

August 9, 2018

The Town of Corinth Town Board held a meeting on August 9, 2018 at 7:00 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
Shawn Eggleston, Highway Superintendent
Robert Hafner, Town Attorney

Excused: Albert Brooks, Code Enforcement Officer

Public: Allen Rhodes, Jr., Donald Rhodes and James Martin

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

Councilman Halliday asked that the minutes for August 2, 2018 be revised to include that Attorney Musacchio said that the Health Officer told him at the property that the property was alright for habitation. Dr. Siniapkin said that he did but after doing his research he changed his mind.

RESOLUTION #233
APPROVE THE MINUTES FROM AUGUST 2, 2018

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 meeting minutes from August 2, 2018 be approved with the above changes.

Hendy Property

Supervisor Lucia told the board that Attorney Peterson said he had been contact by Attorney Musacchio and they may have reached an agreement. After a brief discussion the following resolution was passed.

RESOLUTION #234
AGREEMENT ON 1 SKIPPER LANE

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

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

RESOLVED that the owners of property at 1 Skipper Lane remove all the floors in said residence, and be it further

RESOLVED that the property may be sold without floors with the stipulation that the buyers will not be given a Certificate of Occupancy until such time as the floors are replaced and the property has been inspected to the Health Officer's and Code Enforcement Officer's satisfaction.

Bicentennial Parade

Maureen Kelley gave an update on the Bicentennial Parade.

Southern Adirondack Guide

Supervisor Lucia gave each board member a copy of the Southern Adirondack Guide. Town of Corinth has two pages in the guide.

Supervisor Lucia told the Town Clerk that the voucher for this payment should be pulled because the Town has to pay the full amount and then get reimbursed for half from Warren County.

Water Meters

Don Rhodes

Don Rhodes first spoke about the Allen Rhodes, Jr. property and he was informed that the board also passed a resolution at last week's meeting stating that the Town Highway will replace the road.

Don Rhodes told the board that they now need to decide whether to utilize the Village's contractor or pursue an independent contractor to install the Town water meters. He said that if the Town chooses to utilize the Village's contractor per the existing Intermunicipal Agreement (IMA), the Town needs to be prepared to receive resident complaints related to being inconvenienced by the contractor. He said that regardless of the Town Board's decision to use the Village's contractor or not, it will be impossible for Town water meter installations to be completed by September 1 water billing cycle which was the Village's original goal and a requirement of the existing construction contractor. He said that the Village Board is willing to consider delaying implementation of usage based billing for the Town water districts since construction delays were unexpected. He said this will allow more time to install Town meters with a continuation of flat rate billing on an interim basis.

Don Rhodes said that if the Town chooses pursue an independent installation contract, the IMA between the Town and Village should be updated to reflect this as follows:

- The IMA should be updated to reflect that the Town will have the ability to utilize either the Village's construction contractor, or an independent construction contractor.
- The IMA should be updated to revise the engineering costs section to reflect compensation for additional work required related to bidding and administrator and independent contract.
- Don Rhodes told the board that he had a question on how the consolidation of the Water Districts was coming. He said it was a part of the grant and needed to be completed.

Attorney Hafner said that he would start working on this.

RESOLUTION #235
TOWN WATER METER

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 Town of Corinth put the installation of the water meters out to bid to see what kind of bids they get before they say they are going with another construction contractor other than the Village, and be it further

RESOLVED that Laberge Group be hired to complete the necessary work at a cost of Two Thousand Five Hundred Dollars (\$2,500.00), and be it further

RESOLVED that Attorney Hafner be directed to revise the IMA as stated above.

Town Clerk Farr asked if the \$25,000.00 in Attorney fees for the Water included the amounts being billed on the attorney's monthly bill. Attorney Hafner said it did.

James Martin

Mr. Martin was before the board tonight to again review the proposed questions for the Comprehensive plan survey.

Beaver Situation

Supervisor Lucia told the board that he had received an agreement from Scott Wertans and had forwarded it to the Town Attorney. Attorney Hafner told the board that there were minor things that he thought should be changed so he would contact Mr. Wertans and have the changes made.

RESOLUTION #236
AGREEMENT WITH SCOTT WERTANS

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 Supervisor is given authority to sign the agreement with Scott Wertans in a form acceptable to the Supervisor and Town Counsel.

Mortgage Tax - \$11,394.00

Senior Sentinel is on file in the Supervisor's office

RESOLUTION #237
CHANGE BILL PAY AND MEETING IN SEPTEMBER

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

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

RESOLVED that the Town Board meeting scheduled for September 13th at 7:00PM be changed to Wednesday, September 12th, at 7:00PM due to Primary Election.

SEDC Updated Newsletter on file in Supervisor’s office.

