

August 2, 2018

The Town of Corinth Town Board held a meeting on August 2, 2018 at 4:30 PM at the Town Hall.

Present: Richard Lucia, Town Supervisor  
Edward Byrnes, Councilman-excused 6:00pm  
Jeffrey Collura, Councilman  
Joshua Halliday, Councilman  
C. Eric Butler, Councilman  
Rose E. Farr, Town Clerk  
Cheri Sullivan, Deputy Town Clerk- excused 6:00pm  
Shawn Eggleston, Highway Superintendent  
Albert Brooks, Code Enforcement Officer  
Tom Peterson, Town Attorney

Excused:

Public: Attorney John Musacchio, Michael Hendy, Barbara Hendy and Maureen Kelly & Town of Corinth Health Officer Dr. Siniapkin

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

**RESOLUTION #223**

**APPROVE THE MINUTES FROM JULY 12<sup>th</sup> & JULY 19<sup>th</sup>, 2018**

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

ADOPTED      Ayes    5            Lucia, Byrnes, Collura, Halliday and Butler  
                     Nays    0  
                     Absent 0

RESOLVED that meeting minutes from July 12<sup>th</sup> & July 19<sup>th</sup>, 2018 be approved.

**Hendy Case-**

There was a discussion had pertaining to the livability of the premises at 1 Skipper Lane. Heath Officer Siniapkin submitted a letter to the Town stating that in his opinion:

1. That on the first visit on May 23<sup>rd</sup> the structure should be condemned even though structurally sound.
2. August 2<sup>nd</sup> the property was reevaluated and in order to assure any future habitability his recommendation is to remove the first and second floor flooring due to the permeation of years of cat urine and feces because despite attempts from the building mediator to seal the walls and flooring the ammonia smell is still prevalent and could potentially affect the health of its occupants.
3. Future habitability would be subject to another inspection after the flooring is replaced.

Attorney Musacchio representing the Hendy's read in to record the following accreditations of Mr. Aviza's of Aviza's SuperClean, Inc.

1. Certified by IICRD in biohazard removal
2. Odor remediation and related specialties
3. Licensed NYS mold remediation contractor
4. Certified Master Cleaner

Attorney Musacchio said that his clients have addressed the potential health concerns that existed at this property over the past two months. Attorney Musacchio said all remediation of the toxic substances have been performed to industry standards to ensure human safety and health. Attorney Musacchio said that at the inspections this am that the Health Officer stated that he did not believe there were any health issues. Health Officer Siniapkin said that after the meeting this am that he researched what the potential health impacts could be for ammonia and hence the change in his opinion.

The Town Board felt they have been working with the Hendy's, however it was stated the board had previously requested the flooring be removed and it hasn't, therefore they were reluctant to lift the condemnation.

**RESOLUTION #224**

**TO FOLLOW THE ADVICE OF THE TOWN CODE ENFORCEMENT OFFICER AND THE TOWN HEALTH OFFICER AND LEAVE THE BUILDING IN CONDEMNED STATUS UNTIL THE 1<sup>ST</sup> AND 2<sup>ND</sup> FLOORS ARE REPLACED WITHIN 60 DAYS AT WHICH TIME THE CODE ENFORCEMENT OFFICER AND THE HEALTH OFFICER WILL REVISIT THE PROPERTY AND SEE IF THE AMMONIA ISSUE HAS BEEN RESOLVED.**

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

ADOPTED      Ayes    5            Lucia, Byrnes, Collura, Halliday and Butler  
                     Nays    0  
                     Absent 0

RESOLVED that the first and second flooring of the home be replaced within 60 days, at that point the home can be re-inspected for habitability by the Code Enforcement Officer and Health officer, and be it further

RESOLVED that a hearing on this matter be held on October 4, 2018 at 4:30 PM.

Jim Martin-

Jim Martin from LA Group was before the board and reviewed the following:

1. Survey Questions, posting to web/face book
2. Public Meeting Announcement
3. Community workshop format
4. Next draft ready for 8/9/28 meeting @7:00pm

Bookkeeper-

Bookkeeper Kate Halliday reviewed the following:

1. Overtime report for July

2. Multi Med rates 100% and 99%
3. June cash report-estimated reviews, negative #'s should keep an eye on
4. July cash report and two operating statements.

**RESOLUTION #225**

**MOTION TO ACCEPT BOTH OPERATING STATEMENTS**

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

ADOPTED      Ayes    5            Lucia, Byrnes, Collura, Halliday and Butler  
                      Nays    0  
                      Absent 0

RESOLVED that the two operating statements for June and July as submitted be approved.

Deputy Clerk Sullivan-

Deputy Clerk Sullivan requested to address the board concerning the following-

1. To change water/coffee delivery companies from Crystal Rock/DS Services to Prestige Services. Presented to the Board were the cost to purchase the equipment an estimate from Culligan and an estimate from Prestige for their services.

**RESOLUTION #226**

**MOTION TO CHANGE FROM CRYSTAL ROCK/DS SERVICES TO PRESTIGE SERVICES FOR WATER/COFFEE DELIVERY.**

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

ADOPTED      Ayes    5            Lucia, Byrnes, Collura, Halliday and Butler  
                      Nays    0  
                      Absent 0

RESOLVED that water/coffee delivery service be changed to Prestige Service Company.

Councilman Byrnes and Deputy Town Clerk Sullivan were excused from the meeting at 6:00pm.

