

1996

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REGULAR MONTHLY MEETING

January 10, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:33 P.M., at the Town Hall in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn

Councilman John Glasser

Councilman Trupia

Supervisor Fred Wurtemberger

Attorney Fred Schreyer

ABSENT: Councilman Joseph Cybulski

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Joseph Baum; Connie Burkart; Sophie Butwell; John Chofelich; Mike Cusack; Don Clifford; Andrew Clemente; Susan Gill; William Glasser; Art Handley, Jr.; Dan Holser; Rick Heyman; Kevin Kronau; Rick Kuperberg; Jack Lebowitz; Gene Levy; Ed Martin; Kevin J. McGrath; Bob Middleton; Chris Momrow; William Momrow; Ed Patanian, Sr.; Ed Patanian, Jr.; Ellie Pattison; Harold Roder; Joe E. Ross; George A. Saxton; Irv Sewell; Jim Smyth; David St. Pierre; Stan Supkis; Justin Schultz; John Twomey; Paul A. Weiss; John Stockman; Steven Valente; Ken Van Praag and others.

PUBLIC BEARING:

Local Law - Limited Moratorium On Large

Environmentally Significant Projects

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake will hold a public hearing concerning the adoption of proposed Local Law #4 of 1995, tentatively entitled "A Local Law Concerning A Limited Moratorium On Large Environmentally Significant Projects". The public hearing to be held at the Town Hall, Route 43, Sand Lake, New York, at 7:30 P.M., on January 10, 1996. By Order of the Sand Lake Town Board

/s/

Colleen Regan

Town Clerk

Dated December 22, 1995

NOTICE OF PUBLIC BEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake will hold a public hearing concerning the adoption of proposed Local law #1 of 1996, tentatively entitled "A Local Law Concerning A Limited Moratorium On Large Environmentally Significant Projects." The public hearing to be held at the Town Hall, Route 43, Sand Lake, New York, at 7:30 P.M. on January 10, 1996. By Order of the Sand Lake Town Board.

/S/

Colleen Regan

Town Clerk

Dated January 8, 1996

Affidavit of Publication from the following newspaper is on file in the Clerk's Office:

The Record, 501 Broadway, Troy, New York 12180

Supervisor Wurtemberger stated that the Board has two parallel proposals that are open for discussion and the subject of the hearing.

Councilman Trupia read out loud Proposed Local Law #1 of 1996.

Supervisor Wurtember reviewed the, differences between the two Local Law's:

Section 2. Scope And Control - Is different under 2 (a) The Planning Board and the Building Department of the Town of Sand Lake shall not accept, process, review or grant approval of any subdivision plans or maps containing more than four (4) lots in any area or district of the Town of Sand Like except as provided for under Section 8.

The version read by Councilman Trupia from Local Law #1 of 1996 proposes 10 lots.

Ten lots seems to be the break off point for phasing of many larger subdivisions as has been indicated by a number of subdividers who have contacted Supervisor Wurtemberger.

The other change is - Section 2. (b) grant approval of any site plan or special use permit applications for the construction of a structure of structures measuring over 4,000 square feet or exceeding 35 feet in height. Local Law #1 of 1996 proposes over 2,000 square feet or exceeding 35 feet in height.

Everything else is the same under every other sections of the proposed Local Laws.

Supervisor Wurtemberger stated that it is the intent of the Town Board to conduct the public hearing in such a manner as to allow everyone desiring to speak on this matter to exercise is right to be heard. The Supervisor stated certain rules of order to be followed during the public hearing. Supervisor Wurtemberger instructed those individuals desiring to speak to fill out a card indicating name and address and the Board will call on them alphabetically. Comments to be kept within a 3 to 5 minute time frame.

Supervisor Wurtemberger stated please note that the Town Board is conducting this public hearing for the purpose of receiving continents from members of the public in attendance. Board Members will not be expected to engage in a give and take question session with participants. If preferred, written comments or material may be submitted for the Board Members consideration on this matter.

THOSE SPEAKING IN OPPOSITION TO THE PROPOSED LOCAL LAW:

Mike Cusack, Esq.* Andrew Clemente
Cooper, Erving, Savage, Nolan Grange Road
& Heller, LLP West Sand Lake, NY 12196
39 North Pearl Street
Albany, NY 12207

*Representing Bell Atlantic NYNEX Mobile

Susan Gill William Glasser
PO Box 150 County Rte 45
West Sand Lake, NY 12196 Averill, Park, NY 12018

Dan Holser John Chofelich
Holser Rd. Box 8
Averill Park, NY 12018 Sand Lake, NY 12153

Jack R. Lebowitz* Bob Middleton
Lemery & Reid, P.C. RD #3
Saratoga Springs, NY Averill Park, NY 12018

*Representing Harry W. Ackner,
Ackner Fuels, Inc.

Written Statement submitted - hereto attached

Chris Momrow William Momrow
3627 Route 43 502 Momrow

West Sand Lake, NY 12196 Sand Lake, NY 12153

Ed Patanion, Jr. Joe U. Ross

P.O. Box 969 Project Manager

Averill Park, NY 12018 Bell Atlantic NYNEX Mobile

46 Broadway

Menand, New York, 12204

Irv Sewell Jim Smyth.

Box 49637 Blue Heron Rd.

Teal & Taborton Rd. Averill Park, NY 12018

Averill Park, NY 12018

John Twomey Paul Weiss

84 Wildwood Hts 65 Holly Hill

West Sand Lake, NY 12196 Averill Park, NY 12018

John Stockman Steve Valente

West Sand Lake Road RR 4

West Sand Lake, NY 12196 Averill Park, NY 12018

Jude Clemente John Page

855 8th Ave Johnny Cake Lane

Troy, NY 12180 Averill Park, NY 12018

THOSE SPEAKING IN FAVOR OF THE PROPOSED LOCAL LAW:

Don Clifford Rick Heyman George A. Saxton

17 Climer Circle 12 View Ave. 477 Old Best Rd

West Sand Lake, NY 12916 West Sand Lake, NY 12196 WSL, NY 12196

Rick Kuperberg Ellie Pattison

7 View Ave PO Box 474, 15 Pattison Rd.

West Sand Lake, NY 12196 West Sand Lake, NY 12196

CLOSING OF PUBLIC HEARING:

Upon all persons desiring to be heard, having been heard, Councilman Glasser moved and Councilman Trupia seconded the motion to close the hearing at 9:50 P.M.

MOTION CARRIED: UNANIMOUS

Supervisor Wurtemberger rearranged the agenda to move Item a) Local Law - Limited Moratorium as first order of business at the Regular Board Meeting convened at 10:00 P.M.

RESOLUTION #28

Local Law - Limited Moratorium

Supervisor Wurtemberger moved and Councilman Trupia seconded the motion to table any action on the matter.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

TOWN CLERK'S REPORT: DISPENSED

SUPERVISORS REPORT: DISPENSED

COMMITTEE REPORTS: DISPENSED

BOARD MEMBER REPORTS: DISPENSED

QUESTION & COMMENTS FROM RESIDENTS:

John Stockman - Addressed the Board regarding the absence of television coverage of the Organizational Meeting held on January 2, 1996.

BUSINESS

RESOLUTION #29

1996 Association of Towns Training School and Annual Meeting

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that the following Town Officials and Employees are hereby authorized to attend the 1996 Annual Training School and Annual Meeting of the New York State Association of Towns in New York City February 18 - 21, 1996, and each shall be advanced or compensated up to \$500.00 for their documented actual and necessary expenses:

Nancy Dunn, John Glasser, Joe Trupia, Colleen Regan, Florence Slavin, Kevin Brocks

BE IT RESOLVED, that Joseph Trupia is appointed the Town's Official Delegate and that John Glasser is appointed Alternate Delegate to the Association of Towns Annual Meeting.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #30

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the following resolution:

RESOLUTION ACKNOWLEDGING TOWN COUNCILMEN BAUM AND PRIMEAU FOR THEIR SERVICE TO THE TOWN OF SAND LAKE

WHEREAS, Joseph Baum and Paul Primeau have served the community of Sand Lake for many years in both elected office and through Town Board appointment; and

WHEREAS, The call to serve one's community many times requires giving of one's time and self for the community; and

WHEREAS, Joseph Baum served the Town as a Town Councilman, most recently serving in the capacity of chairman of the Animal control, Street Lighting and Senior Citizens committees; and

WHEREAS, Paul Primeau served the, Town as a Town Councilman, most recently serving in the capacity of chairman of the disaster Preparedness, Economic Development and 911 implementation committees; now, therefore, be it

RESOLVED, That the Town Board of the Town of Sand Lake hereby bestows public recognition and acknowledgment to Joseph Baum and Paul Primeau for their service to the Town of Sand Lake.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #31

January 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the January 1996 Fund Warrant as audited. General Fund: \$23,288.56; Highway: \$10,464.19; Landfill: \$7.47; Waterstudy: \$432.00; DPW Fac. \$2,248.02; Sewer: \$1,189.41. Total Fund Warrant: \$37,629.65

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 10:09 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

February 14,1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York, after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn

Councilman John Glasser

Councilman C. Joseph Trupia

Supervisor Fred Wurtemberger

Attorney Fred Schreyer

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart; Mike Cusack, NYNEX; Gene Levy, Echo; Angelo Patti; Ken Van Praag; Harold Roder; John Stockman; Terry Turner, Glenn & Marvis Warren; and others.

TOWN CLERK'S REPORT: On file in the Clerk's Office

SUPERVISORS REPORT: On file in the Clerk's Office

COMMITTEE REPORTS: On file in the, Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

John Stockman - Addressed the Board regarding the cost of snow removal to date, location of new municipal center, position of Assessor.

Jim Smyth - Addressed the Board suggesting St. Henry's former school as a possible site for the new municipal center.

Connie Burkart - Addressed the Board with additional information on the Youth commission Report.

Mike Cusack - Addressed the Board regarding scheduled meetings of the Master Plan Implementation Advisory Committee.

BUSINESS:

RESOLUTION #32

Councilwoman Dunn moved and Councilman Glasser seconded the following resolution:

RESOLUTION CONCERNING A LIMITED MORATORIUM ON MAJOR AND ENVIRONMENTALLY SIGNIFICANT PROJECTS IN THE TOWN OF SAND LAKE

WHEREAS, it is the goal of the Town Board of the Town of Sand Lake to facilitate, the steps necessary for implementation of the recommendations of the adopted Master Plan; and

WHEREAS, in accordance with that goal, a limited moratorium on major and environmentally significant projects was proposed to assist the Town of Sand Lake in the development of red zoning and subdivision regulations as recommended in said Master Plan; and

WHEREAS, it is the practice of many communities in the state of New York and elsewhere to adopt a so-called "breathing period" while comprehensively and responsibly implementing Master Plan recommendations; and

WHEREAS, prior to the implementation of any such action which may have a major impact on our community, it is the practice of this Town Board to hold public hearings prior to the adoption of such proposals, therefore the Town Board of the Town of Sand Lake duly noticed a public hearing inviting public comment on said proposal; and

WHEREAS, such public hearing was properly held and televised by the Town Board on January 10, 1996, allowing all interested parties, including representative of the business community and the public at large, full opportunity to address the Town Board with concerns and suggestions both in support of and in opposition to the proposed moratorium, and

WHEREAS, additionally, the Town Board received the advice of the Planning Board and die Master Plan Implementation Advisory Committee with respect to the proposal; and

WHEREAS, the Town Board as a whole has given due consideration to all of the testimony offered at the public hearing and to comments provided by the, Town Planning Board and the Master Plan Implementation Advisory Committee with regard to the best interests of the citizens of the Town, as well as the impact said proposal would have on the process necessary for the comprehensive implementation of the Town's Master Plan at this time; now, therefore,

BE IT RESOLVED, that the Town Board of the Town of Sand Lake does not adopt the Proposed Limited Moratorium on Large Environmentally Significant Projects.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #33

Councilman Trupia moved and Supervisor Wurtemberger seconded the following resolution:

SENIOR CITIZENS EXEMPTION - MAX ALLOWABLE INCOME

BE IT RESOLVED, that:

The Town Board shall hold a public hearing concerning an ordinance to increase the annual income ceiling applicable to the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens, the public hearing to be hold at the Town

Hall, Route 43, Sand Lake, New York at 7:30 P.M., on March 13, 1996, and the Town Clerk is hereby directed to publish notice accordingly.

