

**REGULAR MEETING – MAY 13, 2013 – DAY TOWN BOARD**  
**UNAPPROVED MINUTES**  
**PAGE 01 OF 05**

**A REGULAR MEETING** of the Town Board of the Town of Day, County of Saratoga, State of New York, was held in the Day Town Hall, 1650 North Shore Road, Hadley NY 12835 on May 13, 2013.

The meeting was called to order by Supervisor Mary Ann Johnson at 7:00pm and the following answered roll call: Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray, Attorney David Avigdor and Planning Board Chairman David Cox.

Absent: Highway Superintendent Scott York

**Motion**, made by Councilman Charlie Dreyer, seconded by Councilman Jeff Gray, to **approve** the minutes of the April 15, 2013 Regular Meeting.

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

**Motion**, made by Councilwoman Suzanne Denn, seconded by Councilman Preston Allen, to **approve** the audited vouchers as follows:

#839 - #841	Pre-Audit General Fund	\$912.52
#843 - #846	Pre-Audit General Fund	\$4,682.24
#852 - #853	Pre-Audit General Fund	\$1,250.67
#861 - #881	Regular Audit General Fund	\$5,941.54
#842	Pre-Audit Highway Fund	\$1,046.43
#847	Pre-Audit Highway Fund	\$5,287.30
#854 - #860	Regular Audit Highway Fund	\$17,975.75

(Supervisor Mary Ann Johnson abstains from voting on voucher #867)

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

**Motion**, made by Councilman Jeff Gray, seconded by Councilman Charlie Dreyer, to **approve** the monthly reports for the following: Justice Johnsen, Town Clerk and Assessor. Supervisor reports include 05/13 Oper. Rpt., Mortgage Tax & Sales Tax Rpt. and bank statement reconciliations – Jan. thru April 2013

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

Guest speakers for tonights meeting are: Doreen Rabine – USDA, Single Family Housing Specialist and Nancy Harrell – Child and Family Health Plus

**REGULAR MEETING – MAY 13, 2013 – DAY TOWN BOARD**  
**UNAPPROVED MINUTES**  
**PAGE 02 OF 05**

Doreen Rabine – USDA, spoke regarding the financing programs for community and economic development. Handouts provided by Ms. Rabine included information on housing, business and utilities programs. Ms. Rabine provided a separate handout , both of which are available at the Town Hall, which outlines Section 502 – Direct Single Family Housing Loan Program & Guaranteed Single Family Housing Loan Program and Section 504 Home Repair Loan and Grant Programs.

Nancy Harrell – Child and Family Health Plus, explained that there will be many changes with the new health care programs. Ms. Harrell stated that approx. 25% of people in the area which includes the Town of Day and surrounding towns do not have health insurance. Appointments are held at the Day Town Hall with Ms. Harrell. Ms. Harrell explained that New York State offers free and low cost health insurance for children, teens, and adults through the Child Health Plus, Medicaid and Family Health Plus Programs.

**Reports –**

Highway Superintendent Scott York was excused from the meeting due to illness.

Planning Board Chairman David Cox reported to the Board that at the last Planning Board meeting he asked the other planning board members whether they would prefer next year to change the meeting schedule so that a meeting is only held when there is something on the agenda. Planning Board Chairman David Cox said that the members would prefer to keep it the way it is with a meeting every month.

Planning Board Chairman David Cox, who is the Town of Day liaison with the Hudson River – Black River Regulating District, reports that the five counties have settled with the Regulating District. The taxes are being paid and the Regulating District is starting to do some work. National Grid still feels that the permit system is illegal, but the system was upheld in a lower court, will go to a higher court this summer for a ruling.

Committee Reports – None

GSLA – None

**Old Business –**

Website – status quo

Eastside Metals – Attorney David Avigdor reports that so far there has been no response to the letter he sent to Eastside Metals in regards to Eastside Metals non-payment of monies owed to the Town of Day for metals they picked up at the Town of Day Recycling Center. Supervisor Mary Ann Johnson pointed out to the Day Town Board the need for the Board to pick another company to remove metals from the recycling center.

**REGULAR MEETING – MAY 13, 2013 – DAY TOWN BOARD**  
**UNAPPROVED MINUTES**  
**PAGE 03 OF 05**

Supervisor Mary Ann Johnson has received information from both JGS and from Earth Waste & Metals as was discussed at last months meeting.

Walter Maxfield Road / North Shore Road intersection – Supervisor Mary Ann Johnson said she is going to talk to someone at County level for suggestions on an engineer for this project and will find out if the Town's Engineer, Garry Robinson, is qualified for this type of project.

MEGA – Muni, Electric & Gas updates – Supervisor Mary Ann Johnson reports that the Town of Day has received a 5% reduction in rates and after 12 months will receive a rebate. New supplier – APG

Beaver Dam issue on Horsehill Road – Supervisor Mary Ann Johnson is waiting for an update from CEO Ken Metzler and Town Engineer Garry Robinson on whether or not they had spoken to the land owner and the outcome of the conversation.

