

TOWN OF DAY

COUNTY OF SARATOGA

1650 NORTH SHORE ROAD, HADLEY, NY 12835

PHONE: (518) 696-3789

FAX: (518) 696-5391

REGULAR TOWN BOARD MEETING October 12, 2023 AGENDA

Pledge of Allegiance

Roll Call

Motion to approve the Town Board meeting minutes of September 11, 2023.

Motion to approve abstracts September 2023

Pre-Audit:

Highway Fund: Voucher #358-361 \$8,980.30 / General Fund: #362-371, #383-389 \$13,694.00

Vouchers:

Highway Fund: Voucher #370-379 & 398, 399: \$206,625.27 / General Fund: Voucher #373-382, 391-397 \$15,487.47

Bank reconciliations for General, Highway, Payroll, A/P, and Town Clerk/Tax Collector

Motion to approve September 2023 reports from Town Justice, Town Supervisor, Assessor, Code Enforcer, Town Clerk

REPORTS OF COMMITTEES:

- HRBR Regulating District (Dave Cox)
- Veterans Committee (Lorraine & Gary Newton)
- Building Committee (Joe Flacke, George Lembo)
- Historical Society Committee (George Lembo)

REPORT OF HIGHWAY SUPERINTENDENT: Lehman Allen, Jr.

CORRESPONDENCE: Notice of Public Hearing from Saratoga County Dept. of Aging & Youth

OLD BUSINESS:

- Leaf Retention Center
- CDL policy

NEW BUSINESS:

- Board Review: Recommendations on draft of Local Law Regulating Solid Waste Disposal
- Dog Control Law – set meeting date public hearing
- Vehicle for Town Hall

OTHER BUSINESS

- Broadband Study
- Tree trimming front of Town Hall

RESOLUTIONS

Resolution to purchase a 2023 Ford Escape for Town Hall municipal employees to use while conducting town business. Total cost of vehicle is \$34,544.00.

Resolution to reallocate funds in the amount of \$34,544.00 from budget line Buildings A1620.4 Contractual Exp. To Buildings A1620.2 Equipment for purchase of the 2023 Ford Escape.

Resolution to set a Public Hearing Date on November 13 at 7:00pm to Adopt Local Law amending Local Law 1 of 2010 Relating to the Identification and Control of Dogs in the Town of Day.

Resolution establishing a building repair reserve fund in accordance with Section 6-d of The General Municipal Law of the State of New York.

Resolution Establishing a Sanitation Truck Reserve Fund in accordance with Section 6-C of the General Municipal Law of the State of New York.

PUBLIC INPUT

Please check www.townofday.com for final agenda and updates. Each Regular Meeting of the Town Board will have fifteen (15) minutes set aside for public input, to allow members of the public to address the Board on matters relating to the Town of Day. This timeframe may be extended at the discretion of the Board. Each speaker shall state their name prior to addressing the Board and shall be granted the floor for a single time frame of up to five (5) minutes. All remarks shall be directed to the Town Board as a body and not at a specific individual, staff or member of the public. The Board asks that members of the public respect the opportunity of the speaker at the podium to be heard, and asks that the public refrain from conducting side meetings within the meeting room. The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the Town decision making process.

MOTION to adopt resolutions

EXECUTIVE SESSION – if needed

The next regular Town Board meeting will be on Monday, November 13 at 7:00pm

MOTION to Adjourn

Supervisors Report
9/30/23

Assets

Checking

General Fund	\$	253,811.61
Highway Fund	\$	165,234.08

Savings Intrafi MM

Interest earned YTD

General Fund	\$	1,626,588.00	\$ 46,509.27
Highway Fund	\$	1,323,823.00	\$ 28,823.10

Total Checking/Savings **\$ 3,369,456.69**

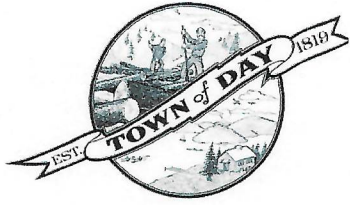
2023 Budget Total Appropriations

General Fund	\$	1,031,097.00
Highway Fund	\$	1,319,887.00

9/1/2023 - 9/30-2023

From Saratoga County

Sales Tax Received	\$	123,748.00
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TOWN OF DAY

