

**REGULAR MEETING – OCTOBER 12, 2009 – DAY TOWN BOARD
UNAPPROVED MINUTES**

A REGULAR MEETING of the Town Board of the Town of Day, County of Saratoga, State of New York was held in the Day Town Hall, 1650 North Shore Road, on October 12, 2009.

The meeting was called to order by Supervisor Mary Ann Johnson at 7:00 PM and the following answered roll call: Councilman Neil Allen, Councilman Charlie Dreyer, Councilwoman Suzanne Denn, Councilman Preston Allen, Highway Superintendent Scott York, Attorney David Avigdor, Code Enforcement Officer Ken Metzler and Planning Board Chairman Dave Cox.

Motion made by Charlie Dreyer, seconded by Preston Allen, to **approve the minutes** of the September 14, 2009 Regular Meeting.

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

Carried 5 – 0

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

#2009-392	Highway Fund	\$ 1,189.20
#2009-419-427	Highway Fund	\$13,483.99
#2009-392-395	General Fund	\$ 1,702.82
#2009-400-418	General Fund	\$12,304.31
#2009-428	T & A	\$ 147.84

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

Carried 5 – 0

Motion made by Suzanne Denn, seconded by Charlie Dreyer, to **approve the Monthly reports** from the Assessor, Town Justice Krom, Town Justice Johnsen, CEO, for August and September, Town Clerk, Supervisor, Office of the Aging and the Quarterly PB/ZBZ.

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

Carried 5 – 0

COMMITTEE REPORTS –

Highway Superintendent Scott York reports that he and his crew are getting ready for winter. The auction that was held at the garage brought in \$2600.00.

Mr. David Cox reports that the workshops that were held during the summer concerning the Comprehensive Review Plan were not well attended. Mr. Peter Byron from GSLA, and Joe Sullivan from Sacandaga Lake Protection Committee

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will attend the Oct. 20th meeting, and will be making some suggestions for long range plans.

DCPC member Suzanne Denn reports that the next DCPC event will be the Fall Harvest Festival which will take place on Saturday, October 17th. The event will run from 11 – 3 with entertainment by “Jukebox Jim” from 1 – 3. There will be a soup and chili contest again this year, along with a bake sale, crafters and vendors etc.

Public Safety - Councilman Preston Allen reports that the reason a Lake George ambulance responded to an accident involving a motorcycle which occurred on North Shore Road around the beginning of September has been looked into. It was apparently the only ambulance available at that particular time for various reasons including ambulances which were out of service at the time or already out on calls.

OLD BUSINESS -

MWRRP grant - Code Enforcement Officer Ken Metzler was present at the demonstration of a wood chipper at the recycling center. Mr. Metzler did bring a sample of the wood chips that were produced by the chipper and explained to the Board what his thoughts were on this type of chipper. Mr. Metzler does not recommend purchasing the chipper as it was shown which had many extras that he feels the Town does not need. Mr. Metzler did explain to the Board which accessories he felt would be good to purchase and his reasons for these suggestions. Mr. Metzler informed the Board that there would be a 40 – 45 day delivery period once the chipper has been order and that the chipper model that was demonstrated can be purchased under state contract. The MWRRP grant would pay for half the cost of the chipper. The Board agreed that the chipper could be ordered contingent on the money already being in this year’s budget. Supervisor Mary Ann Johnson said that she would check on this.

Motion, made by Suzanne Denn, seconded by Preston Allen, to **approve the purchasing** of the chipper contingent on money being in the budget.

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

Carried 5 – 0

Generator Grant - Supervisor Mary Ann Johnson reports that the electrician will be here on Thursday to hook up the generator at the Highway Garage. This will complete that phase of the grant. Supervisor Johnson also says that she will try to include the fence that will surround the generators in this grant.

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Contracts for scrap metal – Highway Superintendent York is still working on obtaining prices from various companies. The contract we have with Eastside Auto Parts has expired but the company is still taking our scrap metal.

Bookkeeper position – Supervisor Mary Ann Johnson informs us that she does have one interview lined up for next week concerning this position. So far she has only received three resumes. None of the applicants that have responded so far have a background in governmental bookkeeping.

RFQ's for fencing – Supervisor Mary Ann Johnson has received some quotes but is holding onto them until she looks into the cost of burying the tanks.

NEW BUSINESS –

Review bids for the Dump Body for Highway truck – Highway Superintendent Scott York and Attorney David Avigdor have reviewed the bids in detail. The Town Board has also reviewed the bids and have asked Highway Superintendent York what his thoughts were on this matter. Highway Super. York replied that only one of the bids met all the requirements. That bid was the highest bid of the three received.

