

**REGULAR MEETING –JANUARY 09, 2023- DAY TOWN BOARD
UNAPPROVED MINUTES
PAGE 01 OF 05**

A REGULAR MEETING of the Day 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 09, 2023.

The meeting was called to order by Supervisor Diana Edwards at 7:00pm with the following answering roll call: Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman George Lembo, Councilman Joe Flacke, Highway Superintendent Lehman Allen, Jr. Liaison to the Hudson River – Black River Regulating District Dave Cox was not in attendance but did submit a written report.

December 12, 2022 meeting minutes approval was tabled until February meeting.

Motion, made by Councilman Curt Schreiner, seconded by Councilman George Lembo, to approve the **audited abstracts** as follows:

#650-652	Highway Fund (2022)	\$ 8,838.04
#653-669	General Fund (2022)	\$ 3,521.49
#01-03	Highway Fund (2023)	\$ 725.74
#04-14	General Fund (2023)	\$ 19,245.72

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newtown, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

Motion, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to **approve** bank rec. for Genl. Highway, Payroll, A/P, and Twn clk/tx col. and also to **approve** December reports from: Building Inspector/CEO, Town Clerk, Justice, Town Supervisor and Assessor.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newtown, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

REPORTS OF COMMITTEES –

Highway Superintendent Lehman Allen, Jr reports that the Highway crew has been cutting brush and doing routine maintenance.

Councilman George Lembo, who is the Town of Day Emergency Service Coordinator, reminded those present that he had previously had a questions about radios for the Town. Highway Superintendent Lehman Allen, Jr. stated that the Highway has two way radios and that cell phones work now. The Highway crew can get in touch with each other. They have chainsaws and clear a road of fallen trees if necessary. Councilman Lembo offered to do a ride along to check on things. Superintendent Allen replied that

**REGULAR MEETING – JANUARY 09, 2023 - DAY TOWN BOARD
UNAPPROVED MINUTES
PAGE 02 OF 05**

his crew is able to do that and that they can also check on people as they are familiar with the residents.

Councilman Lembo has been following the Salt Task Force and mentioned that the Gov. Hochle has added scientists to it. Might be restrictions on road salt use later in the year.

CORRESPONDENCE – NONE

OLD BUSINESS – NONE

NEW BUSINESS –

Supervisor Diana Edwards opened the Public Hearings regarding the **Repealing of Local Law #2 of 2008.**

Supervisor Edwards asked if any person present had anything to say for repealing the Local Law.

No one present spoke for repealing Local Law #2 of 2008.

Supervisor Edwards asked if anyone present had anything to say against repealing the Local Law.

No one present spoke against repealing Local Law #2 of 2008.

Supervisor Diana Edwards, after allowing time for public comment, closed the Public Hearing regarding the repealing of Local Law #2 of 2008.

Supervisor Diana Edwards opened the public hearings regarding the **Adoption of Local Law for Uniform Code & Energy Code.**

Supervisor Edwards asked if any person present had anything to say for the Local Law for Uniform Code & Energy Code.

No one present spoke for the Local Law

Supervisor Edwards asked if anyone present had anything to say against the Local Law for Uniform Code & Energy Code.

No one present spoke against the Local Law.

Supervisor Diana Edwards, after allowing time for public comment, closed the Public Hearing regarding the **Local Law for Uniform Code & Energy Code.**

Public Hearings were closed at 7:14pm.

Supervisor Edwards reports that the Bldg. Inspector / Code Enforcement Officer position is still open and candidates to fill the position as being sought. An ad has been put on Indeed. Would like to raise salary to the \$21,000.00 - \$30,000.00 range. Other Council members agree that salary should be raised.

**REGULAR MEETING – JANUARY 09, 2023 - DAY TOWN BOARD
UNAPPROVED MINUTES
PAGE 03 OF 05**

Motion, made by Councilwoman Lorraine Newton, seconded by Councilman Curt schreiner, to **adopt** the following resolutions:

RESOLUTION #2023-16: Repealing Local Law #2 of 2008

RESOLUTION #2023-17: Adopting the Uniform Code & Energy Code Law

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newtown, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

Motion, made by Councilman George Lembo, seconded by Councilman Curt Schreiner, to **adopt** the following resolution:

RESOLUTION #2023-18: Salary adjustment for Bldg. Insp. / Code Enf. Officer

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newtown, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

RESOLUTION #2023-16: Repeal Local Law #2 of 2008

RESOLUTIONS #2023-17: Adopting the Uniform Code & Energy Code Law

RESOLUTION #2023-18: Salary adjustment for Building Inspector / Code Enforcement Officer

RESOLUTION #2023-16: Repealing Local Law #2 Of 2008

WHEREAS, the Town of Day Town Board finds it in the best interest of the Town of Day to repeal the above local law in favor of the Uniform Code & Energy Code Law, therefore be it

RESOLVED, that the Local Law #2 of 2008 has been repealed.

