

TOWN OF DAY PLANNING BOARD REGULAR MEETING – FEBRUARY 2, 2009

Members Present: David Cox, Chairman
Ted Mirczak
Jack Vaillancourt
Dick Traeger
David Avigdor, Town Attorney

Members Absent: Eileen Brennan

Motion by Jack Vaillancourt, seconded by Board Member Traeger to approve the minutes of the January 5, 2009 meeting. Ayes: Cox, Mirczak, Vaillancourt, Traeger. Carried: 4-0.

Old Business: None.

New Business: None.

Correspondence: Chairman Cox reviewed correspondence from APA and Capital District Transportation Committee which addressed the economic stimulus program possibilities. Also, received from APA was “Report from APA to Local Government Constituents” which consisted of their General Report of Activities.

APA Local Government Day flyer was received by Chairman Cox which will be held on March 24 and 25, 2009 in Lake Placid. All members interested in attending should notify the Secretary no later than February 19th.

Board Member Mirczak questioned the need for a meeting when there is no new or old business on the agenda. He stated he was aware of another small town which cancelled their meeting when there was no business and inquired if that were legal. Town Attorney Avigdor stated it was legal and up to the discretion of the Board to make that decision. He stated at the inception of the Planning and Zoning Boards, the Planning Board considered that point but felt there could be walk-ins and the Board should be present. He further stated at that time, there were mostly walk-ins and the public was unfamiliar with the function of the Planning Board.

Presently, Attorney Avigdor stated Code Enforcement Metzler would be able to offer guidance to the public and they are aware of the functions of the Board and guidelines for application submission. Today it would be acceptable to cancel a meeting for

lack of an agenda and correspondence could be handled through emails.

Board Member Mirczak stated he had no position on this. Town Chairman Cox stated there have been cases when individuals have appeared randomly at Board Meetings and would recommend retaining the monthly Board Meetings. He further stated late applications have been placed on the agenda the same day of the meetings and it accommodates the public. Board Members agreed to continue to hold meetings each month.

Motion by Ted Mirczak, seconded by Board Member Traeger to adjourn the meeting at 7:15 p.m. Ayes: Cox, Mirczak, Vaillancourt, Traeger. Carried: 4-0.

Respectfully submitted,

Diane Byrne
Secretary