

REGULAR MEETING - JULY 14, 2008 - TOWN OF DAY

A REGULAR MEETING of the Town Board of the Town of Day, New York was held in the Town Hall on July 14, 2008.

The meeting was called to order by Deputy Supervisor Suzanne Denn at 7:00 PM and following answered roll call: Town Council - Preston Allen, Charlie Dreyer, Neil Allen, Attorney David Avigdor, Highway Superintendent Scott York & Planning Board Chairman David Cox.

Motion made by Charlie Dreyer, seconded by Preston Allen, to **approve the minutes** from the June 09th Regular Meeting and the June 23rd Special Meeting.

Ayes: Preston Allen, Charlie Dreyer, Neil Allen, Deputy Supervisor Suzanne Denn.

Carried 4 - 0

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

T & A	\$	136.98	
#164-167	\$	1,529.92	General Fund
#168-188	\$	15,689.39	General Fund
#58-63, 65, 67-69 (Payable on 07/15)	\$	16,217.51	Highway Fund
#57,64,66 (Payable on 07/17)	\$	136,378.88	Highway Fund

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

Carried 4 - 0

Motion made by Preston Allen, seconded by Charlie Dreyer, to **approve the June Reports** from the Assessor, Town Justices's Krom and Johnsen, CEO, Town Clerk, Supervisor, Planning & Zoning Boards.

Ayes: Preston Allen, Charlie Dreyer, Neil Allen, Deputy Supervisor Suzanne Denn.

Carried 4 - 0

COMMITTEE REPORTS -

DCPC - Deputy Supervisor Suzanne Denn reported that the "Day In The Park", to be held on July 19th is the Day Community Projects Committee's next event. It will be held

from 4:00 PM - 8:00 PM at the Saratoga County Boat Launch / Park. There will be food, bake sale, entertainment etc. with fireworks to follow at dusk.

Rabies Clinic - Town Clerk Carol Vaillancourt reported that there were 96 rabies shots given out at this year's clinic which took place on June 17th. Three or four were for cats and the rest dogs. Ten new licenses were sold as well many renewals. Edinburg Town Clerk Denise Ferguson was also present as this is a joint effort between Edinburg and the Town of Day each year. Highway employee Ron Ladd was on hand to help out with the event and did a great job. \$200.00 in donations was collected over the two hour span and will go towards the new Saratoga County Animal Shelter.

Public Safety Committee - Councilman Preston Allen reported that the Luzerne - Hadley situation with the rescue squad splitting from the fire department has not been resolved as yet and probably will not be for some time. Councilman Preston Allen also reported that the Board has received and read the public safety committee's report, and will be giving it to the Comprehensive Plan Committee to read also.

Road Sign - Highway Superintendent Scott York has been approached by a resident on Hadley Hunting Club Road for the need for a handicap sign to be placed near a residence on this road. Attorney David Avigdor stated that if warranted, Highway Superintendent York can put up whatever type of sign is appropriate to the situation.

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Motion, made by Neil Allen, seconded by Charlie Dreyer, to **approve the committee reports**.

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

Carried 4 - 0

Annual Road Side Pick-up - Highway Superintendent Scott York will wait until the next meeting to make a decision regarding this matter. If done, it will take place the last week in August.

OLD BUSINESS -

Review of gift lots by Planning Board - Planning Board Chairman David Cox stated that he sent the Resolution of the Planning Board's opinion regarding this matter to the Town Board. Attorney David Avigdor stated that the Town would need to draw up a local law concerning gift lots which would also need to be sent to the APA for their approval if the Town wishes to pursue this matter now. This would be an amendment to the Town's land use law. As the Town is working on an updated comprehensive plan this could be funneled into that process and taken care of in that manner. Planning Board Chairman David Cox said that the Planning Board is fine with either option.

NEW BUSINESS -

Private Road Policy - Each member of the Town Board received a copy of the policy on the collection of trash and recyclables prior to tonight's meeting. Attorney David Avigdor stated that the policy is now written to his satisfaction.

Voiding Resolution #2008-25 with Northern Car Crushers - Highway Superintendent Scott York stated that the Town can get \$40.00 more per ton from East Side Used Auto Parts than from Northern Car Crushers. Also the contract with Northern Car Crushers was never signed.

Signing agreement with Eastside Auto Used Auto Parts - Highway Superintendent Scott York recommends signing an agreement with East Side Used Auto Parts as the Town will receive \$40.00 more dollars per ton from them as opposed to Northern Car Crushers.