COUNTY OF SARATOGA

1650 NORTH SHORE ROAD, HADLEY, NY 12835

PHONE: (518) 696-3789 FAX: (518) 696-5391 WWW.TOWNOFDAY.COM

October 8, 2023

To: Day Town Board
From: Carrie Schermerhorn, Assessor
RE: Monthly Activity Report for the Period of 9/23-10/23

Our School tax bills went out September 1, and we have been inundated with the change of address requests as sales were not able to be completely processed and the school tax collectors notified before the bills went out (they are generated mid to end of August). I typically print off the new owner's information and notify the tax collectors before the bills go out but that was not possible due to the timing that I came into the office. We will now have a form listed on the Town web site to allow the public to easily access and submit a change of address as well to speed up the process of address change requests.

I attended the annual NYS Assessor's Conference 10/3 to 10/6. The most important take away from the conference was the information on the RP-466 Volunteer Firefighter and Ambulance Worker's exemption as there has been some disagreements over the legal language written in the Real Property Tax Law and a recent decision in Clifton Park regarding Special Districts. If you have more than one Fire/Ambulance District, the requirement is that the member resides in that district to receive the exemption. The Assessor in Clifton Park denied the exemption to certain members that resided in Clifton Park but did not reside in the Fire District they served as Clifton Park has a few different districts. The fire fighters fought the decision and ultimately, the town granted them the exemption regardless of the district they served. There are many nuances to this exemption though and it can get very complicated as to who may qualify. There is also some inequality when handing out a 10% reduction in assessed value for a Town like Day where you could have one Vol. FF who owns a home with over 1M in AV as opposed to a Vol FF with a home of a \$150k AV. I would advise the Board to have a discussion regarding special districts and allowing the exemption regardless of residency or not and updating the language in your local law as well as going over it with the town attorney.

October on the assessment calendar is a month of updating the County with totals, sending out Senior Aged renewals, continuing to process sales transfers, splits and mergers, and following up on building permits. I am looking forward to the new office equipment and phone system that Diana is putting in place so that I can retrieve voice mails via email throughout the week. I would also advise the hiring of a Data Collector as the position would be a beneficial asset to the town to allow us to collect as much taxable assessed value as possible. With half the town on the other side of the lake it makes a long day for me to be out collecting data when I could be updating the values. I have only been in the position for a few months, but the amount of work is more than I anticipated with constant emails and phone calls. The support would be greatly appreciated as well as beneficial to the town. Once we have someone well trained, we can look forward to using that support for a revaluation instead of hiring an expensive company such as GAR Assoc. for help, or at least limiting the amount of help we would need from GAR. Having a competent data collector helps us to have integrity in the inventory we collect for assessment purposes and in making our tax roll fair and equitable. From the experience I have had in Schenectady and Saratoga, I cannot stress how important a good data collector is to your town's value.

If you have any questions or concerns, please feel free to reach out to me.