The proposed Ordinance is introduced as follows:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

WHEREAS, the laws of the State of Now York provide for the granting of a partial exemption from real property taxation for real property owned by certain persons with limited income who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date, for persons who are 65 years of age or over, having income within specified limits, and

WHEREAS, a pubic hearing was duly called and held on March 13, 1996, concerning the possible increase of said specified income limits.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended and modified to increase the amount of income which said persons who are 65 years of age or over, may receive and still be eligible for said exemption from the limits currently in effect to:

PERCENTAGE OF ASSESSED

VALUATION EXEMPT

ANNUAL INCOME IN DOLLARS FROM TAXATION

Up to 17500	50
17500 to 18500	45
18500 to 19500	40
19500 to 20500	35
20500 to 21400	30
21400 to 22300	25
22300 to 23200	20
23200 to 24100	15
24100 to 25000	10
25000 to 25900	5

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall Route 43, Sand Lake, New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #34 Councilman Trupia moved and Councilman Glasser seconded the following resolution:

SENIOR CITIZENS EXEMPTION - OF AGE AFTER TAXABLE STATUS DATE

BE IT RESOLVED, that:

The Town Board shall hold a public hearing concerning an ordinance that will amend the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens, to extend the exemption to otherwise qualified persons who turn 65 years of age after taxable status date, but on or before December 31 of the same year, the public hearing to be held at the Town Hall Route 43, Sand Lake, New York, at 7:30 P.M. on March 13, 1996, and the Town Clerk is hereby directed to publish notice accordingly.

The proposed Ordinance is introduced as follows:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - OF AGE AFTER TAXABLE STATUS DATE

WHEREAS, the laws of the State of New York provide for the granting of partial exemption from real property taxation for real property owned by certain persons who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date for persons who are 65 years of age or over, and

WHEREAS, a public hearing was duly called and held on March 13, 1996, concerning the possible extension of said exemption to otherwise qualified persons who turn 65 years of age after taxable status date, but on or before December 31 of the same year.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended, pursuant to the provisions of Real Property Tax Law Section 467 (5), to extend the exemption to any persons otherwise qualifying under the Ordinance as amended to date, who shall become 65 years of age after taxable status date, but on or before December 31 of the same year.

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk, is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall, Route 43, Sand Lake, New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #35

Scheduling of a Public Hearing on a Proposed

Local Law Pertaining to Sewer Rent Billing

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that a public hearing on proposed local law number (1) of the year 1996 pertaining to the sewer rent bon is hereby scheduled for March 13, 1996 at 7:40 P.M., and the Town Clerk is hereby directed to publish notice accordingly.

The proposed Local law is introduced as follows:

Town of Sand Lake, Rensselaer County, New York

Local Law No. 1 of the year 1996.

A local law pertaining to semi-annual billing of sewer rents and allowing the Sewer District to contract for such billing services upon approval of the Town Board.

Be it enacted by the Town Board of the Town of Sand Lake, Rensselaer County, New York, as follows:

Section 1. The Local Law entitled "A local law pertaining to sanitary regulations and sewer connections for aft sewer districts operative in the Town of Sand Lake, County of Rensselaer, New York, adopted by the Town Board on July 9, 1980 and designated Local Law Number 2 of the year 1981, as amended by Section 2 of Local Law Number 1 of the year 1992, is amended by amending Section 1 of Article XI thereof to read as follows:

Section 1. Sewer Rents for each calendar year shall be due and payable semi-annually. The District may contract with any entity or person for the performance of sewer rent billing services. Any such contract shall be first approved by resolution of the Town Board operating as governing body of the Sand Lake Sewer District Number 1. Delinquent sewer rents may be collected pursuant to Section 452 of the General Municipal Law.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #36

Cross Country Team

Councilman Glasser moved and Councilman Trupia seconded the Following resolution:

WHEREAS, on November 11, of 1995 the New State Public High Schools Athletic Association held its annual Class B State Championship title for the Girls Cross Country teams held at the Corning Community collage, Coming New York, and

WHEREAS, for the last three years the Averill Park High School Girls Cross Country team has participated in the State meet, and

WHEREAS, through the tremendous efforts and great accomplishments of the team member: Molly DeFrancesco, Suzanne Ernst, Jennifer Fazioli, Loren Fickies, Sarah Gagnon, Amanda Pollock, Libby Phelps, Kellie Sheehan and through guidance, encouragement and the superb coaching of Mark Mindel, the Averill Park Girls Cross Country Team was able to bring to their school the Class B State Championship title, and,

WHEREAS, this great accomplishment constitutes the second ever State title in the Averill Park, School history, and,

WHEREAS, this outstanding team deserves the congratulations of each and every resident of the Averill Park School District which encompasses the Towns of Sand Lake and Poestenkill and parts of the Town of Nassau, North Greenbush, East Greenbush, Schodack, Stephentown and Berlin, therefore be it

RESOLVED, that this Board extends its sincere congratulations to each and every member of this exceptional Girls Cross Country team and to its coach and dedicates a sign in honor to the team's commitment and great accomplishments.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #37

Memorandum of Understanding with NYSDEC - Surface Waters

Council Glasser moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, the Department of Environmental Conservation of the State of New York is responsible for the protection of the water resources of certain classified waters in New York State as set forth in Part III-A of Article V of the Conservation Law and,

WHEREAS, this Memorandum of Understanding between the Department of Environmental Conservation of the State of New York and town of Sand Lake established an agreement of cooperation between the parties hereinafter mentioned for the administration of this responsibility insofar as the Town is concerned,

THEREFORE BE IT RESOLVED, that the Town Supervisor is hereby empowered to sign the attached Memorandum of Understanding in behalf of the Town of Sand Lake, and

BE IT FURTHER RESOLVED, that this Memorandum of Understanding shall take effect immediately upon its acceptance by the Department of Environmental Conservation.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #38

Authorization To Advertise for Bids for a

1996 Five Ton Single-Axle Dump Truck

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that authorization is given to advertise for bids for a 1996 five ton single axle dump truck with plow, wing, sander, and hydraulics per specifications developed by the Commissioner of Public Works.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #39

Master Plan Implementation Advisory Committee Appointments (Additional)

Councilwoman Dunn moved and Councilman Trupia seconded the following resolution:

WHEREAS, on August 9, 1995 a Master Plan Implementation Advisory Committee was established and seven members were appointed; and

WHEREAS, the Committee has recommended the addition of Martin Goldblatt and Tim O'Byrne as members;

THEREFORE BE IT RESOLVED, that Martin Goldblatt and Tim O'Byrne be appointed as members of the Master Plan Implementation Advisory Committee.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #40

Bookkeeper/Secretary Compensation

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Bookkeeper/Secretary has accepted more responsibility and is performing additional work, such as those performed previously by the former consulting accountant, and should be adequately compensated;

THEREFORE BE IT RESOLVED, that the Town Bookkeeper/Secretary (Budget Code A1430.1) be compensated at \$12.33 per hour for up to 40 hours per week, effective February 18, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #41

Budget Transfer(s)

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following transfers are made in the 1996 Budget:

FROM TO AMOUNT

A1320.4 Auditor (Cont.) A1430.1 Personnel (Pers.) 2,350.00

A1990 Contingency A1430.1 Personnel (Pers.) 2,000.00

A1010.1 Town Board (Pets.) A1010.4 Town Board 644.00

(Cont.)

HO11 8310.2020 Water Study (Secr.) Study (Equip) HO11 8310.2030 Water 925.00

HO11 8310.2020 Water Study (Secr.) Study (Other) HO11 8310.2040 Water 202.50

BE IT RESOLVED, that the transfer of 7,000 from the Reserve for Landfill Closure Fund (H003) to the Landfill Capital Closing Fund (H006) is authorized pursuant to Section 6-C General Municipal Law of New York State.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #42

February 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the February 1996 Fund Warrant as audited. General Fund: \$75,866.24; Highway Fund: \$50,493.58; Landfill: 4,684.25; Water Study: \$5,082.50; H012: \$3,879.83; Street Lights: \$5,656.54; Sewer: \$6,296.44. Total Fund Warrant; \$151,959.38.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #43

Town Councilman Appointment

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, pursuant to Section 64 Subdivision 5 of Town Law, that Marvis Ann Warren is appointed Town Councilman to fill the vacancy created by the resignation of Councilman Joseph Cybulski.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 8:33 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

March 13, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman Joseph Trupia
Councilman Marvis Warren
Supervisor Fred Wurtemberger

ABSENT: Attorney Kevin Brocks

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart; Bishop Ralph Bushman; Mike Cusack; Mary French; Gene Levy; Justin Schultz; Don & Clare Radz; Terry Turner and others.

PUBLIC HEARING(S):

Ordinances: Senior Citizens Exemption:

1. Maximum Allowable Income. 2) Of Age Taxable Status Date.

Local Law: Sewer Rents - Semi-annual billing, services by contract

NOTICE

Please take notice that the Sand Lake Town Board will conduct the following Public Hearings at the Sand Lake Town Hall, Route 43 on Wednesday, March 13, 1996, where all interested parties will be heard:

At 7:30 P.M. to consider adoption of an Ordinance to increase the annual income ceiling applicable to the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens.

At 7:30 P.M. to consider adoption of an Ordinance to amend the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens, to extend the exemption to otherwise qualified persons who turn 65 years of age after taxable status date, but on or before December 31 of the same year.

At 7:40 P.M. to consider adoption of proposed Local Law #1 of the year 1996 entitled "A Local Law pertaining to sanitary regulations and sewer connections for all sewer districts operative in the Town of Sand Lake". The proposed local law pertains to semi-annual billing of sewer rents and allowing the Sewer District to contract for such billing services upon approval of the Town Board.

BY ORDER OF THE TOWN BOARD

FEBRUARY 14, 1996

/s/

Colleen Regan, Town Clerk

Public Hearing:

Senior Citizens Exemption - Maximum Allowable Income

Supervisor Wurtemberger opened the hearing to the public at 7:33 P.M.

Those speaking in favor of proposed Ordinance #1 of 1996: None

Those speaking in opposition of proposed Ordinance #1 of 1996: None

Councilman Glasser moved and Councilman Trupia seconded the motion to close the Public Hearing at 7:36 P.M.

MOTION CARRIED: UNANIMOUS

Public Hearing:

Senior Citizens Exemption - Of Age After Taxable Status Date

Supervisor Wurtemberger opened the hearing to the public at 7:36 P.M.

Those speaking in favor of proposed Ordinance #2 of 1996: None

Those speaking in opposition of proposed Ordinance #2 of 1996: None

Councilman Trupia moved and Councilman Glasser seconded the motion to close the Public Hearing at 7:37 P.M.

MOTION CARRIED: UNANIMOUS

Public Hearing:

Local Law: Sewer Rents - Semi-annual billing, services by contract

Supervisor Wurtemberger opened the hearing to the public at 7:40 P.M.

Those speaking in favor of proposed Local Law #1 of 1996: None

Those speaking in opposition of proposed Local Law #1 of 1996: None

Councilwoman Warren moved and Councilman Trupia seconded the motion to close the Public Hearing at 7:44 P.M.

MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted

SUPERVISORS REPORT: On file in the Clerk's Office as submitted

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

Don & Clare Radz - addressed the Board to present a booklet entitled "Cemetery Records Sand Lake Rensselaer County New York, USA", on file in the Clerk's Office, an introduction (hereto attached) gives a brief explanation of the contents of the booklet .

BUSINESS

RESOLUTION #45

Attorney for the Town

Councilwoman Warren moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Attorney has expressed his desire to resign his position, and

WHEREAS, the Town Board wishes to avail itself of the option provided by Town Law section 20 (2b) to retain an attorney for the Town.

