

REGULAR MEETING - March 10, 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 March 10, 2008.

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

Also in attendance was Hadley-Luzerne High School student Cassey Wendell who was auditing the meeting.

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

#62 - #86 General Fund	\$24,647.57	
T & A		\$
136.98		
#10 -21 Highway Fund	\$24,632.41	

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

Carried 5-0

Motion made by Suzanne Denn, seconded by Charlie Dreyer, to **accept the minutes** of the February 11, 2008 Regular Meeting and the February 11, 2008 Public Hearing.

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

Carried 5-0

Motion made by Preston Allen, seconded by Suzanne Denn, to **accept February Monthly Reports** from the Town Clerk, Justice Krom, Justice Johnsen, Assessor, Supervisor and CEO.

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

Carried 5-0

SPECIAL PRESENTATION BY TOWN HISTORIAN LAUREN DOHERTY -

Historian Lauren Doherty spoke regarding the Explore NY 400 Community Celebration which will take place in 2009. Historian Lauren Doherty stated that the NYS Hudson-Fulton-Champlain Quadricentennial Commission is asking all communities to pass a resolution supporting this event. The Town of Day events can be put on official publications and on the official website for the event. The Commission will also send the Town a flag to display along with pins and posters to distribute at various events held in the Town of Day. The Town may also be able to obtain grant money.

COMMITTEE REPORTS -

Councilwoman Suzanne Denn reports that she met with Mike McAvoy the Coordinator for Emergency Services in Saratoga County. Councilwoman Suzanne Denn will get together with Councilman Preston Allen to discuss this meeting and then a report will be made to the Town Board.

OLD BUSINESS -

Review of Medical Insurance Policy - A meeting will be scheduled in the near future with Capital, for a review of the Policy held by the Town.

Klaus turn-around - Supervisor Johnson asked Attorney David Avigdor what the status was on this matter. Attorney Avigdor stated that he has not received the survey yet, nor does he know if it has actually been completed. Supervisor Johnson asked him to find out whether or not the Company who was supposed to do the survey is in fact going to do the survey or not as this matter regarding the turn-around needs to be taken care of. Mr. Klaus has agreed to pay for half of the costs of having this done. Attorney Avigdor will contact All Points Survey on this matter and will keep the Board informed of status.

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Mr. Klaus was in attendance at this meeting as he is an interested party in the current status of this project.

RFP for Small Cities Block Grant -CDBG -
Supervisor Johnson spoke to Assessor Duane Nealon regarding this matter. Assessor Nealon does not feel that there is enough time to complete the process properly in the time that is left as this grant is due in April. It was decided by the Town Board to delay pursuing this matter at the moment until it could be done properly and with the intent of submitting the grant in 2009.

NEW BUSINESS -

Deceased Veteran 07/15/08 County Ceremony: George H. Mason -
Former Zoning Board member Kearney Mason has informed Supervisor Johnson that his family would be honored to have his father be the one selected from the Town of Day for this ceremony.

Resolution endorsing NYS Property Taxpayers Protection Act as sponsored by the NYS Assembly -
Supervisor Johnson stated that 39 municipalities have passed the resolution so far. This act has a proposed tax cap at 4% or the rate of inflation, whichever is less. The provisions include state funding for mandates costing more than \$10,000.00 annually or 1 million state wide, financial assistance to localities to consolidate services etc. Supervisor Johnson asked the Board members if they would like to delay their vote on this until they have a chance to read the Act over and it was agreed that the vote would be delayed.

Resolution to name Ken Metzler as Reverse 911 Emergency Manager - In the event of an emergency Code Enforcement Officer Ken Metzler would instigate the Reverse 911 Emergency System to notify residents of the Town of Day of an emergency that may have arisen. Only the parts of the Town that would be effected would be notified, which could include one street, small areas, large areas or the whole Town.

Review of quotes for Post-Closure Monitoring of the Landfill Wells -
Supervisor Johnson stated that Edinburg, who will need to have the same service performed, has shared the quotes that Edinburg received for this process with the Town of Day. This eliminated the need for the Town of Day to expend money on advertising for the same information. The quotes were as follows:

Phoenix Labs - \$2,495.00
Northeast Environmental Tech. - \$8645.00
Adirondack Environmentals - \$5,470.00

The Town Board must have their plan on post closure monitoring to the Department of Environmental Conservation which would include the company we plan to hire by March 31, 2008.

