

REGULAR MEETING - SEPTEMBER 11, 2006 - DAY TOWN BOARD

A REGULAR MEETING of the Town Board of the Town of Day, New York, was held in the Town Hall on September 11, 2006.

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, Preston Allen, Highway Superintendent Scott York, Assessor George Madison, Assessor Clerk Jean Knobloch, Planning Board Chairman David Cox, Board of Assessment Review Member Linda Reineman. Attorney David Avigdor arrived at the end of the meeting during the Executive Session.

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

General Fund Claims:

#228 - 249 \$15,762.49

Highway Fund Claims:

#66 - 73 & 229 \$50,504.74

T & A \$ 272.00

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

Carried 5 - 0

Motion made by Pres Allen, seconded by Neil Allen, to **approve the minutes** from the August 14th Regular Meeting.

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

Carried 5 - 0

Motion made by Percy Allen, seconded by Suzanne Denn to **approve the August monthly reports** from the Town Justices, Town clerk, Zoning Enforcement Officer, Code Enforcement Officer, Assessor and Supervisor.

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

Carried 5 - 0

SPECIAL PRESENTATIONS:

Nancy Galvin on Emergency Preparedness -

Nancy Galvin from Lake Luzerne, New York is a volunteer on a committee to help the communities of Hadley, Lake Luzerne, Day and Stony Creek become prepared if a State of Emergency is declared. There needs to be a preparedness team in each community that can work together if necessary to ensure the safety and survival of its residents in each town. The people in the towns need to be made aware of what to do in case of flood, power outages, etc. FEMA and Homeland Security has made it clear that if there is a major disaster, such as a state wide emergency, small towns would have to be able to take care of themselves since the agencies would be concentrating on the larger, more populated communities.

Mrs. Galvin learned in speaking to Teresa Sayward - Willsboro, that in a state of emergency there is no liability insurance. If something gets broken by someone trying to help in this situation your home owners insurance will not cover it.

Each town has an emergency plan but they are not being looked at or updated. Need

other

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thing that needs to be considered by people is the necessity to have cash on hand as in a power outage debit & credit cards would not be useable. Emergency squads would need to be kept updated on what people in each community would have medical needs

complicated by a power outage. Supervisor Johnson also pointed out that the volunteers would need to know which business and individuals had generators, what places could be used for emergency shelters etc.

Councilman Pres Allen and Councilwoman Suzanne Denn along with the other Board members agreed that it is a good idea to have a committee put together for this purpose.

David Smail, from the Property Owners Association pointed out from his experience that there must be good communication between different areas. Also that it takes a lot of practice to respond properly.

Supervisor Johnson stated that an ad could be put in the paper, on the Town's website,

on Channel 71, etc. to look for volunteers.

David Smail - Property Owner's Association

Presented the Town with a new American Flag and also with a POW-MIA Flag.

Mr. Smail also stated that of the 180 people who receive the Associations newsletter, most are seasonal residents and the Town Board needs to recognize that the seasonal people pay a lot in taxes. Mr. Smail says that he will communicate what is going on in Town thru the newsletter.

COMMITTEE REPORTS:

Buildings - Councilwoman Suzanne Denn reports that the Buildings Committee met on

Thursday, August 24 to discuss the building housing the museum. They met to try to decide how to keep the museum intact and to also try to make it useable for the justices. Kenny Metzler, the Town's Code Enforcement Officer also attended the meeting to point out what code specifications would have to be met and the changes that would have to be made if the judges were to use the building for court. Mr. Metzler pointed out that there were a lot changes that would have to be made, including a new bathroom with handicap accessability, a slop sink, heating would require a new furnace

and insulation etc. The Committee reasoned that there would have to be a lot of expensive renovation done to the building to be able to use it for one night a week for court. Also, it is a historic building which historical groups do visit and that with the various things that need be done to the building, it would lose a lot of its historic accuracy.

Mr. Metzler has drawn up proposed plans since that meeting to put an addition on the end of the Town Hall adjacent to the cemetery. The room would be approx. 16' X 24' and would provide adequate room for the justices and their clerk. The plans were

preserve the artifacts.

Resolution #2006-34 made by Suzanne Denn, seconded by Neil Allen, to **approve the receiving of quotes** for the office addition to the Town Hall.

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

Carried 5 - 0

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Highway - Highway Superintendent Scott York reported that his crew has been hauling sand. Had to have repairs made to the 511 plow truck and the fuel tank on the garbage truck was replaced. The crew has re-graveled the landfill and cemetery roads and will put down felt made for the specific purpose of stopping weeds and grass

from growing up through the gravel. Crews are also working on Stone Road, Maxfield Road etc. doing ditching.

The Highway Department will go back to a five day work week on October 02, 2006.

Assessor - Assessor George Madison and his clerk Jean Knobloch stated that they are

hoping to get a quote on the on-line material for access to the tax roll data base but haven't heard back from Pro-Server yet.

Assessor Madison asked that the Board set a date for Grievance Day 2007 as he has a resident who wants to grieve his assessment. Mr. Madison needs to respond to his request with an exact date for grievance day.