Attorney David Avigdor did send a letter to the APA on the Town of Day's stance on clearcutting and reminding them that the Town of Day does have a local law on Tree Cutting which does include clearcutting.

**New Business –**

2014 Health Care Reform (ACA) – Supervisor Mary Ann Johnson would like to set a date and time with the Town of Day Town Board and Denise Palyo of Capital Financial Group, to review some of the upcoming changes to health insurance. Supervisor Mary Ann Johnson said she would set the meeting with Ms. Palyo and then inform the rest of the Board of the time and date.

The Town of Corinth will have events at the Town EMS building located at 101 Sherman Ave. on Saturday May 25<sup>th</sup> from 10 – 2. The week of May 19<sup>th</sup> – May 25<sup>th</sup> is National EMS week.

A Letter of Agreement, which was received from Rich Reuther, was signed by Supervisor Mary Ann Johnson concerning controlled substances. It doesn't really affect the Town of Day other than the Town of Day has an inter-municipal agreement.

Letter of resignation received from Board of Assessment Review member William O'Hara which the Town of Day Town Board accepts with regret. An advertisement will be placed in the Pennysaver for a new member for the BAR.

Attorney David Avigdor does not feel that we can make the PT-Bookkeeper a PT-Deputy Town Clerk for the purpose of data entry of AP vouchers, preparation of abstracts and checks and there mailing /filing at no salary increase. Attorney David

**REGULAR MEETING – MAY 13, 2013 – DAY TOWN BOARD**  
**UNAPPROVED MINUTES**  
**PAGE 04 OF 05**

Avigdor did suggest that the Town Clerk “hire” the bookkeeper as an assistant to the Town Clerk to continue doing the duties listed. This would require a job description to be written for this position and a sub-account would need to be made in the budget with some of the funds from the bookkeeper account being moved into the Town Clerk sub-account.

Supervisor Mary Ann Johnson has received a request to attend a conference at Paul Smiths College on 09/26 to speak on the Town of Day’s Viewshed Protection Area.

**Public Input on Resolutions –**

None

**Motion**, made by Councilwoman Suzanne Denn, seconded by Councilman Preston Allen, to **approve** the following resolution:

**#2013 – 09 Approval to hire JGS to pick-up and dispose of the scrap metal that is brought to the Town of Day Recycling Center**

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

**Motion**, made by Councilman Jeff Gray, seconded by Councilman Charlie Dreyer, to **approve** the following resolution:

**#2013 – 10 Completion of Yearly Audit of Justice Financial Books**

Ayes: Councilman Preston Allen, Councilman Charlie Dreyer, Councilman Jeff Gray  
Abstain: Supervisor Mary Ann Johnson and Councilwoman Suzanne Denn

**Carried 3 – 0**

**Motion**, made by Councilman Jeff Gray, seconded by Councilman Preston Allen, to **approve** the following resolution:

**#2013 – 11 Completion of Yearly Audit of CEO, Planning Board / Zoning Board of Appeals Financial Books**

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilman Charlie Dreyer, Councilman Jeff Gray

Abstain: Councilwoman Suzanne Denn

**Carried 4 – 0**

**Motion**, made by Councilman Charlie Dreyer, seconded by Councilman Preston Allen, to **approve** the following resolution:

**#2013 – 12 Completion of Yearly Audit of Town Clerk /Tax Collector Financial Books**

Ayes: Councilman Preston Allen, Councilman Charlie Dreyer, Councilman Jeff Gray

Abstain: Supervisor Mary Ann Johnson and Councilwoman Suzanne Denn

**Carried 3 – 0**

**REGULAR MEETING – MAY 13, 2013 – DAY TOWN BOARD**  
**UNAPPROVED MINUTES**  
**PAGE 05 OF 05**

**Motion**, made by Councilwoman Suzanne Denn, seconded by Councilman Preston Allen, to **approve** the following resolution:

**#2013 – 13 Acceptance of Board of Assessment Review Member William O’Hara’s resignation**

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

**Input from public –**

Councilman Jeff Gray spoke as a private citizen, voicing concerns regarding the hiring process at the Town of Day Highway Garage. Supervisor Mary Ann Johnson suggested he speak to Highway Superintendent Scott York directly on this matter. Attorney David Avigdor stated that he doesn’t have any input at this time as he does not know what Highway Superintendent Scott York has to say regarding this matter. Supervisor Mary Ann Johnson will schedule a meeting with Highway Superintendent Scott York and Town Board members to meet and discuss the issue.

**Motion**, made by Councilwoman Suzanne Denn, seconded by Councilman Preston Allen, to **adjourn** this Regular Meeting of the Day Town Board at 8:09pm.

Ayes: Supervisor Mary Ann Johnson, Councilman Preston Allen, Councilwoman Suzanne Denn, Councilman Charlie Dreyer, Councilman Jeff Gray

**Carried 5 – 0**

Carol Vaillancourt  
Town Clerk

