

November 07, 2019

The Town of Corinth Town Board held a meeting on November 07, 2019 at 4:30 PM at the Town Hall.

Present: Richard Lucia, Town Supervisor
Edward Byrnes, Councilman
Jeffrey Collura, Councilman
Joshua Halliday, Councilman
Eric Butler, Councilman
Rose E. Farr, Town Clerk
Cheri Sullivan, Deputy Town Clerk
Shawn Eggleston, Highway Superintendent
Albert Brooks, Code Enforcement Officer- Excused

Public:

There was public present.

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

Supervisor Lucia spoke on the following:

- Minutes

RESOLUTION # 274

TO APPROVE THE MINUTES FROM OCTOBER 24, 2019.

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

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

RESOLVED that the minutes from October 24, 2019 be approved.

- Public Hearing

RESOLUTION # 275

TO OPEN THE PUBLIC HEARING ON THE PRELIMINARY BUDGET

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

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

RESOLVED that the Public hearing on the preliminary budget be opened.

The Board decided that they would adjourn the hearing until November 14, 2019 @ 7:05 to allow time for publication and the following Resolution was made.

RESOLUTION # 276

TO ADJOURN THE PUBLIC HEARING ON THE PRELIMINARY BUDGET UNTIL NOVEMBER 14TH @ 7:05PM TO ALLOW AMPLE TIME FOR PUBLICATION.

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

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

RESOLVED that the Public hearing on the preliminary budget be adjourned until November 14th, 2019 to allow ample time for publication.

- Local Law #1 2019

RESOLUTION # 277

RESOLUTION SETTING PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 1 OF 2019 AUTHORIZING THE TOWN BOARD TO OVERRIDE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-C FOR FISCAL YEAR 2020.

**RESOLUTION SETTING PUBLIC HEARING
ON PROPOSED LOCAL LAW NO. 1 OF 2019**

**AUTHORIZING THE TOWN BOARD TO OVERRIDE
TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C
FOR FISCAL YEAR 2020**

WHEREAS, the Town Board wishes to consider adoption of proposed Local Law No.: 1 of 2019 entitled, "A Local Law to Override Tax Levy Limit Established in General Municipal Law §3-c for Fiscal Year 2020". Local Law No. 1 would authorize the Town Board to override the limit on the amount of real property taxes that may be levied by the Town of Corinth pursuant to New York General Municipal Law Section 3-c, and allow the Town Board to adopt a budget for the fiscal year 2020 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c; and

WHEREAS, adoption of this legislation is authorized by New York General Municipal Law §3-c and New York Municipal Home Rule Law §10; and

WHEREAS, Municipal Home Rule Law §20 requires the Town Board to hold a public hearing prior to the adoption of any Local Law,

NOW, THEREFORE, BE IT

RESOLVED, that the Corinth Town Board shall meet and hold a public hearing beginning at the Corinth Town Hall, 600 Palmer Avenue, Corinth, New York, beginning at 7:05 p.m. on November 14, 2019 to hear all interested persons and take any necessary action provided by law concerning proposed Local Law No.: 1 of 2019, and be it

FURTHER RESOLVED, that the Town Board further authorizes and directs the Corinth Town Clerk to publish and post a Notice of Public Hearing concerning proposed Local Law No. 1 of 2019 in the manner provided by law and to 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.

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

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

RESOLVED that the Town Board set the public hearing on proposed Local Law No. 1, 2019 authorizing the Town Board to override Tax Levy Limit established in General Municipal Law 3-C for the fiscal year 2020.

- Adult Rec Coordinator-

RESOLUTION # 278

TO APPOINT LISA BRADSHAW AS TOWN OF CORINTH ADULT REC COORDINATOR @ THE RATE OF \$13.18 HOUR.

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

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

RESOLVED that the Lisa Bradshaw be appointed as the Town of Corinth Rec Coordinator at the rate of 13.18 an hour.

- Temporary Court Clerk-

Supervisor Lucia said the only reason it is temporary is because we are not positive of the outcome.

Councilman Collura asked if it was a substitute or someone that we could have permanently. Town Clerk Farr said that currently she is Deputy Court Clerk and now she would temporarily be temporary Court Clerk.

RESOLUTION # 279

TO APPOINT TEMPORARY COURT CLERK @ \$18.00 TO BE RE-NEGOTIATED IN JANUARY 2020.

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

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

RESOLVED To appoint a temporary Court Clerk @ \$18.00 an hour to be re-negotiated in January 2020.