Inspection Schedule

09/01/2023 - 09/30/2023

Inspection Date/Time	Inspection Type	Inspector	Location	Identifier	Permit Type	Permit #
9/5/2023 3:39 PM	Final Inspection	Albert J. Brooks	11 Flansburg (Private) Ln	31.15-2-10	Accessory Structure	ACCSTR-2023-
9/8/2023 8:01 AM	Framing inspection	Albert J. Brooks	2808 S Shore Rd	43.-1-58	Accessory Structure	bp-2023-014
9/12/2023 2:09 PM	Final Inspection	Albert J. Brooks	1541 N Shore Rd	31.19-1-3	Alterations	2022-042
9/12/2023 3:00 PM	Insulation	Albert J. Brooks	55 Pine Ridge Rd	33.6-1-19	Alterations	BP-2023-013
9/14/2023 1:15 PM	Final Inspection	Albert J. Brooks	1168 Frank Kathan Rd	33.11-2-5	Demolition	DEMO-2023-001
9/14/2023 1:15 PM	Footings before pour	Albert J. Brooks	1168 Frank Kathan Rd	33.11-2-5	Single Family	bp-2023-012
9/18/2023 2:45 PM	Final Inspection	Albert J. Brooks	79 Yates Hill Rd	31.-1-15	IG Pool	IGPOOL-2023-
9/18/2023 3:45 PM	Final Inspection	Albert J. Brooks	2110 S Shore Rd	55.5-2-24	Accessory Structure	ACCSTR-2023-
9/20/2023 12:30 PM	Other	Albert J. Brooks	1168 Frank Kathan Rd	33.11-2-5	Single Family	bp-2023-012
9/21/2023 12:30 PM	Other	Albert J. Brooks	1168 Frank Kathan Rd	33.11-2-5	Single Family	bp-2023-012
9/21/2023 1:10 PM	Footings before pour	Albert J. Brooks	1168 Frank Kathan Rd	33.11-2-5	Single Family	bp-2023-012
9/22/2023 3:36 PM	Insulation	Albert J. Brooks	79 Horse Hill Rd	42.12-1-74	Single Family	bp2361
9/25/2023 3:31 PM	Ice and water inspection	Albert J. Brooks	123 Yates Hill Rd	31.-1-44.12	Accessory Structure	bp-2023-009

Total Inspections: 13

Payment Summary

From: 09/01/2023 to 09/30/2023

Created By: All

	Parent Type	Amount
<i>Payment Date: 09/05/2023</i>		
<i>Payment Type: Check</i>		
	Deck	\$157.60
	Addition	\$219.52
	Payment Date: 09/05/2023 Total:	\$377.12
	Payment Type: Check Total:	\$377.12
<i>Payment Date: 09/07/2023</i>		
<i>Payment Type: Check</i>		
	SW Manufactured Home	\$100.00
	Payment Date: 09/07/2023 Total:	\$100.00
	Payment Type: Check Total:	\$100.00
<i>Payment Date: 09/13/2023</i>		
<i>Payment Type: Check</i>		
	Alterations	\$243.84
	Payment Date: 09/13/2023 Total:	\$243.84
	Payment Type: Check Total:	\$243.84
<i>Payment Date: 09/19/2023</i>		
<i>Payment Type: Check</i>		
	Accessory Structure	\$123.20
	Deck	\$100.00
	Single Family Home	\$50.00
	Payment Date: 09/19/2023 Total:	\$273.20
	Payment Type: Check Total:	\$273.20
	Grand Total:	\$994.16

**TOWN BOARD OF THE TOWN OF DAY
COUNTY OF SARATOGA, STATE OF NEW YORK**

Resolution No. ___ of 2023
Adopted October 12, 2023

Introduced by _____
who moved its adoption

Seconded by _____

**RESOLUTION INTRODUCING PROPOSED LOCAL LAW AMENDING LOCAL LAW
1 OF 2010 RELATING TO THE IDENTIFICATION AND CONTROL OF DOGS
IN THE TOWN OF DAY**

WHEREAS, the Town Board of the Town of Day has discussed amending the Town's local law regulating and relating to the identification and control of dogs to deal with dogs defecting on public and private property in the Town; and

WHEREAS, a proposed local law providing for such amendments has been drafted, and

WHEREAS, the Town Board wishes to introduce said local law and hold a public hearing concerning the proposed local law.

NOW, THEREFORE BE IT

RESOLVED, that the proposed local law amending local law 1 of 2010 relating to the identification and control of dogs in the Town of Day is hereby accepted for introduction to the Town Board; and be it further

RESOLVED, that the consideration and proposed adoption of this Local Law is an action under the New York State Environmental Quality Review Act (SEQRA). The Town Board hereby declares that this action is a Type II action pursuant to 6 NYCRR 617.5(33) and the action is hereby precluded from further environmental review; and be it further

RESOLVED, that a public hearing shall be scheduled for the consideration of this proposed local law to be held by the Town Board on November 13, 2023 at 7:00 p.m. at the Town of Day Town Hall; and be it further

RESOLVED, that the Town Clerk is direct to post and publish a notice of said public hearing in the _____ at least five (5) days before the public hearing.

