

TOWN OF CORINTH, TOWN BOARD MEETING
December 9, 2021
6:00PM

CALL MEETING TO ORDER

ROLL CALL:

Supervisor Lucia
Councilman Butler
Councilman Byrnes
Councilman Collura
Councilman Halliday @6:35PM
Building/Code Officer Brooks
EMS Coordinator Fogarty
Highway Superintendent Eggleston
Town Clerk Peris

EXCUSED: Bookkeeper Halliday

PRAYER: Prayer given by Supervisor Lucia

RESOLUTION #262

TO APPROVE TOWN BOARD MEETING MINUTES DATED 11/23/2021

A Motion by Councilman Collura and Seconded by Councilman Byrnes to Approve Town Board Meeting Minutes Dated 11/23/2021.

Ayes 4

Nays 0

Excused 1

Motion Passed

<u>From</u>	<u>To</u>	<u>Amount</u>
1782	6396	25741.12

1

1795	6396	4168.83
6367	6396	4316.26
1818	6396	8131.15
1834	6396	661.48
1782	6260	5961.21
1795	6260	2169.60
1818	6260	9630.28
6367	6260	4132.73
1782	6260	1984.62
1782	6260	151.83

RESOLUTION #263

TO APPROVE TRANSFER DATED DECEMBER 7, 2021 TOTALING \$25,741.12.

A Motion by Councilman Butler and Seconded by Councilman Byrnes to Approve Transfers Dated December 7, 2021 Totaling \$25,741.12.

Ayes	4
Nays	0
Excused	1

Motion Passed

RESOLUTION #264

TO APPROVE BILL-PAY ABSTRACT DATED 12/09/2021 TOTALING \$65,568.72.

A Motion by Councilman Collura and Seconded by Councilman Byrnes to Approve Bill-Pay Dated 12/09/2021 totaling \$65,568.72.

Ayes 4
 Nays 0
 Excused 1
 Motion Passed

2021 ABSTRACT

Abstracts for 12/09/2021

Voucher A -210598-210632

B -212392-212407

CM -217249-217267

DB -213328-213343

General Fund A \$ 32,358.39

General Fund/Outside Village - B \$ 6,338.43

Community Development Grant -CDGB \$

Highway/Part Town - DB \$ 17,761.43

Medical - CM \$ 8,448.99

Home improvement \$

Fire - SF \$

SW Consolidated Water \$

Sewer/ Water

Eastern Avenue \$

Tranquility \$

Passarelli \$

Dorset \$

Corinth #5 \$

Lighting

Eastern Avenue 215012 \$ 277.54

Eggleston Avenue 216012 \$ 144.27

South Corinth 214012 \$ 239.67

TOTAL 65,568.72

RESOLUTION NO.: 265
INTRODUCED BY: Councilman Byrnes
WHO MOVED ITS ADOPTION
SECONDED BY: Councilman Butler
DATE: December 9, 2021

**RESOLUTION AUTHORIZING VOTE IN FAVOR OF
PROPOSED SARATOGA AND NORTH CREEK RAILWAY
CHAPTER 11 BANKRUPTCY PLAN**

WHEREAS, Saratoga and North Creek Railway ("Debtor") is the debtor in a Chapter 11 Bankruptcy proceeding in the US Bankruptcy Court for the District of Colorado; and

WHEREAS, the Town of Corinth has filed claims in the proceeding seeking unpaid funds that were and remain unpaid to the Town as a result of the default of Saratoga and North Creek Railway in its obligations to the Town; and

WHEREAS, the Debtor has proposed a Plan for liquidation and the Bankruptcy Court has provided an opportunity for the Town to vote on approval of the Plan for the Court's consideration; and

WHEREAS, the Town Board finds that the adoption of the proposed Plan would result in the best chance for the Town to recoup the larger portion of its damages resulting from Debtor's default and that approval would increase the chance of the Town obtaining any such relief sooner than disapproval of the Plan would;

NOW, THEREFORE, BE IT

RESOLVED, that the Corinth Town Board authorizes the Supervisor to execute and Town Counsel to file a ballot with the attorney for the Debtor evincing approval of the proposed Plan in the official Court-approved form; and

BE IT FURTHER,

RESOLVED, that the Town Board authorizes and directs the Town Supervisor, Town Clerk and/or Town Counsel to take any actions necessary to effect this Resolution.