THEREFORE, BE IT RESOLVED,

1. The position of Town Attorney is hereby abolished.
2. John T. Casey, Jr., is hereby retained as Attorney for the Town, at a fee of \$833.33 per month to serve at the pleasure of the Town Board, effective immediately.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #46

Acknowledgment of Service

Councilwoman Dunn moved and Councilman Glasser seconded the following resolution:

RESOLUTION COMMENDING TOWN ATTORNEY KEVIN R. BROCKS

FOR HIS SERVICE TO THE TOWN OF SAND LAKE

WHEREAS, Kevin R. Brocks has served the community of Sand Lake for the past twenty-seven months through the Town Board appointment of Town Attorney; and

WHEREAS, Attorney Brocks agreed to serve our community, choosing to give much of his personal time and talents to the Town of Sand Lake as Town Attorney; and

WHEREAS, The Town's legal matters were competently and proficiently handled by Attorney Brocks during the times he served as counsel to the Town, and Attorney Kevin Brocks provided the Town of Sand Lake with skilled legal oversight and qualified legal opinions on all matters of law coming before the Town Board; and

WHEREAS, The Call to serve one's community many times requires giving much of one's time and self to the community and with his growing family and personal obligations, Attorney Kevin Brocks has reluctantly chosen to end his service to the Town in order to fulfill his family obligations; and

WHEREAS, The Town Board and the people of the Town of Sand Lake will surely miss Attorney Kevin Brock's wise counsel and qualified knowledge of the legal matters of the Town; now, therefore, be it

RESOLVED, That the Town Board of the Town of Sand Lake hereby bestows public recognition and heartfelt thanks to Attorney Kevin R. Brocks for his service to the Town of Sand Lake.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #47

Adoption of Ordinance #1 of 1996

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

WHEREAS, the laws of the State of New York provide for the granting of a partial exemption from real property taxation for real property owned by certain persons with limited income who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date, for persons who are 65 years of age or over, having income within specified limits, and

WHEREAS, a public hearing was duly called and held on March 13, 1996, concerning the possible increase of said specified income limits.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended and modified to increase the amount of income which said persons who are 65 years of age or over, may receive and still be eligible for said exemption from the limits currently in effect to:

PERCENTAGE OF ASSESSED		
ANNUAL INCOME IN DOLLARS	VALUATION EXEMPT	
FROM TAXATION		
Up to 17500	50	
17500 to 18500	45	
18500 to 19500	40	
19500 to 20500	35	
20500 to 21400	30	
21400 to 22300	25	
22300 to 23200	20	
23200 to 24100	15	
24100 to 25000	10	
25000 to 25900	5	

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall, Route 43, Sand Lake, New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #48

Adoption of Ordinance #2 of 1996

Councilman Trupia moved and Councilwoman Dunn seconded the following resolution:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - OF AGE AFTER TAXABLE STATUS DATE

WHEREAS, the laws of the State of New York provide for the granting of partial exemption from real property taxation for real property owned by certain persons who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date for persons who are 65 years of age or over, and

WHEREAS, a public hearing was duly called and held on March 13, 1996, concerning the possible extension of said exemption to otherwise qualified persons who turn 65 years of age after taxable status date, but on or before December 31 of the same year.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended, pursuant to the provisions of Real Property Tax Law Section 467 (5), to extend the exemption to any persons otherwise qualifying under the Ordinance as amended to date, who shall become 65 years of age after taxable status date, but on or before December 31 of the same year.

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall, Route 43, Sand Lake, New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #49

Adoption of Local Law #1 of 1996

Town of Sand Lake, Rensselaer County, New York

Local Law No. 1 of the year 1996.

WHEREAS, a public hearing was called and held on March 13, 1996, concerning a local law pertaining to semi-annual billing of sewer rents and allowing the Sewer District to contract for such billing services upon approval of the Town Board.

NOW, THEREFORE, be it enacted by the Town Board of the Town of Sand Lake, Rensselaer County, New York, as follows:

Section 1. The Local Law entitled "A local law pertaining to sanitary regulations and sewer connections for all sewer districts operative in the Town of Sand Lake, County of Rensselaer, New York, adopted by the Town Board on July 9, 1980 and designated Local Law Number 2 of the year 1981, as amended by Section 2 of Local Law Number 1 of the year 1992, is amended by amending Section 1 of Article XI thereof to read as follows:

Section 1. Sewer Rents for each calendar year shall be due and payable semi-annually. The District may contract with any entity or person for the performance of sewer rent billing services. Any such contract shall be first approved by resolution of the Town Board operating as governing body of the Sand Lake Sewer District Number 1. Delinquent sewer rents may be collected pursuant to Section 452 of the General Municipal Law.

Section 2. This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #50

Authorization To Award The Bid For A

1997 Five Ton Single Axle Dump Truck

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that upon the recommendation of the Commissioner of Public Works of his review of bids received, Delurey Sales & Service Inc. is awarded the bid in the amount of \$85,985 for a 1997 five ton single axle dump truck with plow, wing, sander, and hydraulics.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #51

Appointment to Zoning Board

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Gary Hack is appointed to the Zoning Board of Appeals for a term ending December 31, 1998, effective April 1, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE:

AYES - 4; ABSTAIN - 1 (DUNN)

RESOLUTION # 52

Master Plan Implementation Advisory Committee Appointment (Additional)

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, the Master Plan Implementation Advisory Committee has recommended that Kevin Brocks be appointed a member of its committee;

THEREFORE BE IT RESOLVED, that Kevin Brocks is appointed a member of the Master Plan Implementation Advisory Committee.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #53

March 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the March 1996 Fund Warrant as audited. General Fund: \$22,195.40; Highway: \$23,681.88; Landfill: \$2,652.25; Water Study: \$7,750.93; Street Lights: \$5,656.54; Sewer: \$69,458.35. Total Fund Warrant \$131,395.35.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 8:38 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

April 10, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren
Supervisor Fred Wurtemberger
Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart; Gene Levy; Angelo Patti; Harold Roder; Pat Seely; John Stockman; Donald Vozburgh.

APPROVAL OF MINUTES:

Councilman Glasser moved and Councilman Trupia seconded the motion to approve January 2, 1996 minutes. MOTION CARRIED: AYES: 4; ABSTAIN: 1 - (WARREN)

Councilman Glasser moved and Councilman Trupia seconded the motion to approve January 10, 1996 minutes. MOTION CARRIED: AYES: 4; ABSTAIN: 1 - (WARREN)

Councilman Glasser moved and Councilwoman Dunn seconded the motion to approve February 14, 1996 minutes. MOTION CARRIED: AYES: 4; ABSTAIN: 1 - (WARREN)

Councilman Glasser moved and Councilman Trupia seconded the motion to approve March 5, 1996 minutes. MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office

SUPERVISORS REPORT: On file in the Clerk's Office

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

· Frank Allen addressed the Board requesting the opportunity to comment on agenda item "c", Request for a Traffic Light, when the resolution is brought up for discussion.

BUSINESS:

RESOLUTION #54

Sewer Rent Billing Services

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, The Town Board of the Town of Sand Lake is the governing body of the Sand Lake Sewer District #1, and

WHEREAS, at a regular meeting of the Town Board of the Town of Sand Lake held March 13, 1996, said Board adopted Local Law number 1 of the year 1996, pertaining to semi-annual billing of sewer rents and further providing the Board may by resolution contract with any person or entity for the provision of sewer rent billing services to the Sand Lake Sewer District #1, now therefore,

BE IT RESOLVED THAT:

The Supervisor of the Town, acting by and on behalf of this Board as governing body of the Sand Lake Sewer District # 1, is hereby authorized and directed to enter into an agreement with the County of Rensselaer, in substantially the form of agreement attached hereto, whereby the County would provide sewer rent billing services to the Sand Lake Sewer District #1 for the fees set forth therein, said agreement to be first approved by Counsel to the Sand Lake Sewer District #1.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION # 55

43 Mall Bridge

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, for the past several years the Towns Building Department has received periodic complaints about the condition of the bridge over the Wynantskill Creek located on the 43 Mall property, and which also provides access to the Brookside Senior Housing project, and

WHEREAS, within the past month or so a West Sand Lake Firefighter was on the scene while a tow truck removed a pickup truck which had skidded off the bridge into the creek, and observed the bridge itself move during the tow truck's efforts to extricate the pickup, and

WHEREAS, there appears to be a serious question as to the safety of said bridge particularly with respect to its capacity to handle large firetrucks, and

WHEREAS, said bridge was a design element in the site plan reviews of both the 43 Mall and the Brookside Project, and

WHEREAS, said bridge may be an unsafe structure within the purview of the Town's Unsafe Buildings law, Local Law Number 2 of 1982, now therefore,

BE IT HEREBY RESOLVED THAT:

The Supervisor of the Town is hereby authorized and directed to retain a professional engineer for the purpose of inspecting and rendering a report as to the structural integrity of the 43 Mall bridge and its suitability for handling the reasonable access needs to the Mall and Brookside project including firetrucks of the size utilized by local fire companies, and the sum of \$1,300 is hereby appropriated for payment of the fees of said engineer. The owners of the Mall and Brookside shall be given appropriate notice by the Department of Public Works of the dates of such inspections so that they may attend if they so desire. Upon completion of such inspection a written report shall be rendered by the engineer to this Board, with copies to the property owners and the Commissioner of Public Works.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION # 56

Request for Traffic Light

Councilman Glasser moved and Councilwoman Warren seconded the following resolution:

WHEREAS, the referenced intersection has been the site of accidents and fatalities and the public health, safety and welfare would be served by the installation of a traffic light; now therefore

BE IT RESOLVED, THAT:

- 1) The Town of Sand Lake, pursuant to Vehicle and Traffic Law, requests the State Department of Transportation and County Superintendent of Highways to install a traffic light at the intersection of State Route 150 and County Routes 50 and 55

- 2) The Town Board directs the Town Supervisor and Commissioner of Public Works to take whatever steps are reasonably necessary to carry out this resolution.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #57

Road Name Changes (911)

Councilwoman Dunn moved and Councilman Trupia seconded the following resolution:

WHEREAS, it is desirable to make road name changes in response to the County's 911 System and requests of residents;

Therefore BE IT RESOLVED, that the following private road name changes be adopted:

FROM TO

Firehouse Way Buy Way

Helenwood Drive Andrew Way

Sand Lake Springs Road Sand Lake Springs Way

(Not Named) Ernie's Way

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #58

Budget Transfer

Councilwoman Warren moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following transfer be made in the 1996 Budget:

FROM	TO	AMOUNT
DA5142.1 Snow Removal (Pers.)	DA5142.4 Snow Removal (Cont.)	\$1,723.04

Budget Amendment

BE IT RESOLVED, that the following amendment be made in the 1996 Budget:

Increase Appropriations DA 5130.4 Machinery (Contractual) in the amount of \$9,139.88 to be funded by appropriating funds from DA R 2680 for Insurance Compensation received on 4/4/96 from Northbrook Property and Casualty Company for damage to a highway truck.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #59

April 1996 Fund Warrant

Councilman Glasser moved and Councilwoman Dunn seconded the motion to approve the April 1996 Fund Warrant as audited. General Fund: \$21,768.87; Highway Fund: \$16,339.88; Landfill: \$4,115.85; Water Study-H012: \$2,529.02; :Street Lights: \$5,723.03 Sewer: \$3,457.37; Total Fund Warrant: \$53,934.02.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

EXECUTIVE SESSION:

Supervisor Wurtemberger moved and Councilman Glasser seconded the motion to adjourn into Executive Session at 8:13 P.M. to discuss legal matters.

MOTION CARRIED: UNANIMOUSLY

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Executive Session and reconvene the Regular Board Meeting at 9:12 P.M.

MOTION CARRIED: UNANIMOUSLY

MEETING ADJOURNMENT

Councilwoman Warren moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 9:13 P.M.

MOTION CARRIED: UNANIMOUSLY

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

May 8, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:43 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Supervisor Fred Wurtemberger
Attorney John T. Casey, Jr.

ABSENT: Councilwoman Marvis Warren

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart; Gene Levy; Mr. & Mrs. Lockrow; Ed Martin; John T. McGuire; Harold Roder; Justin Schultz; Michael Schafer; John Stockman; Peter Sutherland, Smith & Mahoney; Ken VanPraag and others.

