

**TOWN OF CORINTH, REGULAR TOWN BOARD MEETING
600 PALMER AVENUE CORINTH NY 12822
MAY 28, 2026 @ 6:00PM**

CALL MEETING TO ORDER: Supervisor Butler Called the meeting to order at 6:00pm

ROLL CALL: Eric Butler, Supervisor
Patrick Clothier, Councilman
Kiley Crooks, Councilwoman
Melanie Denno, Councilwoman
Carey Mann, Councilman
Derrick Briner, EMS Deputy Director
Shawn Eggleston, Highway Superintendent
Brenda Peris, Town Clerk

EXCUSED: Albert Brooks, Building/Code Officer
Matt Fogarty, EMS Director
Anders Olsen, EMS Deputy Director

PLEDGE: Supervisor Butler led the Pledge of Allegiance

RESOLUTION #127

APPROVAL OF MINUTES

A motion was made by Councilman Clothier and seconded by Councilwoman the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED, that the Town Board Meeting Minutes dated May 14, 2026, be approved.

RESOLUTION #128

APPROVAL OF ABSTRACT

A motion was made by Councilman Mann and seconded by Councilwoman Denno the following resolution was

ADOPTED Ayes 5 Butler, Clothier, Crooks, Denno, Mann
 Nays 0
 Excused 0

RESOLVED, the abstracts of May 28, 2026, be approved as follows:

ABSTRACT
Abstracts for 05/28/2026

Voucher A –260301-260318
 Voucher B –262190-262208
 Voucher CM – 267127-267132
 Voucher DB –263140-263147

General Fund A	\$ 17,213.60
General Fund/Outside Village – B	\$ 13,369.25
Highway/Part Town – DB	\$ 4,572.51
Medical – CM	\$ 4,516.00

Fire	\$
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SW Consolidated	\$
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Lighting

Eastern Avenue	\$
Eggleston Street	\$
South Corinth	\$

TOTAL \$ 39,671.36

REPORTS: The following reports given to the Town Board for review:

- Sales Tax
- April Financials

DECOMMISSIONING PLAN/BOULDER POINT SOLAR:

Attorney Hyde Clark attended the meeting on behalf of Boulder Point Solar. Based on the last meeting, we have made updates to the language of the decommissioning plan. He reminded the board that in the event that they're unable to fix something, a natural disaster, act of God, things of that nature, that they would then come before the town board and say, 90 days isn't

enough or, the time period is not enough to fix the solar and explain the plan to fix it. They are not going to leave it without producing energy. Working with the Town Attorney they did come to agreement on that language and believe we have an agreement on the decommissioning plan. Based on Mr. Clark's understanding, the last issue is on the decommissioning agreement. Mr. Clark stated that, to clarify, this has always been five community solar projects. That's how it has to go into interconnection and how we work with National Grid. If you take away thinking about how we're on the IP property that is all centralized, it really is five projects. It's five independent projects. Boulder Point Solar requested to the town attorney that they are going to have five bonds, individual bonds, because each project area is going to be its own project company. The idea being Project company one, solar project one, is this company. The decommissioning bond is based on a share of what we've estimated the total cost will be. That project would have its own interconnection, and operates independently of the rest of the project, and the rest of the site. In the event a trigger event happens, there'll be a decommissioning agreement in place that states we have X amount of time to either have it produce energy again or start the decommissioning process. If Boulder Point does not complete decommissioning, the Town has access to the bond. Boulder Point Solar is requesting that each project company have its own agreement plan and own bond because that's how it's treated with National Grid and how it interconnects. As renewal energy projects, you have a common developer who goes in, gets approval, so Boulder Point went to the planning board, got subdivision approval, got site plan approval, and Boulder Point Properties is the parent company. The decommissioning agreement in its current form as provided by the town attorney states that Boulder Point Properties can assign that agreement to a subsidiary, meaning the actual project development company. That's how all these projects are built. You come up with a specific project company; This is the project area. We'll have a legal description that goes with that area and in the event that project is not decommissioned, again, the town has access to that bond. Boulder Point Solar is looking for feedback from the board.