Agreement with Environmental Labs for Filtered Metal Testing - A letter has been received from Environmental Labs requesting that the Town of Day amend our agreement with them to include routine filtered metals testing and baseline filtered metals testing. This will be at a per sample cost of \$65.00 for the Routine filtered metals test and \$140.00 for the Baseline filtered metals test.

Review policy on safety shoes - Highway Superintendent Scott York has requested that the policy on safety shoes be reviewed and the amount allowed for safety shoes be raised from \$50.00 to \$75.00.

Public input on the above resolutions - None

Motion made by Charlie Dreyer, seconded by Neil Allen, to **adopt the following resolutions**.

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Resolution #2008-29 - Private Road Policy

Resolution #2008-30 - Local Law # 2008-02: Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code

Resolution #2008-31 - Voiding Resolution #2008-25 with Northern Car Crushers

Resolution #2008-32 - Signing Agreement with Eastside Used Auto Parts

Resolution #2008-33 - Amending agreement with Environmental Labs

Resolution #2008-34 - Amending reimbursement rate for safety shoes

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

Carried 4 - 0

CORRESPONDENCE -

Deputy Supervisor Suzanne Denn informed everyone that the presentation to the Mason family honoring George Mason as the Town of Day's Deceased War Veteran for the year 2008 would be held in Ballston Spa on Tuesday July 15th at 2:30 PM.

Deputy Supervisor Suzanne Denn also read a letter from Carolyn Unger that the Town has received commending the Town Highway Department on their handling of a recent situation on Turner Road.

Deputy Supervisor Suzanne Denn reported that an ad would be appearing in the Pennysaver requesting that people interested in helping out at the Town of Day museum from 12:00 PM - 3:00PM on Saturday's during July & August at the rate of \$8.30 per hour to please contact Supervisor Mary Ann Johnson.

INPUT FROM PUBLIC -

Mrs. Laney Quodomine, South Shore Road, spoke regarding the sailboats on her neighbor Mr. Weavers property. Mrs. Quodomine is still insistent that there is a business on Mr. Weavers property concerning the sailboats, but as Deputy Supervisor Suzanne Denn pointed out, has not provided the Town Board with any evidence that this is so. Mrs. Quodomine also asked the Board whether or not a new Zoning Enforcement Officer had been hired yet and was informed by Deputy Supervisor Suzanne Denn that the Board would be going into executive session at the end of this Regular meeting to make a decision on hiring a ZEO.

Mr. Jim Johnston, North Shore Road, asked whether or not the Town had any rules which would limit the number of boats a person could have in his yard at anyone time, either registered or un-registered. Mr. Johnston also inquired about the possibility of a law regarding this.

Mr. Quodomine, North Shore Road, stated that Mr. Weaver is washing boats and the runoff is going into the lake. Attorney David Avigdor advised Mr. Qoudomine to contact the APA regarding this matter.'

Mr. Johnston asked the Board if there will be some type of ad in the paper or a letter of some sort letting residents know about the reverse 911 system. Deputy Supervisor Suzanne Denn stated that she did not have any information on that, but would pass the question along to Supervisor Johnson.

Motion made by Preston Allen, seconded by Charlie Dreyer, to **move to Executive Session to discuss a Personnel issue** was made at 7:47 Pm.

Ayes: Preston Allen, Charlie Dreyer, Neil Allen, Deputy Supervisor Suzanne Denn.

Carried 4 - 0

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Motion made by Neil Allen, seconded by Preston Allen, to **adjourn the Executive Session and return to the Regular meeting** was made at 7:51 PM.

Ayes: Preston Allen, Charlie Dreyer, Neil Allen, Deputy Supervisor Suzanne Denn.

Carried 4 - 0

Resolution # 2008- 35 made by Charlie Dreyer, seconded by Neil Allen, to **hire Dave Edwards** as the new Zoning Enforcement Officer.

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

Carried 4 - 0

Motion made by Neil Allen, seconded by Preston Allen, to **allow Supervisor Mary Ann Johnson to train** Diane Byrne to do payroll, with funds being available from the Contingency Fund.

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

Carried 4 - 0

Motion made by Preston Allen, seconded by Charlie Dreyer to **adjourn this Regular Meeting** was made at 7:55 PM.

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

Carried 4 - 0

Carol Vaillancourt
Town Clerk