APPROVAL OF MINUTES:

Councilman Glasser moved and Councilman Trupia seconded the motion to approve April 10, 1996 minutes. MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office

SUPERVISORS REPORT: On file in the Clerk's Office

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS: NO COMMENTS

BUSINESS:

RESOLUTION #60

Designation of Polling Places

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that pursuant to section 104, article 4 of the Election Law of the State of New York, the following polling places are designated for the Town of Sand Lake:

Election

District	Location	Address
1	Sand Lake Elementary School	Rte 43, Sand Lake
2	West Sand Lake Elementary School	Rte 150, West Sand Lake
3	West Sand Lake Elementary School	Rte 150, West Sand Lake
4	Town Hall	Rte 43, Sand Lake
5	Sand Lake Elementary School	Rte 43, Sand Lake
6	Averill Park High School	Rte 43, Sand Lake

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #61

Speed Limit Reduction Request

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, many citizens have requested that speed limits be reduced on various roads with problems of sight distance, hills, curves, pedestrian traffic, housing density, type of cargo carried, etc. and,

WHEREAS, the public health safety and welfare would be served by a reduction in the speed limits,

THEREFORE, BE IT RESOLVED,

1. The Town of Sand Lake, pursuant to Vehicle and Traffic Law Section 1622, hereby requests the State Department of Transportation and County Superintendent of Highways to reduce the speed limit to 35 MPH on First Dyke Road between Holcomb Road (presently 35 MPH) and Burden Lake Road (presently 30 MPH), said road being a continuation of Sheer Road (presently 35 MPH).

2. The Town board directs the Town Supervisor and Commissioner of Public Works to take whatever steps are reasonably necessary to carry out this resolution.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #62

Private Road Name Changes (911)

Councilman Dunn moved and Councilman Trupia seconded the following resolution:

WHEREAS, it is desirous to make road name changes in response to the County's 911 System and requests of residents;

THEREFORE BE IT RESOLVED, that the following private road name changes be adopted:

FROM	TO
------	----

Reid Way	Rebecca Way
----------	-------------

Old Wagon Way	Boulder Way
---------------	-------------

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #63

43 Mall Bridge

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Highway Superintendent is the person charged by the Town Board to enforce provisions of Local law No. 2 of 1982 regarding structures appurtenant to the Town's roadways; and

WHEREAS, upon receipt of information that a privately owned bridge carrying Mall Way over the Wynantskill at the entrance to the 43 Mall Shopping Center on New York State Route 150 in West Sand Lake was or could become dangerous and unsafe to the general public and potentially presented a danger to the safety and general welfare of the public, the Highway Superintendent caused an inspection of such bridge to be conducted; and

WHEREAS, the Town Board is in receipt of a report dated May 7, 1996, by Clough, Harbour & Associates LLP, engineers, surveyors, planners and landscape architects; and

WHEREAS, such report recommends both immediate and future actions to assure the safety of this bridge; and

WHEREAS, immediate action includes both load-posting for a load limit of seven tons and immediate repair of the side railings; and

WHEREAS, three "secondary deficiencies" could result in future problems and are addressed in such report; and

WHEREAS, the Town Board, upon due deliberation, is of the opinion that this report warrants that immediate action be taken;

NOW, THEREFORE, BE IT RESOLVED, that a notice shall issue in compliance with Section 6 of Local Law No. 2 of the Laws of 1982, along with a copy of the Clough, Harbour report, these documents to be served pursuant to Section 7 and filed with the Rensselaer County Clerk as provided in Section 8 of Local Law of said local law; and

BE IT FURTHER RESOLVED, that pursuant to Section 9 of said Local Law the notice include a statement that in the event of the refusal or neglect of the person so notified to comply with said order, and after a hearing the repair or demolition and removal of such structure could be ordered by the Town Board by contract forthwith the expenses to be assessed against the property; and

BE IT FURTHER RESOLVED, that such notice be served upon any and all persons enumerated in Section 7 of said Local Law.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #64

Construction Bids for DPW Garage Facility

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board adopted a resolution on July 12, 1995 to expend from the Capital Reserve Fund for Buildings, duly established on December 8, 1993, a sum up to \$625,000 to be used to design and construct a garage facility to be located on Town property abutting Springer Road; and

WHEREAS, the Town Board adopted a resolution on October 11, 1995 to retain Laberge Engineering and Consulting Group to provide architectural and engineering services which have progressed such that construction bids can be received on June 5, 1996 and recommendations provided at the June 12, 1996 Town Board Meeting;

THEREFORE BE IT RESOLVED, that sealed bids for the construction of the Department of Public Works garage facility, in accordance with plans, specifications and contract documents prepared by

Laberge Engineering and Consulting Group, be advertised and received by the Town Clerk until 2:00 P.M. on June 5, 1996 and then publicly opened and read aloud by Town officials.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #65

Joint Hearing Regarding Annexation Petition

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board has received a petition for the annexation by the Town of Sand Lake of approximately 100 acres, owned by William and Doris Goewey in the Town of Poestenkill; and

WHEREAS, Article 17 of the General Municipal Law provides for a hearing on such annexation petition.

NOW, THEREFORE, IT IS HEREBY RESOLVED

The Town Clerks of the Towns of Poestenkill and Sand Lake are hereby authorized to publish the appropriate notices for a joint hearing of the Town Boards of the Towns of Poestenkill and Sand Lake, said hearing to be conducted at the Algonquin Middle School on Route 66 in the Town of Poestenkill at 7:30 P.M. on June 10, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #66

Municipal Center

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Citizens Advisory Committee on Capital Improvements, after receiving input from surveys, investigations and public information meetings, recommended in its March 1995 report the need to provide improved facilities to house Town offices, a library, and public meeting rooms, and suggested sites; and

WHEREAS, the selection process narrowed the sites to a parcel presently owned by the Averill Park - Sand Lake Volunteer Fire Company, located next to its Eastern Union Turnpike station, for which the Town has an option to buy approximately 26 acres of the 34 acre parcel; and

WHEREAS, the Town Board intends to conduct a referendum concerning the construction of a town municipal center housing town offices, a library, and public meeting rooms on the Eastern Union Turnpike site and desires to obtain information necessary to inform the voters of preliminary details and costs; and

WHEREAS, Town Board members Joe Trupia and Fred Wurtemberger participated in a process of evaluating seven architectural firms through interviews, visits of completed projects, and reviews of contemplated services;

NOW THEREFORE BE IT RESOLVED, that the firm of Architecture + of Troy be retained to perform services associated with developing a schematic design and with referendum assistance for a municipal center in accordance with its April 23, 1996 proposal for a fee not to exceed \$9,750.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #67

Appointment of Secretary to the Board

of Assessment Review

Councilwoman Dunn moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Florence Slavin is appointed Secretary to the Board of Assessment Review for Grievance Day on May 21, 1996, at \$12.33 per hour not to exceed \$250.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #68

Budget Transfer

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that the following Transfer be made in the 1996 Budget;

FROM	TO	AMOUNT
A1990 Contingency	A1440.4 Engineer (Contractual)	\$9,750.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #69

May 1996 Fund Warrant

Councilman Glasser moved and Councilwoman Dunn seconded the motion to approve the May 1996 Fund Warrant as audited. General Fund: \$23,977.87; Highway Fund: \$16,553.25; Landfill: \$1,550.49; Street Lights: \$5,672.98; Sewer: \$10,479.56; Total Fund Warrant: \$58,234.15.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 8:37 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

June 12, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn

Councilman John Glasser

Councilman C. Joseph Trupia

Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Bill Birdsall; Connie Burkart; Bonnie Cook; Dave Eddie, NYSEG; Brett Glasser; Dan Holser; Ed Martin; Gene Levy, Echo; Brooke Messner; Patty Messner; Harold Roder; Peter Skinner; William Skinner; Peter Sutherland, Smith & Mahoney; Justin Schultz; John Stockman; Rosemary Brennan-Quinn and others.

APPROVAL OF MINUTES:

Councilman Trupia moved and Councilman Glasser seconded the motion to approve, May 8, 1996 Minutes. MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office

SUPERVISORS REPORT: On file in the Clerk's Office

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

Bill Birdsall - addressed the Board regarding the Re-subdivision of Lot #9 "Crossroads Manor" on Rabie Rd.

Dan Holser - addressed the Board requesting who was the low bidder on the Highway Garage Facility and who will be appointed as the new Planning Board Chairman.

Eric O'Brien (Burden Lake Improvement Assoc.) - addressed the Board regarding the gap in the guard rails of a section on 2nd Dyke Road and stating it is a safety hazard.

Justin Schultz - addressed the Board regarding two vehicles that got stuck in the middle of 2nd Dyke Rd. while trying to launch water crafts.

Peter Skinner, P. E. - addressed the Board regarding the need for a Beaver Impact Management Plan. (Plan hereto attached)

William Skinner - addressed the Board regarding the need for a Beaver Impact Management Plan.

Judy Schrieber - addressed the Board regarding the need for a Beaver Impact Management Plan.

Mark Lewis - addressed the Board regarding the need for a Beaver Impact Management Plan.

Bonnie Cook - addressed the Board regarding the need for a Beaver Impact Management Plan.

Harold Roder - addressed the Board regarding the flooding of Snyder Rd. due to the level of the Pond near the road.

Mark Lewis - addressed the Board requesting that the sand at the Town Beach be replaced and that Crystal Lake be designated as the Town Beach.

BUSINESS:

RESOLUTION #70

Summer Day Camp Personnel

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, the following persons are authorized to be hired for the 1996 Summer Day Camp Session as follows:

NAME	POSITION	HOURLY WAGE
Tracy Albanese	Experienced Senior Counselor	\$6.00
Michael Albertson	Counselor In Training	2.00
Michelle Armsby	Counselor In Training	2.00
Jen Brown	Counselor	4.00
Jen Dahl	Senior Counselor	5.00
Jessica Henchey	Senior Counselor	5.00
Nicole Lape	Counselor In Training	2.00
Lyndsey Mardon	Counselor In Training	2.00
Scott Mateer	Experienced Counselor In Training	3.00
Stephanie Mayhack	Experienced Counselor In Training	3.00
John Minotti	Counselor In Training	2.00

Thomas Noonan	Experienced Counselor In Training	3.00
Dan Pucherelli	Experienced Counselor In Training	3.00
Greg O'Connor	Counselor	4.00
Emily Villagio	Experienced Senior Counselor	6.00
Casey Valentine	Counselor In Training	2.00
Barbara Wood	Experienced Counselor In Training	3.00

Appointment of 1996 Director for Summer Day Camp Session

BE IT RESOLVED, that Barbara Bitting is appointed Summer Camp Director at \$11.00/hr for a 40 hour week for 8 weeks up to a maximum of \$3,520.00.

Appointment of Health Director for 1996 Summer Day Camp Session

BE IT RESOLVED, that Brooke Wagner is appointed as Health Director for the 1996 Summer Day Camp Session at \$5.00/hr. for a 30 hour week for 6 weeks up to a maximum of \$900.00.

Appointment of Sport Instructor for 1996 Summer Day Camp Session

BE IT RESOLVED, that Kevin Earl is appointed as Sport Instructor for the 1996 Summer Day Camp Session at \$14.00/hr. for a 10 hour week for 6 weeks up to a maximum of \$840.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION # 71

Town Beach Personnel

Councilman Glasser moved and Councilwoman Warren seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 1996 Sand Lake Town Beach Program as follows:

NAME	POSITION	HOURLY WAGE
Sara Hoffman	Lifeguard	\$6.00
Jodi Coiteux	Lifeguard	5.75
Andrea Leith	Lifeguard	5.75
Lauren Hoffman	Beach Aide	4.00
Christopher Prusky	Beach Aide	4.00
Robin Vanbrocklen	Substitute	5.50

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION # 72

Drug & Alcohol - Policy & Program

Councilwoman Warren moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that pursuant to the Federal Omnibus Transportation Employee Testing Act (OTETA) of 1991 and implementing regulations Title 49CFR Parts 40 and 382, that the attached Policy and Program pertaining to drugs and alcohol (14 pages and appendices A through F) pertaining to Highway and Sewer District employees are adopted.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #73

A Resolution Authorizing The Town Supervisor To Expend Additional
Funds For The Design And Construction Of A Highway Garage

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, by Resolution #78 adopted July 11, 1995, the Supervisor of the Town of Sand Lake was authorized and directed to expend from the Capital Reserve Fund for Buildings duly established on December 8, 1993, for the building contractual item (H5132.2) in the Capital Projects Fund a sum up to \$625,000 to be used to design and construct a highway garage to be located on Town property abutting Springer Road; and

WHEREAS, investment interest has accrued and continues to accrue such that a sum of approximately \$669,000 would be available from said Fund at the time of construction completion; and

WHEREAS, engineering costs and construction bids received on June 5, 1996, exceeded the \$625,000 project sum and bids can be favorably considered for award at a project sum not exceeding \$669,000;

THEREFORE BE IT RESOLVED, that pursuant to General Municipal Law, the Supervisor of the Town of Sand Lake is authorized and directed to expend from the Capital Reserve Fund for Buildings duly established on December 8, 1993, for building contractual item (H5132.2) in the Capital Projects fund a sum up to \$44,000 in addition to the \$625,000 authorized by Resolution #78, adopted July 11, 1995, to be used to design and construct a highway garage to be located on Town property abutting Springer Road.

