

REGULAR MEETING - June 12, 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 June 12, 2006.

The meeting was called to order by Supervisor Mary Ann Johnson at 7:01 PM and the following answered roll call - Town Council: Neil Allen, Percy Allen, Suzanne Denn, Highway Superintendent Scott York, Assessor George Madison, Attorney David Avigdor, Justice Dwyer and Planning Board member David Cox.
Absent: Councilman Preston Allen

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

#140 - #172 General Fund \$13,350.90

\$272.00 T & A

#39 - #49 \$12,254.71 Highway Fund

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

Carried 4-0

Motion made by Neil Allen, seconded by Suzanne Denn, to **approve the minutes** of the May 08, 2006 Regular Meeting & Public Hearing.

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

Carried 4-0

Motion made by Suzanne Denn, seconded by Neil Allen, to **approve the May monthly reports** from the Town Clerk, Justice Krom, Justice Dwyer, Assessor, Zoning Enforcement Office and Code Enforcement Officer.

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

Carried 4-0

COMMITTEE REPORTS

Highway Superintendent Scott York reported that he was looking into doing some milling on the Yates Hill Paving Project. He has spoken to Kubricky Construction and they have said it will cost approx. \$4,000.00 to get out the worst rough spots in that area in preparation for paving. May be able to get job done in one day. This procedure will help with bonding the new asphalt to the surface its being laid over. Should last approx. 10 years. If the milling project is done, funds will need to be transferred from the Highway Unreserved Fund Balance.

Motion made by Neil Allen, seconded by Suzanne Denn, to **allow the transfer of up to \$4,000.00** from the Highway Unreserved Fund Balance Account contingent on the Highway Superintendent's final review of the road and his notification to the Supervisors

to do the transfer.

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

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Carried 4-0

OPENING OF BIDS - Two bids were opened regarding the paving project on Yates Hill Road.

One was from Kubricky Construction Corp. for \$22,000.00.

The other was from Towne Construction for \$20,650.00.

Attorney David Avigdor and Highway Superintendent York both needed time to review the bid specs during the meeting so the awarding of the bid was deferred until the end of the meeting.

Adult Entertainment - Supervisor Johnson stated that she has met with both Councilman Pres Allen and Code Enforcement Office Kenny Metzler and they have decided on a zone to locate this type of business. A draft of the policy will be presented at the July meeting.

Logging - There will be a meeting at 10:00 AM - Tuesday June 20, 2006 to further discuss the logging changes. Supervisor Johnson has stated that Planning Board members David Cox & Ted Mirczak, Code Enforcement Officer Ken Metzler as well as Supervisor Johnson plan to attend. The public is welcome to attend as well.

NYSERDA Energy Audit - The NYSERDA representative was at the Town Hall, Museum & Town Garage on Friday June 09, 2006 to do the audit. The results should be complete and announced at the July 10, 2006 Regular Town Board meeting.

Museum - The museum will be staying open another year. Ruby Marcotte, the Town Historian has stated that she will be leaving as historian at the end of the year. Ads will be placed for a new historian and also for volunteers to staff the museum.

Status of 2000 van - Supervisor Johnson thinks it will be a good idea to keep the van until after the re-val is completed.

Town Owned Land Parcels - The property known as "Bushy Park" was purchased at auction from the County and is not designated as "forever wild". If the Town wished to dispose of the property it would need to be returned to Saratoga County. The property next to Dr. Bell on North Shore Road was appraised at \$3,000.00 by Appraiser Mark McDonald in 2002. The assessed value is now \$41,667.00. The Town needs to get fair market value for the piece of land if it is sold.

Discussion of Property Revaluation project - Supervisor Johnson asked the Board if they are really certain they want to do a re-val this year. The money was

not put in the budget this year so the money would have to come out of the unreserved fund balance for General Fund.

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Assessor George Madison stated that a good re-val spreads out the tax burden equally. Also, that it is a way to hold taxes down for taxpayers. A re-val means more state aid and sales tax coming back into the Town. A re-val benefits the property owner in Town.

The Town will continue with the re-val which is scheduled to start July 01, 2006.

NEW BUSINESS -

Selection of Deceased Veteran for October Ceremony at Saratoga County - Suggestions are being sought for someone for this ceremony.

Resolution #2006-23 - made by Suzanne Denn, seconded by Percy Allen, to **approve the Supervisor signing a contract** with Alonzo Bros. for the fireworks that concludes the Day In The Park festivities on July 15, 2006.

Resolution #2006-24 - made by Suzanne Denn, seconded by Neil Allen, to **approve the Supervisor signing an agreement** with Northampton/Northville Youth Commission so that children from the Town of Day can participate.

County Road work on North Shore Road - The county has obtained a permit from the APA to allow them to replace the sleeve in the culvert, This work will take place from June thru August.

Update on Election Process per HAVA requirements - All election machines are owned by the County. The new machines, when they are put into use, will be stored by the County and delivered to the Towns prior to an election and then picked up again and returned to the storage facility. The County also pays for the machine custodian and the election inspectors.

Selective Insurance Co. Request on Handrails - The Selective Insurance Co. completed its inspection of Town property. The Town needs to install handrails at the Town garage going down to fill tanks and also at the Town Hall on either side of the steps adjacent to the parking lot.

Update on Adelphia unpaid bill for museum - The credit collection procedure filed by Adelphia against the Town for a modem has been closed at the request of Adelphia.

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CORRESPONDENCE

Great Sacandaga Lake Advisory Council, has passed a resolution requesting HRBRRD, DEC, APA, DOH meet with Fulton County Chamber to address the sanitation problem on Sand Island.

Citizens For A Safe and Responsible Corinth are reaching out to officials in other towns to write, call, etc. to officials in Corinth to keep Corinth free from Trash.

New York State Retirement is sending out statements. If a statement has not been received let them know as this may be a security breach and they will notify the member and look into the matter.

Saratoga County Agricultural and Farmland Protection Board is helping to sponsor Sundae on the Farm. It takes place on Sunday June 18th, 2006 on the Smith Brothers Dairy Farm & Orchard Bake Shop in Charlton. Anyone attending can learn about agriculture, tour the farm, enjoy food demos by local chefs etc.

INPUT FROM PUBLIC

NONE

DISCUSSION OF BID PROPOSALS

Superintendent of Highway Scott York stated that after looking the bids over carefully the bid from Towne Construction is approx. \$8,000.00 more than the \$20,600.00 it at first appeared to be. Upon reading it closely it was discovered that they were asking for the Town of Day to supply the water for the job which would entail renting a water truck to have on the job site. Also, that they would be charging the Town an additional \$11.00 per ton for delivering the blacktopping product.

The Kubricky Corp. bid included everything in the bid specs for a bid price of \$22,000.00 (not including sales tax).

Highway Superintendent York indicated that the Kubricky Corp. Bid is, in fact, the low bid due to Towne Construction not including the delivery cost of black top for the 5 trucks.

Resolution #2006-25 made by Suzanne Denn, seconded by Neil Allen, to **accept the low bid by Kubricky Construction Corp.** of \$22,000.00 for the black topping of Yates

Hill Road.

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

Carried 4-0

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Motion made by Percy Allen, seconded by Suzanne Denn, to **adjourn meeting** was made at 8:05 PM.

Carol Vaillancourt
Town Clerk