RESOLVED, that this resolution shall take effect immediately.

PRESENT:

AYES:

NAYS:

ABSENT:

**TOWN OF DAY
COUNTY OF SARATOGA, STATE OF NEW YORK
Local Law No. ____ of the Year 2023**

A LOCAL LAW PROVIDING FOR DOG CONTROL IN THE TOWN OF DAY

Be it enacted by the Town Board of the Town of Day as follows:

1. Purpose
 - a. The Purpose of this local law is to provide for the licensing, [and] identification and control of dogs.
 - b. This local law shall not apply to any dog not required to be licensed under applicable New York State law.
2. Definitions. The following words and terms have the following meaning as used in this local law, unless otherwise expressly stated or unless the context or subject matter requires otherwise:
 - a. "Town" means the Town of Day.
 - b. "Clerk" means the Town Clerk of the Town of Day.
 - c. "Dog" means any member of the species canis familiaris.
 - d. "Dog Control Officer" means [the Town of Day Dog Control Officer] any individual appointed by the Town Board to such position or in the absence of such appointment, the Town Supervisor.
 - e. "Harbor" means to provide food or shelter to any dog.
 - f. "Identification Tag" means a tag issued by the licensing municipality which sets forth an identification number, together with the name of the municipality, the state of New York, contact information, including telephone number, for the municipality and such other information as the licensing municipality deems appropriate.
 - g. "Identified dog" means any dog carrying an Identification Tag.
 - h. "Owner" means any person who is entitled to claim lawful custody and possession of a dog, and any person is who responsible for purchasing the license for such dog. The term owner shall include any person or person, firm, association or corporation who or which at any time, owns, has custody of harbors or is otherwise in control of any dog that is kept, harbored or

maintained within the Town. Any person owning or harboring a dog for a period of one (1) week prior to filing any complaint charging a violation of this Local Law, shall be held and deemed to be the owner of any dog found to be in violation of this Local Law.

i. "Owner of Record" means the person in whose name any dog was last licensed pursuant to this local law or similar local law of another municipality of New York State or if such person shall be less than 18 years of age, then the Owner of Record shall be deemed to be the parent or guardian of such person.

3. Licensing of dogs required; rabies vaccination required.

a. Licensing Required.

i. The Owner of any dog reaching the age of four months shall immediately make application for a dog license. No license shall be required for any dog which is under the age of four months or is otherwise not required to be licensed under applicable New York State law. Except as otherwise provided in this subdivision a license shall be issued or renewed for a period of one year, provided, that no license shall be issued for a period expiring after the last day of the eleventh month following the expiration date of the current rabies certificate for the dog being licensed. All licenses shall expire on the last day of the last month of the period for which they are issued. In the event an applicant for a license presents, in lieu of a rabies certificate, a statement certified by a licensed veterinarian, as provided herein, a license shall be issued or renewed for a period of one year from the date of said statement.

ii. Application for a dog license shall be made to the Town Clerk. The application may be made in person or by mail.

iii. The application shall state the sex, actual or approximate age, breed, color, and municipal identification number of the dog if any, and other identification marks, if any, and the name, address, telephone number, county and town, city or village of residence of the owner, as well as any further information required by New York State law.

iv. The application shall be accompanied by a license fee in an amount to be fixed from time to time by the Town Board, which license fee shall be different for spayed or neutered dogs and non-spayed or neutered dogs, and in either case a certificate of rabies vaccination or statement in lieu thereof, as required herein. In the case of a spayed or neutered dog, every application shall also be accompanied by a certificate signed by a licensed veterinarian, or an affidavit signed by the owner, showing that the dog has been spayed or neutered, provided such certificate or affidavit shall not be required if the same is already on file with the Clerk. In lieu of the spay or

neuter certificate an owner may present a statement certified by a licensed veterinarian stating that he has examined the dog and found that because of old age or other reason, the life of the dog would be endangered by spaying or neutering. In such case, the license fee for the dog shall be the same as for a spayed or neutered dog as set forth herein. Fees are non-refundable.