This resolution shall be subject to a permissive referendum in accordance with Article 7 of Town Law.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #74

Planning Board - Appoint Chairman

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

WHEREAS, Kenneth Van Praag, Chairman of the Planning Board since April 1, 1994, has indicated that he is not comfortable with his inability to be available and to participate in the majority of the Planning Board meetings for a considerable time in the future;

THEREFORE BE IT RESOLVED, that Arthur Handley, Jr. is appointed Chairman of the Planning Board effective immediately.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 4; ABSTAIN: 1 - (DUNN)

RESOLUTION # 75

Garner Road Sewer Extension - Smyth

Councilwoman Dunn moved and Councilman Trupia seconded the following resolution:

WHEREAS, James Smyth, owner of land Parcel No. 158.00 - 2 - 35.3 on the north side of Garner Road, has requested municipal sewer service to serve a proposed 17 lot subdivision known as Ulster Hills Subdivision; and

WHEREAS, said proposed subdivision is within the Sewer District but does not abut a town sewer and service therefore should be approved by the Town Board as the governing body of the Sewer District; and

WHEREAS, the Town Board on September 13, 1995 gave conceptual approval for the installation of a gravity sewer as a substitution for a previous plan to construct a pumping station and force main connection to the Burden Lake Road Sewer;

WHEREAS, the Town Planning Board on June 5, 1996, gave Conditional Final Approval of the Ulster Hills Subdivision;

NOW THEREFORE BE IT RESOLVED, that the Town Board gives Conditional Final Approval for the installation of a gravity sewer from the proposed Ulster Hills Subdivision traversing westerly along Garner Road with a connection to the Town Sewer paralleling the Wynantskill; conditioned upon approval of the County Health Department, Rensselaer County Sewer District No. 1, and establishment of an Escrow Account in an amount set forth by the Town Review Engineer to guarantee completion and payment of associated review fees.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #76

Dispensing of Alcoholic Beverages

at Butler Park - Sue S. Larsen

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that Sue S. Larsen of Edgewood Drive is permitted to use Butler Park for a family reunion on Friday July 5, 1996, and to dispense a few cans of beer upon evidence that the Town of Sand Lake is named "additional insured" on her Homeowners Insurance Policy for the event.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #77

Dispensing of Alcoholic Beverages

at Butler Park - Kiwanis Summerfest

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Dave Wolff shall be permitted to dispense alcoholic beverages at the Butler Park for the Kiwanis Summerfest on July 27, and July 28, 1996, in accordance with the provisions of Local Law No. 2 of 1980 and upon condition that appropriate permits are obtained from the State Liquor Authority and insurance coverage is provided satisfactory to the Attorney For The Town.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 4; ABSTAIN: 1 - (WARREN)

RESOLUTION #78

Budget Transfers and Amendments

Supervisor Wurtemberger moved and Councilman Warren seconded the following resolution:

BUDGET TRANSFERS

BE IT RESOLVED, that the following Transfers be made in the 1996 Budget;

FROM TO AMOUNT

A1460.1 Records Mngt. (Pers.) A1460.4 Records Mngt. (Cont.) \$2,000.00

H011-8310-2020 Water Study (Secr.) H011-8310-2010 (Consultant Fee) 490.20

AMENDMENTS

BE IT RESOLVED, that the following amendment be made in the 1996 Budget;

Increase Appropriations A7140.2 Playgrounds (Contractual) in the amount of \$6,850 to be funded by appropriating funds from A R 2705 Gifts and Donations received for constructing a Fitness Trail.

BE IT RESOLVED, that the following amendment be made in the 1996 Budget:

Increase appropriations H011-8310-2010 Water Study (Consultant Fee) in the amount of \$567.50 to be funded by appropriating funds from revenue account H011-2401-0000 (Interest Earnings) received from investment income.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #79

June 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the June 1996 fund Warrant as audited. General Fund: \$29,345.67; Highway: \$26,010.84; Landfill \$20,501.02; Street Lights: \$5,672.98; Sewer: \$4,977.91; Total Fund Warrant: \$86,508.42.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 8:58 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

July 10, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:40 P.M., at the Town Hall in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn

Councilman C. Joseph Trupia

Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

ABSENT: Councilman John Glasser

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHER PRESENT: Frank Allen; Connie Burkart; Bob Carpenter; Arthur Handley, Jr.; Bill Hoffay; Dan Holser; Gene Levy, Echo; Ed Patanian, Jr.; Harold Roder; Justin Schultz; John Stockman; Rosemary Brennan-Quinn, Record and others.

TOWN CLERK'S REPORT: On file in the Clerk's Office

SUPERVISORS REPORT: On file in the Clerk's Office

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

Dan Holser - addressed the Board regarding the additional expenditure on the building of the new Highway Garage Facility.

Frank Allen - addressed the Board thanking Councilman Trupia for informational articles regarding a new Municipal Center; and requesting a traffic light at the intersection of Route 150 and Route 55.

John Stockman - addressed the Board urging the Town to hire a resident for the vacant position of Building Inspector.

BUSINESS:

RESOLUTION #80

Surplus Highway Equipment

Councilwoman Warren moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that pursuant to Section 142.5 of Highway Law, the Town Highway Superintendent is authorized to sell the following equipment which he has determined to be surplus as outlined in his June 12, 1996 letter and is authorized to apply the proceeds toward the purchase of other highway equipment:

1971 International truck with sander - VIN #367711G441359

1977 International dump truck - VIN # D1222GGB15375

1979 International dump truck - VIN # AR 185JHA23439

Hydraulic sander

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #81

In-Service Training - George Wright

Councilwoman Dunn moved and Councilwoman Warren Seconded the following resolution:

BE IT RESOLVED, that pursuant to the in-service training requirements prescribed by Title 19 NY CRR, George Wright is authorized to attend the, education program sponsored by the NYS Building Officials Conference, Inc. on October 21, 22, & 23, 1996 at Colonie and that the registration fee of \$175.00 be paid by the Town.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #82

Town Beach Personnel

Councilwoman Warren moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that the following person is authorized to be hired for the 1996 Sand Lake Town Beach Program as follows:

NAME	POSITION	HOURLY WAGE
Stephen Grogan	Beach Aide	\$4.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #83

Outdoor Lighting at Town Hall and Town Park

Councilwoman Dunn moved and Councilwoman Warren seconded the following resolution:

WHEREAS, New York State Electric and Gas Corporation (NYSEG) is participating with the Town in a survey of street and other outdoor lighting needs; and

WHEREAS, it has been determined that outdoor lighting fixtures attached to Town buildings provide sufficient lighting at the Town Hall parking lot and Town Park,

THEREFORE BE IT RESOLVED, that NYSEG be directed to remove its poles and lighting fixtures located at Town Hall (poles 1527-1 and 2) and Town Park (pole 12-1).

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #84

A Resolution Authorizing The Town Supervisor To Expend Funds For The Design And Construction Of A Highway Garage

Councilman Trupia moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, by Resolution #78 adopted July 11, 1995, the Supervisor of the Town of Sand Lake was authorized and directed to expend from the Capital Reserve Fund for Buildings duly established on December 8, 1993, for the building contractual item (H5132.2) in the Capital Projects Fund a sum up to \$625,000 to be used to design and construct a highway garage to be located on Town property abutting Springer Road; and

WHEREAS, investment interest has accrued and continues to accrue such that a sum of approximately \$669,000 would be available from said Fund at the time of construction completion; and

WHEREAS, engineering costs and construction bids received on June 5, 1996, exceeded the \$625,000 project sum and bids can be favorably considered for award at a project sum not exceeding \$669,000; and

WHEREAS, the Board at its June 12, 1996 Town Board meeting authorized, subject to a permissive referendum in accordance with Article 7 of Town Law, that the Supervisor could expend from the Capital Reserve Fund for Buildings an amount up to \$669,000 for engineering and construction costs; and

WHEREAS, the thirty days provided for such permissive referendum will expire July 13, 1996; and

WHEREAS, to date no permissive referendum petition has been filed;

THEREFORE BE IT RESOLVED, that if no petition for a permissive referendum being filed by July 13, 1996, the Supervisor of the Town of Sand Lake is herein authorized and directed as of July 15, 1996, to expend from the Capital Reserve Fund for Buildings duty established on December 8, 1993, for building contractual item (H5132.2) in the Capital Projects fund a sum up to \$669,000 authorized by Resolution #78 adopted July 11, 1995, and Resolution #73 adopted June 10, 1996, to be used to design and construct a highway garage to be located on Town property abutting Springer Road provided that such contract(s) shall be deemed executory only to the extent of the monies appropriated and available for purposes of the contract(s), and no liability on account thereof shall be incurred by the purchaser beyond the amount of such monies.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #85

Appointment to the Planning Board

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

BE IT RESOLVED, that the following appointment is made to the Planning Board effective immediately:

Dominick Bates for the position with a term expiring December 31, 2000.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: AYES: 3; ABSTAIN: 1 - (DUNN)

RESOLUTION #86

Appointment to the Planning Board

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

BE IT RESOLVED, that the following appointment is made to the Planning Board effective immediately:

William Mirabile for the position with a term expiring December 31, 2001.

RESOLUTION ADOPTED BY THE FOLLOWING RESOLUTION: AYES: 3; ABSTAIN 1 - (DUNN)

RESOLUTION #87 Sewer Extension to Serve Forest Glen Phase Three Subdivision

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

WHEREAS, Edward J. Patanian, has requested municipal sewer service to serve a proposed 34 lot subdivision known as Forest Glen Phase Three Subdivision; and

WHEREAS, said subdivision is within the Sewer District but the proposed lots do not abut a Town sewer and, service therefore should be approved by the Town Board as the governing body of the Sewer District; and

WHEREAS, the Town review Engineer, by letter dated June 26, 1996, recommended final approval with conditions concerning the installation of approximately 3500 feet of 8 inch gravity sewers, 800 feet of 4 inch force main, and a pumping station;

NOW THEREFORE BE IT RESOLVED, that the Town Board gives Conditional Final Approval for the installation of gravity sewers, force main, and pumping station to serve the proposed 34 lot Forest Glen Phase Three Subdivision with a connection to an existing Town sewer at the intersection of Valley Drive and Avon Court; conditioned upon approval of the County Health Department and Rensselaer County Sewer District No. 1, and establishment of an Escrow Account in an amount set forth by the Town Review Engineer to guarantee completion and payment of associated review fees.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #88

Annual Sewer Use Charge For

Properties Outside of Sewer District

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that pursuant to Local Law No. 2 of 1995, the annual sewer use charge for owners of properties located outside of Sand Lake Sewer District No. 1 and connected to the Sewer System but not under contract for sewer service is determined as follows:

1996 Sewer District Budget + \$100 = \$439,122 + \$100 = \$337.87 per unit

Equivalent Residence Units 1,927

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #89 Budget Transfers and Amendments

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BUDGET TRANSFERS

BE IT RESOLVED, that the following transfers be made in the 1996 Budget:

FROM	TO	AMOUNT
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A1990.4 Contingent A3310.4 Traffic Control (Cont.) \$ 800.00

A1990.4 Contingent A7150.4 Spec. Rec. Fac. (Cont.) \$2,100.00

AMENDMENTS

BE IT RESOLVED, that the following amendment be made in the 1996 Budget:

Increase Appropriations SS8110.1 (Administration) in the amount of \$689.90 to be funded by appropriating funds from SS R 2770 (Unclassified Revenue) received from Cumberland Farms for labor expended by the Town for emergency repair of damaged sewer.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #90

July 1996 Fund Warrant

Councilman Trupia moved and Councilwoman Dunn seconded the motion to approve the July 1996 Fund Warrant as audited. General Fund: \$25,982.86; Highway Fund: \$15,953.03; Landfill: \$1,493.85; Street Lights: \$5,662.69; Sewer: \$7,120.05; Total Fund Warrant: \$56,212.48.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Trupia moved and Councilwoman Warren seconded the motion to adjourn the meeting at 8:30 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

August 14, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT:

- Councilwoman Nancy Dunn
- Councilman John Glasser
- Councilman C. Joseph Trupia
- Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Barbara Biittig; Connie Burkart; Art Handley; Gene Levy, Echo; Ray Loveridge; Art & Bernie Mardon; Eric O'Brien; Angelo Patti; Justin Schultz; John Stockman; Brooke Wagner; Glen Warren; Rosemary Brennan-Quinn, Record; and others.