Supervisor Butler: This is what we talked about at our last meeting. There's the plan, there's the bond, and then there's the agreement. The plan part of it, we were pretty much in agreement with. The numbers were fine. Attorney Jackie White wanted some time to review some of the language in the agreement because it just wasn't quite where it needed to be. Both Town Attorney White and Boulder Point Attorney Hyde Clark have been working on that for the last couple of weeks. It is not perfect at the moment. There are a couple of minor tweaks still needed.

A discussion was held between the Town Board and Attorney Hyde Clark.

RESOLUTION #129

APPROVAL OF BOULDER POINT SOLAR DECOMMISSIONING PLAN & AGREEMENT

A motion was made by Councilman Clothier and seconded by Councilman Mann the following resolution was

ADOPTED BY ROLL CALL VOTE:

Councilwoman Denno	Yes
Councilman Clothier	Yes
Supervisor Butler	Yes
Councilwoman Crooks	Yes
Councilman Mann	Yes

Ayes 5 Nays 0 Excused 0

RESOLVED, to approve the Boulder Point Solar Decommissioning Plan and Agreement pending final approval by Supervisor Butler and Town Attorney White of the minor language updates.

COMMUNICATIONS:

Planning Board: The Town Board received a letter from the Town Planning Board. The letter from the planning board goes back to the solar farm. One of the stipulations the planning board put in place with their approval was to have weekly or bi-weekly engineering reports and storm water inspections. An Escrow would be started for the cost of the engineer and be paid by the applicant. There was no decision needed tonight but just confirmation that the letter was received and filed.

Katherine Brickley-BESS moratorium: The Town Board received a letter from Katherine Brickley. This letter has to do with the battery energy storage systems(BESS) that has gone around through the APA. It's a hot button item now. The letter is requesting that we put a moratorium in place. Supervisor Butler stated that we are planning on doing a moratorium. Attorney White and Supervisor Butler have had conversations about getting this started and doing the solar and the battery storage at the same time because they're going to both fall in the same unit in our land use law book.

Councilwoman Crooks wants a moratorium, so that it does not become a cell tower issue. The moratorium would give the Town time to work on the law(s) for these storage systems.

A discussion was held.

COMPUTER BREACH POLICY: This policy had not been updated since 2006 and needed a few small updates. The Town Board received the updated policy for review.

RESOLUTION #130

APPROVAL OF THE COMPUTER SYSTEM SECURITY BREACH NOTIFICATION POLICY

A motion was made by Councilwoman Crooks and seconded by Councilman Mann the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED, to approve the Computer System Security Brach Notification Policy as follows:

**TOWN OF CORINTH
COMPUTER SYSTEM SECURITY BREACH
NOTIFICATION POLICY**

1. Title

This policy shall be known as the “Town of Corinth Computer System Security Breach Notification Policy.”

2. Purpose

This Computer System Security Breach Notification Policy is intended to alert individuals to any potential identity theft as quickly as possible so that they may take appropriate steps to protect themselves from and remedy any impacts of the potential identity theft or security breach.

3. Authority

This Policy is consistent with and adopted pursuant to New York Technology Law Section 208.

4. Definitions

The following terms have the following meanings:

- a) **"BREACH OF THE SECURITY OF THE SYSTEM"** means unauthorized acquisition or acquisition without valid authorization of computerized data which compromises the security, confidentiality, or integrity of personal information maintained by the Town. Good faith acquisition of personal

information by an employee or agent of the Town for the purposes of the employee or agent is not a breach of the security of the system, provided that private information is not used or subject to unauthorized disclosure.

