

**REGULAR MEETING – JANUARY 10, 2022 – DAY TOWN BOARD
UNAPPROVED MINUTES
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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 January 10, 2022.

The meeting was called to order by Supervisor Diana Edwards at 7:00pm with the following answering roll call: Councilman Curt Schreiner, Councilman Jeff Gray, Councilwoman Lorraine Newton, Highway Superintendent Lehman Allen, Jr. Absent: Councilman George Lembo, Liaison to the Hudson River – Black River Regulating District Dave Cox and Attorney Matt Fuller.

Pledge of Allegiance.

Motion, made by Councilman Jeff Gray, seconded by Councilman Curt Schreiner, to **approve** the minutes from the December 13th Special Meeting, December 13th Regular Meeting, December 27th Special Meeting and the January 04th Organizational Meeting.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner and Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

Motion, made by Councilwoman Lorraine Newton, seconded by Councilwoman Curt Schreiner, to **approve** the audited abstracts as follows:

#524 (2021)	Trust & Agency Fund	\$ 702.31
#523,525-532 (2021)	General Fund	\$ 15,958.62
#515-522 (2021)	Highway Fund	\$ 16,099.27
#10,21-23,25-36,38 (2022)	General Fund	\$ 53,147.48
#10-20,37 (2022)	Highway Fund	\$ 19,744.32

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner and Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

Motion, made by Councilman Curt Schreiner, seconded by Councilman Jeff Gray, to **approve** the December reports as follows: Town Justice, Town Clerk, Assessor and Supervisor.

Bank reconciliations for Genl., H/W, Payroll/A/P and Town Clerk/Tax Col.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

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REPORTS OF COMMITTEES –

Highway Superintendent Lehman Allen, Jr. reports that four highway employees tested positive in December. Surrounding Towns offered to help the Town of Day while our employees were out sick.

There is a streetlight out and Highway Superintendent Lehman Allen, Jr. did contact National Grid regarding that.

Liaison to the Hudson River – Black River Regulating District Dave Cox has submitted a complete report to the Board prior to the meeting.

The lake level is about 6' above target as of January 09th. Next virtual meeting is from the Sacandaga Field office and Albany office on January 11th. The next district board meeting will be on March 03rd at 10:00am in the Black River area.

OLD BUSINESS –

None

NEW BUSINESS –

Motion, made by Councilman Jeff Gray, seconded by Councilman Curt Schreiner, to **approve a resolution** giving the Town of Day Assessor the authority of grant exemptions on the 2022 Town of Day Assessment Roll.

Hearing no objection, the Town Board of the Town of Day, pursuant to the authority granted by Executive Order No. 11.1, issued by the Governor of the State of New York, does hereby direct the Town Assessor of the Town of Day to grant exemptions on the 2022 assessment roll in accordance with the Resolution attached hereto.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

INPUT FROM PUBLIC REGARDING PROPOSED RESOLUTIONS -

None

Motion, made by Councilman Jeff Gray, seconded by Councilman Curt Schreiner, to **approve** the following resolutions:

RESOLUTION #2022-16 Authority for the Town Assessor to grant exemptions on the 2022 Town Assessment Roll.

WHEREAS, on December 26, 2021, Governor Kathy Hochul issued Executive Order No. 11. declaring a State disaster emergency for the entire State of New York due to the Covid-19 pandemic; and

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WHEREAS, this State disaster emergency has resulted in limited hours in municipal offices in the Town of Day and rendered senior citizens and individuals with disabilities residing in the Town of Day homebound. These factors combined have made it difficult, if not impossible, for many in these populations to file their real property tax exemption applications in person and many further, lack the ability to file such applications online; and

WHEREAS, in recognition of the above problems caused by the pandemic, Governor Hochul issued Executive Order No. 11.1 on December 26, 2021, thereby extending Executive Order No. 11. This extension of the Governor’s Executive Order modifies subdivisions 7, 7-a and 8 of section 459-c of the Real Property Tax Law and subdivisions 5, 5-a, 5-b, 5-c and 6 of section 467 of the Real Property Tax Law, the effect of which permits the governing body of an assessing unity (i.e., the Town Board of the Town of Day to adopt a Resolution directing the Assessor to grant exemptions on the 2022 assessment roll to all property owners who received such exemptions on the 2021 assessment roll (i.e., senior citizens and individuals with disabilities with limited income), thereby dispensing with the need for such persons to file renewal applications to request such exemptions, and further dispensing with the requirement that assessors mail renewal applications to such persons; and

