

**REGULAR MEETING – SEPTEMBER 11, 2023 – DAY TOWN BOARD  
UNAPPROVED MINUTES  
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**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, Hadley, NY 12835 on September 11, 2023.

The meeting was called to order by Supervisor Diana Edwards at 7:00pm with the following answering roll call: Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke, Councilman George Lembo, Highway Superintendent Lehman Allen, Jr., Attorney Matt Fuller and liaison to the Hudson River – Black River Regulating District David Cox.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the minutes of the July 10<sup>th</sup> Regular Meeting and the July 26<sup>th</sup> Special Meeting.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the minutes of the August 14, 2023 Regular Meeting Minutes.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the minutes of the August 29, 2023 Special Meeting Minutes.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the abstracts of the August 14, 2023 Regular Meeting Minutes.

#321-327	Highway Fund	\$ 7,499.22
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#328-350	General Fund	\$32,513.30
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Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the pre-audit and regular meeting vouchers.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the bank reconciliations for August 2023.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

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**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Curt Schreiner, to approve the bank reconciliations for August 2023.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Motion**, made by Councilman Joe Flacke, seconded by Councilman George Lembo, to approve the August reports from the Town Justice, Supervisor, Assessor, Code Enforcement Officer and Town Clerk.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**REPORTS OF COMMITTEES –**

Liaison to the Hudson River Black - River Regulating District Dave Cox reports that the next meeting of the Regulating District is tomorrow. The following meeting will be October 11<sup>th</sup>. No change in dispute with Brookfield.

Highway Superintendent Lehman Allen, Jr. reports that the heavy trash pick-up went well. Ninety tv's and monitors were picked up along with many other items.

Highway Superintendent Lehman Allen Jr. stated that he has received petitions with over one hundred signatures regarding the speed reduction request for Kathan Road. He informed those present that paperwork regarding the speed limit change has been sent in and is being reviewed.

The highway crew ground up Military Road in preparation for paving next week.

All highway and garbage/maintenance crews attended the NARCAN training that was available to the public at Day Town Hall recently.

Highway Superintendent Lehman Allen, Jr. pointed out the high cost for a person to obtain a CDL license. Without that certification they cannot drive the large dump trucks. He would like to suggest that the Town reimburse employees for the cost of there training, but with certain rules.

Supervisor Diana Edwards will write up a potential policy for next months meeting.

Highway Superintendent Lehman Allen, Jr. reports that the leaf retention center should be done shortly. Asked Board about fee per bag to deter people from taking advantage.

All leaves **must** be biodegradable bags. This will mean that the Town will have compost to offer to public for free in a few years.

Will decide on how many bags people can bring in.

Policy will be written for next meeting for review.

Tabled issue until next Regular Board meeting on Thursday, October 12<sup>th</sup>  
(Date change from second Monday of month due to Columbus Day).

Buildings Committee – September 13<sup>th</sup> at 3pm will be bid package opening for new roof shingles installation on Town Hall and museum roofs.

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Councilman Joe Flacke explained that grants are used up for this year, next year it will be opened up (in regards to h/w garage).

**NEW BUSINESS -**

Supervisor Diana Edwards reports that Rick Wahrlich will be the new Planning Board member for the Town.

In regards to a Historical Society, Councilman George Lembo reports that he did get to talk to two of the four people on the list that was given to him by Supervisor Edwards. Could start opening the museum next year 9am -11am on Saturday mornings. Supervisor Diana Edwards reminded those present that Town Historian Dave Davidson would like to step down as Historian. Councilman Lembo informed those present that he has more people that he can reach out to.

Councilman Joe Flacke spoke regarding the proposed agenda review meetings, which are a meeting to debate what will be on the agenda for the Regular Town Board meeting for each month. Would like to do this at least on a temporary basis. Supervisor Diana Edwards pointed out that none of the other Towns in Saratoga County do this. Councilman Curt Schreiner and Councilwoman Lorraine Newton would rather not do this. Councilman George Lembo agrees as he does not feel that it is necessary.

Supervisor Diana Edwards informed those present that the Board still needs to have discussions regarding the FEMA – Sand Lake Road project which was stalled this year thru no fault of the Towns.

The Tentative Budget meeting for the 2024 budget will take place Tuesday, October 10<sup>th</sup> at 10:00am. The October Town Board meeting will be on Thursday, of that week due to Columbus Day.

In regards to the proposed revision of the current Dog Control Law, Councilman George Lembo questioned whether or not section 5E was adequate. Attorney Matt Fuller stated that it was fine the way it is. The Dog Control Officer would have to enforce that. The Dog Control Officer would investigate and issue tickets if dog waste was not cleaned up by owners. Public hearing to be held Nov. 13<sup>th</sup> at 7:00pm. The garbage law will be discussed at the next meeting. Draft handed out for the Board members to look over. One resident of the Town spoke in regards to Kathan Road. Would like to see slow and yield etc. painted on road. Would also like to see yield to pedestrians painted on road.

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Highway Superintendent Lehman Allen, Jr. spoke to Department of Transportation and they feel that Kathan Road is a rural road and that crosswalks should be in front of schools, motels, etc.

Supervisor Diana Edwards said she would put in a request for a moveable speed sign.

There was discussion regarding speed bumps. Councilman Curt Schreiner was concerned about people not slowing down for them.

Resident Cheryl Allen said she sat for two hours listening to traffic on Kathan Road and that Woodward Ave. in Hadley has a speed bump. In regards to leaves she feels her house would probably take 100 bags to remove leaves and that the Town of Corinth picks them up.

Councilman George Lembo feels that the pedestrian should also have responsibility. Another resident of the Town who lives on Turner Road stated that they get hunters in the fall, people on ATV's have almost gotten hit.

Zoning Board of Appeals member Harry Brennan asked the Highway Superintendent whether or not the speed bumps were removable for plowing. They are.

**OTHER BUSINESS:**

**Motion**, made by Councilwoman Lorraine Newton, seconded by Councilman Joe Flacke, to **approve** the following resolutions.

Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Carried 5 – 0**

**Resolution #2023-55: To re-allocate \$300.00 from A3610.1 Examining Board Personal Services and \$400 from A1990.4 Contingency to A3610.4 Examining Board Contractual Expense.**

**Resolution #2023-56: Introducing proposed Local Law amending Local Law #1 of 2010 relating to the identification and control of dogs in the Town of Day.**

**Resolution #2023-57: Approving the collection of the fee for a one-day marriage Officiant license.**

**Resolution #2023-58: Appointment of Rick Wahrlich to the Town of Day Planning Board.**

**Resolution #2023-59: Appointing Councilman George Lembo as Chairman of the Historical Society.**

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**Motion**, made by Councilman George Lembo, seconded by Councilwoman Lorraine Newton, to **adjourn** this Regular Meeting of the Day Town Board was made at 7:38pm. Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilwoman Lorraine Newton, Councilman Joe Flacke and Councilman George Lembo.

**Carried 5 – 0**

Carol Vaillancourt  
Town Clerk