

TOWN OF SAND LAKE TOWN BOARD MEETING
SEPTEMBER 8, 2010

The monthly meeting of the Sand Lake Town Board was held on September 8, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Dan Holser, Chris Wright, Cynthia Sewell, Irv Sewell, Brian Hunt, Kristina Hunt, Diane Hunt, Justin Schultz, B. Katz, Bill Glasser, Pat Stevens, Barbara Martinage, Valerie Balga, Martin Balga, Peter Stevens, John McEvelly, Kathryn McCall, Judith Long, Steven Erby, Mark Fobare, Tom Hatcher, Julia Thurm, Russell Bennett and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of: June 16, July 14, August 2, August 11, August 17 and August 24, 2010. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

Councilman Glasser abstained from the minutes from the August 2, 2010 meeting as he was not present for that meeting. Councilwoman Kronau and Supervisor Rounds abstained from the August 24, 2010 minutes as they were not present for that meeting.

Public Hearing for Cablevision Renewal:

**PUBLIC NOTICE
TOWN OF SAND LAKE
PUBLIC HEARING**

PLEASE TAKE NOTICE, that the Town of Sand Lake shall hold a Public Hearing on the Renewal of the Cablevision Franchise for the Town of Sand Lake on September 8, 2010 at 7:30PM at the regularly scheduled meeting at the Sand Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY.

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Barbara A. Biittig
Town Clerk

COMMENTS:

Barbara A. Biittig, Town Clerk read letters from Joel Greene from Oak Hill Road and Bob Moore and Christina Malone residents on Parker Road and Barnes Road wishing to have Cablevision in their areas.

Christine Kronau spoke on behalf of residents of Whitetail Run and their desire to have Cablevision.

Patricia Stevens spoke for the residents of Momrow Road and Bauer Road on their continued requests to obtain cablevision to these areas.

Supervisor Rounds moved to close the Public Hearing at 8:02 P.M. This was seconded by Councilman Glasser.

MOTION PASSED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of August 2010 - \$9,431.81
- Money Given to Rensselaer County for Dog Licenses - \$65.80
- Money Given to NYS Ag. & Markets for spay/neuter program - \$15.00
- Money Given to NYS Environmental Conservation - \$2,686.17
- Paid to NYS Health Department for Marriage Licenses - \$90.00

As pursuant to the Alcohol Beverage Control Law, Heller & Heller LLC located at 3701 Route 43, West Sand Lake, NY has applied for a liquor licenses.

August was a busy month in the Town Clerks Office. Hunting licenses went on sale August 16 and many hunters came in hoping to get their picks in the lottery system.

The dog license issues continue to cause lots of issues in each town. I have ordered the new license tags and attended a workshop with BAS on the possibility of them doing the license program. We are very hopeful that this will be the end result as most of our neighboring towns use this same system. The problem we are having is now that the State is not supplying the towns with items that cost such as tags, letters on renewal etc., is the fact that we still have to do every thing they did and more. There is a cost issue here. Dog licenses as of January 1, 2011 will not be done under New York State guidelines. The Town will have to

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shoulder these costs (Mandated by the State). Dog owners will still get, renew as in the past with the Town Clerks office. You will get a new tag that will have the towns information on it when you are due for renewal in 2011. Watch channel 17 for any new information. Note: THIS LAW CHANGE DOES NOT MEAN THAT YOUR DOG DOES NOT NEED TO BE LICENSED.

Primary day is next Tuesday, September 14, 2010 polls are open from 12:00 Noon until 9:00 PM. There are Primary's for the Democratic, Republican, and Conservative Parties. New computerized machines will be used this year. These machines were demonstrated at several Fairs this year. We had a training class for all inspectors yesterday at the Sand Lake Town Hall. I have requested that the Board of Elections hold a demonstration of these new machines at the Sand Lake Town Hall before the General Election on November 2, 2010. I will let the Residents know of this date.

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- On File in the Town Clerk's Office.

YOUTH – None at this time.

BOARD MEMBERS REPORTS:

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

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

VETERANS – Burton Rounds- On file in the Town Clerk's Office.

PARKS AND RECREATION – None at this time.

CABLE – Paul Splain – On file in the Town Clerk's Office. (Councilman Splain resigned from the Cable Committee)

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office. (Councilman Splain resigned from the Physical Facilities Committee)

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 – None at this time.

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 - On file in the Town Clerk's Office.

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

LIBRARY – Ray Turner - On file in the Town Clerk's Office.

AMBULANCE/PUBLIC SAFETY – Ray Turner - On file in the Town Clerk's Office.

ZONING UPDATE – Ray Turner - On file in the Town Clerk's Office.

