

REGULAR MEETING - FEBRUARY 11, 2008 - 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 11, 2008.

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, Charlie Dreyer, Suzanne Denn, Preston Allen, Town Clerk Carol Vaillancourt, Town Attorney David Avigdor, Highway Superintendent Scott York & Planning Board Chairman David Cox.

Motion made by Suzanne Denn, seconded by Charlie Dreyer, to **approve the minutes** from the December 10, 2007 Regular Meeting, December 27, 2007 Special Meeting, January 03, 2008 Organizational Meeting, January 03, 2008 Special Meeting and the January 14, 2008 Regular Meeting.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Motion made by Charlie Dreyer, seconded by Neil Allen, to **approve the audited claims** as follows:

T & A

\$ 136.98

#27 - #61

General Fund

\$15,363.95

#6 - #17

Highway Fund

\$32,799.65

Fire District #1

\$22,500.00

Fire District #2

\$18,585.00

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson

Carried 5 - 0

Motion made by Suzanne Denn, seconded by Preston Allen, to **approve the January monthly reports** from the Assessor, Town Justice Krom, Town Justice Johnsen, CEO, Town Clerk & Supervisor.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

COMMITTEE REPORTS -

Highway Superintendent Scott York reported that due to all the storms his crew has been very busy.

Supervisor Johnson asked Highway Superintendent York about an estimate Supervisor Johnson received from Buddy's Tree Service. Highway Superintendent York explained that a tree top had come off a tree at the cemetery located on Cemetery Road. Highway Superintendent York would like to have the tree next to the broken one cut down also. Buddy's Tree Service's quote was \$1600.00 for the removal of both trees. Mr. Dunn submitted a quote of \$3200.00 for the same job. Supervisor Johnson will check on the number of quotes that are needed before a decision can be made.

Councilman Preston Allen met with Paramedic Rich Reuther and has obtained more information on emergency services, and is still looking for more information on this matter. Councilman Preston Allen will report to the Board on this at a future meeting.

Councilwoman Suzanne Denn had added more items to the information sheet she is compiling listing phone numbers and items of interest to residents. Supervisor Johnson stated that she has some items that she would like to see included.

OLD BUSINESS -

Review of Medical Insurance Policy - There will be a meeting Capital Financial Group. Supervisor Johnson has not scheduled a meeting yet.

Adult Entertainment - This item is being removed from the agenda for the time being as it had been tabled at the November meeting.

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Post-closure monitoring of Landfill - Supervisor Johnson has received paperwork from the DEC regarding this matter. The wells on the property need to be monitored and three quotes will be obtained to determine who will be hired for this job.

NEW BUSINESS -

Rules of Order for Town Board meetings - Attorney David Avigdor, after reading the proposed Rules of Order suggested the following changes: Section #2 should read - to be held at time and place determined, Section #4 should read - possible inclusion on the agenda. The Town Clerk will modify the Rules of Order as the Town Board members are agreeable to these changes.

Resolution # 2008 - 05, made by Suzanne Denn, seconded by Charlie Dreyer, to **adopt the Rules of Order** as reviewed by the Town Board. These Rules of Order are to take effect immediately.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson.
Carried 5 - 0

Aged All Property Tax Exemption - Assessor Duane Nealon prepared a report for the Board members on this topic. Supervisor Johnson stated that a new resolution on this matter would void all previous resolutions regarding the Aged All Property Tax Exemption. The new limit would be \$28,000.00 beginning in 2009. In 2007 thirty-two people applied and qualified for this in the Town of Day. Supervisor Johnson asked the

Board members if they would like more information from Assessor Nealon or if they were satisfied with what they received. All Board members agreed that they had sufficient information to move ahead with the resolution.

Resolution #2008 - 06, made by Charlie Dreyer, seconded by Neil Allen, to **adopt Aged All Property Tax Exemption** with new limit.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Small Cities Block Grant - Previous grant was for housing for low income, septic, wells, etc. An RFP would need to be done to start the application process in an attempt to obtain a \$400,000.00 grant. Application is due in April. Assessor Nealon will be helping with this process.

Resolution #2008 - 07, made by Preston Allen, seconded by Suzanne Denn, to **go out for RFP** for a Small Cities Block Grant (CDBG).

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Certification of Duane Nealon as State Certified - Congratulations to Assessor Duane Nealon on his certification by the State. Supervisor Johnson received a letter from the Office of Real Property Services informing Supervisor Johnson that Assessor Nealon had been Certified. Most people take a year to complete all the training necessary to be certified, Assessor Nealon completed this task within a few months. Supervisor Johnson stated that Assessor Nealon is doing an excellent job.

Adoption of Local Law on BAR Meeting Schedule - Pertains to date on which hearings before the Board Of Assessment Review are heard.

Resolution #2008 - 08, made by Charlie Dreyer, seconded by Neil Allen, to **adopt as a Local Law a BAR meeting schedule** as specified by state law.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

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CORRESPONDENCE - (Available for review)

Supervisor Johnson stated that she has received a letter from the North Country Seniors thanking the Town Board for their support and helping to make 2007 a successful year for the Senior's group. The first meeting will be held Thursday, March 20th from 1:00 PM - 3:00 PM. They will be electing new officers and discussing various items of interest for the upcoming year.

Supervisor Johnson spoke regarding the Supreme Court decision that the State of New York did not have to pay taxes on state land. There is a court case in progress in Cheektowaga County regarding this matter. Saratoga County has decided to join the appeal and contribute money to hire lawyers to fight the Supreme Courts decision. The Town of Day would be the largest loser in Saratoga County. \$674,000.00 in total would be lost to the Town of Day.

Motion, made by Preston Allen, seconded by Suzanne Denn, **that a letter in support of this appeal** should be sent by Supervisor Johnson on behalf on the Town of Day. Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Supervisor Johnson has distributed a letter received from Mrs. Williams of North Shore Road, regarding emergency services to the rest of the Board members along with a copy of her response.

From: Saratoga County Citizens Committee for Mental Health Newsletter
RE: Citizen of the Year award etc.

From: Saratoga County Chamber of Commerce
RE: Newsletter

From: Assembly Standing Committee on Real Property Taxation
RE: Real Property Tax Budget Implementation Hearing Focusing on the 2007 Middle Class Star Rebate.

From: Adirondack Architectural Heritage
RE: Newsletter

From: Capital Financial Group, Inc. News
RE: Newsletter

From: Great Sacandaga Lake Association
RE: Rulemaking on the Great Sacandaga

From: Energy Services Providers, Inc.
RE: Enrollment

INPUT FROM PUBLIC -

Mr. Jim Johnston, North Shore Road, inquired about the Public Safety Committee, Emergency Services and Planning & Zoning Alternates.

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Motion, made by Suzanne Denn, seconded by Preston Allen, to **move to Executive Session** was made at 7:44 PM to discuss Personnel Employment.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Motion, made by Preston Allen, seconded by Suzanne Denn, to **return to Regular Session** was made at 7:51 PM.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Resolution #2008 - 09, made by Suzanne Denn, seconded by Charlie Dreyer, to **suspend the salary being paid** to the Senior Van Coordinator until such time as increased use of the van warrants restoring it.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Motion, made by Preston Allen, seconded by Suzanne Denn, to **adjourn** this Regular Meeting of the Day Town Board was made at 7:55 PM.

Ayes: Neil Allen, Charlie Dreyer, Suzanne Denn, Preston Allen, Supervisor Johnson
Carried 5 - 0

Carol Vaillancourt
Town Clerk