Duly adopted this 9 day of December, 2021, by the following vote:

AYES	:	4
ABSENT	:	1
NOES	:	0

Motion Passed

**RESOLUTION AUTHORIZING SETTLEMENT OF
PROPERTY ASSESSMENT CASES
FILED BY VILLAGE OF CORINTH**

RESOLUTION #266

INTRODUCED BY: Councilman Butler

WHO MOVED ITS ADOPTION

SECONDED BY: Councilman Collura

WHEREAS, Village of Corinth (“Petitioner”), filed Article 7 Real Property Assessment Review cases against the Town challenging the 2020 and 2021 assessments on 15 parcels of property it owns within the Town which are designated as Tax Map Parcel Nos.: 58.-2-2; 58.-2-3; 58.-2-4; 58.-2-5; 58.-2-6; 59.-1-25; 59.-1-26; 59.-2-69.21; 72.-1-8; 72.-1-9; 72.-1-10; 72.-1-11; 72.-1-12; 73.-1-1 and 73.-2-55; and

WHEREAS, the Village has requested that these parcels be exempt from Town taxation under Real Property Tax Law Section 406(3); and

WHEREAS, this type of exemption is discretionary and the Town Board cannot be compelled to consent to the exemption, but for policy reasons the Town Board is willing to grant the exemption for the 2021 and 2022 assessment rolls;

WHEREAS, the Town Board does not have the authority to grant this exemption on behalf of any other taxing jurisdictions; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the proposed settlement of the tax assessment Proceedings filed by Petitioner for assessment years 2020 and 2021 as follows:

- 1) The 2020 and 2021 Proceedings shall be discontinued;
- 2) There shall be no changes made to the 2020 assessment roll as related to the parcels at issue, there shall be no exemptions authorized and therefore no refunds shall be due;

- 3) 2021 assessment roll shall be amended to exempt the 15 above-described parcels from taxation pursuant to Real Property Tax Law Section 406(3), including any reclassification of a parcel that may be necessary;
- 4) The subject properties shall be placed on the wholly exempt roll of the Town for assessment years 2021 and 2022. Thereafter, the exemption shall continue and the properties shall be on the wholly exempt roll unless (1) the properties are no longer utilized as water supply properties or (2) the Town Board removes the exemption by Resolution. The Resolution removing the exemption must be adopted no later than March 1st of the assessment year in which the exemptions are to be removed and the Tax Map Parcels are to be placed back on the taxable roll; and

BE IT FURTHER, RESOLVED, that this settlement is contingent upon the matter being finalized with the Court in advance of the 2022 Town Taxes being due as the Town will not issue refunds based upon the 2021 assessment roll; and

BE IT FURTHER, RESOLVED, that the Town Board further authorizes and directs the Town Supervisor, Town Assessor and/or Town Counsel to execute settlement documents and take any additional steps necessary to effectuate the settlement in accordance with the terms of this Resolution.

Duly adopted this _9_ day of December, 2021, by the following vote:

Ayes	4
Nays	0
Excused	1

Motion Passed

ATTORNEY:

Jackie White

*Mill Museum----terms have been hammered out. Waiting for museum board to review and then we should be able to move forward.

*Raven Rail Agreement----Attorney's have reviewed. Reached out to the Town Insurance Rep. and Raven Rail for some additional information.

SOUND SOLUTIONS:

A quote from Sound Solutions for cameras in the Town Hall given to the Town Board to review.

LANDFILL:

* Error on Casella Billing has been corrected and a credit will be added to the account.

*Increase to the tonnage rate Town Pays Casella as of December 1, 2021. Discussed increasing the Resident and commercial fees to the following:

	Resident	Commercial
Scale	.09 Per lb.	.10 per lb.
Bag	4.00 30lb	5.00 30lb

*Councilman Collura questioned why no notice was received for the increase from Casella. Suggested asking for previous rate for the Month of December due to no notice received. A discussion was held regarding the rate increase.