v. Upon validation by the Clerk, the application shall become a license for the dog described therein.

vi. The Clerk, shall provide a copy of the license to the Owner and retain a record of the license that shall be a public record of the Town.

vii. No license is transferable. Upon the transfer or ownership of any dog, the new owner shall immediately make application for a license for such dog.

b. The Clerk, at the time of issuing any license pursuant to this local law, shall require the applicant to present a statement certified by a licensed veterinarian showing that the dog or dogs have been vaccinated to prevent rabies or, in lieu thereof, a statement certified by a licensed veterinarian stating that because of old age or another reason, the life of the dog or dogs would be endangered by the administration of vaccine. The Clerk, shall file such record with a copy of the license.

c. License fees. All revenue derived from such fees shall be the sole property of the municipality setting the same and shall be used only in accordance with New York State law, with the exception of those fees mandated for Animal Population Control Program which must be at least a \$1.00 surcharge for spayed / neutered dogs, and which must be at least a \$3.00 surcharge for unspayed / unneutered dogs. The Animal Population Control Program surcharge fees will be submitted to the Animal Population Control Fund.

d. The Saratoga County Animal Shelter is authorized by the Town to issue dog licenses for dogs which will reside within the Town. The Saratoga County Animal Shelter is authorized to charge for and collect the license fee which will include the Animal Population Control Program surcharge. All information regarding dogs licensed by the Saratoga County Animal Shelter will be promptly provided to the Clerk. Subsequent renewals of each license shall be done by the Clerk.

e. Enumeration. If the Town Board of the Town of Day determines the need for a town-wide dog enumeration, an enumeration fee may be assessed for each dog found to be unlicensed or with an expired license at the time of the enumeration.

4. Identification of dogs.

a. Each dog licensed pursuant to this local law shall be assigned, at the time dog is first licensed, a municipal identification number. Such

identification number shall be carried by the dog on an identification tag which shall be affixed to a collar on the dog at all times.

b. No tag carrying an identification number shall be attached to the collar of any dog other than the one to which it was assigned.

c. Change of ownership; lost or stolen dog.

i. In the event of a change in the ownership of any dog which has been licensed pursuant to this local law or in the address of the owner of record of any such dog, the owner of record shall, within ten (10) days of such change, file with the Clerk a written report of such change. Such owner of record shall be liable for any violation of this article until such filing is made or until the dog is licensed in the name of the new owner.

ii. If any dog which has been licensed pursuant to this article is lost or stolen, the owner of record shall, within ten (10) days of the discovery of such loss or theft file with the Clerk a written report of such loss or theft. In the case of a loss or theft, the owner of record of any such dog shall not be liable for any violation of this article committed after such report is filed.

iii. In the case of a dog's death, the owner of record shall so notify the Clerk prior to renewal of licensure or upon the time of such renewal as set forth by the municipality in which the dog is licensed.

5. Restrictions. It shall be a violation, punishable as set forth herein, for the owner of a dog in the Town of Day to permit or allow such dog to do any of the following things:

a. Run at large within the Town of Day which means to be in a public place or on private land without the knowledge, consent and approval of the owner of such land.

b. Engage in habitual or loud barking or howling or to conduct itself in such a manner as would be reasonably expected to annoy any person other than the Owner of such dog.

c. Cause damage or destruction of property, or commit a nuisance upon the premises of a person other than the Owner of such dog.

d. Chase or otherwise harass any person in a manner which reasonably puts such person in apprehension of bodily harm or injury.

e. Create a nuisance by defecating on public property which is not immediately cleaned up by proper bagging and disposal by the Owner of such dog, or digging on public property, or defecating, urinating or digging on private property without the consent or approval of the owner of such property.