- Letter from FERC- On File
- Highway Closure in Day- County Route 4 and NorthShore Road in Hadley-On File

Town Board & Town Offices:

Building/Code Enforcement Officer Brooks –Excused

Supervisor Lucia spoke on behalf of the Code Enforcement Officer who said that he had been to the property near the retaining wall @ the Train Depot. The wall is not new and the ROW for the railroad is 45ft and the wall is at 47ft. Councilman Byrnes asked who owns the land. Highway Superintendent Eggleston asked if that was in the ROW that was given to Chris Papa. Councilman Byrnes asked if Mr. Papa should have to submit an engineer's report to do the wall if it has been done in the ROW. Highway Superintendent Eggleston said it should be 25 ft of the tracks not 45ft. Highway Superintendent Eggleston said that the Town gave Mr. Papa the ROW to access his property. Councilman Byrnes said so he has an easement over an easement. Councilman Byrnes wanted to know if Mr. Papa could legally have the retaining wall there without putting the town at risk and would like an explanation of what he is doing there. Councilman Collura said generally you would need a contractor's insurance policy. Councilman Halliday said to have Code Enforcement send a letter.

Councilman Collura-

Discussed the following:

- Wanted to say Congratulations on the Victories @ Elections.
- Wanted to know when the Veterans Day Presentation was going to be. Supervisor Lucia said that Beverly was working very hard on it. The date has been set for November 20th @ 7:00pm. The dedication will be to post 533 Auxiliary & Legion. Supervisor also said there will be commemorative coins.

Councilman Byrnes-

Discussed the following:

- Also wanted to say Congratulations on the Elections.
- Let the board know the address for the Merchants Association has changed to P.O Box 121, Corinth, NY 12822

Councilman Halliday-

Discussed the following: No comment

Councilman Butler -

Discussed the following: No Comment

Town Clerk Farr-

Discussed the following:

- Meter Pits-

Town Clerk Farr said that she received an updated rate sheet today from the Village and there is a significant price difference in the cost of the meter pits, after speaking with Don Rhodes the new prices are confirmed and the price difference is significant. After some discussion the board made the following motion.

RESOLUTION # 280

TO RESCIND RESOLUTION #267 FROM THE OCTOBER 24, 2019 MINUTES AND NO LONGER MANDATE THAT ONLY OUTSIDE METER PITS BE USED DUE TO COST INCREASE.

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

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

RESOLVED To rescind Resolution #267 from October 24, 2019 minutes and no longer mandate that only outside meter pits be used due to cost increase.

Deputy Town Clerk Sullivan -

Discussed the following:

- Requested authorization from board for fee's to be added to water bills.

Deputy Clerk Sullivan explained how due to confusion of new process lines were crossed and a homeowner did not pay the required fees prior to the Village doing an inspection. Councilman Butler wanted to know if there was a problem with the meter the village owns the meter so there may not be a charge. Town Clerk Farr said the new rate sheet does not have the \$42.00. There was discussion about the process and the following was decided. Supervisor Lucia asked if the cost for an inspection is \$210, not everyone has that kind of money readily available and adding it to the billing process would allow the homeowner to make payments within a reasonable time. Town Clerk Farr said only if the Village bills the town for the service would the town bill the customer.

RESOLUTION # 281

TO ALLOW THE TOWN CLERKS OFFICE TO ADD ADDITIONAL CHARGES AS NECESSARY TO THE TOWN WATER BILLS, IF NEEDED, IF THE VILLAGE IS FOUND TO BE BILLING THE TOWN FOR THE SERVICE AND IT IS NO FAULT OF THE HOMEOWNERS.

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

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

RESOLVED To allow the Town Clerk’s Office to add additional charges as necessary to the Town water bill, if needed and the Village is deemed to be billing the town for the service and it is of no fault of the homeowners. Pending Attorney approval.

- Section 3 Participation plan for NYS Homes and Community renewal.

Deputy Sullivan said this was the agreement that was emailed to Supervisor Lucia and it needed to be signed before the 15th or we could lose both grants. Supervisor Lucia said he wasn’t sure if they got a copy. Supervisor Lucia said it would have to go to the Attorney for review.

Highway Superintendent Eggleston –

Discussed the following:

- Ryans Ridge & Morgans Way available to plow-

Wanted to know where the board was with approval of Morgans Way and Ryans Ridge. Supervisor Lucia said that Ryans Ridge could be plowed but not Morgans Way. Highway Superintendent Eggleston said he just wants to plow it, people are squabbling over a gate that will never be used, and they should just get it done with so that he could plow. He is getting many complaints about it not being maintained.

- Monies for the New pick up-

Highway Superintendent Eggleston said he is not going to have this truck before the end of the year, so he wanted to know if the monies that he has saved for the truck and the monies from the sale of the surplus equipment can be held in a reserve for him so that the money doesn’t get rolled over into the general fund at the end of the year. Supervisor Lucia said that must be done by Kate and Tom and they must follow certain rules, but he believes it can be done.

RESOLUTION # 282

MOTION TO ADJOURN TO EXECUTIVE SESSION ON PERSONNEL WITH NO DECISION.

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

ADOPTED Ayes 5 Lucia, Byrnes, Halliday, Collura, and Butler

 Nays 0

 Absent 0

RESOLVED to adjourn to executive session on personnel with decision at 6:37pm.

Respectfully submitted

A handwritten signature in black ink that reads "Cheri Sullivan RMC". The signature is written in a cursive style.

Cheri Sullivan, RMC

Deputy Town Clerk

Town of Corinth