In determining whether information has been acquired, or is reasonably believed to have been acquired, by an unauthorized person or a person without valid authorization, the Town may consider the following factors, among others:

- 1) Indications that the information is in the physical possession and control of an unauthorized person, such as a lost or stolen computer or other device containing information; or
 - 2) Indications that the information has been downloaded or copied; or
 - 3) Indications that the information was used by an unauthorized person, such as fraudulent accounts opened or instances of identity theft reported.
- b) "**CONSUMER REPORTING AGENCY**" means any person or entity which, for monetary fees, dues, or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties, and which uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports. A list of consumer reporting agencies may be obtained upon request to the State Attorney General.
- c) "**DEPARTMENT**" means any board, division, committee, commission, council, department, public authority, public benefit corporation, office or other governmental entity performing a governmental or proprietary function for the Town.
- d) "**PERSONAL INFORMATION**" means any information concerning a natural person which, because of name, number, personal mark, or other identifier, can be used to identify that person.
- e) "**PRIVATE INFORMATION**" means either:
- 1) Personal information consisting of any information in combination with any one or more of the following data elements, when either the data element or the combination of personal information plus the data element is not encrypted or encrypted with an encryption key that has also been accessed or acquired:

- i. Social security number;
 - ii. Driver's license number or non-driver identification card number;
 - iii. Account number, credit or debit card number, in combination with any required security code, access code, or password which would permit access to an individual's financial account;
 - iv. Account number, or credit or debit card number, if circumstances exist wherein such number could be used to access an individual's financial account without additional identifying information, security code, access code, or password;
 - v. Biometric information, meaning data generated by electronic measurements of an individual's unique physical characteristics, such as fingerprint, voice print, or retina or iris image, or other unique physical representation or digital representation which are used to authenticate or ascertain the individual's identity; or
- 2) A user name or email address in combination with a password or security question and answer that would permit access to an online account.

Private information does not include publicly available information that is lawfully made available to the general public from Town records.

- f) "**TOWN**" means the Town of Corinth.

5. Disclosure of breach to affected persons

Any Town Department that owns or licenses computerized data that includes private information must disclose any breach of the security of the system following discovery or notification of the breach in the security system to any resident of New York State whose private information was, or is reasonably believed to have been, accessed or acquired by a person without valid authorization. The disclosure must be made in the most expedient time possible and without unreasonable delay, consistent with the legitimate needs of law enforcement, or any measures necessary to determine the scope of the breach and restore the reasonable integrity of the data system. The Town shall consult with the state office of information technology services to determine the scope of the breach and restoration measures. Within ninety (90) days of the notice of the breach, the office of information technology services shall deliver a report on the scope of the breach and recommendations to restore and improve the security system to the Town.

- a) Notice to affected persons under this section is not required if the exposure of private information was an inadvertent disclosure by persons authorized to access private information, and the Town reasonably determines such

exposure will not likely result in misuse of such information, or financial or emotional harm to the affected persons. Such a determination must be documented in writing and maintained for at least five years. If the incident affected over five hundred (500) residents of New York, the Town shall provide the written determination to the state Attorney General within ten days after the determination.

b) If notice of the breach of the security of the system is made to affected persons pursuant to the breach notification requirements under any of the following laws, nothing in this policy shall require additional notice to those affected persons, but notice still shall be provided to the state Attorney General, the Department of State and the Office of Information Technology Services and, where appropriate, consumer reporting agencies:

- 1) Regulations promulgated pursuant to Title V of the federal Gramm-Leach-Bliley Act (15 USC 6801-6809), as amended from time to time;
- 2) Regulations implementing the Health Insurance Portability and Accountability Act of 1996 (45 C.F.R. parts 160 and 164), as amended from time to time, and the Health Information Technology for Economic and Clinical Health Act, as amended from time to time;
- 3) Part five hundred of title twenty-three of the official compilation of codes, rules, and regulations of the state of New York, as amended from time to time; or
- 4) Any other data security rules and regulations of, and the statutes administered by, any official department, division, commission, or agency of the federal or New York state government as such rules, regulations, or statutes are interpreted by such department, division, commission, or agency, or by the federal or New York state courts.

