

**TOWN OF CORINTH, REGULAR TOWN BOARD MEETING
JUNE 22, 2023 @ 6:00pm**

CALL MEETING TO ORDER

ROLL CALL:

Eric Butler, Supervisor
Jeff Collura, Councilman
Joshua Halliday, Councilman
Shawn Eggleston, Highway Superintendent
Brenda Peris, Town Clerk

EXCUSED:

Ed Byrnes, Councilman
Kiley Crooks, Councilwoman
Albert Brooks, Building/Code Officer
Matt Fogarty, EMS Coordinator

PLEDGE

RESOLUTION #168

To Approve Town Board Meeting Minutes Dated June 8, 2023.

A Motion by Councilman Collura and Seconded by Councilman Halliday to
Approve Town Board Meeting Minutes Dated June 8, 2023.

Ayes 3
Nays 0
Excused 2
Motion Passed

ABSTRACT

Abstracts for 06/22/2023

Voucher A – 230330-230359

B – 232256-232274

CM – 237136-237146 (void 237143)

DB – 233130-233151

General Fund A

\$ 27,083.83

General Fund/Outside Village – B		\$ 9,572.81
Community Development Grant -CDGB		\$
Highway/Part Town – DB		\$ 29,287.75
Medical – CM		\$ 8,809.97
Home improvement		\$
SW Consolidated Water	223003	\$ 35,446.14
<u>Lighting</u>		
Eastern Avenue		\$
Eggleston Avenue		\$
South Corinth		\$

TOTAL \$ 110,200.50

RESOLUTION #169

To Approve Bill-Pay Abstract Totaling \$110,200.50 Dated 6/22/2023.

A Motion by Councilman Halliday and Seconded by Councilman Collura to Approve Bill-Pay Abstract Totaling \$110,200.50 Dated 6/22/2023.

Ayes	3
Nays	0
Excused	2

Motion Passed

NOTICE OF PUBLIC HEARING

For the approval of a Cable Television Agreement between Spectrum Northeast LLC and the Town of Corinth.

PLEASE TAKE NOTICE that the **Town of Corinth** will hold a Public Hearing on Thursday June 22, 2023, at 6:05p.m. at the Corinth Town Hall, 600 Palmer Avenue, Corinth, New York regarding granting a cable television franchise agreement by and between the **Town of Corinth** and Spectrum Northeast LLC, l/k/a Charter Communications.

A copy of the agreement is available for public inspection during normal business hours at the

Town Clerk's office 600 Palmer Avenue, Corinth, New York. At such Public hearing, all interested persons will be given an opportunity to be heard. Written and oral statements will be taken at that time. Time limitations may be imposed for each oral statement, if necessary.

Dated: June 14, 2023

By Order of the Board
Town of Corinth

Supervisor Butler opened the public hearing.

Public Comments: No Comments

RESOLUTION #170

To Close the Public Hearing for the approval of a Cable Television Agreement between Spectrum Northeast LLC, I/k/a Charter Communications and the Town of Corinth.

A Motion by Councilman Halliday and Seconded by Councilman Collura to Close the Public Hearing for the approval of a Cable Television Agreement between Spectrum Northeast LLC, I/k/a Charter Communications and the Town of Corinth.

Ayes	3
Nays	0
Excused	2

Motion Passed

STATE OF NEW YORK
Town of Corinth
County of Saratoga

In the Matter of the Granting of a Cable Television Franchise Held by **Spectrum Northeast, LLC** in the **Town of Corinth, County of Saratoga**, New York

RESOLUTION#171

An application has been duly made to the Board of the **Town of Corinth, County of Saratoga**, New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. ("Charter"), a limited liability company organized and existing in good standing under the

laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission.

The franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Corinth, New York on June 22, 2023 at 6:05 P.M. and notice of the hearing was published in the Post Star on June 14, 2023.

NOW, THEREFORE, the Board of the Town of Corinth finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the **Town of Corinth** hereby grants the cable television franchise of Spectrum Northeast, LLC and the **Town of Corinth** for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence.

BE IT FURTHER RESOLVED that the Board of the **Town of Corinth** hereby confirms acceptance of this franchise renewal agreement.

