

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

The monthly meeting of the Sand Lake Town Board was held on June 8, 2011 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilwoman Kronau
Councilman Glasser
Councilman Splain
Councilman Turner
Supervisor Rounds
Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Rob Dressner, Ed Patanian, Mark Cioffi, Fred Erickson, Russ Bennett, John McEvelly, Steve Robolotto and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of May 11, 2011. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS: TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor \$17,850.34
- Money paid to New York State Ag & Markets for spay/neuter program \$82.00
- Money paid to State Health Dept. for Marriage Licenses \$157.50
- Money paid to the Dept of Environmental Conservation (Fishing /Hunting) \$661.38

A reminder that the Town Clerk's Office is now open Saturdays during the summer months of June, July and August. In years past we closed during these months but due to the changes in the Convenience center and the need to purchase all items needed at Town's Clerks office I have decided to not close. My Saturday hours are 9AM to 12 Noon.

I still am collecting names of men and women who are currently serving their country to put their names on the plaque here at Town Hall. I have already sent in a request but still have room for more. I also have information packets for the Veterans Memorial Park. For more information you can call George Wright at 518-674-8041.

Read Public Notice from Nassau on the Public Hearing on the new Comprehensive Plan.

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

Resident Beach passes are now available. Non-residents may purchase a pass for \$25 each. Non-resident may purchase a day pass for \$3. The Beach opens on June 24

Reminder: Town residents wishing to schedule an event at Butler Park need to schedule date, obtain permission forms, pay a deposit, and show insurance for the event.

Reminder: Dog license renewal's were sent out along with over due renewal notices. If your licenses is not renewed in a timely fashion you will receive an appearance ticket. If you no longer own the dog you need to contact the Town Clerk's office so that we can remove them from our records.

SUPERVISOR'S REPORT – On file in the Town Clerk's Office

COMMITTEE REPORTS:

ENGINEERS REPORT – Mark Kestner – On file in the Town Clerk's Office.

PLANNING BOARD – Justin Schultz – On File in the Town Clerk's Office

BUILDING/ZONING – Fred Schreyer. – None at this time

YOUTH – Barbara Glasser – None at this time

BOARD MEMBERS REPORTS:

PUBLIC WORKS – Supervisor Rounds- On file in the Town Clerk's Office.

HIGHWAY – Supervisor Rounds - On file in the Town Clerk's Office.

VETERANS – Paul Splain- Thanked the anonymous donor who donated \$5,000 to the Veteran's Park.

PARKS AND RECREATION – None at this time.

CABLE – None at this time

PHYSICAL FACILITIES – None at this time.

INTERNAL CONTROL – None at this time

CULTURE AND ARTS - Christine Kronau - On file in the Town Clerk's Office.

PLANNING OVERSIGHT/LINKAGE STUDY – Christine Kronau – On file in the Town Clerk's Office.

YOUTH – Christine Kronau – On file in the Town Clerk's Office.

SENIORS/SENIOR VAN – Christine Kronau – On file in the Town Clerk's Office.

ANIMAL CONTROL – John Glasser - On file in the Town Clerk's Office.

STREET LIGHTS – John Glasser – None at this time.

BEACH – John Glasser – On file in the Town Clerk's Office.

LIBRARY – Ray Turner – None at this time.

AMBULANCE/PUBLIC SAFETY – Ray Turner – None at this time.

ZONING UPDATE – Ray Turner – None at this time.

COMMENTS FROM RESIDENTS: None at this time.

APPROVAL OF THE AGENDA –

Supervisor Rounds motioned to add to the agenda:

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

- (7) Approvals to Allow Bonding for Infrastructure-Westfall Village (Formerly Bon Acre Hamlet)
- (8) Allowance and Dispensing of Alcoholic Beverages at Butler Park-Sand Lake Kiwanis
- (9) Approval of Change Order for Town Roof Project

This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

**RESOLUTION # 40-11
Authorization for Transportation Contract for Summer Camp**

Councilwoman Kronau motioned to change wording in this Resolution. Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake Youth program hosts a summer camp each year, and

WHEREAS, as part of the curriculum the summer camp attends several field trips which requires transportation, and

WHEREAS, the Averill Park School District has in the past supplied the buses and drivers for the transportation; and

WHEREAS, the Town of Sand Lake wishes to continue that relationship; and

WHEREAS, the Town of Sand Lake will be required to provide payment in the amount of \$1.00 per mile per bus plus and additional \$28 per hour maximum per bus driver for the use of said buses to the Averill Park School District; now therefore

BE IT RESOLVED, the Supervisor is authorized to enter into a contractual agreement between Averill Park Central School District and the Town of Sand Lake for transportation services for a term commencing July 1st, 2011 and ending June 30th, 2012 at a cost of \$28.00 per hour per bus driver maximum with an additional \$1.00 per mile per bus; and

BE IT FURTHER RESOLVED, said agreement shall be reviewed and approved by the Town Attorney prior to Supervisor's signature.

