

## **REGULAR MEETING - March 8, 2004 – 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 8, 2004, at 7:00 P.M.

The meeting was called to order by Supervisor Mary Ann Johnson and the following answered roll call Town Council: Neil Allen, Preston Allen, Cheryl Allen, Percy Allen, Assessor Charles Dreyer, Planning Board Chairman David Cox, Attorney David Avigdor.

**Motion** made by Preston Allen, seconded by Cheryl Allen to **approve audited claims** as follows:

# 70 - #107 in the amount of \$18,854.35 'A' Fund, \$12,301.83 'DA' Fund, \$20,000.00 for SF1, \$14,228.00 for SF2, #60 \$7,529.43 'A' Fund \$2,391.93, 'DA' Fund, \$5,137.50 Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Motion** made by Cheryl Allen, seconded by Preston Allen to **accept the minutes** of the February 9, 2004 Regular Meeting and Public Hearing.

Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Motion** made by Neil Allen, seconded by Preston Allen to **accept February Monthly Reports** of the Town Clerk, Assessor, Justice Krom, Justice Dwyer and Code Enforcement Officer. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

### **COMMITTEE REPORTS**

**CDBG Grant** - Project 2001-03 a construction agreement has been mailed for signature.. The contractor will be applying for Building Permits and the construction of the final CDBG project should start. The remaining money must be spent by July 1, 2004.

**Zoning Review Committee** - Chairman David Cox explained that the Zoning Review Committee has reviewed and drafted revised Ordinances on Septic Systems, Mobil Home Parks and Driveways. A notification was sent to the APA in December 2003 asking why Lakefront is 1320 feet from the lake. The Zoning Review Committee suggested LR Zone be changed to 500 feet from the lake and have a new zone called "Critical Environmental Area Overlay" created. There has been no response from APA yet. The Draft Ordinances will be given to David Avigdor for review and after his review he will draft a Local Law. APA must approve all changes. Assessor Charles Dreyer informed the Town Board that if these changes are made it will impact assessments and taxes in the LR Zone. A combined meeting of all Boards, Zoning, Planning and Town Board, is set for April 5, 2004 at 6.00 P.M to review the completed "draft ordinances". The Town Clerk will advise everyone concerned.

**Appraisal Consultants** - will be in on Friday, March 12, to finish up their reviews. Our residents have given positive responses on how Appraisal Consultants has handled their questions about the new assessments.

**Adult Entertainment** - the Town Board needs to look at drafting a Policy on Adult Entertainment. An amendment could be added to the Zoning Ordinance to specify permitted areas only or a Local Law could be adopted.

## **OLD BUSINESS**

**Review Policy on Vacation and Sick Time.** Jack Kalinkowitz Supervisor Johnson that the Town Board could, at their discretion, grant more vacation time to a part-time employee by a motion of the Board as stated in our Employee Manual.

**Motion** by Preston Allen, seconded by Cheryl Allen to **amend the Sick Leave Policy** to apply to Full-time employees only. All references to payment for sick leave for Part-time Employees will be deleted from Section F - Sick Leave on Page 33 of the Employee Manual. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson.  
**Carried 5-0**

**Motion** by Cheryl Allen, seconded by Percy Allen to give Leland Flansburg an **additional two weeks vacation** for a total of three weeks vacation in 2004, effective immediately. The additional two weeks of vacation time will be reviewed annually at the Organizational Meeting, as well as, Vacation Time for all other Part-time Employees. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Resolution #2004-07** offered by Preston Allen, seconded by Neil Allen to request the County Superintendent of Highway of the County of Saratoga to **establish a lower maximum speed limit of 45 MPH** on County Route 10, between County Route # 7 and the Town of Day Line. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Johnson's Auto Crushers** - Did not sign the 2004 contract because of the 30-days after notification pick up stipulation. Supervisor Johnson will contact them and ask what time frame they are comfortable with in picking up the Town's metals and white goods.

**Review Legislative Grant for \$17,500.00** - of the four projects submitted, two projects were given the OK to proceed. Cemetery Maps from 1932 will be restored and, Town wide clean up - date to be worked out with the Highway Superintendent. Gazebo with electric hook up for Town Playground and environmental assessment of old Saratoga County Garage Site was tabled for further discussion.

**Review of Resolution on Moratorium for Sub-Divisions** - Special Meeting March 22, 2004 - 6:00 P.M.

**Motion** by Cheryl Allen, seconded by Percy Allen directing the Town clerk to place an advertisement for the position of Part-time Bookkeeper in the Pennysaver. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Local Law 2004-01 Property Maintenance Law** has been filed with the New York State - Secretary of State and is now in effect.

## **NEW BUSINESS**

**Open Burning Permits** - Supervisor Johnson asked the Board if they would be interested in having DEC prepare an Open Burning Permit for Town of Day residents that could be picked up at DEC Office in Northville. The Board approved the use of these permits and Forest Ranger Tony Goetke will be contacted to make these permits available.

**Adirondack Park Local Government Day** -March 25 and 26, 2004 in Saranac Lake, NY

**Resolution #2004-08** offered by Cheryl Allen, seconded by Preston Allen authorizes and empowers the Town of Day Justices to make application on behalf of the town and the office of the Justices for any and all grant funds as may be available. Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Sign for Dumpster off Horsehill Road** tabled for discussion next month.

Councilwoman Cheryl Allen asked why the **NYS Boat Launch** is not plowed out during the winter months so that Snowmobilers can park and use the lake trails. Supervisor Johnson will call DEC and find out if this is possible.

## **CORRESPONDENCE**

**Insurance Package** - Supervisor Johnson will contact Dave Meager and see if he can address the Board, in May, on our 2004 Policy.

The Town Board voted to support the Town of Arietta's Adirondack Town & Villages - Resolution that recommends the DEC continue to develop a needed Comprehensive Snowmobile Plan.

**Motion to adjourn** by Percy Allen, seconded by Cheryl Allen Ayes: Neil Allen, Cheryl Allen, Preston Allen, Percy Allen, Supervisor Johnson. **Carried 5-0**

**Adjourned 8:30 P.M.**  
Suzanne Denn - Town Clerk