APPROVAL OF MINUTES:

Councilman Glasser moved and Councilman Trupia seconded the motion to approve June 12, 1996 Minutes: MOTION CARRIED UNANIMOUS

Councilwoman Warren moved and Councilwoman Dunn seconded the motion to approve July 10, 1996 Minutes: MOTION CARRIED: 4 AYES; 1 ABSTAIN-(Glasser)

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted

SUPERVISORS REPORT: On file in the Clerk's Office as submitted

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

John Stockman - addressed the Board regarding 1. The Master Plan Implementation Committee and commented that all Master Plan meetings should be kept open to the public for monitoring 2. Where will the polling place be for the special election referendum for the Municipal Center be and how much will it cost 3. Asked what the status was on the Eminent Domain Lawsuit (Landfill) 4. Asked what the status was on the 43 Mall Bridge condemnation 5. Asked why the Assessor Clerk resigned 6. Planner position is vacant and how much did the Town spend on having a Planner. 7. Asked if negotiations were going on between the Town and the Averill Park High school with regard to land for a the proposed Municipal Center.

BUSINESS:

RESOLUTION # 91

Speed Limit Reduction Request

Councilman Glasser Moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED,

1.) The Town of Sand Lake, pursuant to Vehicle and Traffic Law {1622, hereby requests the State Department of Transportation and County Superintendent of Highways to reduce the speed limit to 45 MPH on the following road:

ROAD BETWEEN

Best Road (Co. Rt. 55) Rt. 150 and East Greenbush Town Line

2.) The Town Board directs the Town Supervisor and Commissioner of Public Works to take whatever steps are reasonably necessary to carry out this resolution.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION # 92

Building/Zoning (Code Enforcement Officer) Appointment

Councilwoman Warren moved and Councilman Glasser seconded the following resolution:

WHEREAS, there is a vacancy for the position of Deputy Commissioner of Building and Zoning due to a resignation;

THEREFORE BE IT RESOLVED, that James Spath is appointed to the position of Deputy Commissioner of Buildings and Zoning at the budgeted hourly rate for 30 hours per week, effective on or about September 9, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #93

Building/Zoning and Sewer Inspector Compensation

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

WHEREAS, George Wright, Deputy Commissioner for Buildings and Zoning and Sewer Inspector, is now the sole certified building inspector and sewer inspector, and as such has accepted more responsibility, is performing additional work and will serve as senior inspector, and should be adequately compensated;

THEREFORE BE IT RESOLVED, that the senior position of Deputy Commissioner for Buildings and Zoning (Budget Code A3620.1) and Sewer Inspector (Budget Code SS8110.1) be compensated at \$13.54 per hour, effective August 19, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #94

Road Names (911)

Councilwoman Dunn moved and Councilwoman Warren seconded the following resolution:

WHEREAS, it is desirous to add road names in response to the County's 911 System and requests of residents;

Therefore BE IT RESOLVED, that the following private road names be adopted:

FROM TO

unnamed - between 2589 & 2597 NYS Route 43 Thomas Way

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #95

Municipal Center - Referendum

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, citizens of the Town of Sand Lake have contemplated building a municipal center;

WHEREAS, considerable discussion on this issue has taken place among residents of the Town of Sand Lake; and

WHEREAS, the erection of this municipal center will require the expenditure of an estimated \$2.25 million;

NOW BE IT THEREFORE RESOLVED, that pursuant to subdivision 4 of Section 6-c of the General Municipal Law, and subject to referendum, this Town Board of Town of Sand Lake does hereby establish

a Capital Reserve Fund to finance the cost of the acquisition of land and construction of a municipal center;

It being the intent of this board to accumulate in such fund all of the cost of the municipal center, the maximum cost of which is estimated to be \$2.25 million; and further,

The supervisor is hereby directed to deposit moneys of this reserve fund into a separate bank account to be known as the "Municipal Center Capital Reserve Fund"; and further,

No expenditure shall be made except upon authorization of this Board; and further,

The Supervisor is authorized to invest, from time to time, the moneys of this fund pursuant to the General Municipal Law; and it is further

RESOLVED AND DETERMINED, pursuant to the provisions of Town Law Section 94 that the issue of whether or not this capital reserve fund shall be established for purposes of acquiring the necessary realty and erecting a municipal center in the Town of Sand Lake shall be submitted for approval of the electors by referendum to be held at a special town election on October 22, 1996; and it is further

RESOLVED, that pursuant to Section 82 and Section 90 of the Town Law, that within ten (10) days from the date of this resolution, the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the resolution, shall contain an abstract of such resolution concisely setting forth the purpose and effect thereof, shall specify that this resolution was adopted subject to the referendum required by General Municipal Law Section 6-c (4); and shall publish such notice in The Record, a newspaper published in Rensselaer County having general circulation in the Town of Sand Lake, and in addition thereto that the Town Clerk shall post or cause to be posted on the sign board of the Town of Sand Lake a copy of such notice within ten (10) days after the date of the adoption of this resolution.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #96

Municipal Center - SEQRA

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

WHEREAS, citizens of the Town of Sand Lake have contemplated building a municipal center;
and

WHEREAS, pursuant to the State Environmental Quality Review Act (SEQRA) 6 NYCRR Section 617.6(b)(4), the Town Board of the Town of Sand Lake will be conducting an uncoordinated review for this unlisted action; now be it therefore

RESOLVED, that pursuant to 6 NYCRR Section 617.6 (b), the Town Board of the Town of Sand Lake hereby designates itself, the Town Board of the Town of Sand Lake, to act as lead agency for purposes of SEQRA review and authorizes the Town Supervisor to implement SEQRA regulations to the degree possible.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #97

Budget Transfers

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that the following Transfers are made in the 1996 Budget:

FROM	TO	AMOUNT
------	----	--------

A3620.1 Safety Inspection (Pers.) A3620.4 Safety Inspection (Cont.) \$2,500.00

DA5130.4 Machinery (Cont.) DA5130.2 Machinery (Equip.) \$3,985.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #97

August 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the August 1996 Fund Warrant as audited. General Fund: \$25,327.17; Highway Fund: \$115,168.36; Landfill: \$1,267.51; DPW Garage: \$6,486.36; Street Lights: \$5,670.68; Sewer: \$3,033.13. Total Fund Warrant: \$156,953.21.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Supervisor Wurtemberger moved and Councilman Glasser seconded the motion to adjourn the Regular Board Meeting at 9:08 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

September 11, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren
Supervisor Fred Wurtemberger
Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Gene Levy - Echo; Art Handley, Jr.; Harold Roder; Justin Schultz; John Stockman and others.

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted

SUPERVISORS REPORT: On file in the Clerk's Office as submitted

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

John Stockman - addressed the Board regarding postings of the Town Board Agenda

BUSINESS:

RESOLUTION #99

Constitution Week

Councilwoman Warren moved and Councilman Trupia seconded the following resolution:

WHEREAS, Our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

WHEREAS, It is the greatest importance that all citizens fully understand the provisions and principles contained in the Constitution in order to effectively support, preserve and defend it against all enemies; and

WHEREAS, the two hundred ninth anniversary of the Signing of the Constitution provides an historic opportunity for all Americans to remember the achievements of the Framers of the Constitution and the rights, privileges, and responsibilities they afforded us in this unique document; and

WHEREAS, The independence guaranteed to American Citizens, whether by birth or naturalization, should be celebrated by appropriate ceremonies and activities during Constitution Week, September 17 through 23, as designated by proclamation of the President of the United States of America in accordance with Public Law 915, now

THEREFORE, The Town Board does hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

in the Town of Sand Lake, and urge all citizens to reflect during that week on the many benefits of our Federal Constitution and the privileges and responsibilities of American citizenship

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #100

Road Names (911)

Councilwoman Dunn moved and Councilman Glasser seconded the following resolution:

WHEREAS, it is desirous to add road names in response to the County's 911 System and requests of residents;

Therefore BE IT RESOLVED, that the following private road names be adopted:

FROM TO

Unnamed - between 180 & 190 Eastern Union Turnpike Twin Lions Way

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #101

Appointment to the Board of Assessment Review

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Elwood Hacker is re-appointed to the Board of Assessment Review for a term ending September 30, 2001.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #102

Position of Assessor Clerk and Data Collector

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, there is a vacancy for the position of Assessor Clerk and Data Collector due to a resignation;

THEREFORE BE IT RESOLVED, that Greta Edmonds is appointed to the position of Assessor Clerk and Data Collector as provided in the adopted 1996 Budget, effective on or about September 23, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #103

Establishing the Office of Town Attorney

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

WHEREAS, the Town Board wishes to establish the office of Town Attorney pursuant to Town Law Section 20 (2) (a).

BE IT THEREFORE RESOLVED, that

1. The office of Town Attorney is hereby established pursuant to Town Law Section 20 (2) (a);
2. John T. Casey Jr., being duly qualified under Town Law Section 23 as a resident and elector of the Town of Sand Lake, is hereby appointed Town Attorney for the Town of Sand Lake at an annual compensation of \$10,000 entitled to all rights granted by Public Officers Law Section 18, said appointment to be effective immediately.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #104

Special Election - Municipal Center

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS pursuant to Town law Section 94 and by Resolution No. 95 passed August 14, 1996, the Sand Lake Town Board resolved to hold a referendum by way of a Special Election regarding the establishment of a capital reserve fund in the amount of \$2.25 million to finance the acquisition of land and the construction of a municipal center; and

WHEREAS, Town Law Section 82 requires a resolution be passed at least 20 days prior to said special town election designating the hours of opening and closing the polls and the place of holding the election, and setting forth in full the proposition to be voted on;

NOW BE IT THEREFORE RESOLVED, that a Special Election will be held at Town of Sand Lake Town Hall, Route 43, in the Town of Sand Lake, from the hours of 6 A.M. until 9 P.M. on the 22nd day of October, 1996 and at said election the following proposition shall be voted on by ballot:

Proposition 1: Whether a "Municipal Center Capital Reserve Fund" shall be established to receive an estimated \$2.25 million from current surplus capital funds for purposes of acquiring the necessary realty and erecting a municipal center in the Town of Sand Lake.

AND IT IS FURTHER RESOLVED, that the Town Clerk shall give such notice as is necessary pursuant to Town law Section 82 by publication in a newspaper published in Rensselaer County with a general circulation in the Town at least 10 days prior to such election, and by posting of this resolution the required notice on the sign-board of the Town at least 10 days prior to such election.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #105

Dispensing of Alcoholic Beverages at Butler Park

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that Cablevision is permitted to use Butler Park for an employee picnic on September 22, 1996 and to dispense alcoholic beverage in accordance with the provisions of Local Law No. 2 of 1980 and upon evidence that the Town of Sand Lake is named "additional insured" on its Insurance Policy for the event.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE:

AYES - 4; NAYS -1 (WARREN)

RESOLUTION #106

Travel Requests - Planning Board

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Planning Board members William Mirabile and Justin Schultz and Attorney Fred Schreyer are authorized to attend the New York Planning Federation 1996 Annual Meeting in Syracuse, that the Town pay the registration fees and that the Town reimburse Mirabile and Schultz up to a maximum of \$280 per person for costs incurred for meals, hotel accommodations and transportation (Attorney Schreyer indicated that he will not request reimbursement).