ADOPTED = AYES 5, NAYS 0

**RESOLUTION # 41-11
Authorization for Advertisement for Bidding in Additional Sources**

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake must follow the bidding requirements pursuant to General Municipal Law §103 which requires the advertisement of bids to be published in the official newspaper; and

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

WHEREAS, the Town of Sand Lake would like to also advertise in additional sources to attract a greater number of bidders on construction and construction material sales such as the Town's used vehicles; and

WHEREAS, project bidding advertisements may be placed in the Dodge Report and the New York State Contract Reporter at no charge to the Town, now therefore

BE IT RESOLVED, the Supervisor may authorize the use of additional sources of advertising such as the Dodge Report and the New York State Contract Reporter for bidding purposes.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 42-11

Request for Planning Board Members to Attend Conference

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, Justin Shultz, as Planning Board Chairman has requested in writing to the Town Board for the Sand Lake Planning Board Members Dominick Bates, Michael Groff and Arthur E. Herman Jr. to attend the Capital District Planning Commission for Local Government Planning and Zoning training workshop conducted at Hudson Valley College in Troy, New York on June 15, 2011 at a cost of \$30.00 for each member to be paid for by the Town of Sand Lake; and

WHEREAS, this training is required and necessary in the normal course of their appointments as Planning Board Members; now therefore

BE IT RESOLVED, that the Sand Lake Planning Board Members Dominick Bates, Michael Groff and Arthur E. Herman Jr. are hereby authorized to attend the Capital District Planning Commission for Local Government Planning and Zoning training workshop at a cost of \$30.00 per person to be paid by the Town of Sand Lake plus mileage.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 43-11

Appointment of Beach Staff for 2011 Season

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2011 Sand Lake Town Beach as follows:

| NAME | TITLE | HOURLY | PAY RATE |
|-----------------|--------------|---------------|-----------------|
| Michael Maxwell | Lifeguard | | \$10.50 |

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

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|------------------|-----------|---------|
| Rachel Bryk | Lifeguard | \$10.50 |
| Adam Sanzone | Lifeguard | \$10.50 |
| Alex Hass | Lifeguard | \$10.50 |
| Alyssa Bonesteel | Lifeguard | \$10.50 |
| Lucas Hass | Lifeguard | \$10.50 |
| Ann O'Brien | Beach Aid | \$ 7.00 |

ADOPTED = AYES 5 NAYS 0

**RESOLUTION # 44-11
Hiring of Day Camp Staff**

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2011 Sand Lake Summer Day Camp as follows:

2011 Sand Lake Summer Day Camp Staff

| Name | Title | Pay |
|----------------------|---------------------------|------------|
| Lindsay Kehn | Director | 15.30 |
| Brooke Wagner | Health Director | 12.00 |
| Douglas Lenseth | Directors Assistant | 11.00 |
| Hannah Linden-Darrow | Arts-n-Crafts Coordinator | 9.00 |
| Emily Vogel | Sports Coordinator | 9.00 |
| Victoria Donato | Senior Counselor | 8.25 |
| Patricia Marshall | Senior Counselor | 8.25 |
| Alex Navratil | Senior Counselor | 8.25 |
| Matthew Giddings | Counselor 3 | 7.25 |
| Jennifer Engwer | Counselor 3 | 7.25 |
| John Lantz | Counselor 3 | 7.25 |
| Lindsey DeCamp | Counselor 3 | 7.25 |
| Mikayla Farash | Counselor 2 | 7.25 |
| Katie Vogel | Counselor 2 | 7.25 |
| Lauren Regan | Counselor 2 | 7.25 |
| Sarah Caruso | Counselor 1 | 7.25 |

ADOPTED = AYES 5 NAYS 0

**RESOLUTION # 45-11
Resolution to Declare Old Town Highway Garage as surplus**

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

Comment: Councilman Splain stated that he was and still is opposed to selling this building.

WHEREAS, the Town of Sand Lake wishes to declare the Old Town Garage which is located at the intersection of Eastern Union Turnpike and Holcolm Road surplus and property which is no longer needed or utilized by the Town; and

WHEREAS, the Town of Sand Lake wishes to place the same out for sale to the public through a request for proposals; and

WHEREAS, the Town will then receive said proposals, review the same and then submit the proposed contract out for Permissive Referendum as is required by Town Law; now therefore

BE IT RESOLVED, that the Town of Sand Lake hereby wishes to declare the Old Town Garage property located at the intersection of Eastern Union Turnpike and Holcolm Road as Surplus; and be it further

RESOLVED, that the Town Clerk is hereby authorized and directed to advertise in the official newspaper for the Town of Sand Lake as well as the Advertiser a legal notice requesting bid submission for the purchase of the property.