The foregoing having received a 3/3 vote was thereby declared adopted.

Dated June 22, 2023

Ayes	3
Nays	0
Excused	2

Motion Passed

REPORTS:

The following reports were given to the board for review:

- *Sales Tax
- *Fire dept.
- *Landfill
- *Water
- *Mortgage Tax

ASSESSOR:

Assessor Carrie Schermerhorn:

*Turned in the Final Roll, Equalization rate is at 92%. Trying to get it to 100%. Indeck change is hurting the rate. Otherwise doing good---the data is accurate.

*Working on the values for the Solar Farms---asked the Solar Company for incentives but they stated that they do not have any. Will continue to work on this. The State dictates what rate is assessed.

*Senior Exemption the County raised standards we should look at that. The Assessor will put together the information to move forward.

Set Public Hearing DCO Local Law #3:

RESOLUTION NO. 172

**INTRODUCED BY: Councilman Halliday
WHO MOVED ITS ADOPTION**

SECONDED BY: Councilman Collura

**RESOLUTION SCHEDULING PUBLIC HEARING
ON PROPOSED LOCAL LAW NO. 3 OF 2023
AMENDING CHAPTER 55 (ANIMALS)**

WHEREAS, upon recommendation of the Town's Animal Control Officer, the Town Board has prepared proposed Local Law No.: 3 of 2023 entitled, "A local law amending §55-10 regarding seizure, impoundment, redemption and adoption of dogs"; and

WHEREAS, adoption of this legislation is authorized by New York Municipal Home Rule Law §10 and Real Property Tax Law § 466-a; 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 6:10 P.M. on July 13, 2023 to hear all interested persons and take any lawful action concerning proposed Local Law No.: 3 of 2023; 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. 3 of 2023 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.

Duly adopted this 22ND day of June 2023.

Ayes 3

Nays 0

Excused 2

Motion Passed

Noise Ordinance: The Supervisor has received two more complaints since the last discussion. One was regarding a rooster, and one was loud music. Supervisor Butler spoke to the Town Attorney who could start from scratch with a noise ordinance or could use one created for another town and modify it to fit the needs of Corinth. A discussion was held with the following bullet points:

- *Farmer Exemption
- *Do not use code enforcement officer to enforce.
- *Specific Hours/construction hours

Supervisor Butler will have the Town Attorney start work on the ordinance and go from there.

CHPE PROPOSED LAND USE AGREEMENT:

Supervisor Butler reached back out to CHPE and sent the response to the Town Board. Project will be completed by 2026. Asking to use a parcel that is 1/3 of an acre. Don't expect to use Town Parcel for more than 3 months. They are regulated, not concerned with any contamination. Councilman Collura asked about a copy of their insurance. Supervisor Butler ---yes, they will be able to provide. Councilman Collura has a concern about someone getting hurt on the property. Supervisor Butler –eminent domain could ultimately come into play. A discussion was held.

RESOLUTION #173

Approve the Signing of the CHPE Land Use Agreement Pending the Verification of the Insurance Policy and Request of Additional Funds for Restoration and Repair.

A Motion by Councilman Halliday and Seconded by Councilman Collura to Approve the Signing of the CHPE Land Use Agreement Pending the Verification of the Insurance Policy and Request of Additional Funds for Restoration and Repair.

Ayes 3

Nays 0

Excused 2

Motion Passed

RESOLUTION #174

Introduced by: Councilman Halliday

Who Moved its Adoption
Seconded by: Councilman Collura

Resolution Urging the Governor to Veto A.04282B/S.3505B to Move Certain Local Elections to Even-Numbered Years

Whereas, the Town of Corinth believes that increasing participation in the election process and reducing costs of government operations is good for our republic; and

Whereas, Assembly Member Amy Paulin and State Senator James Skoufis reintroduced legislation that would move local elections to even-number years during the 2023 legislative session; and

Whereas, versions of this legislation were introduced in previous years and failed to reach the floor for a vote due to lack of support; and

Whereas, after the 2022 session concluded, the bill sponsor indicated that hearings would be held on the proposal through the Election Committee process; however, there were no hearings held; and

Whereas, the legislation passed in the middle of the night on the last days of the legislative session which is counter to the idea of an open and transparent government; and