Resolution #2006-31 made by Suzanne Denn, seconded by Pres Allen, to **set Grievance Day 2007** for the 4th Wednesday in May, which would be the 23rd of May from 4:00 PM - 8:00 PM.

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

Carried 5 - 0

Assessor Madison also informed the Board that the laptop computer and the printer froze up while he was using it on September 08th. Supervisor Johnson will ask for a quote on fixing the laptop.

Assessor Madison indicated his desire to take his Clerk to the luncheon at his monthly

Assessor's meeting for Staff Appreciation Day on September 12, 2006. The Board agreed that this would be a nice gesture.

Assessor Madison also asked the Board if anyone remembered when they took the action to change Steve Kathan Road to Green Acres Road. The Assessor and Town Clerk received a request for this information last week.

Planning Board Chairman David Cox - Spoke regarding tree cutting proposal after being asked by Supervisor Johnson on the progress of this endeavor. Mr. Cox stated that Mr. Metzler had not made arrangements for another meeting yet as he had not been able to get in touch with Lee Hayes yet. They would let the Board know as soon as something had been arranged.

NYSERDA Energy Audit - Supervisor Johnson will set up a date for a meeting with people from this agency to discuss the costs of following through with their recommendations and how much would be recouped.

has not come into the Town Hall to pick up the paperwork and map yet.

Adult Entertainment Proposal - CEO Ken Metzler gave Supervisor Johnson paperwork listing an appropriate 8-1/2 acre Residential Low Density zone with the recommended distances from churches, schools, etc. These areas could go into a boiler plate local law and will be given to Town Attorney David Avigdor for review before the Board gets it back to look over and determine when a public hearing will be set.

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Ad for use of 4-wheelers on Town roads - Supervisor Johnson does not know where to get information on this issue. Councilman Pres Allen thinks the DEC should have regulations regarding this and that motor vehicle probably would not. Highway Superintendent Scott York said he is still having a problem with the 4-wheelers tearing up the parking lot at the Town Garage and throwing mud up on the doors when they spin out. Supervisor Johnson will check with DEC and put ad in paper.

Signs for Van Patten and Rosebloom - The signs were installed on Van Patten. The owners would like the barrels removed.

NEW BUSINESS:

Resolution honoring William Frasier as Town of Day deceased veteran -

William (Bill) Frasier who lived on LeBarron Road on the South side of the Lake for many years served in the Army during the Korean war. There will be a ceremony at 2:30 PM on October 17th in Ballston Spa at which time a plaque will be presented to his family and a flag that has been sent up from Washington DC will be flown for 30 days at the County Building and then also given to his family.

Resolution #2006 - 32 made by Percy Allen, seconded by Suzanne Denn, to **approve honoring** William Frazier as the Town of Day deceased veteran at this years ceremony.

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

Carried 5 -0

Pine Ridge turnaround area used by Highway Dept. - The Day Planning Board took no action as there were too many unanswered questions. Letters would have to be sent to property owners explaining situation. Bill Klause provided a map. Town of Day deed does not match where road is. Supervisor Johnson will set up a meeting with owners, Highway Superintendent Scott York ,etc. to discuss this issue.

Advertise for vacancy on BAR - Linda Reinemans' term expires on September 30th of this year. It is a 5-year appointment. Assessor Madison recommends that the Board re-appoint Linda Reineman to another term. As she was at the meeting

asked the Town of Day to sponsor all or part of the show. The Town of Edinburg does provide fire service to half of the Town of Day. Supervisor Johnson stated that she will try to find out the cost involved to provide the information to the Board members. If they are agreeable the cost would have to be figured into the 2007 Budget.

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CORRESPONDENCE:

Supervisor Johnson says that she received a letter from Wheelabrator saying that the rate is going from \$56.00 to \$58.00 per ton as of November 13th.

The Town received a Thank You letter from Joseph Monika thanking the Town of Day Highway Dept. for its help with the Hadley paving project.

The change from Adelphia to Time Warner Cable Company which purchased Adelphia is underway. Time-Warner has indicated that it does not have an agreement with ESPN-U and will not be able to provide that network. Other items will be offered a la carte for people to purchase.

There will be an ACC Teleconference Wed. September 27th on Inter-Municipal agreements which Supervisor Johnson will be attending. Supervisor Johnson recommends that Highway Superintendent Scott York attend as well as the other Board members.

Supervisor Johnson will be on vacation from October 02nd through October 6th. She will then be attending an advanced accounting course sponsored by the State Comptroller from October 17th through October 19th in Lake Placid.

INPUT FROM PUBLIC:

Mr. David Cox stated that people on Kathan Road were happy with the trash pick-up schedule that was implemented towards the end of summer. Supervisor Johnson stated that this schedule will be posted again in the spring for pick-up on Monday for the North Shore Side of the Lake and Tuesday for Kathan Road and the rest of the South Shore side.

The winter recycling schedule will resume on October 01st.

The next Town Board meeting will be held on October 12th due to the Columbus Day

was made at 8:36 PM.

Motion made by Percy Allen, seconded by Pres Allen, to **adjourn the Town Board Meeting** was made at 8:37 PM.

Carol Vaillancourt
TownClerk