

REGULAR MEETING - February 9, 2004 DAY TOWN BOARD

A Regular meeting of the Town Board of the Town of Day, New York was held in the Town Hall on February 9, 2004, at 7:00 P.M.

The meeting was called to order by Supervisor Mary Ann Johnson and the following answered roll call Town Council: Neil Allen, Preston Allen, Cheryl Allen, Percy Allen, Assessor Charles Dreyer, Code Enforcement Officer Ken Metzler, Planning Board Chairman David Cox, Attorney David Avigdor.

APPRAISAL CONSULTANTS Team Members, Bob Holbert, Harry Brelind, Vivian Thompson and State & County Representatives Carol Holly and Beth Sermanack were present to explain the Impact Statement that will be mailed in February. They explained the process and how to make an appointment if you disagree with your new assessment. The Team answered questions from the public.

Motion made by Cheryl Allen, seconded by Percy Allen to **approve audited claims** as follows:

42 - #59 in the amount of \$13,701.43 \$ 4,655.37 'A' Fund \$ 9,046.06
'DA' Fund

Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Motion made by Neil Allen, seconded by Preston Allen to **accept the minutes** of the January 12, 2004 Regular. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Motion made by Percy Allen, seconded by Cheryl Allen to **accept January Monthly Reports** of the Town Clerk, Assessor, Justice Krom, Justice Dwyer and Code Enforcement Officer. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

COMMITTEE REPORTS

CDBG Grant - One project for April should be complete by June 30, 2004.

Zoning Review Board - Chairman David Cox explained that the review board was meeting regularly and making progress with the Zoning changes.

OLD BUSINESS

Review of Sick and Vacation Time for Part Time Workers – Supervisor Johnson at the request of Highway Superintendent Danny Allen proposed an increase in the sick time and vacation time benefits for Part Time employees having excessive years of service.

The proposal made by Preston Allen that any Part-time Employee working more than 1500 hours in a calendar year will receive **Vacation Time** calculated at a rate of 1-7 years 1 week vacation, 8-11 years 2 weeks vacation and 11 plus years 3 weeks vacation and _ day per month for sick time was tabled by the Town Board until the March meeting.

Cable Update - Worldbridge started updating the Town's Cable System the first week of February and should be finished by March 31, 2004.

County Route 10 Speed Limit Change - The Town Clerk must contact Mr. Joe Richie to file forms so that the one (1) mile of County Route 10 in the Town of Day will be changed from 55 MPH to 45 MPH and coincides with the Town of Corinth's speed limit change for the other six (6) miles of this road in their town.

NEW BUSINESS

After discussion and an explanation from the Town Attorney **Resolution #2004-03** was offered by Neil Allen, seconded by Mary Ann Johnson to support the **Collateral Source** Bill S.622a/A.3483. This resolution is in support of preventing public employee plaintiffs from "double dipping" for lost future earnings in tort actions. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Resolution # 2004-04 offered by Cheryl Allen, seconded by Percy Allen authorizing Supervisor Johnson to sign an Intermunicipal Agreement with the Town of Hadley for Supervisor Johnson and Ted Mirczak to use Town of Hadley bus transportation to the Association of Towns Meeting in New York City. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Contract with **Johnson's Auto Crushers** tabled till next month. Attorney David Avigdor advised the Town to require a Certificate of Insurance a 30 day pick up agreement and a time limit be included with the contract before Supervisor Johnson signs it.

Resolution # 2004-05 offered by Percy Allen, seconded by Cheryl Allen to authorize the Supervisor to sign the agreement with Carrowmore Community Assistance for Professional Services on the **MWRRP Grant**, to design and implement a model solid waste reduction and recycling program. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

The Town Board accepts the resignation of Larry Perry a P/T Laborer in Refuse/Recycling

Resolution # 2004-06 offered by Cheryl Allen, seconded by Neil Allen to **adopt Local Law # 2004-01 - Property Maintenance Law.** Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

CORRESPONDENCE - Office of the Aging requested names of persons, over 65 and having low income, from the Supervisor to receive a \$50.00 check or gift certificate to Price Chopper or Walmart, which will be paid from a fund set up by Times Union with Office of the Aging. .

Motion by Cheryl Allen, seconded by Preston Allen to enter Executive Session at 8:30 P.M. to discuss Personnel and Litigation matters. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Motion by Percy Allen, seconded by Neil Allen to return to Regular Session at 9:15 P.M.. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

Discussion on computer for Planning Board and Zoning Board of Appeals

Supervisor Johnson advised the Town Board that she would like advertisement done to look for a Bookkeeper. She will discuss with the Town of Hadley Bookkeeper if he has any interest since both Towns use the same Software.

Motion to adjourn by Percy Allen, seconded by Cheryl Allen Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson.
Carried 5-0

Adjourned 9:20 P.M.

Suzanne Denn - Town Clerk