RESOLUTION #2023-17: Adopting the Uniform Code & Energy Code Law

WHEREAS, after Public Hearings regarding the matter of the repeal of Local Law #2 of 2008 and the Adopting of the Uniform Code & Energy Code Law to which no objections were raised regarding it's adoption, therefore be it

RESOLVED, that the Uniform Code & Energy Law has been adopted by the Town of Day.

RESOLUTION # 2023-18: Salary adjustment for Building Inspector / Code Enforcement Officer

WHEREAS, after discussion by the Town Board of the Town of Day regarding the need to raise the salary offered for the position noted above, therefore be it,

RESOLVED, that the salary for the above mentioned job will range from \$21,000.00 - \$30,000.00 depending on experience.

REGULAR MEETING – JANUARY 09, 2023 - DAY TOWN BOARD
UNAPPROVED MINUTES
PAGE 04 OF 05

Attorney Matt Fuller will look into wording regarding Code Enforcement to make sure that the Town is hiring in accordance with the law.

Supervisor Edwards spoke to Saratoga County and it is not a civil service position due to the size of the Town.

Attorney Matt Fuller stated that you can use the title of Code Enforcement Officer as that job does what a building inspector does.

Motion, made by Councilman Curt Schreiner, seconded by Councilwoman Lorraine Newton, to move forward with job title of: Code Enforcement Officer

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

The roof at the Highway garage is old and in need of repair. Was build in 1973. Town received money from State that can be used for roof. The metal is in terrible shape and has been patched many times. Eaves are rusted and missing in spots. Old insulation is letting a lot of heat out.

The job will have to go out to bid. Councilman Curt Schriener wondered if \$18,000.00 was enough money to do roof. Town Engineer Garry Robinson is going to look at roof tomorrow.

Supervisor Diana Edwards is concerned out fees for Planning and Zoning Board of Appeals are to low. Neighboring Towns are charging much more. Our zoning application is \$45.00 for residential and \$60.00 for commercial.

Planning application is around \$35.00.

Councilwoman Lorraine Newton thinks they should be raised.

Councilman Joe Flacke informed those present that for a zoning change you need a survey and that runs from Two to Five thousand to get a survey done.

Councilman Curt Schreiner suggests a maximum of \$100.00.

Councilman George Lembo questioned what would be the advantages and disadvantages of keeping the fees the same.

Supervisor Diana Edwards informed those present that compared to other Towns are fees are very low.

Councilman Curt Schreiner and Councilwoman Lorraine Newton think \$100.00 fee would be a good.

Supervisor Diana Edwards stated that the situation can be looked into further.

Councilman George Lembo agrees.

REGULAR MEETING – JANUARY 09, 2023 - DAY TOWN BOARD
UNAPPROVED MINUTES
PAGE 05 OF 05

PUBLIC INPUT –

Resident Mary Ann Johnson had a question regarding the wording of an informational section at the bottom of the agendas that outline speaking times for the public, etc. She was concerned regarding the wording of a caution against more than one person speaking regarding the same topic.

Supervisor Diana Edwards said she would look into it with the possible removal of the sentence.

Supervisor Diana Edwards thanked Mrs. Johnson and said the Board would look into the matter.

This is under the Note section at the bottom of the agendas. Attorney Matt Fuller said that section is not required by law. Councilman George Lembo stated that he does not mind. Supervisor Diana Edwards said she will look into this further and at what other Town's do. Councilman George Lembo thanked Mrs. Johnson also.

Motion, made by Councilwoman Lorraine Newton, seconded by Councilman George Lembo, to **adjourn** this Regular Town Board meeting was made at 7:47pm.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newtown, Councilman George Lembo and Councilman Joe Flacke.

Carried 5 – 0

Carol Vaillancourt
Town Clerk

