

TOWN BOARD MEETING/PUBLIC HEARING VIA ZOOM

November 19, 2020

CALL TO ORDER: 4:30PM

ZOOM: meeting is being recorded

Roll Call:

Supervisor Lucia
Councilman Butler
Councilman Byrnes
Councilman Collura
Councilman Halliday
Bookkeeper Halliday
Building/Code Officer Brooks
EMS Coordinator Fogarty
Highway Superintendent Eggleston
Town Clerk Peris

ABSENT: None

PUBLIC: None

PRAYER: Supervisor Lucia

RESOLUTION#256

TO APPROVE TOWN BOARD MEETING MINUTES OF NOVEMBER 5, 2020

A Motion by Councilman Butler and Seconded by Councilman Collura to approve
Town Board Meeting Minutes of November 5, 2020

AYES 5

NAYS 0

ABSENT 0

Motion Passed

OPEN PUBLIC MEETING:

**NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW
TO OVERRIDE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C
FOR TOWN OF CORINTH FISCAL YEAR 2021**

NOTICE IS HEREBY GIVEN that the Corinth Town Board will hold a public hearing on November 19, 2020, beginning at 4:30 p.m. at the Corinth Town Hall, 600 Palmer Avenue, Corinth, New York, concerning proposed Local Law No. 1 of 2020. Proposed Local Law No. 1 overrides the tax levy limit under New York General Municipal Law Section 3-c for the Town of Corinth for fiscal year 2021 and authorizes the Corinth Town Board, after completing all required procedures for the adoption of a budget, to adopt a budget for fiscal year 2021 that requires a tax levy that is greater than the tax levy limit calculated for 2021 pursuant to General Municipal Law Section 3-c.

A copy of proposed Local Law No. 1 is on file and available for review at the Town Clerk's Office, Corinth Town Hall, 600 Palmer Avenue, Corinth, New York, during normal business hours.

PLEASE TAKE FURTHER NOTICE that at the time and place of the Public Hearing all interested persons will be given an opportunity to comment on proposed Local Law No. 1 of 2020.

Publication date:

Brenda Peris
Corinth Town Clerk

TOWN OF CORINTH

Local Law No. of 2020

**A LOCAL LAW TO OVERRIDE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C
FOR FISCAL YEAR 2021**

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF CORINTH, SARATOGA COUNTY, NEW YORK, AS FOLLOWS:

- 1. Legislative Intent and Need:** It is the intent of this Local Law 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 to allow the Corinth Town Board to adopt a budget for the fiscal year 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law Section 3-c.
- 2. Authority:** This Local Law is adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a Local Law approved by a vote of sixty percent (60%) of the total voting power of the Town Board.
- 3. Tax Levy Limit Override and Budget Authorization:** The Town Board hereby overrides the tax levy limit under New York General Municipal Law Section 3-c for the Town of Corinth for fiscal year 2021 and authorizes the Town Board, after completing all required procedures for the adoption of a budget, to adopt a budget for fiscal year 2021 that requires a tax levy that is greater than the tax levy limit calculated for 2021 pursuant to General Municipal Law Section 3-c.
- 4. Severability:** The invalidity of any clause, sentence, paragraph or provision of this Local Law shall not invalidate any other clause, sentence, paragraph or part thereof.
- 5. Effective Date:** This Local Law shall take effect immediately upon filing by the Secretary of State and shall apply only to the Town's budget for fiscal year 2021.

ANYONE WANT TO SPEAK AGAINST OR FOR THE OVERRIDE:

Councilman Collura Said, “Our understanding is that the Tax Cap Override will not cause a tax increase for the residents, is that correct?”

Supervisor Lucia/Budget Officer stated that as far as he can tell that is the case.

Councilman Collura “Ok well then I don’t have an issue with it.

ANYONE WANT TO SPEAK AGAINST OR FOR THE OVERRIDE

RESOLUTION #257

TO CLOSE THE PUBLIC HEARING AND CONTINUE TO THE REGULAR TOWN BOARD MEETING.

A Motion by Councilman Collura and Seconded by Councilman Halliday to close the public hearing and continue to the regular Town Board Meeting.

