

**REGULAR MEETING – FEBRUARY 11, 2019 – 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 February 11, 2019.

The meeting was called to order by Supervisor Preston Allen at 7:00pm with the following answering roll call: Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton, Councilman Jeff Gray, Highway Superintendent Ronnie Ladd, Attorney Matt Fuller and liaison to the Hudson River – Black River Regulating Districts David Cox.

Motion, made by Councilwoman Lorraine Newton, seconded by Councilwoman April Schmick, to **approve** the minutes from the January Organizational meeting and the January 14th Regular meeting.

Ayes: Supervisor Preston Allen, Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton and Councilman Jeff Gray.

Carried 5 – 0

Motion, made by Councilman Jeff Gray, seconded by Councilman Curt Schreiner, to **approve the audited abstracts** as follows:

#26, 27	Pre-audit General Fund	\$ 2,096.74
#29-34	Pre-audit General Fund	\$26,688.14
#28	Pre-audit Highway Fund	\$ 1,496.40
#35-37, 40-45, 47-56	General Fund	\$15,441.01
#38, 57-65	Highway Fund	\$30,743.10
#39	Trust & Agency	\$ 1,032.47
#46	Fire Department #1	\$37,800.00

Ayes: Supervisor Preston Allen, Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton and Councilman Jeff Gray.

Carried 5 – 0

Motion, made by Councilman Curt Schreiner, seconded by Councilman Jeff Gray, to **approve** the January reports as follows: Town Justice, CEO, Town Clerk & Assessor. Bank Reconciliations: Genl., H/W, Payroll/A/P, and Town Clerk – Tax Collector.

Ayes: Supervisor Preston Allen, Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton and Councilman Jeff Gray.

Carried 5 – 0

REPORTS OF COMMITTEES –

Highway Superintendent Ronnie Ladd reports that his crew is cutting a lot of ice and have steamed a lot of culverts as they had frozen. Ordered new truck.

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Hudson River – Black River Regulating District liaison Dave Cox submitted a written report to the Board prior to the meeting. Water level 121/2' above normal. The next meeting is March 12th and the Mayfield field office.

OLD BUSINESS –

No update on 200 year Anniversary celebration for the Town of Day.

Supervisor Preston Allen said that there is usually 2 or 3 people at the NYC conference to talk to regarding servers.

NEW BUSINESS –

Supervisor Preston Allen gave an election update concerning the floating of petitions which will start on February 26th due to the new changes and need to be back to Saratoga Board of Elections by Marcy 27th.

Supervisor Preston Allen met with the Saratoga County Engineer regarding the Kathan Road issue. Was told there was no need for rail there. Councilman Jeff Gray would still like to have rail there.

Councilman Curt Schreiner asked if we have determined where the Town line is?

Supervisor Preston Allen reports that while speaking with engineer he was told that Saratoga county can help put rail in.

Attorney Matt Fuller reminded those present that the Town needs to have it surveyed, cannot rely on tax maps.

Surveyor would tell us at what point they would need to start.

The Town of Hadley received a letter form the engineer also. Saratoga County Engineer does not see need for rail.

Supervisor Preston Allen explained that there should be a name change to one of the Town streets. There is also an Elm Street in Hadley and this has caused an issue with deliveries. Would like to change the name to Elmwood. Attorney Matt Fuller says just needs to do a resolution to change it. Also need to send letters to owners of property to make them aware of situation and get their thoughts on change.

PUBLIC INPUT ON RESOLUTIONS –

None

Motion, made by Councilman Curt Schreiner, seconded by Councilwoman April Schmick, to **adopt** the following resolutions:

#2019-20 Budget adjustment of \$57,886.00 from fund balance for purchase

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of truck for highway department

#2019-21 Transfer from Acct. #3620.4 to 3620.1 in the amount of \$470.74

#2019-22 Transfer from Acct. #1355.4 to 1355.1 in the amount of \$484.88

#2019-23 To update Notice of Defects Law that the Town currently has in place

#2019-24 To set date for Public Hearing on Prior Written Notice of Defects Law as March 03, 2019 at 7:00pm.

Ayes: Supervisor Preston Allen, Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton and Councilman Jeff Gray.

Ayes 5 Nays 0

Resolution #2019-20 Budget adjustment of \$57,886.00 from fund balance for purchase of truck for highway department

WHEREAS, the Town board has discussed the available funds for the purchase of a truck for the Town of Day Highway Department, therefore be it

RESOLVED, that the Day Town Board has decided to transfer funds from the fund balance to purchase a new truck for the Town of Day Highway Department.

Resolution #2019-21 Transfer from Acct. #3620.4 to 3620.1 in the amount of \$470.74

WHEREAS, the Day Town Board finds it necessary to transfer funds from one account to another, therefore be it

RESOLVED, that the Day Town Board authorizes the bookkeeper to transfer funds in the amount of \$470.74 from acct. #3620.4 to acct. #3620.1 (safety inspection accounts).

Resolution #2019-22 Transfer from Acct. #1355.4 to 1355.1 in the amount of 484.88

WHEREAS, the Day Town Board finds it necessary to transfer funds from one account to another, therefore be it

RESOLVED, that the Day Town Board authorizes the bookkeeper to transfer funds in the amount of \$484.88 from acct. #1355.5 to acct. #1355.1 (assessor accounts).

Resolution #2019-23 To update Notice of Defects Law that the Town currently has in place

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WHEREAS, the Town Board of the Town of Day, after prior discussion with Attorney Matt Fuller, has decided that the current Notice of Defects Law should be repealed and a new Local Law – Prior Written Notice of Defects should take its place, therefore be it

RESOLVED, that the new version titled Prior Written Notice of Defects, written by Attorney Matt Fuller, and distributed to the Town Board members for their review, will be the subject of a public hearing.

Resolution #2019-24 To set date for Public Hearing on Prior Written Notice of Defects Law as March 03, 2019 at 7:00pm

WHEREAS, the Town Board of the Town of Day has decided pending a public hearing on the matter, to repeal the current Notice of Defects Law (Local Law #3 of 2012) and replace it with a new Local Law titled Prior Written Notice of Defects (Local Law #1 of 2019), therefore be it

RESOLVED, that a Public Hearing regarding the above will take place at 7:00pm on March 03, 2019 at the Day Town Hall, 1650 North Shore Road, Hadley, NY 12835.

CORRESPONDENCE –

Available for review

INPUT FROM PUBLIC –

None

Motion, made by Councilwoman April Schmick, seconded by Councilwoman Lorraine Newton, to **adjourn** the Regular meeting of the Day Town Board was made at 7:21pm. Ayes: Supervisor Preston Allen, Councilman Curt Schreiner, Councilwoman April Schmick, Councilwoman Lorraine Newton and Councilman Jeff Gray.

Carried 5 – 0

Carol Vaillancourt
Town Clerk