Supervisor Johnson explained that if the lowest bid was not going to be accepted that Highway Super. York would have to write a letter explaining why the higher bid was accepted.

Supervisor Johnson reviewed with the Board that a resolution needs to be done concerning the way the Town would like to receive its share of the sales tax revenue that is collected by the County. Supervisor Johnson explained that in prior years the Town has opted to receive its share in cash and that she suggests doing the same this year.

Public Works Mutual Aid Agreement - County of Saratoga - Supervisor Mary Ann Johnson explained that she had received the agreement and that basically what the agreement will allow if there is a disaster in our Town or other Saratoga County Towns, is the sharing of personnel and equipment which can occur without having a hearing or special meeting to approve this.

Supervisor Johnson explained to the Board that there needs to be a resolution every year showing that the Town Justices books were in fact audited, and that resolution along with other paperwork pertaining to the audit must be submitted to the Justice Court.

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Set date for public hearing on Preliminary Budget – The tentative budget hearing was adjourned to a later date. Supervisor Johnson will compile some data pertaining to the comparison of savings if the Town Highway employees opt to not have an increase in salary so that they may keep the same insurance plan they have now. The current plan premiums will be going up this coming year which will of course incur a higher cost to the Town. Supervisor Johnson will present these figures to the Town Board when the Tentative budget workshop resumes.

Review of RFQ's on lawn repair - Supervisor Johnson informs us that 4 quotes were received regarding this job. The prices of the quotes range from \$3900.00 to \$7600.00. The Board feels that it could accept the lowest bid contingent on a review of references which will be obtained from this company. Supervisor Johnson will present these findings at the next special meeting when the Tentative Budget workshop resumes.

Honor Deceased Veteran for County program in 2010 – Nominees are needed for this by May 2010.

Review of letter from HRBRRD & Fulton County on the change in the revenue stream – Supervisor Johnson reports that the letter states that the hydro plants can no longer be billed. Supervisor Johnson feels that this could dramatically effect taxes if the plants are no longer required to pay a share. Supervisor Johnson will be sending letters to Senator Farley and Assemblywoman Sayward regarding this matter.

Review of letter from DEC on new burn regulations – Supervisor Johnson reports that these new regulations go into effect on October 14, 2009. Towns are no longer allowed to burn brush from residents which is why the Town of Day will be purchasing a chipper. Other changes include a ban on burning which will occur from the middle of March each year until the middle of May among other things. All of the new open burning regulations can be found on the DEC website at www.dec.ny.gov or at Town Hall.

Review of plans for Recycling Center – Supervisor Johnson will contact Garry Robinson, our project engineer and arrange for him to make a presentation at the next special meeting.

PUBLIC INPUT ON ANY RESOLUTIONS –
None

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

#2009 - 26 Reject all bids submitted on Dump Body for Highway truck

#2009 - 27 Receive Town's share of Sales Tax in Cash

#2009 - 28 Sign Public Works Mutual Aid Agreement

#2009-29 Acknowledging books of Town Justices were audited

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

Carried 5 – 0

CORRESPONDENCE –

Supervisor Johnson has received information on a Caregivers symposium to take place on Nov. 04th, 9:00 AM – 3:30 PM at the Holiday Inn in Saratoga Springs.

From: Congressman Scott Murphy

RE: Thank you letter for assisting with the Congress-On-Your-Corner event

From: NYS Office of Parks, Recreation and Historic Preservation

RE: David Rayfiel house being listed on the State Register of Historic Places.

The house may also be registered on the National Register in the future.

From: Commissioner's of Elections

RE: Thank you for participating in the Pilot Program of new voting machines.

From: Dept. of Transportation

RE: Developing a Pedestrian Safety Action Plan

From: Dept. of State

RE: Solicitation for grant applications

From: Adirondack News Bureau

RE: Informational Brochure North Country Public Radio

From: National Grid

RE: Tree reimbursement Program

INPUT FROM PUBLIC –

Mr. David Cox, the Town's liason with the HRBRRD, was unable to attend the last meeting but did however watch the webcast of it. Mr. Cox reports that there were discussions regarding the safety of the dam. One suggestion was that the water level be kept down. Meetings regarding this issue have been suggested to Hudson River – Black River Regulating District, but they have not been receptive or responsive.

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Motion, made by Charlie Dreyer, seconded by Preston Allen, to **adjourn this Regular Meeting** of the Day Town Board was made at 7:58 PM.

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

Carried 5 – 0

Carol Vaillancourt
Town Clerk