COMMENTS FROM RESIDENTS:

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Katherine McCall, 79 Glass Lake Road, Averill Park. She would like the town to “take a public stand” regarding public access to Glass Lake. She, her husband and small daughter were threatened and had pictures taken of their daughter while walking near the dam by Bob Mitchell.
Dan Holser – “Taxes are Ridiculous”
Valerie Balga – Presentation on Community Pride

APPROVAL OF AGENDA

BUSINESS:

RESOLUTION#173 - 10

Set new date for Public Hearing on Town Road Map

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to have a complete Town Road Map for use by residents to identify roads in the Town which are Town owned and maintained roads and those which are private, County or State Roads, and

WHEREAS, the Town Attorney with the assistance of the Town Highway Department have been working on a completing the map for the Town, now therefore

BE IT RESOLVED, that the Public Hearing which was set for September 8, 2010 regular Town Board Meeting shall be held on October 13, 2010 at 7:30 pm.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#174 - 10

Set Public Hearing for Parking Ordinance

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake passed a parking walk ordinance by resolution of the board; and

WHEREAS, in at the July 14, 2010 Town Board meeting changes to that ordinance were presented to the board for review and comment, and discussion on the topic was held at the regular Workshop of the Board on July 28, 2010, and

WHEREAS, the need to amend said ordinance to include language that would provide for vehicle removal during snow emergencies, now therefore

BE IT RESOLVED, that a Public Hearing for the changes which were introduced at the prior meetings of the Town Board and the amendment of the Ordinance shall be held on October 13, 2010 at 7:30 pm.

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ADOPTED = AYES 5 NAYS 0

RESOLUTION#175- 10
Award bid for DPW Solar PV Project

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has advertised for submissions of bids for the Solar Light Project on the DPW Building on July 15, 2010, after receiving authority to do so during the July 14, 2010 regularly scheduled meeting of the Board; and

WHEREAS, those Bids were received by Malcolm Pirnie as the NYSERDA contact engineer for the Town of Sand Lake after being received by the Town Clerk, and

WHEREAS, after the specifications and qualifications of the bidders have been reviewed as well as the costs provided for the project the Town wishes to award the bid contingent upon the approval of the project scope change by NYSERDA and the contractor's agreement that the Town shall have no responsibility for payment if said grant funds are not received for any purpose, now therefore

BE IT RESOLVED, that Monolith Solar Associates, is the successful bidder for a cost of \$245,533.00 and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#176 - 10
Create Capital Project for DPW Solar PV Project

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town has been awarded a grant through NYSERDA in the amount \$233,100 with a local match by the Town of \$25,900 totaling \$259,000 for the installation of a Solar PV system at the Town of Sand Lake Department of Public Works building; and

WHEREAS, the Town wishes to create a capital project for the sole purpose of expending monies for this installation; now therefore

BE IT RESOLVED, that the Town Comptroller is hereby authorized to create said capital project fund, DPW Solar System (H014), for the purpose of funding the installation of the Solar PV System.

Increase H014 522 1640.2 - Central Garage Equipment and Capital Outlay in the amount of \$259,000

Increase H014 980 4097 - Federal Aid Capital Project in the amount of \$233,100

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Increase H014 980 5031 – Transfer In in the amount of \$25,900

Increase A522 9950.9 - Transfer to Capital in the amount \$25,900
Increase A 599 Appropriated Fund Balance in the amount of \$25,900

ADOPTED = AYES 5 NAYS 0

RESOLUTION#177- 10

Set Date for Special Town Board Meeting to Present 2011 Tentative Budget

Councilman Turner moved and Councilman Splain seconded the following resolution:

PLEASE TAKE NOTICE, that the Sand Lake Town Board will hold a Special Meeting on October 5, 2010, at the Town Hall at 6:00 P.M. for the purpose of presenting the Tentative Budget for the fiscal year 2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#178 - 10

Set Budget Workshop Dates

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the 2011 Tentative Budget will have been presented to the Town Board for review, the following dates and times have been set aside for budget workshops:

- October 14, 2010 @ 6:00 pm;
- October 20, 2010 @ 6:00 pm;
- October 27, 2010 @ 6:00 pm.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#179- 10

Approval for Planning Board Chairman to Attend Training Conference

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Justin Shultz, as Planning Board Chairman has requested on August 19, 2010 in writing to the Town Board for attendance of the New York Planning Federation Annual Training Conference at Lake Placid, New York from September 26 to September 28, 2010; and

WHEREAS, he as requested that funds from the Planning Board budget be used to cover the cost of attendance of \$507.20 plus mileage at .50 per mile; now therefore

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BE IT RESOLVED, that Justin Schultz, as Planning Board Chairman is hereby authorized to attend the New York Planning Federation Annual Training Conference at Lake Placid, New York on September 26 to September 28, 2010 at a cost of \$507.20 plus mileage of \$.50 per mile.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#180- 10

Approval to Appoint Storm Water Management Officer (MS4 Officer)