6. Violations.

- a. It shall be a violation, punishable as provided herein, for:
- i. Any owner fail to license any dog;
 - ii. Any owner to fail to have any dog identified as required by this local law;
 - iii. Any person to knowingly affix to any dog any false or improper identification tag;
 - iv. Any person to furnish any false or misleading information on any form required to be filed pursuant to the provisions of this local law;
 - v. Any owner of a dog to fail to notify the Clerk of any change of ownership or address as required by this local law;
 - vi. Fail to comply with any provision of this local law.
- b. The Town Dog Control Officer shall have the authority to bring an action against any person who has, within the Town, committed any violation set forth herein. [Any municipality] The Town may elect either to prosecute such action as a violation under the penal law or to commence an action to recover a civil penalty.
- c. A violation of this section shall be punishable, subject to such an election, either:
- i. Where prosecuted pursuant to the penal law, by a fine of not less than \$50.00 except that (i.) where the person was found to have violated this local law within the preceding five years, the fine may not be less than \$100.00, and (ii.) where the person was found to have committed two or more violations within the preceding five years, it shall be punishable by a fine of not less \$200.00 or imprisonment for not more than 15 days, or both; or
 - ii. Where prosecuted as an action to recover a civil penalty, by a civil penalty of not less than \$50.00 except that (i.) when the person was found to have violated this local law within the preceding five years, the civil penalty may be not less than \$100.00 and (ii.) where the person was found to have committed two or more such violations within the preceding five years, the civil penalty may be not less than \$200.00.

7. Severability. [The invalidity of any section or part thereof of this Local Law shall not invalidate any other section or part thereof. All other sections or parts thereof shall remain valid and enforceable.] If any clause, sentence, paragraph, subdivision, section, or part of this local law, or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph,

subdivision, section, or part of this local law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

8. Repealer. This Local Law shall supersede all prior Local Laws and Ordinances relating to dog control in the Town of Day, and such prior laws and ordinances are hereby repealed.
9. Effective date. [This Local Law shall take effect January 01, 2011 after filing with the Secretary of State.] This Local Law shall take effect up on filing with the New York Secretary of State.

Explanation: New Material is underlined. Deleted Material is in [brackets.]

**TOWN BOARD OF THE TOWN OF DAY
COUNTY OF SARATOGA, STATE OF NEW YORK**

Resolution No. ____ of 2023
Adopted _____, 2023

Introduced by _____
who moved its adoption

Seconded by _____

**RESOLUTION ESTABLISHING A BUILDING REPAIR RESERVE FUND IN
ACCORDANCE WITH SECTION 6-d OF THE GENERAL MUNICIPAL LAW OF THE
STATE OF NEW YORK**

WHEREAS, pursuant to Section 6-d of the General Municipal Law of the State of New York, the Town Board wishes to establish a capital reserve fund to be known as the "Building Repair Reserve Fund" (the "Reserve Fund"); and

WHEREAS, the purpose of this Reserve Fund is to accumulate moneys to finance the cost of repairs to Town of Day owned buildings including but not limited to telephone and computer infrastructure and equipment, roofing for Town owned buildings including the Town Hall and Town Highway garage, and similar repairs; and

WHEREAS, the establishment of said Reserve Fund is a Type II action pursuant to the State Environmental Quality Review Act; and

WHEREAS, the Town Board desires to proceed with the establishment of said Reserve Fund.

NOW THEREFORE BE IT:

RESOLVED, there is hereby established and documented a "Building Repair Reserve Fund" in accordance with Section 6-d of the General Municipal Law of the State of New York; and be it further

RESOLVED, the purpose of this Reserve Fund is to accumulate moneys to finance the cost of repairs to Town of Day owned buildings including but not limited to telephone and computer infrastructure and equipment, roofing for Town owned buildings including the Town Hall and Town Highway garage, and similar repairs; and be it further

RESOLVED, the Town Supervisor officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Town Supervisor may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the

Town of Day. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Town Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Town Board a detailed report of the operation and condition of the Reserve Fund; and be it further

RESOLVED, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the Town Board first holding a public hearing upon at least five (5) days notice to be published in the official newspaper of the Town of Day, and the Town Board adopting a resolution approving such expenditure after such public hearing, except that the Town Board, upon adoption of a resolution by two-thirds vote, may approve expenditure from the Reserve Fund for a bona fide emergency as the Town Board may determine provided that such emergency expenditure is repaid at least one-half during the next fiscal year of the Town and the remainder the following fiscal year; and be it further

RESOLVED, that since the Town of Day is located in the Adirondack Park and at least 30 percent of the taxable assessed land is comprised of New York State lands, the approval of the New York State Office of the State Comptroller is required for the establishment of, and appropriation of monies from, the Reserve Fund; and be it further

RESOLVED, that this resolution shall take effect immediately.