6. Disclosure of breach to owner or licensee

If the Town maintains computerized data that includes private information which the Town does not own, the Town must notify the owner or licensee of the information of any breach of the security of the system immediately following discovery, if the private information was, or is reasonably believed to have been, acquired by a person without valid authorization.

7. Permitted delay

Notification pursuant to this Policy may be delayed if a law enforcement agency determines that notification could impede a criminal investigation. The notification must be made after the law enforcement agency determines that notification would not compromise any criminal investigation.

8. Method of notification

The required notice must be directly provided to the affected individuals by one of the following methods:

- a) Written notice;
- b) Electronic notice, provided that the person to whom notice is required to be provided has expressly consented to receiving notice in electronic form and a log of each electronic notification is kept by the Town who notifies affected persons in such form; and provided further that no person or business may require a person to consent to accepting notice in electronic form as a condition of establishing any business relationship or engaging in any transaction;
- c) Telephone notification provided that a log of each telephone notification is kept by the Town; or
- d) Substitute notice, if the Town demonstrates to the State Attorney General that the cost of providing notice would exceed \$250,000 or that the number of individuals to be notified exceeds 500,000, or the Town does not have sufficient contact information. Substitute notice must include all of the following:
 - 1) Email notice when the Town has an email address for the subject persons;
 - 2) Conspicuous posting of the notice on the Town's web site page, if the Town maintains one; and
 - 3) Notification to major statewide media.

9. Information required

Regardless of the method by which notice is provided, the notice must include contact information for the Town, the telephone numbers and websites of the relevant state and federal agencies that provide information regarding security breach response and identity theft protection and protected information, and a description of the categories of information that were, or are reasonably believed to have been, acquired by a person without valid authorization, including specification of which of the elements of personal information and private information were, or are reasonably believed to have been, so accessed or acquired.

10. Notification of agencies

- a) Whenever any New York State residents are to be notified pursuant to this Policy, the Town must notify the State Attorney General, the department of state and the state office of information technology service as to the timing, content and distribution of the notices and the approximate number of affected persons and provide a copy of the template of the notice sent to affected persons. Such notice must be made without delaying notice to affected individuals.
- b) Whenever more than 5,000 New York State residents are to be notified at one time, the Town must also notify consumer reporting agencies as to the timing, content and distribution of the notices and the approximate number of affected

persons. Such notice must be made without delaying notice to affected individuals.

c) When the Town is required to provide notification of a breach, including breach of information that is not “private information”, to the secretary of health and human services pursuant to the Health Insurance Portability and Accountability Act of 1996 or the Health Information Technology for Economic and Clinical Health Act, as amended from time to time, shall provide such notification to the state attorney general within five business days of notifying the secretary.

11. Evergreen Provision

Any additional procedural, definitional or notification requirement which is hereafter enacted amending, repealing or otherwise affecting any of the provisions of the State Technology Law section 208 which are required of towns shall be incorporated into the provisions of this policy.

LANDFILL INCREASE: Supervisor Butler presented the Town Board with the following information as the fees from Casella are increasing. The current fees are \$140.00 per ton but a haul fee of \$350.00 per haul is being added causing a very significant increase to the landfill budget expenses.

2026 LANDFILL ASSESSMENT

	1/15/2026 (5/28/2026)
Landfill Expenses #8160.4 and .2	- \$180,000 (-50k-2026)
Payroll #8160.1	<u>-\$132,200</u>
	-\$312,200
Revenue at Landfill	+\$227,000
Saratoga County compensation	<u>+ \$35,000</u>
	- \$50,200 (-100k 2026)

- Current rates

RESIDENT FEE:

ON THE SCALE - \$0.09 PER LB. MINIMUM \$9.00 FOR 100 LB,
AT THE WINDOW - \$4.00 PER BAG OR CAN UP TO 32 GAL.