Ayes 5

Nays 0

Absent 0

Motion Passed

Board Roll Call:

- Supervisor Lucia
- Councilman Butler
- Councilman Byrnes
- Councilman Collura
- Councilman Halliday

RESOLUTION #258

**To Adopt Local Law NO. 1 of 2020 authorizing the Town Board to Override
Tax Levy Limit Established in General Municipal Law 3-C for Fiscal Year 2020**

RESOLUTION NO.: 258

INTRODUCED BY: Supervisor Richard Lucia
WHO MOVED ITS ADOPTION Councilman Collura

SECONDED BY: Councilman Halliday

**RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2020
AUTHORIZING THE TOWN BOARD TO OVERRIDE
TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C
FOR FISCAL YEAR 2021**

WHEREAS, the Town Board is considering adoption of proposed Local Law No.: 1 of 2020 entitled, "A Local Law to Override Tax Levy Limit Established in General Municipal Law §3-c for Fiscal Year 2021". 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 2021 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, the Town Board duly held a public hearing concerning such proposed Local Law on Thursday, November 19th, 2020 and heard all interested persons,

NOW, THEREFORE, BE IT

RESOLVED, that the Corinth Town Board hereby adopts Local Law Number 1 of 2020 authorizing the 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 for the fiscal year 2021; and be it

FURTHER RESOLVED, that the Town Board hereby authorizes and directs the Town Clerk to file the Local Law with the New York Secretary of State in accordance with the provisions of the Municipal Home Rule Law and acknowledges that the Local Law will take effect immediately upon filing by the Office of the Secretary of State; and be it

FURTHER RESOLVED, that the Town Board further authorizes and directs the Town Supervisor, Town Clerk and Town Counsel to take such other and further action as may be necessary to effectuate the terms of this Resolution.

Duly adopted this 19th day of November, 2020, by the following vote:

AYES: 5
NOES: 0
ABSENT: 0

The Resolution was declared duly adopted by a vote of not less than sixty percent (60%) of the full membership of the Town Board.

RESOLUTION #259

To Adopt the 2021 Preliminary Budget

A Motion by Councilman Byrnes and Seconded by Councilman Halliday to Adopt the 2021 Preliminary Budget.

Ayes 5
Nays 0
Absent 0

Motion Passed

RESOLUTION #260

To approve hiring the Account Clerk for the Clerk’s office

A Motion by Councilman Butler and Seconded by Councilman Byrnes to approve hiring the Account Clerk for the Clerk’s Office.

Ayes 5
Nays 0
Absent 0

Motion Passed

County Covid-19 Update:

Total Cases of Covid-19:	1783
New Cases Since 11/18/2020:	39
Deaths:	21
Recovered Cases	1427
Active Cases	335
Hospitalizations:	13
7-day rolling avg. positive rate	2.15%
Total Tested	166,475

PHASE 2 AND 3:

Regarding the Petruzzo sub-division. Supervisor Lucia explained that Ralph Petruzzo is upset with the permit issue and expiration. Mr. Barass from the planning board is working on the resolution. This is a planning board situation.

REAPPLY FOR MOBILE HOME GRANTS:

Michelle Degarmo sent an email stating that the state will fund another round for the grants. Are we interested in continuing to handle these grants? The board suggested that we continue with doing the grants.

ZOOM STORAGE:

We are going to continue with Zoom Recordings & also start using the recorder in the clerk's office moving forward.

MORTGAGE TAX:

October Mortgage tax Collected \$17,605.00
YTD Mortgage Tax Collected \$50,849.29

PUBLIC:

No public comment

TOWN BOARD:

COUNCILMAN BUTLER:

No Further Comment

COUNCILMAN BYRNES:

Recognized the Town Clerk and Deputy Town Clerk.

COUNCILMAN COLLURA:

Cell Tower Material-anything over 100 feet is not looked at. Research for where plans for future tower locations may be. Is it possible to find out if any other sites are being looked at? Jim Martin was suggested as a resource.

Emery Easement---The Town Attorney and National Grid are trying to resolve the issue to help move this along.

COUNCILMAN HALLIDAY:

Toured the Waste treatment plant and thought it was an awesome site. He spoke with Don Rhodes who has records of everything we may need and is willing to help.

TOWN CLERK:

Nothing further to report

HIGHWAY SUPERINTENDENT:

Nothing further to report

BUILDING/CODE OFFICER:

1. Court ---the other party did not show due to Doctor's excuse.
2. Tickets issued for Wilton Mtn Property
3. Going on visit with Dr. Siniapkin to Condemn property
4. Chapman St complaint, wants to take to court
5. Complaint regarding burning

RESOLUTION #261

TO ADJOURN MEETING

A Motion by Councilman Halliday and Seconded by Councilman Butler to adjourn meeting

Ayes 5

Nays 0

Absent 0

Motion Passed

Respectfully Submitted By
Brenda Peris

Town Clerk