Whereas, the Town of Corinth has several concerns with this bill; and

Whereas, this legislation usurps the Home Rule powers reserved by local governments and protected by the Constitution of the State of New York, raising questions of legality and constitutional authority; and

Whereas, local municipalities have had the ability to change their elections to even-number years for decades, and chose not to do so; and

Whereas, we believe that establishing the schedule of local elections is the right of the local government, and has been for more than 100 years; and

Whereas, The Assembly Bill sponsor indicated that she had not received any messages of support for this proposal from any of the 57 Counties and 933 Towns across New York State impacted by this legislation and

Whereas, this legislation excludes more than half of all New Yorkers who vote in cities and villages from the changes to election law, creating an inequity among New York voters; and

Whereas, this legislation unfairly excludes the elections to offices in New York City and all other cities and villages in New York State, as well as certain offices within all counties and towns; and

Whereas, the proposed legislation circumvented the legislative committee process during this session, limiting public input and understanding of the impacts; and

Whereas, there has been no financial analysis or operational analysis of the impacts on local Boards of Elections; and

Whereas, there are concerns that the current election and ballot counting technology would not be able to adequately meet the demands of the significantly increased ballot size; and

Whereas, this will create confusion amongst voters in towns and counties across New York State; and

Whereas, separating the elections affords voters more time and focus to better understand important local issues and provides candidates the appropriate platforms to explain their stance on issues without having to compete against national and state level campaigns; and

Whereas, moving local elections to even-numbered years would increase the cost of campaigns for local office, reducing the number of candidates willing to invest funds into their own campaign, because the cost of media will increase to compete with national and state level campaign advertisements, and

Whereas, there are significant legal and constitutional questions regarding the legality of this measure that have not been adequately addressed; and

NOW, THEREFORE, BE IT RESOLVED that this Town Board of Corinth urges the Governor to oppose this legislation and utilize her veto authority to reject this proposal; and

Resolved, that copies of this resolution be distributed by the Town Clerk of Corinth to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart Cousins, Assembly Speaker Carl Heastie, Senate Minority Leader Robert Ort, Assembly Minority Leader William Barclay, Assembly Bill Sponsor Amy Paulin, Senate Bill Sponsor James Skoufis, Senator James Tedisco and Assemblymember Matthew Simpson.

Duly adopted this 22nd day of June 2023

Ayes 3

Nays 0

Excused 2

Motion Passed

SUPERVISOR:

4th of July Celebrations:

*5K run starting at Pagenstecher Park 9AM

*Parade will be Saturday July 1st, 2023 at 1PM starting at the little league field on Main Street.

*Class of 2025 Duck Race 2PM at the Corinth Beach

*Pie Eating Contest 4PM at the Corinth Beach

*Fireworks approx. 9:15PM at the School Sports Field on River St.

9N Property:

To Set a public outreach meeting regarding the Route 9N Property for Aug. 3rd. More information to come.

PUBLIC:

Jennifer Michelle:

*Solar Fields---would like to see our law require pollinator plants around the solar panels. Has some cleaner language for the proposition. The pollinator plants are beneficial to the property during the life span of the solar and in the future. It would cost less to maintain. Jennifer asked the Town Board to investigate this.

Jim Murray:

*Request for grandchild to decorate and ride his bike in the parade---Yes with an adult present.

Patrick Clothier:

*Have we heard from the state regarding the right of way on 9N by the Town owned property? Yes, it was determined that the State would likely not deny access to 9N. This would land lock 2 parcels. The complication will be with the safety and cost to mitigate. It could be as easy as lowering the speed or as much as adding a light or lane. Research is continuing.

TOWN BOARD:

Councilman Halliday:

*The Village Board --Fire Contract. There are only 3 people that can make the decisions. They are continuing to work on it.

Councilman Collura:

*Nothing further to report

RESOLUTION #175

To Adjourn the Meeting at 6:49PM

A Motion by Councilman Halliday and Seconded by Councilman Collura to Adjourn the Meeting at 6:49PM

Ayes	3
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Nays	0
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Excused	2
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Motion Passed

Respectfully Submitted by
Brenda L Peris, Town Clerk