RESOLUTION ADOPTED BY THE FOLLOWING VOTE:

AYES - 4; NAYS - 1 (GLASSER)

RESOLUTION #107

1997 Tentative Budget - Presentation

Supervisor Wurtemberger moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that a Special Meeting will be held at the Sand Lake Town Hall on Tuesday, October 1, 1996, at 7:45 P.M. for the purpose of presenting the Tentative Budget for the Fiscal Year 1997 and taking any action necessary regarding the Municipal Center prior to the October 22, 1996 referendum.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #108

Budget Transfers and Amendment

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the following resolution:

BUDGET TRANSFERS

BE IT RESLOVED, that the following transfers be made in the 1996 Budget;

FROM TO

A 7150.1 Spec. Rec. Fac. (Pers.)	A 7150.4 Spec. Rec. Fac. (Cont.)	\$ 100
DA 5142.1 Snow Removal (Pers.)	DA 5110.1 General Repairs (Pers.)	\$70,000
SS 9050.8 Unemployment Ins.	SS 8120.4 Sewer Collection (Cont.)	\$ 5,500

AMENDMENT(S)

BE IT RESOLVED, that the following amendment be made in the 1996 Budget;

Increase Appropriations A 1620.4 Buildings (Contractual) in the amount of \$3,600 to be funded by appropriating funds from A R 2690.0 for Insurance Compensation received on August 7, 1996, from Coregis Insurance Co. for damage to roof at Town Hall.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #109

September 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve The September 1996 Fund Warrant as audited. General Fund: \$26,517.09; Highway Fund: \$14,195.61; Landfill: \$4,673.00; Street Lights: \$5,748.13; Sewer \$249,237.64; Total Fund Warrant: \$300,371.47.

RESOLUTION ADOPTED BY THE FOLLOWNG VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 8:34 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

SPECIAL MONTHLY MEETING

October 1, 1996

The Special Board Meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:45 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

ABSENT: Councilwoman Nancy Dunn

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Larry Browe; Brian Hunt; Gene Levy, Echo; Ray Loveridge; Harold Roder; Glen Warren; and others.

NOTICE

The Sand Lake Town Board will hold a Special Meeting at the Sand Lake Town Hall on Tuesday, October 1, 1996, at 7:45 P.M. for the purpose of presenting the Tentative Budget for the Fiscal Year 1997 and to take any action necessary regarding the Municipal Center prior to the October 22, 1996 referendum.

BY ORDER OF THE TOWN BOARD

OCTOBER 20, 1996

/S/

Colleen Regan, Town Clerk

BUSINESS:

RESOLUTION #110-96

Municipal Center - Informational Meetings

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that informational meetings concerning the proposed Municipal Center are scheduled at the Town Hall at 7:30 P.M. for October 8, 1996, and October 15, 1996.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

Presentation of the 1997 Tentative Budget - Supervisor Wurtemberger submitted a written message to accompany the 1997 Tentative Budget. (hereto attached)

Supervisor Wurtemberger outlined the 1997 Tentative Budget by Fund Code, page by page.

A general discussion was held on the 1997 Tentative Budget during which :

Councilman Glasser requested that Playgrounds-A7140.2 be increased from \$6,000 to \$6,500 to allow for the purchase of a swing set for smaller children.

Frank Allen asked if the Zoning Contractual-A8010.4, Fund Code made allowances for zoning training seminars. Supervisor Wurtemberger stated that approximately \$600 is budgeted for training seminars.

John Stockman asked if : 1) the Planner gets paid out of Research A8030.1 2) is the position vacant and was the Supervisor going to fill the vacancy this year. Supervisor Wurtemberger stated not this year.

Councilman Glasser stated that in regard to highway personnel, upon several discussions with Joel Hunt and Harold Roder over the last couple of years, they would like to create a new position, Senior Machine Operator. The Commissioner of Public Works would make the appointment based on whom he feels is deserving of the position as he currently does with the equipment operators.

Supervisor Wurtemberger wanted clarification that this change is in title and not the addition of another employee. Councilman Glasser stated this a change in title with an increase of 25 cents an hour.

Supervisor Wurtemberger stated that the position of Senior Operator would need to be created by resolution and then the Commissioner of Public Works would appoint someone to the position.

Councilman Glasser also stated that he understands that there are mixed feelings on the raise percentage of 3 percent and that he received information from Supervisor Wurtemberger concerning the 3 percent and wanted to know how the rest of the Board felt about the increase.

Supervisor Wurtemberger stated that he based his 1997 Tentative Budget on past Consumer Price Indexes which did not exceed 3 percent and in addition the highway personnel received an additional nickel per hour.

MEETING ADJOURNMENT

Supervisor Wurtemberger asked upon the closing of the 1997 Tentative Budget presentation if anyone had any questions and welcomed comments.

Upon hearing no comments, Supervisor Wurtemberger moved and Councilman Trupia seconded that the Special Meeting be adjourned at 8:25 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

October 9, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:33 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart; Don Clifford; Art Handley, Jr.; Dan Holser; Mr. & Mrs. Kivlin; Ray Loveridge; Justin Schultz; Jay Shelgren; John Stockman; Terry Turner; Rosemary Brenan-Quinn and Others.

APPROVAL OF MINUTES:

Councilman Glasser moved and Councilman Trupia seconded the motion to approve August 14, 1996 Minutes: MOTION CARRIED: UNANIMOUS

Councilman Trupia moved and Councilwoman Dunn seconded the motion to approve September 11th, 1996 Minutes: MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted

SUPERVISORS REPORT: On file in the Clerk's Office as submitted

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTION & COMMENTS FROM RESIDENTS:

Dan Holser - addressed the Board regarding: 1) The rescheduling of the Master Plan Implementation Meeting 2) The total expenditures in the proposed 1997 Budget 3) The scheduled Referendum vote on the proposed new Municipal Center for October 22, 1996 4) The Draft Proposed Zoning Law for the Town of Sand Lake.

Jay Shelgren - addressed the Board regarding 1) The speed limit on Gettle Road 2) The curfew for Halloween.

John Stockman - addressed the Board regarding: 1) The wording on the Ballot for the scheduled Referendum vote on the proposed new Municipal Center for October 22, 1996 2) The Supervisor's Secretary assisting the Town of Poestenkill with the Town of Sand Lake's computer equipment.

Terry Turner - addressed the Board regarding the presentation and clarification by Don Clifford, Chairman of the Master Plan Implementation Committee, was exceptional and commended for his dedication and ability to function on a by-partisan level.

BUSINESS:

RESOLUTION #111

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

BE IT RESOLVED, that:

The Town Board shall hold a public hearing concerning an ordinance to increase the annual income ceiling applicable to the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens, the public hearing to be held at the Town Hall, Route 43, Sand Lake, New York at 7:30 P.M., on November 13, 1996, and the Town Clerk is hereby directed to publish notice accordingly.

The proposed Ordinance is introduced as follows:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

WHEREAS, the laws of the State of New York provide for the granting of a partial exemption from real property taxation for real property owned by certain persons with limited income who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date, for persons who are 65 years of age or over, having income within specified limits, and

WHEREAS, a public hearing was duly called and held on November 13, 1996, concerning the possible increase of said specified income limits.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended and modified to increase the amount of income which said persons who are 65 years of age or over, may receive and still be eligible for said exemption from the limits currently in effect to:

PERCENTAGE OF ASSESSED	
ANNUAL INCOME IN DOLLARS	VALUATION EXEMPT
FROM TAXATION	

Up to 18500	50
18500 to 19500	45
19500 to 20500	40
20500 to 21500	35
21500 to 22400	30
22400 to 23300	25

23300 to 24200	20
24200 to 25100	15
25100 to 26000	10
26000 to 26900	5

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall, Route 43, Sand Lake, New York.

RESOLUTIO ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #112

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

EXEMPTION FOR IMPROVEMENTS MADE TO FACILITATE USE OF
PROPERTY BY PHYSICALLY DISABLED TAXPAYERS

BE IT RESOLVED,

1. The Town Board shall hold a public hearing concerning the adoption of a proposed resolution that would grant a partial tax exemption for certain improvements made to real property owned or used by qualifying physically disabled persons. The public hearing to be held at the Town Hall, Route 43, Sand Lake, New York at 7:30 P.M., on November 13, 1996, and the Town Clerk is hereby directed to publish notice accordingly.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #113

Addition to home within easement - Charles J. & Elizabeth Kivlin

Councilwoman Dunn and Councilman Glasser seconded the following resolution:

WHEREAS, Charles J. and Elizabeth Kivlin are owners of a lot on Beach Lane and improved by a single family house; and

WHEREAS, said lot is bisected by Sand Lake sewer easement No. 4-38-3 and said house and porch stairs project into the easement to within 11 feet and 6 feet respectively of the sewer; and

WHEREAS, the Kivlins wish to renovate the house such that piers and a new cantilevered porch will project into the easement to within 10 feet and 8 feet respectively of the sewer, with the existing stairs being removed, as shown on plans and application being processed by the Planning Board and Zoning Board of Appeals; and

WHEREAS, by the written terms of such easement, construction within the easement is allowed provided it does not conflict with the pipeline or the Town's ability to maintain or repair it;

NOW THEREFORE BE IT RESOLVED, that Elizabeth Kivlin and Charles Kivlin are granted permission to construct piers and a new cantilevered porch which will project into the sewer easement to within 10 feet and 8 feet respectively of the existing Town sewer, permission conditioned as follows:

1. Application and plans are approved by the Zoning Board of Appeals and Building Inspector
2. The home owners shall bear all risk involved with the project including but not limited to damage to the pipeline or the homeowners' property during or after construction, sewage overflow or

leakage onto or within the homeowners' property resulting from the homeowners voluntary encroachment therein, and damage to the addition should it ever be necessary for the Town to excavate the pipeline in the vicinity thereof for repair or maintenance, provided that nothing herein shall excuse the town from its own negligence in performing such excavation, repair or maintenance.

RESOLUTION #114

Sewer Service Request - George Heller

Councilwoman Dunn moved and Councilman Glasser seconded the following resolution:

WHEREAS, George Heller, owner of land parcel No. 169.2-2-35 on Harriman Road Extension has requested municipal sewer service for said parcel; and

WHEREAS, said parcel is within the Sewer District but does not abut a town sewer and service therefore should be approved by the Town Board as the governing body of the Sewer District; and

WHEREAS, George Heller proposes to install a grinder pump pressure main within a common private road, known as Harriman Road Extension, to a town sewer located at Harriman Road and Farm House Road;

NOW THEREFORE BE IT RESOLVED, that Town sewer service for parcel No. 169.2-2-35 is approved by the Town Board subject to the following conditions:

1. Details of the proposed installation and construction are approved by the Town Sewer Inspector;
2. Permission is received to cross anyone's land before installation of the sewer line is commenced;

3. None of the costs of installation and construction are borne by the town of Sand Lake or Sand Lake Sewer District No. 1;

Construction of the sewer line is completed within 12 months of approval by the Town Board.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #115

Landfill Environmental Monitoring Services -

Smith & Mahoney Work Schedule #12

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that Smith and Mahoney, P.C. is authorized under Work Schedule No. 12 to provide landfill environmental monitoring for a one year period starting with the fourth quarter of 1996 for a fee not to exceed \$16,800.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #116

Survey - Municipal Center Site

Councilman Trupia moved and Councilwoman Warren seconded the following resolution:

WHEREAS, a Special Election has been scheduled for October 22, 1996, regarding the acquisition of land and construction of a municipal center; and

WHEREAS, A survey with topographic information should be obtained before winter for detailed site design;

THEREFORE BE IT RESOLVED, that the Supervisor is authorized to retain a licensed surveyor to perform a survey with topographic information of the proposed municipal center site at cost not to exceed \$8,500 upon a positive referendum vote at the October 22, 1996, Special Election to finance and construct a municipal center.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #117

Travel Request - Assessor

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Assessor, Garth J. Slocum, is authorized to attend the program on Real Property Tax Assessment offered by the New York State Bar Association to be held October 16, 1996, in Albany and that the Town pay for the \$130 registration fee and mileage.