RESOLUTION #238

MOTION TO APPROVE BILLS AS AUDITED WITH EXCEPTION

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 the bills be approved as audited with exceptions as follows: Exception A Fund Voucher #180401 payable to Interface Communications in the amount of \$945.00:

2018 ABSTRACT

Abstracts For 08/09/2018

Voucher A - #180398-1830425; B #182285-182314; DB #183258-#183266; EF #187181- #187190; SL So Corinth - #184006; SL Eastern - #184061; SL Eggleston - #184043

<u>General Fund A</u>	\$ 27,064.96 (-\$945.00)
<u>General Fund/Outside Village - B</u>	\$ 6,525.54
<u>Community Development Grant - CD</u>	\$
<u>Highway/Part Town - DB</u>	\$ 19,398.52
<u>Medical – EF</u>	\$ 27,368.28
<u>Home Improvement</u>	\$
<u>Fire - SF</u>	\$
<u>Sewer/Water</u>	
Eastern Avenue	\$
Tranquility	\$
Passarelli	\$
Dorset	\$
Corinth #5	\$
<u>Lighting</u>	
Eastern Avenue	\$ 192.99
Eggleston Street	\$ 100.38
South Corinth	\$ 166.35

NYMIR LITIGATION

Supervisor Lucia said this matter had to be discussed in Executive Session.

Supervisor Lucia spoke about the Bicentennial Fire Hydrant decorating contest and how people should go around the Village and see the great job that is being done.

Public

None

Reports

The following reports are on file in the Supervisor's office:

- Town Clerk
- Highway
- Building Department
- Assessor
- Sr Citizens
- Fire District
- Landfill
- Justices
- Maintenance

Town Board

Councilman Byrnes

Councilman Byrnes said that the insurance binder for the Bicentennial overflow needs to be changed to 5015 Route 9N. Supervisor Lucia said he would take care of this.

Councilman Byrnes said he thought they also need to have port-a-jons there.

Councilman Byrnes said he needed to find out where the wooden nickels from the Corinth Merchants Association were.

Councilman Halliday

Councilman Halliday said that the EMS had an incident at the corner of Main and Eggleston and he wanted the board to know that they did a great job.

Councilman Butler

Nothing

Councilman Collura

Councilman Collura wanted to know if they could get some of the reports online via email instead of the hard copies. Supervisor Lucia said it be hard because often they don't get the reports until the day of.

Highway Superintendent

Nothing

Town Counsel

Attorney Hafner told the board that he thought the Public Hearing on the Local Law relating to the Water Ordinance was scheduled for tonight. He said this needed to be addressed.

CORINTH TOWN BOARD

**RESOLUTION SETTING DATE OF PUBLIC HEARING ON
PROPOSED LOCAL LAW NO. 1 OF 2018
RELATING TO TOWN OF CORINTH WATER SYSTEM**

RESOLUTION NO.:239

INTRODUCED BY: Councilman Halliday

SECONDED BY: Councilman Byrnes

WHEREAS, the Town of Corinth, on behalf of the Town Water Districts, and the Village of Corinth have entered into an Intermunicipal Agreement providing for the Town to purchase treated water and related services from the Village and for the parties to effect a functional consolidation for that purpose; and

WHEREAS, pursuant to the Agreement, the Town agreed to adopt rules and regulations relating to use of water received from the Village which are substantially identical to those adopted by the Village; and

WHEREAS, a Local Law has been prepared pursuant to New York Municipal Home Rule Law Section 10 which is intended to provide such rules and regulations by amending the Corinth Town Code to add a new Chapter [136]: Water Use; and

WHEREAS, Municipal Home Rule Law requires a Public Hearing to be held prior to adoption of a Local Law; and

WHEREAS, pursuant to 6 New York Code of Rules and Regulations ("NYCRR") Section 617.6, the Town Board is the Lead Agency under the State Environmental Quality Review Act ("SEQRA") for adoption of Local Law No. ___;

NOW, THEREFORE, BE IT

RESOLVED, that the Board determines that adoption of Local Law No.1 is an Unlisted Action under SEQRA and authorizes preparation of Part 1 of the SEQRA Short Environmental Assessment Form ("EAF"); and be it

FURTHER RESOLVED, that the Corinth Town Board shall hold a Public Hearing on Thursday, September 6, 2018, beginning at 4:35 p.m. at the Corinth Town Hall, 600 Palmer Avenue, Corinth, New York, concerning proposed Local Law No.1 of 2018 to hear all interested persons, and at that time may take any other actions authorized by law concerning proposed Local Law No.1 of 2018; and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to publish and post legal notice of the Public Hearing on proposed Local Law No. 1 of 2018 in the manner provided by law, and shall make a copy of the proposed Local Law available for public inspection in the Town Clerk's office following the adoption of this Resolution and until the Public Hearing is closed.

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

Attorney Hafner said that if the board was going to go to Executive Session on the matter that he was just sent they should hold off until his associate has looked it over and given their recommendations.

Attorney Hafner told the board that the Supervisor and Clerk just signed the papers for the money for the Highway's new truck.

Town Clerk/Deputy Town Clerk

Nothing

RESOLUTION #240

MOTION TO ADJOURN

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

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

RESOLVED with there being no further business the meeting be adjourned at 7:30PM.

Respectfully submitted,

Rose E. Farr, RMC
Town Clerk