

**PUBLIC HEARING & REGULAR MEETING
NOVEMBER 13, 2023 – DAY TOWN BOARD
UNAPPROVED MINUTES
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A PUBLIC HEARING 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 New York, on November 13, 2023.

Supervisor Diana Edwards called the Public Hearing to order at 7:00pm with 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 Dave Cox.

Supervisor Diana Edwards explained the purpose of the Public Hearing to those present.

With proof of notice that the legal notice for the Public Hearing regarding proposed Local Law #4 for the year 2023 – Control of Dogs - was published according to law, the reading was waived by Supervisor Diana Edwards.

Supervisor Edwards gave all those desiring to be heard a chance to speak.

All those desiring to speak for the proposed Local Law – None

All those desiring to speak against the proposed Local Law – None

Supervisor Diana Edwards asked the Day Town Board if they were ready to vote on passing the new law, which they replied they were.

Motion, made by Councilman George Lembo, seconded by Councilman Curt Schreiner, to **approve** Local Law #4 – Control of Dogs.

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

Carried: 5 - 0

All those desiring to be heard having been given the opportunity to be heard, the Public Hearing regarding the proposed Local Law was declared closed by Supervisor Edwards at 7:03pm.

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

Carried: 5 - 0

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Motion, made by Councilman George Lembo, seconded by Councilman Curt Schreiner, to **approve** the minutes from the Oct. 10th Spec. Mtg., Oct. 12th Reg. mtg., Workshop mgts. of Oct. 16th & 23rd, Nov. 06th Spec. and Nov. 06th Public Hearing.

Motion, made by Councilman Curt Schreiner, seconded by Councilman George Lembo, (with minor chgs.).

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

Carried: 5 - 0

Motion, made by Councilman Curt Schreiner, seconded by Councilman Joe Flacke, to **approve** the audited abstracts from the November 13, 2023 Regular meeting.

Pre-Audit Vouchers

#400-406	Highway Fund	\$16,435.27
#407-418	General Fund	\$ 6,840.77

Regular Vouchers

#229-247	Highway Fund	\$50,842.82
#219-263	General Fund	\$20,085.27

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

Carried: 5 – 0

Motion, made by Councilman Curt Schreiner, seconded by Councilman Joe Flacke, to **approve** the **Bank Reconciliations** for General, Highway, Payroll, A/P, and Town Clerk/Tax Collector and the **reports** from Town Justice, Town Supervisor, Assessor, Code Enforcer and Town Clerk.

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

Carried: 5 – 0

REPORTS OF COMMITTEES –

Hudson River – Black River Regulating District liaison Dave Cox reported that at the October 11th meeting, the Regulating District Board heard an appeal of a permit denial. The appeal request was listened to and tabled.

Dam safety study and inspection extended.

FERC sent the district a letter that it would not assist in the dispute with Brookfield but suggested that there are other ways for the district to seek restitution from Brookfield.

Water level is on target.

There is no December meeting. Next meeting is January 09, 2024.

Mr. Cox submitted a written report to the Board prior to the meeting.

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Councilwoman Lorraine Newton - Veterans Committee – attended a celebration for Town of Day Veteran Richard Traeger on October 19th. Other people from Town attended along with Gary Newton, who is also on the Veterans Committee. This was a celebration for just Richard Traeger and there were family members in attendance. The Traeger family was overwhelmed and thankful for this tribute. The family will also be receiving a coin at a later date.

Building Committee members Councilman Joe Flacke and Councilman George Lembo have nothing to report at the moment. Supervisor Diana Edwards did ask them to work on the bid package for the roofs at Town Hall and the Museum so that the Town can go out to bid on it soon.

Councilman George Lembo, who is in charge of the Historical Society committee, reports that people who are involved with the committee will try to set up a schedule of 9-11 Saturday mornings in the summer. There is \$1000.00 in grant money set aside for the Historical Society.

Highway Superintendent Lehman Allen, Jr. reports that we just had first winter storm with approx. 1" of snow on Military Road. Highway crew is ready for winter. People are using the leaf deposit center. FEMA project is moving along. Engineer Garry Robinson is working to finalize design now. Will be submitting paperwork to FEMA shortly to get approval. Hopefully May 01st start date. Congressman Paul Tonko's office has been helping with FEMA. We do not need FEMA approval for everything. Supervisor Diana Edwards had questions regarding the bid process for the contractors that will do the work. The work can start before May 01st, just can't be in stream until May 01st do to it being a trout stream. Can start other work concerning bridge as early as February 01st. There will be a pre-bid meeting. Supervisor Edwards thanked Mr. Robinson for all the work he is doing on the project. Councilman George Lembo thanked him also.

CORRESPONDENCE –

Broadband flyer for distributions and survey – Saratoga County Broadband Assessment. (Survey only takes about 5 minutes. – Forms available at Town Hall)
Letter from Saratoga Casino Hotel Foundation, grant Historical Society,
Intermunicipal Agreement for Shelter Services 2024.

OLD BUSINESS –

Still having discussions regarding Local Law on Solid Waste Disposal.

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NEW BUSINESS –

Town Hall will be closed the last week of December as it has been in previous years.

OTHER BUSINESS –

The mobile food pantry is this week on Thursday the 16th, starting at 10:30am.

PUBLIC INPUT –

Resident Cheryl Allen stated that she filled out the survey and that it did not take long to do.

Mrs. Allen also pointed out that the Town Hall needs to have vote here signs put out by the road to assist people in finding the Town's polling place.

Councilman George Lembo stated that he will talk to Mary Ann Johnson, Republican Party Chairperson, about getting signs for Town Hall before the next election. All parties should be involved in this.

Councilman Curt Schreiner asked Highway Superintendent Lehman Allen Jr. about the status of the potential speed change on Kathan Road. Mr. Shevlin has checked – nothing yet. But will hopefully happen soon.

RESOLUTIONS –

Resolution #2023-65 establishing a building repair reserve fund (General Fund) in accordance with Section 6-d of the General Municipal Law of the State of New York.

Resolution #2023-66 establishing a Sanitation Truck Reserve Fund (General Fund) in accordance with Section 6-C of the General Municipal Law of the State of New York.

Resolution #2023-67A establishing a Tandem Plow / Dump Truck Reserve Fund (Highway Fund) in accordance with Sections 6-C of the General Municipal Law of the State of New York.

(\$150,000.00 per year, each year to keep it funded as vehicles are purchased. It is approx. \$250,00.00 per tandem dump truck currently.)

Motion, made by Councilwoman Lorraine Newton, seconded by Councilman George Lembo, to **approve** the above resolutions.

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

Carried: 5 – 0

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Motion, made by Councilman George Lembo, seconded by Councilman Curt Schreiner to **adjourn** this Regular Town Board meeting was made at 7:59pm.
Ayes: Supervisor Diana Edwards, Councilman Curt Schreiner, Councilman Joe Flacke and Councilman George Lembo.

Carried 5 – 0

Carol Vaillancourt Town Clerk