Segment Special Rate for H-L School District - Information -
Supervisor Johnson wrote a letter in September regarding this matter. Diane Rehm the Assessor from Lake Luzerne is pursuing this with ORPS along with Lake Luzerne Supervisor Gene Merlino. The State Board meeting is June 18th and Supervisor Johnson has sent a letter of support. Hopefully there will be good results with a reduction in school taxes.

Supervisor Johnson asked for Public Input on any of the Resolutions being voted on tonight.

Mr. Jim Johnston, North Shore Road - Had questions regarding the way the Reverse 911 system works. Supervisor Johnson explained, along with Mr. George Gatt, in

more detail about how the system works.

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Motion to adopt three of the Resolutions that were brought before the Town Board this evening.

Resolution #2008-10 - Explore NY 400 Community Quadricentennial

Resolution #2008-11 - Naming Ken Metzler as Reverse 911 Emergency Manager

Resolution #2008-12 - Awarding Contract for Post-Closure Monitoring of Landfill Wells to Phoenix Labs.

Motion, made by Suzanne Denn, and seconded by Charlie Dreyer, to **adopt the three Resolutions listed above.**

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

Carried 5 - 0

CORRESPONDENCE -

Supervisor Johnson has pulled the voucher regarding the \$4800.00 payment to the Youth Program in Lake Luzerne. Supervisor Johnson is going to do some research into how many children from the Town of Day actually use this program.

Saratoga County Soil and Water Conservation has \$3500.00 available to anyone planning or constructing a park project. They are primarily interested in nature trails or natural habitat development.

2008 Rabies Clinics will be held at the 4-H Center in Ballston Spa, there will be 12 free clinics held this year. There will also be a rabies clinic held in the Town of Day at the Town Highway Garage in either May or June.

From: Great Sacandaga Lake Fisheries Federation, Inc.
RE: Stocking report for 2007

From: NYS Commission on Property Tax Relief
RE: Examining root causes of New York's property tax burden

From: NYS Office of Real Property Tax Services
RE: Residential Assessment Ratio

From: Empire Blue Cross
RE: Managing behavioral health services through our own mental health network
and customer services team

From: State of NY Dept. Of Transportation
RE: Introduce new director

From: United States Senate, Washington DC
RE: Distance Learning and Telemedicine Grant Program

From: Great Sacandaga Lake Advisory Council
RE: Trout stocking report for 2007 - Great Sacandaga Lake

From: State of NY Dept. Of Transportation
RE: The Safe, Accountable, Flexible, Efficient Transportation Equity Act

From: NYS Dept. Of Environmental Conservation
RE: Dam Safety Regulation Public Hearings

From: Congress of the United States

RE: Economic Summit

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From: Board of Hudson-River Black River Regulating District
RE: Negative Declaration

From: American Red Cross
RE: Adirondack Saratoga Disaster Institute 2008

From: New York State Coalition of Concerned Citizens
RE: Article X (10) of the NYS Public Service Law

From: Office of the New York State Comptroller
RE: New Online Service

From: Capital District Transportation Committee
RE: Modification of 2007-12 Transportation Improvement Program Set-Aside Solicitation

From: Department of Social Services
RE: Additional funding that has been made available to the Home Energy Assistance Program

From: Time Warner Cable
RE: Additions to programming, change in rate etc.

From: Energy Services Provider, Inc.
RE: Thank you letter for enrolling with them

From: Capital District Transportation Committee
RE: Program that has been created to control air quality

From: Saratoga County Chamber
RE: 2008 Program of Work

INPUT FROM PUBLIC -

Mr. Jim Johnston asked about the use of Town Hall by clubs, etc., whether the town consolidated any services with other towns when possible and about a public safety committee meeting.

Supervisor Johnson informed those attending that on March 25th and 26th at the Conference in Lake Placid there would be an announcement of the winner of the Smart Growth Appreciation grant. The Town of Day had applied for \$25,000.00 to help pay for the rewrite of the Town's comprehensive plan.

Motion by Preston Allen, seconded by Charlie Dreyer, to adjourn meeting at 7:44 P.M.
Ayes: Suzanne Denn, Neil Allen, Preston Allen, Charlie Dreyer, Supervisor Johnson.
Carried 5-0

Vaillancourt, Town Clerk

Carol A.