DEFEATED = AYES 2 NAYS 3 (Councilman Glaser, Councilman Turner, and Councilman Splain voted Nay)

**RESOLUTION #46-11
Approvals to Allow Bonding for Infrastructure-Westfall Village (Formerly Bon Acre Hamlet)**

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake, has considered the complexity of the Westfall Village project in relation to other local projects, its difficulty in being phased, the water system location, and current economic conditions; and

WHEREAS, it has come to the Town Board's attention that there may be difficulties associated with certain language contained in Chapter 225 of the Sand Lake Code, as it relates to bonding of infrastructure for projects such as Westfall Village; and

WHEREAS, the Town Board further understands the administrative difficulties associated with the Building and Assessor Departments keeping track of multiple building permits issued on one parent parcel and later subdivided into multiple parcels; and

WHEREAS, the applicant has requested that the Town Board waive the requirements of §225-26 and §225-27, whereby a requirement of a cash escrow be supplied; and

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

WHEREAS, the Town Board after discussing this issue with the applicant, the town assessor and building officer has agreed to waive this requirement in lieu of a letter of credit, cash escrow or performance bond for the finalization of the infrastructure for the project; now therefore

BE IT RESOLVED, that the Applicant for the Westfall Village (formerly Bon Acre Project) shall be allowed a waiver of the cash escrow requirements contained in Chapter 225-26 and §225-27 of the Sand Lake Code; and

BE IT FURTHER RESOLVED, that the Applicant for said Westfall Village project shall be allowed to bond or escrow the cost of remaining infrastructure for said project which this may be accomplished by the Applicant producing either a performance bond, cash in escrow, or an irrevocable letter of credit from a major bank, in favor of the Town of Sand Lake, and

BE IT FURTHER RESOLVED, that the amount of the above surety shall be reviewed and approved by the Planning Board and its Review Engineer prior to the chairman's signature.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 47-11

Allowance and Dispensing of Alcoholic Beverages at Butler Park-Sand Lake Kiwanis

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, The Sand Lake Chapter of Kiwanis desires to hold it's annual "Summer Fest" at Butler Park in July on the 1st, 2nd, 3rd and 4th; and

WHEREAS, at said Festival the Kiwanis have requested that they be allowed to dispense alcoholic beverages at said event; and

WHEREAS, Uncle Marty's will be the entity at said event dispensing said alcoholic beverages pursuant to its liquor license with New York State Liquor Authority; now therefore

BE IT RESOLVED, that Uncle Marty's be permitted to dispense alcoholic beverages at Butler Park for the Kiwanis Summer Fest on July 1, 2011 through July 4, 2011 in accordance with provisions of Chapter 73-7 of Sand Lake Code and upon condition that appropriate permits are obtained from the State Liquor Authority and insurance coverage is proved satisfactory to the Town Board and the Town Attorney.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 48-11

Approval of Change Order for Town Roof Project

Councilman Glasser moved and Councilman Turner seconded the following resolution:

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**

WHEREAS, due to the current construction and repair work which is underway, it was discovered that the roof is in worse condition than originally thought to be and that more repair work is needed for the roof to be completed; and

WHEREAS, upon the inspection of the roof, Josh Bucci, Maintenance Director, and Ed Patanian, Project Consultant, agreed that this additional work was needed for the roof to be finished properly; and

WHEREAS, due to said concerns the Town wishes to treat this as a change order and therefore not proceed with any additional bidding process; and

WHEREAS, the additional cost of said work is not to exceed \$4,000.00; now therefore

BE IT RESOLVED that the Supervisor for the Town of Sand Lake is hereby authorized to execute a change order with WeatherGuard Tecta America for the labor and materials necessary to complete said roof repair.

ADOPTED = AYES 4 NAYS 1 (Councilman Splain voted Nay)

COMMENTS FROM RESIDENTS:

Edward Patanian wanted to thank the Board for their support on the Resolution for Approval to Allow Bonding for Infrastructure – Westfall Village.

Supervisor Rounds wanted to know the Status of the Litigation of Schroeder vs Sand Lake.

Town Attorney Donna Cole-Paul said that this was a Legal Matter and could only be discussed in Executive Session.

Supervisor Rounds motioned to go into Executive Session. No second was received.

Supervisor Round motioned to adjourn the meeting at 9:02 PM. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

A complete accounting of all discussions on agenda is available for review on audio tape in the Town Clerk's Office.

Respectfully submitted,

Barbara A. Biittig
Town Clerk

**TOWN OF SAND LAKE TOWN BOARD MEETING
JUNE 8, 2011**