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, due to the increased duties of George Wright as the Deputy Commissioner of Building/Zoning and the newly appointed Commissioner of Oversight for Engineering, Construction and Billing for the Town of Sand Lake; and

WHEREAS, George Wright has requested in writing to the Town Board the relief of his duties as Storm Water Management Officer and MS4 Officer for the Town of Sand Lake; and

WHEREAS, Mike Wager has agreed to be appointed as the same for the Town of Sand Lake, now therefore

BE IT RESOLVED, that George Wright is hereby relieved of his duties as Storm Water Management Officer and MS4 Officer for the Town of Sand Lake; and

BE IT FURTHER RESOLVED, that Mike Wager is hereby appointed as the Storm Water Management Officer and MS4 Officer for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#_____ - 10 - TABLED

Increase Hours for Accounts Payable Clerk

Councilwoman Kronau moved and Supervisor Round seconded to table the following resolution:

WHEREAS, the Town Comptroller in writing to the Town Board has requested an increase in the hours of the Accounts Payable Clerk, Kate Kalinowski from 20 hours a week to up to 30 hours per week, and

WHEREAS, she shall be eligible to work up to 30 hours a week, however she will not be entitled to full-time benefits nor be deemed a full-time employee; now therefore

BE IT RESOLVED, that the hours of the Accounts Payable Clerk, Kate Kalinowski's hours shall be increased immediately to no more than 30 hours per week.

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Budget transfer

Increase A 1430.1 \$2275.00
Personnel

Decrease A 1990.4 \$2275.00
Contingency

Votes to Table = AYES 4 NAYS 1 (Councilman Splain voted Nay)

RESOLUTION#____ - 10 - TABLED
Increase Hours for Zoning Board Clerk

Councilwoman Kronau moved and Supervisor Rounds seconded to table the following resolution:

WHEREAS, the Zoning Board Chairman, Judith Breselor, in writing requested an increase in the hours of the Zoning Clerk, Charlotte Foster, from 10 hours per week to up to 20 hours per week due to an increase in work load; now therefore

BE IT RESOLVED, that the hours of the Zoning Board Clerk, Charlotte Foster, shall be increased from 10 hours per week to up to 20 hours per week.

Budget Transfer

Increase A 8010.1 \$1300.00
Zoning Personnel

Decrease A 1990.4 \$1300.00
Contingency

Votes to Table = AYES 4 NAYS 1 (Councilman Turner voted Nay)

RESOLUTION#181- 10
Approval of Zoning Board Members to Attend Mandatory Training

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, Judith Breselor, as the Zoning Board Chairman has requested approval of mandatory training for Zoning Board members in writing to the Town Board on August 25, 2010; and

WHEREAS, said training will be held on September 26 - September 28, 2010, at the New York Planning Federation conference in Lake Placid, New York, and will provide members with the required annual training which is necessary for zoning board members; and

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WHEREAS, members Geraldine Burger and Robert Pabst have requested approval for attendance at the meeting; and

WHEREAS, the cost of said training for members is \$100 plus hotel expenses of \$247 per night per person; now therefore

BE IT RESOLVED, that Geraldine Burger and Robert Pabst are hereby authorized to attend the New York Planning Federation training in Lake Placid on September 26 – September 28, 2010 at a cost of \$100 for registration and \$247 per night for hotel expenses per person plus mileage reimbursement at .50 per mile.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 182-10

Approval of Supervisor to Extend lease of Town Property to New York State Electric and Gas

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Supervisor received a request from New York State Electric and Gas to extend the lease which was approved at the March 18th, 2010 Special Town Board Meeting for the ability to house their vehicles at the Town Garage on Springer Road in the Town of Sand Lake; and

WHEREAS, New York State Electric and Gas has requested an extension of three months to their current lease agreement; and

WHEREAS, New York State Electric and Gas is willing to provide compensation to the Town for the use of the space in the Town Garage at a rate of \$800 per month; and

WHEREAS, the Town Board believes this agreement will be in the best interest of the Town and will provide the Town with compensation and local representation of NYSEG; and

WHEREAS, there will be a written agreement between the Town and NYSEG which will be in the form of a lease; now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to sign a lease agreement with NYSEG for the purpose of leasing space in Town Garage to house their vehicles so long as the said agreement is approved by the Town Attorney, Donna Cole Paul.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#183- 10

Budget Transfer

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Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>	<u>Reason</u>
A 1910.4 Unallocated Ins.	A 1355.4 Assessor Contr.	\$5000.00	
A 1990.4 Contingency	A 1650.4 Central Communication System Contr.	\$ 500.00	
SS2 9710.7	SS2 8120.4	\$ 269.87	

Budget Amendment

Increase appropriation A8030.4 Research in the amount of \$85.00 by appropriating Board Designated Town Planning account A 882 in the amount of \$85.00 for payment of Zoning public notice.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 9:22 P.M.

This was seconded by Councilman Turner.

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

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