Roll Call Vote

**TOWN BOARD OF THE TOWN OF DAY
COUNTY OF SARATOGA, STATE OF NEW YORK**

Resolution No. ____ of 2023
Adopted _____, 2023

Introduced by _____
who moved its adoption

Seconded by _____

**RESOLUTION ESTABLISHING A SANITATION TRUCK RESERVE FUND IN
ACCORDANCE WITH SECTION 6-c OF THE GENERAL MUNICIPAL LAW OF THE
STATE OF NEW YORK**

WHEREAS, pursuant to Section 6-c of the General Municipal Law of the State of New York, the Town Board wishes to establish a capital reserve fund to be known as the "Sanitation Truck Reserve Fund" (the "Reserve Fund"); and

WHEREAS, the purpose of this Reserve Fund is to accumulate moneys to finance the purchase and fit-up of a garbage collection sanitation truck for use by the Town of Day, the maximum amount of which shall be _____ (\$ _____); and

WHEREAS, the establishment of said Reserve Fund is a Type II action pursuant to the State Environmental Quality Review Act; and

WHEREAS, the Town Board desires to proceed with the establishment of said Reserve Fund.

NOW THEREFORE BE IT:

RESOLVED, there is hereby established and documented a "Sanitation Truck Reserve Fund" in accordance with Section 6-c of the General Municipal Law of the State of New York in the maximum principal amount of _____ (\$ _____); and be it further

RESOLVED, the purpose of this Reserve Fund is to accumulate moneys to finance the purchase and fit-up of a garbage collection sanitation truck for use by the Town of Day; and be it further

RESOLVED, the Town Supervisor officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Town Supervisor may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town of Day. Any interest earned or capital gains realized on the moneys so deposited or

invested shall accrue to and become part of the Reserve Fund. The Town Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Town Board a detailed report of the operation and condition of the Reserve Fund; and be it further

RESOLVED, except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law and any other law; and be it further

RESOLVED, that since the Town of Day is located in the Adirondack Park and at least 30 percent of the taxable assessed land is comprised of New York State lands, the approval of the New York State Office of the State Comptroller is required for the establishment of, and appropriation of monies from, the Reserve Fund; and be it further

RESOLVED, that this resolution shall take effect immediately.

Roll Call Vote



**DEPARTMENT OF
AGING & YOUTH SERVICES**

SANDRA CROSS, DIRECTOR

518.884.4100

SARATOGACOUNTY.NY.GOV

152 WEST HIGH ST, BALLSTON SPA, NY 12020

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Saratoga County Department of Aging and Youth Services will hold a Public Hearing as follows:

Tuesday October 31, 2023

12:30 p.m. – 1:30 p.m.

Town of Halfmoon Senior Center

2897 Lower Newtown Road

Waterford, NY 12188

TAKE FURTHER NOTICE that the purpose of the hearing shall be to obtain input, suggestions and comments relative to programs for the aging for the year 2024, under Title III of the Older Americans Act of 1965, as amended, and the New York Community Services Act for the Saratoga County planning and service area.

TAKE FURTHER NOTICE that a Plan Abstract may be examined on October 16 and October 17 at the Saratoga County Department of Aging and Youth Services, 152 West High Street, Ballston Spa, NY during normal business hours.

PLEASE NOTE: Call Saratoga County Department of Aging and Youth Services at 518-884-4100 if special accommodations are needed on this day.