NON-RESIDENT FEE:

ON THE SCALE - \$0.10 PER LB. MINIMUM \$10.00 FOR 100 LB.
AT THE WINDOW - \$5.00 PER BAG OR CAN UP TO 32 GAL.

Proposal:

Residential:

.10c per lb. \$13 minimum (on scale)

\$5.00 per bag

Nonresident & Commercial:

.13c per lb. \$15.00 Min. (on scale)

\$7.00 per bag

A discussion was held with a few suggestions as to how the Town moves forward with this. A bid for service will be completed. The Highway Superintendent also suggested that Town purchase a Truck for hauling and also purchase their own dumpsters. The Town could then transport directly, eliminating some expense. Supervisor Butler stated that we will get bids and can also look into the Superintendent's suggestion. Councilwoman Crooks thought the Superintendent's idea would be a good return on investment and likes this option. No decision was made and further research will be completed.

TRANSFER OF FUNDS:

RESOLUTION #131

TRANSFER OF FUNDS

A motion was made by Councilwoman Denno and seconded by Councilman Mann the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED, to approve the following transfers:

Move \$542.49 from ARPA # A216 to Econ Dev. #69894.01
to cover LA Group invoice #45074

Correction to resolution from 5/14/2026 moving \$ 21,817.71 from B Fund Balance to Railroad CE #56804.02 and increase budget line as much. This amount should come from Railroad Reserve account A243

Move \$ 7,433.75 from Boulder Point Escrow TC211 to #80104.02 Zoning to cover Labella bill #305629 and increase budget line as much

SUPERVISOR ITEMS:

Memorial Day Parade: The parade will be on Saturday May 30th starting at 11AM from the corner of 5th and Palmer.

HIGHWAY:

The Service Truck cannot piggyback on the NYC Contract. The Highway Superintendent asked for approval to put the service truck out to bid.

RESOLUTION #132

TO APPROVE SERVICE TRUCK BID REQUEST

A motion was made by Councilwoman Denno and seconded by Councilman Mann the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED to give permission to place the Service Truck out for bid with a bid opening on July 9th, 2026, at 6:00pm.

EMS:

Deputy Director Briner:

- *It has been steady
- *Staffing levels have dropped, which is common during this time of year, more call ins.
- *NYS Dept. of Health –some new requirements will start in the fall. These requirements will cost between \$1500 and \$2000.
- *Data analytics program- does not work for our team. Would work better for an EMS with a larger call volume. We use the numbers from the County. The program is helping with the billing.
- *Invoice from Deputy Director Briner for the Used ambulance from Warrensburg EMS.

RESOLUTION #133
AMBULANCE PURCHASE

A motion was made by Councilman Mann and seconded by Councilman Clothier the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED, to approve the purchase of the 2014 F350 Demers Type 1 Ambulance from Warrensburg EMS.

PUBLIC COMMENT:

***Bryan Bourdeau-6 Bianca Dr.** Asked about Bianca Dr. being paved as it is in bad shape. It is causing spider cracking in his and other neighbor's driveways. He asked if it could be fixed this year or next.

Highway Superintendent Eggleston stated that there is only money in the budget for 4 miles per year and that the high speed/high traffic roads take priority. Unfortunately, all funds are spoken for currently. If there are extra funds left over when the scheduled work is complete, he will work to get it fixed.

Marybeth McCue-Request for Moratorium on Lithium-Ion Battery Energy Storage Systems (BESS): Marybeth McCue presented the following information to support her request for the Moratorium on Lithium-Ion Battery Energy Storage Systems (BESS)

Date: May 28, 2026

Action/Subject: Request for Moratorium on Lithium Ion Battery Energy Storage Systems (BESS)

Good evening members of the town board my name is Mary Beth McCue.

