

## REGULAR MEETING - January 08, 2007 - DAY TOWN BOARD

**A REGULAR MEETING** of the Town Board of the Town of Day, New York, was held in the Town Hall on January 08, 2007.

The meeting was called to order by Supervisor Mary Ann Johnson at 7:00 PM and the following answered roll call - Town Council: Neil Allen, Percy Allen, Suzanne Denn, Assessor George Madison, Judge Krom, Judge Dwyer, Planning Board members: Chairman David Cox, Ted Mirczak, Charlie Dreyer.

Absent: Councilman Pres Allen, Highway Superintendent Scott York, Attorney David Avigdor.

Also auditing the meeting was Aaron Allen, who is a Senior at Hadley - Luzerne Central School and was observing the Town Board proceedings for a class project.

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

**2006**

|             |              |             |
|-------------|--------------|-------------|
| #367 - #378 | General Fund | \$ 5,237.06 |
| #118        | Highway Fund | \$ 260.36   |

**2007**

|          |              |             |
|----------|--------------|-------------|
| #1 - #16 | General Fund | \$40,475.96 |
| #1 - #3  | Highway Fund | \$10,365.17 |
| #16      | T & A        | \$ 291.78   |

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson

**Carried 4 - 0**

**Motion** made by Neil Allen, seconded by Suzanne Denn, to **approve minutes** from December 11, Regular Meeting and Public Hearing, the December 28, Special Meeting and Public Hearing and the January 02, 2007 Organizational Meeting.

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson.

**Carried 4 - 0**

**Motion** made by Neil Allen, seconded by Percy Allen, to **approve December monthly reports** from the Supervisor, Justice Dwyer, Justice Krom, Town Clerk, Code Enforcement Officer and Assessor, also, the Code Enforcement Officers Yearly Report for 2006. The Zoning Enforcement Officer did not hand in a report for December.

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson.

**Carried 4 - 0**

**COMMITTEE REPORTS** - None

**OLD BUSINESS** -

NYSERDA Energy Audit - No Update

Proposed Sale of Senior Van - No Bids were received and it was decided by the Board to have the Town Clerk rework (shorten) the ad and place it in the Saratogian and the Gazette as it had not yet appeared in those papers.

Adult Entertainment - The Public Hearing regarding Adult Entertainment was postponed until February 12<sup>th</sup> as the number of days from the time the Hearing date was first set on December 28, 2006 was not sufficient to get the notice published in the paper for the required number of days to have the Public Hearing on the 08<sup>th</sup> of January.

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Discussion regarding the resolution for mandatory training for the Planning Board and the Zoning Board of Appeals - Planning Board Chairman David Cox stated that the Planning Board did discuss at the Planning Board meeting on January 04<sup>th</sup> the various classes that they would like to have the Town Board consider as meeting the requirements for training for their positions on the Planning Board. The Planning Board Secretary has this information.

### **NEW BUSINESS -**

Review Fire/EMS services meeting 01/29/07 at 7:00 PM - This will be a public meeting which Supervisor Johnson has stated that she plans on attending. There are so far only 4 members on this committee, and it is hoped that another member can be found soon.

NIMS - There will be a 6:00 PM meeting on the 29<sup>th</sup> of January concerning the National Incident Management System. Mr. Paul Lent will do a 20 - 25 minute power point presentation that will give an overview of what will be covered during the training. All towns are mandated to sign a resolution regarding this System and to proceed with the necessary training, either through on-site classes that can be arranged through Mr. Paul Lent or the online training that is provided by the government. This training must be completed by September 30, 2007 by everyone working in the Town Hall on a regular basis and by the Highway Superintendent and his crew. The Town must assign an emergency coordinator and also develop and/or update the Towns Emergency response plans. All Federal Funding will be predicated on compliance with NIMS. Mr. Lent will certify to the Board of Supervisors that the Town of Day is compliant with the requirements once everyone has taken and passed the required test. The Board of Supervisors will then in turn certify the Town with the Governor. The frequency of re-certification is approx. 2 - 3 years. If someone does not pass the test on the first try they can retake it until they pass and can become certified. New employees can take the course on line and be certified after they are hired. Mr. Lent also pointed out that the Town Emergency Coordinator and the Town Hazard Coordinator can be the same person.

**Resolution #2007-02** - made by Suzanne Denn, seconded by Neil Allen, to **adopt the National Incident Management System.**

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson.

**Carried 4 - 0**

Discussion regarding resolution on Tree Cutting Proposed Local Law - Planning Board Chairman David Cox stated that the Committee which has been working on this proposed law has considered the suggestions made by Steve Satterfield at the last public hearing on this matter and the suggestions made by the APA and they have decided not to change the wording on the proposed local law and to let it stand as it is.

**Resolution #2007 - 03** made by Suzanne Denn, seconded by Neil Allen, to make known the Town of Day's **Intent to Pass Law** on tree cutting so that the proper forms and resolutions can be completed and sent to the APA for its final approval.

Ayes: Neil Allen, Suzanne Denn, Percy Allen, Supervisor Johnson

**Carried 4 - 0**

**Motion** made by Suzanne Denn, seconded by Neil Allen, to **set the date for a Public Hearing** on proposed Local Law for Adult Entertainment for February 12, 2007 at 6:00 PM.

The dedication ceremony for the 2005 Book which was the year Supervisor Johnson was head of the Board of Supervisors, will be on Tuesday January 16, 2007. The book is being dedicated to David Cox, Ted Mirczak and Kenny Metzler for all their hard work on the revision to Local Land Use Regulations for view shed protection and tree cutting.

The date for the Audit of Books for all town employees will be held on January 29, 2007 after the Power Point presentation.

Supervisor Johnson stated that the HUD paperwork is coming out and asked the Board if they would like her to look into whether there was any interest in Town regarding this.

**Motion** made by Suzanne Denn, seconded by Supervisor Johnson, to **have Supervisor Johnson look into any interest in a HUD project in town.**

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson.

**Carried 4 - 0**

Adirondack Park Local Government Day will be March 22, 2007 in Lake Placid.

**Motion** made by Neil Allen, seconded by Suzanne Denn, to **place ads for the openings on the Zoning Board of Appeals and the Board of Assessment Review** in the Pennysaver as soon as possible.

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson.

**Carried 4 - 0**

**Motion** made by Percy Allen, seconded by Neil Allen, to **adjourn** the Regular Meeting of the Day Town Board was made at 7:30 PM.

Ayes: Neil Allen, Percy Allen, Suzanne Denn, Supervisor Johnson

**Carried 4 - 0**

Carol Vaillancourt  
Town Clerk