☺ *Revolutionary By Nature* ☺



**DEPARTMENT OF
AGING & YOUTH SERVICES**

SANDRA CROSS, DIRECTOR

518.884.4100

SARATOGACOUNTY.NY.GOV

152 WEST HIGH ST, BALLSTON SPA, NY 12020

NOTICE OF PUBLIC HEARING

TAKE NOTICE that the Saratoga County Department of Aging and Youth Services will hold a Public Hearing as follows:

Thursday October 19, 2023

1:00 p.m. – 2:00 p.m.

Galway Town Hall

5910 Sacandaga Road

Galway, NY 12074

TAKE FURTHER NOTICE that the purpose of the hearing shall be to obtain input, suggestions and comments relative to programs for the aging for the year 2024, under Title III of the Older Americans Act of 1965, as amended, and the New York Community Services Act for the Saratoga County planning and service area.

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BOARD OF SUPERVISORS

9/19/2023

RESOLUTION 243 - 2023

Introduced by Economic Development: Supervisors Hammond, Butler, Grasso, Raymond, Tollisen, K. Veitch and Winney

AUTHORIZING AN AGREEMENT WITH ECC TECHNOLOGIES, INC. FOR A BROADBAND FEASIBILITY STUDY IN THE TOWNS OF CORINTH, DAY, EDINBURG, HADLEY, AND PROVIDENCE

WHEREAS, Saratoga County allocated \$2.1 million dollars of American Rescue Plan Act funds for the expansion of broadband within the County; and

WHEREAS, the possibility of future funding sources from both the state and federal governments will require the accurate mapping of all broadband serviceable locations; and

WHEREAS, Saratoga County has identified a need for the expansion of broadband services in the Towns of Corinth, Day, Edinburg, Hadley, and Providence; and

WHEREAS, Saratoga County solicited proposals to complete a study and mapping exercise regarding broadband availability in the Towns of Corinth, Day, Edinburg, Hadley, and Providence; and

WHEREAS, our Economic Development Committee, the Director of Planning and Economic Development, and the County Administrator have recommended that the bid of ECC Technologies, Inc. in the amount of \$48,187, the lowest bid received of nine proposals, be accepted to complete a study and mapping exercise regarding broadband availability within approximately six (6) months, for the Towns of Corinth, Day, Edinburg, Hadley and Providence; now, therefore, be it

RESOLVED, that the Chair of the Board is hereby authorized to execute an agreement with ECC Technologies, Inc. of Penfield, New York to complete a study and mapping exercise regarding broadband availability within approximately six (6) months for the Towns of Corinth, Day, Edinburg, Hadley, and Providence at a cost not to exceed \$48,187; and it is further

RESOLVED, that the form and content of such agreements shall be subject to the approval of the County Attorney; and it is further

RESOLVED, that the 2023 Saratoga County Budget is amended as follows:

UNDER NON-DEPARTMENTAL

Increase Revenue:

A.90-4089 Federal Aid – Other \$48,187

UNDER COUNTY ADMINISTRATOR

Increase Appropriations:

A.14.000-8190 Other Professional Services \$48,187

RESOLVED, that this Resolution shall take effect immediately.

BUDGET IMPACT STATEMENT: The budget will be amended to accept these funds and authorize the related expenses.

September 19, 2023 Regular Meeting

Motion to Adopt: Supervisor Grasso

Second: Supervisor Barrett

AYES (188843.5): Joseph Grasso (4328), Philip C. Barrett (19014.5), Jonathon Schopf (19014.5), Eric Butler (6500), Diana Edwards (819), Jean Raymond (1333), Michael Smith (3525), Kevin Veitch (8004), Kevin Tollisen (25662), Mark Hammond (17130), Scott Ostrand (18800), Theodore Kusnierz (16202), Sandra Winney (2075), Ian Murray (5808), Tara N. Gaston (14245.5), Edward D. Kinowski (9022), John Lant (17361)

NOES (0):

ABSENT (32420): Eric Connolly (11831), Arthur M. Wright (1976), Thomas Richardson (5163), Willard H. Peck (5242), John Lawler (8208)

RECUSED (14245.5): Matthew E. Veitch (14245.5)