WHEREAS, Executive Order 11.1 further allows the governing body of said assessing unit, in any such Resolution, at its option, to include procedures by which its Town Assessor may require a renewal application to be filed if he has reason to believe that an owner who qualified for the exemption on the 2021 assessment roll may have since changed his or her primary residence, added another owner to the deed, transferred the property to a new owner or died; and

WHEREAS, pursuant to said Executive Order, the Town Board of the Town of Day wishes to adopt such Resolution directing the Town Assessor of the Town of Day to grant exemptions on the 2022 assessment roll to all eligible senior citizens and individuals with disabilities with limited income, and granting the Town Assessor of the Town of Day the authority to require renewal applications for due cause, as discussed above, utilizing procedures outlined below;

NOW THEREFORE BE IT RESOLVED, pursuant to the authority granted by Executive Order No. 11.1, issued by the Governor of the State of New York, that the Town Board of the Town of Day hereby directs the Town Assessor of the Town of Day to:

1. Grant exemptions on the 2022 assessment roll to all individuals who received the senior exemption on the 2021 assessment roll and all individuals who received the exemption on the 2021 assessment roll because they were recognized as a person disabilities and limited income, thereby dispensing with the need for any such individuals to file renewal applications for such exemptions, except that;

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2. The Town Assessor may, in his sole discretion, require a renewal application to be timely filed with his office if he has reason to believe that any such individual, who qualified for the aforementioned exemption on the 2021 assessment roll, may have since changed their primary residence, added another owner to the deed for the relevant property, transferred such property to a new owner or died. If the Town Assessor requires such renewal application be filed, he shall notify the owner of the subject property of such requirement by regular mail, with such notice shall containing instructions on how to file the renewal application. Said renewal application may be returned by mail or by making an appointment to drop same off at the Town Assessor's office, 1650 North Shore Road, Hadley NY 12835.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

Town Board Agenda Dated: 01-10-22

RESOLUTION: #2022-17 Transfer of funds

WHEREAS, the Town Board of the Town of Day has been informed of a budget transfer that needs to be made, and

WHEREAS, the budget transfer is necessitated by the need to change the category that the funds are under, transferring from the 2022 budget line "Bookkeeper" the amount of \$11,000.00 from Personal Services (1230.1) to Contractual Expense (1230.4) as an outside accounting firm has been hired for the bookkeeping duties, and

WHEREAS, the bookkeeping will no longer be a payroll expense (1230.1) but a billable expense (1230.4) the money needs to be transferred from one account to the other, therefore be it,

RESOLVED, that the amount of \$11,000.00 will be transferred from acct. 1230.1 to acct. 1230.4.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

RESOLUTION: #2022-18 To transfer from General Fund to Highway Bridges

WHEREAS, the Day Town Board has found it will be necessary to transfer \$5,500.00 from the General Fund to Highway Bridges contractual expense, therefore be it

RESOLVED, that this money will be transferred to hire a geotechnical engineer for the work needed on the Sand Lake Road culvert replacement.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton. **Carried 4 – 0**

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Supervisor Diana Edwards introduced the Town of Day's new Code & Zoning Enforcement Officer Terry Anthony. He is joining the Town of Day following the retirement of longtime CEO & ZEO Ken Metzler. CEO Terry Anthony introduced fee schedule update recommendations for the Town. Among other changes the fee for a building permit will be based on the square footage on the project.

Motion, made by Councilman Jeff Gray, seconded by Councilwoman Lorraine Newton, to **approve** the following resolution:

RESOLUTION: #2022-19 Change in building fee schedule

WHEREAS, the new Code Enforcement Officer has submitted a new building fee schedule to the Town Board for their approval, therefore be it

RESOLVED, that the Day Town Board has approved the new fee schedule submitted by new Code Enforcement Officer Terry Anthony.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

CORRESPONDENCE –

Available for review.

INPUT FROM PUBLIC –

Town resident Donald Poe complemented the Town of Day Highway Superintendent Lehman Allen, Jr. on the good work that he and his crew did on the corner of Horse Hill, making it much safer. Mr. Poe pointed out that he appreciates everything that Highway Superintendent Lehman Allen, Jr. and his crew do for the Town.

Town resident Tina Seibert asked Supervisor Diana Edwards if the Town has a contingency plan if things shut down. Supervisor Diana Edwards explained that she has contact with Saratoga County who is already giving her a lot of information.

Motion, made by Councilman Jeff Gray, seconded by Councilman Curt Schreiner, to **adjourn** this Regular Meeting of the Day Town Board was made at 7:12pm.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Jeff Gray and Councilwoman Lorraine Newton.

Carried 4 – 0

Carol Vaillancourt
Town Clerk