*Discussed other haulers, speaking to other municipalities that have a landfill,

*Superintendent Eggleston stated that they have never had any issues with Casella and that it may be hard to find a company that can leave 5 large dumpsters as well as the hauling 6 days a week.

HARRASSMENT TRAINING:

Supervisor Lucia received an email from the County Stating that All Town employees need to have the training completed by December 31, 2021. EMS Coordinator agreed to hold 3 classes at the EMS building for employees to attend.

SHERRIFF MONTHLY STATS: The Town board received a copy of the Monthly Report

REPORTS IF PRESENTED: Monthly reports presented to the board for review

*Dog Control Audit Received -----Satisfactory rating

EMS: AFG is open until December 17th, Coordinator Fogarty would like to submit an application for the grant to purchase radios. Looking for approval from the board to apply for the grant. Supervisor Lucia stated that it did not require a resolution. The Board agreed that Coordinator Fogarty should apply.

PUBLIC: Graham Champagne discussed information from the Fire Advisory Board.

*Issue of increasing load on resources, relying on mutual aid. No problem with membership but issues with availability.

*OSHA –Fire Birgade Standard----will place large number of reporting responsibilities of mandatory requirements. Will be harder on the smaller departments to do.

*Saratoga County approved budget

*ARPA Funding---Departments have applied for funding

*Economic Development---reminder to keep in mind how that may impact resources

*Covid Statistics across the country for 1st responders:

Deaths:	Fire Fighters	202
	EMS	82
	Law Enforcement	476

Also have seen an increase of suicides.

TOWN BOARD:

Councilman Byrnes: Nothing further to report

Councilman Halliday:

RESOLUTION #267

TO APPROVE THAT THE TOWN PROVIDE MEDICAL INSURANCE FOR RICHARD AND CAROL LUCIA AFTER RETIREMENT.

A Motion by Councilman Halliday and Seconded by Councilman Butler to Approve that the Town Provide Medical Insurance for Richard and Carol Lucia after Retirement.

Ayes 4

Nays 0

Excused 0

Supervisor Lucia abstained from the vote.

Motion Passed

Councilman Butler:

*Revisit Webpage question. No resolution needed. Will have Steve move forward with update.

*Dog Control---State Auditor believes Alicia does a great job for the Town of Corinth

Councilman Byrnes asked that the board receive detailed copies of the dog control report.

Councilman Collura:

*Thank you to everyone for putting on the parade. Councilman Butler also gave a shoutout to Carl Dearborn for all of his effort.

TOWN CLERK:

RESOLUTION #268

**TO REAPPOINT GREGORY BERG TO THE BOARD OF ASSESSMENT
REVIEWFOR A 5 YEAR TERM STARTING 10/01/2021 TO 09/30/2026.**

A Motion by Councilman Byrnes and Seconded by Councilman Butler to Reappoint Gregory Berg to the Board of Assessment Review for a 5 Year Term Starting 10/01/2021 to 09/30/2026.

Ayes 5

Nays 0

Excused 0

Motion Passed

HIGHWAY:

*Equipment paid from 2021 funds will not be here by 12/31/2021. We can prepay or place funds into reserve. The decision was made to place it in reserve.

BUILDING/CODE:

*Thanked the Town Board for Allowing Trisha to work in the office

*Verizon Tower will be online in the next few weeks

*Dr. Siniapkin had to go back to a home to inspect---people moved back in without permission

*Nothing has been done with home on West Mtn. Rd—it is now owned by Wells Fargo--has not been cleaned up. Attorney White suggested contacting the Bank to try and resolve the issue.

*Councilman Collura asked that Albert’s son remove beavers and dam down by the railroad tracks.

SUPERVISOR LUCIA:

Received good news from the Comptrollers Office ---Budget reviewed -no findings.

RESOLUTION #269

TO ADJOURN THE MEETING.

A Motion by Councilman Byrnes and Seconded by Councilman Butler to Adjourn the Meeting.

Ayes 5

Nays 0

Excused 0

Motion Passed

Respectfully Submitted by,
Brenda Peris
Town Clerk