RR/Beavers- Supervisor Lucia told the board that Wayne Baker had walked the property in question and found 9 beaver dams on the property. Three beaver dams are significantly affecting the railroad. One in fact is causing the water to go over the tracks. Mr. Baker told Supervisor Lucia that there were approximately 90 beaver on this site. Supervisor Lucia said that Mr. Baker said he would charge \$75.00 a beaver and would remove the dams. Supervisor Lucia said most trappers charge \$150.00 per beaver.

**RESOLUTION #227**

**MOTION TO HIRE WAYNE BAKER TO REMOVE BEAVER AND REMOVE THREE BEAVER DAMS**

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

ADOPTED      Ayes    5            Lucia, Collura, Halliday and Butler  
                      Nays    0  
                      Absent 1        Byrnes

RESOLVED that the Town hire Wayne Baker to trap the beaver and remove the beaver dams on property causing flooding on the railroad tracks at a cost of \$75.00 per beaver.

RR/Crossings-Supervisor Lucia said that he received an email from Ryan Moore from Warren County who spoke about three non-functioning railroad crossings that Warren County had and who they got to fix them. Supervisor Lucia told the Town Board that there are three non-functioning crossing on our railroad below Greenfield. After discussion it was decided as follows:

**RESOLUTION #228**

**MOTION TO HAVE SUPERVISOR CONTACT SCOTT WERTANS**

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

ADOPTED	Ayes	5	Lucia, Collura, Halliday and Butler
	Nays	0	
	Absent	1	Byrnes

RESOLVED that Supervisor Lucia is to contact Scott Wertans and get a price to fix the three non-functioning railroad crossings on out railroad and be it further

RESOLVED that Supervisor Lucia has authority to sign any and all documents to contract with Scott Warton if he feels the price is satisfactory.

RR/Meeting- Supervisor Lucia told the board that there had been three companies interested in buying the railroad. One had backed out. He told the board that Warren County, Attorney Hafner and himself will be having an executive four hour meeting on August 10<sup>th</sup> to hear the offers from the two remaining companies.

Village Board Letter- on file that was sent out to all Village residents

County Auction List- on file – Town of Corinth has only one property

County Labor Day Free Concert- County Board of Supervisor and Veterans Committee are sponsoring a Free Concert with the United States Army Field Band on Labor Day at SPAC beginning at 2:00PM

2018 Parade Day Activities- Supervisor Lucia gave an updated report on the 2018 activities. Supervisor Lucia asked Highway Superintendent Eggleston if he could have two of his crew work on August 18<sup>th</sup> to pick up garbage and transport items. He said that Mark Deuel and Brian Dumas will be working that day.

**RESOLUTION #229**

**MOTION TO PAY MEN OVERTIME**

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

ADOPTED	Ayes	5	Lucia, Collura, Halliday and Butler
	Nays	0	
	Absent	1	Byrnes

RESOLVED that any men that work on August 18, 2018 be paid overtime.

County Real Estate- on file

Sales Tax- on file

**RESOLUTION #230**

**MOTION TO APPROVE BILLS AS AUDITED WITH EXCEPTION**

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

ADOPTED      Ayes    5            Lucia, Collura, Halliday and Butler  
                  Nays    0  
                  Absent 1        Byrnes

RESOLVED that the bills be approved as audited with exceptions as follows:

**Abstracts For 08/02/2018**

Home Improvement #1818-1819

<u>General Fund A</u>	\$
<u>General Fund/Outside Village - B</u>	\$
<u>Community Development Grant - CD</u>	\$
<u>Highway/Part Town - DB</u>	\$
<u>Medical – EF</u>	\$ 4,462.00
<u>Home Improvement</u>	\$
<u>Fire - SF</u>	\$
<u>Sewer/Water</u>	
Eastern Avenue	\$
Tranquility	\$
Passarelli	\$
Dorset	\$
Corinth #5	\$

Town Board

Councilmen Halliday, Collura and Butler

Nothing

Town Clerk

Town Clerk Farr handed out a letter from Don Rhodes, for the board’s review, which will be discussed at the next board meeting when Mr. Rhodes and Attorney Hafner are here.

Highway

Highway Superintendent told the Town Board that they have finished Winslow Road.

Supervisor Lucia gave each board member a copy of a letter from Donald Rhodes regarding what the Village has proposed in the Allen Rhodes matter. Highway Superintendent Eggleston told the board that he would prefer that his crew restore the highway after the Village has completed this.

**RESOLUTION #231**

**MOTION TO APPROVE THE TOWN HIGHWAY REPLACING THE ROAD AFTER ALLEN RHODES, JR'S PROPERTY HAS BEEN HOOKED UP TO WATER**

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

ADOPTED	Ayes	5	Lucia, Collura, Halliday and Butler
	Nays	0	
	Absent	1	Byrnes

RESOLVED that the Town Highway Department replace the road after the Village has hooked up the Allen Rhodes Jr's property pursuant to a letter dated July 21, 2018 from Laberge Group.

**Code Enforcement**

Code Enforcement Officer Brooks told the board that he had a complaint that one of the contractors had other people working on his site and did not have Workers Compensation. He said that he contacted the contractor who was very upset and was verbally abusive.

Code Enforcement Officer Brooks told the board that he had a noise complaint from a woman on Barbara Mac D Drive. He said he spoke with Jim martin and the Town has no noise ordinance on the books.

Code Enforcement Officer Brooks said that Erika Coltrain is working out very nicely.

**RESOLUTION #232**

**MOTION TO ADJOURN TO EXECUTIVE SESSION ON PERSONNEL AND LITIGATION**

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

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

RESOLVED with there being no further business the meeting be adjourned to Executive session on litigation and personnel at 6:40 PM with no decision.

Respectfully submitted,

Rose E. Farr, RMC  
Town Clerk