I'm speaking tonight to encourage this board to seriously consider approving a temporary moratorium on lithium ion battery energy storage systems (BESS) in our community. A moratorium is not a permanent ban or plan, but rather a temporary safety net to slow the process down and give local community and officials the time needed for this critical issue to be properly reviewed.

Over 80 towns in the Adirondack Park - with some surrounding the park- are currently involved with one of four stages in this process.

As of May 15, 2026, **the first is the "Protected" group**, which also includes those that have approved a moratorium. **The second group is titled "Working towards Protection"** and has approximately 30 towns. **Currently we here in Corinth are listed on the third group "Not Doing Anything"** has total of 8 towns, and lastly, **the fourth list titled No response/unknown** has approximately 20 towns..

Research on battery energy storage systems has been widely done and as one would obviously conclude they're dangerous for the land for animals and for the community. This particular group of ADK towns and the current advocacy work is widely known in the state of New York, and within the last few days the area of solar farms has gained national attention beyond New York State - with the support of a country recording artist out of Nashville who is working with NYS officials to stop the development of solar farms, secondary to the damage that they cause with the environment and the communities. I also want to give voice to the third issue with attempts at being forced into our communities and that is the data centers . So unfortunately the communities in upstate New York are now fighting these three major fights happening to preserve our lands and preserve our communities. Currently, I have reached out to the leaders in these groups to band together so that this fight is much more successful over a shorter period of time.

Back to the for Moratorium on Lithium Ion Battery Energy Storage Systems (BESS) I am requesting. We, like all the other nearly 80 - 90 towns need to acquire the information already completed by other and/or do our own on

- 1 - research, safety concerns and environmental impacts
- 2- review emergency response capabilities
- 3-console experts and attorney attorneys
- 4- create strong, local laws and zoning
- 5- five research the impact to surrounding property owners and the community as well as wildlife and the environment.
- 6 - lastly protect residence, forest wetlands, wildlife tourism.

These steps are needed, and yet are costly. Given the fact that there are almost 100 towns that are involved with this, I would recommend that those that work for the town gather information from those that have already accumulated a lot of this information and I will also mention Violet Wade Martin, who oversees the Facebook page called "No battery storage in ADK's". She would be a great resource to start with. This page has almost 4000 members on it and it only started several months ago.

Approving a moratorium is a smart, proactive community forward step, not a reactive one. It allows our towns to do its homework and develop local regulations that fit our communities needs and value before facing developmental pressure. Overall, from what we're observing, it also avoids the rapid speed of bringing these destructive corporate developments into our communities without the community knowing much about it and haven given the opportunity to discuss it . The community voices is the most important voice as it represents the communities values.

We owe it to residence, first responders, future generations, wildlife, and the Adirondack environment overall to protect carefully. I respectfully ask the board to support a temporary lithium ion battery energy storage system moratorium and provide our community with assurance that we are being supported in this process with the time needed to make informed decisions. Further, if the board has any particular qualifiers for the community to present at this time of the process, please let us know what they are. For example, if you need a certain number of signatures that are against this and we deliver that then perhaps this can be a check off the list of many issues you already have, and you don't have to spend the time or the money to do some of the investigative processes needed while putting this awful project on hold.

I would ask not knowing all the rules to the town meetings in the process that this letter and the current status of the towns that I brought today, which are copied from Facebook- be posted on the town Facebook page. Consider putting it

On the village pages and post all over our beautiful area where people in the Corinth communities can understand there's one issue here of three that needs to be addressed ASAP.

Thank you for your serious consideration here on a very critical issue.

RESOLUTION #134

ADJOURNMENT

A motion was made by Councilman Mann and seconded by Councilwoman Crooks the following resolution was

ADOPTED	Ayes	5 Butler, Clothier, Crooks, Denno, Mann
	Nays	0
	Excused	0

RESOLVED, to adjourn the Town Board Meeting at 7:40PM.

Respectfully Submitted by,
Brenda L Peris, Town Clerk