Deputy Town Clerk