RESOLUTION #118

Travel Request - Assessor Clerk/Data Collector

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that Greta J. Edmonds, Assessor Clerk/Data Collector, is authorized to attend the Assessment Administration course offered by the New York State Office of Real Property Services to be held October 21, 1996, through October 25, 1996, in Albany and that the Town pay for the \$50 registration fee and mileage.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #119

Travel Request - Dept. of Public Works

Councilman Glasser moved and Councilwoman Warren seconded the following resolution:

BE IT RESOLVED, that two people from the Department of Public Works are authorized to attend a Fire Safety in the Workplace Seminar sponsored by the NYS Association of Counties to be held October 29 1996, in Voorheesville and that the Town pay the \$25 registration fee for each and mileage.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #120

Special Meetings and Hearing - Pertaining to 1997 Budget

Councilwoman Warren moved and Councilwoman Dunn seconded the following resolution:

BE IT RESOLVED, that

1. A Special Meeting be convened on Tuesday, October 29, 1996, at 7:30 P.M. for the purpose of establishing a Preliminary Budget for 1997;
2. A Public Hearing on the established Preliminary Budget for 1997 be held on Thursday, November 7, 1996, at 7:30 P.M. with a Workshop Meeting following the Hearing said meeting being rescheduled from Tuesday, November 5, 1996 (Election Day);

3. A Special Meeting be convened on Tuesday, November 19, 1996, at 7:30 P.M. for the purpose of adopting the Final Budget for 1997.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #121

Budget/Fund Transfer(s) & Amendment(s)

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BUDGET TRANSFER

BE IT RESOLVED, that the following transfer(s) be made in the 1996 Budget:

FROM	TO	AMOUNT
DA5112.2 Improvements	DA5110.4 General Repairs (Cont.)	\$50,000.00

FUND TRANSFER

BE IT RESOLVED, that \$4,000 be transferred from the General Fund A-9901 (Transfer To Other Funds) to the Public Library Fund for the Library's purchase of two computers to be used for public access to an online catalog.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #122

October 1996 Fund Warrant

Councilman Glasser moved and Councilman Trupia seconded the motion to approve the October 9, 1996 Fund Warrant as audited. General Fund: \$20,475.65; CS-Unemployment Insurance: \$6,077.68; Highway Fund: \$124,439.43; H006-Landfill: \$1,478.15; H011-Water Study: \$404.26; Street Lights: \$5,616.21; Sewer: \$1,648.93. Total Fund Warrant \$160,140.31

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilman Trupia seconded the motion to adjourn the Regular Board Meeting at 9:33 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

SPECIAL MONTHLY MEETING

October 29, 1996

The Special Board Meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:30 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

ABSENT: Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Flora Fasoldt; Brian Hunt; Harold Roder; John Stockman.

The Town Clerk read the Legal Notice of the scheduled October 29, 1996, Board Meeting. Supervisor Wurtemberger briefly summarized the steps and procedures for the adoption of the proposed 1997 Budget. (Schedule Attached)

Supervisor Wurtemberger asked for any modifications to the 1997 Tentative Budget and stated that the following requests were made at the October 1st, 1996, Special Meeting:

Add \$500 to A7140.2-Playgrounds, Equipment, for the addition of a new swing set for toddlers and to construct a stage.

Add 25 cents an hour for a Senior Operator in the Highway Department

Councilman Glasser proposed that the Board take the Highway Employees salary plus whatever rate they get for their position and then tack on 3% of their total salary. The proposal is an additional \$270.40. (3% would be applied to the position indicating their extra duties also.)

Harold Roder, Commissioner of Public Works, agreed that it could be squeezed out of overtime money. There would be no change in the budget figures but would be indicated in the Salary Schedule that will be adopted at the final hearing.

Councilman Trupia requested that the Board increase Fund Code A7620.4-Adult Recreation from \$6,000 to \$6,500, per the Senior's request as the group has gone from a nucleus of approximately 40 to 50 people to 115 people in the past year.

Supervisor Wurtemberger stated that at the Public Hearing scheduled for November 7, 1996, the Board can entertain any other changes.

QUESTIONS AND COMMENTS FROM RESIDENTS:

John Stockman - addressed the Board asking who is paid under the Fund Code A1430-Personnel.

Supervisor Wurtemberger informed him that there are two people, the Bookkeeper and a typist.

John Stockman - addressed the Board asked if any of the sewer money paid for by people out side of the sewer district to pay for sewer expenses.

Supervisor Wurtemberger stated that there are about a dozen people who live out of the district that pay.

RESOLUTION #123

Councilman Trupia moved and Councilwoman Dunn seconded the motion to make the following changes to the 1997 Tentative Budget:

- Increase Playgrounds A7140.2 \$500

- Increase Adult Recreation A7620.4 \$500

DA-Highway Budget

- Increase Senior Operator by .25 an hour

- Other Highway Personnel 3% applied to the position indicating their extra duties

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Supervisor Wurtemberger moved and Councilwoman Dunn seconded the motion to adjourn the Special Board Meeting at 7:43 P.M.

MOTION CARRIED: UNANIMOUS

A complete accounting of all discussion is available for review on audio tape in the Town Clerk's office.

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

November 13, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:33 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilwoman Nancy Dunn
Councilman John Glasser
Councilman C. Joseph Trupia
Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen; Connie Burkart, Youth Director; Catherine Crawmer, Dog Warden; Flora Fasoldt, Councilwoman Elect; Art Handley, Planning Board Chairman; Al Hayner; Dan Holser; Ed Patanian; Justin Schultz; John Stockman, Sand Lake Democrat Chairman; rosemary Brennan-Quinn, Record and others.

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted

SUPERVISORS REPORT: On file in the Clerk's Office as submitted

COMMITTEE REPORTS: On file in the Clerk's Office as submitted

BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

PUBLIC HEARINGS(S):

1. Exemption For Improvements Made To Facilitate
Use Of Property By Physically Disabled Taxpayers

2. Ordinance #3-1996: Senior Citizens Exemption:

Maximum Allowable Income

NOTICE

PLEASE TAKE NOTICE that the Sand Lake town Board will hold a public hearing on November 13, 1996, at the Sand Lake Town Hall, route 43, at 7:30 P.M., concerning the adoption of a proposed resolution that would grant a partial tax exemption for certain improvements made to real property owned or used by qualifying physically disabled persons.

PLEASE TAKE NOTICE that the Sand Lake Town Board will also hold a public hearing on November 13, 1996, at the Sand Lake Town Hall, Route 43, at 7:30 P.M., concerning an ordinance to increase the annual income ceiling applicable to the Town of Sand Lake's Ordinance #1 of 1966 which was originally passed to grant a partial tax exemption for real property of senior citizens.

BY ORDER OF THE TOWN BOARD

OCTOBER 24, 1996

/S/

Colleen Regan, Town Clerk

PUBLIC HEARING - #1:

Senior Citizens Exemption - Maximum Allowable Income

Upon notice(s) being read, Supervisor Wurtemberger opened the hearing to the public at 7:35 P.M.

Those speaking in favor of proposed Ordinance #3 of 1996: None

Those speaking in opposition of proposed ordinance #3 of 1996: None

Upon hearing no comments or questions, Councilman Trupia moved and Councilwoman Warren seconded the motion to close the Public Hearing at 7:37 P.M.

MOTION CARRIED: UNANIMOUS

PUBLIC HEARING - #2:

Exemption For Improvements Made to Facilitate Use

Of Property By Physically Disabled Taxpayers

Upon notice(s) being read, Supervisor Wurtemberger opened the hearing to the public at 7:37 P.M.

Those speaking in favor of a proposed exemption for physically disabled taxpayers: None

Those speaking in opposition of a proposed exemption for physically disabled taxpayers: None

Upon hearing no comments or questions, Councilman Glasser moved and Councilman Trupia seconded the motion to close the Public Hearing at 7:38 P.M.

MOTION CARRIED: UNANIMOUS

QUESTION & COMMENTS FROM RESIDENTS:

Justin Schultz - addressed the Board regarding the cost of the Special Election held on October 22, 1996 and commented on the percentage of voters who turned out for the Special Election and for the General Election.

Ed Patanian - addressed the Board regarding: 1) Harvesting of timber in residential zones in the Town of Sand Lake 2) Asked the Board not to commence any further studies or topographical soil testing activities at the Eastern Union Turnpike site because it was brought to his attention by reliable sources that Robert H. Hill, II has expressed an interest in purchasing a parcel of land from him, located between the hamlets of West Sand Lake and Averill Park adjacent to the Averill Park High School Route 43, with the intention of donating the property to the Town of Sand Lake for the purposes of construction of the Municipal Center/Library/State Police. Mr. Patanian stated that this display of generosity has prompted him to make an offer to the Town and to Mr. Hill. If Robert Hill agrees to donate the property to the Town for the purpose of constructing the proposed Municipal Center/Town Park he will agree to sell at a price well under market value at a fair sale price. Mr. Patanian stated that if his property is geographically or financially inappropriate for the Town, perhaps Mr. Hill would consider donating the Eastern Union Turnpike parcel to the Town. Mr. Patanian asked the Board to consider this alternative before spending any more money on the Eastern Union Turnpike site. Approximate cost of his property would be \$575,000 to \$600,000 for 96 acres.

Al Hayner - addressed the Board regarding the proposed location site of the New Municipal Center/Library/State Police on Eastern Union Turnpike. Mr. Hayner stated that he would like to see the new facility built on the Bon Acre-Route 43 site and asked the Town Board to delay any action and move slowly with regards to spending any money on the Eastern Union Turnpike site because as Mr. Patanian has mentioned, Dr. Hill is very concerned about the Town and has a real passion for it and he is willing to cooperate and Mr. Patanian has also shown a passion and a concern and is being flexible to allow the municipal center to be built on his property. Mr. Hayner urged the Town to explore the Bon-Acre Route 43 site for the sake of citizens of the Town of Sand Lake. Mr. Hayner re-approached the Board a second time stating that there is a "ground swell" developing for the Bon-Acre Route 43 site and people are coming to the Advertiser and offering to have surveys put into the paper to get a real feel for the desire of the Town citizens.

Dan Holser - addressed the Board with regard to: 1) His understanding that the Master Plan Implementation Committee can not give written legal advice 2.) Commented on the number of resignations of Town Employees for 1996 and questioned the reasons for it. 3.) Asked if Town owned

the property of the proposed new Municipal Center or will the Town own the property free and clear because he heard a rumor that the Town was leasing the land from the Fire Co. and asked if this was true. Supervisor Wurtemberger stated no it was not true.

4.) Asked why there are 5 or more meeting rooms in the proposed design plan of the Municipal Center and did the Town attorney advise the Board that some of the things are not completely kosher with the building as far as use.

Supervisor Wurtemberger asked if Dan had any examples.

Mr. Holser said no but stated that if the Town Board checked Town Law 64 in Municipal Law 241 there is opinions on how public space is to be used.

Councilwoman Marvis Warren - asked Ed Patanian if he would be willing to sell less than 96 acres to the Town if indeed Dr. Hill is serious and wanted to purchase less. Mr. Patanian stated that it is no secret that he has development plans for the property and Dr. Hill is a big opponent as he lives close by and maybe Dr. Hill and the Quinlans, another opponent to his land development, perhaps they could all split it.

Councilwoman Warren also asked Mr. Patanian if he had any kind of time frame of what it would take him to get a fair market value. Mr. Patanian stated that he is very close right now and could have it done within the next one to two weeks.

Art Handley - addressed the Board and asked that from a planning stand point of view how many acres did the Town anticipate utilizing at the Eastern Union Turnpike site. Supervisor Wurtemberger stated about 13 out of a total of 26 acres. Mr. Handley asked as a taxpayer why would the Town need to purchase 96 acres if you're only going to need and use 13 acres.

Councilman Joe Trupia - Stated that in an earlier discussion, when the Town investigated this proposal, the Town had talked about only purchasing ten acres out of the entire site. With the additional stipulations that Ed Patanian placed on it, the cost to the Town would be \$530,000 above the estimated budget. For that reason Councilman Trupia felt it was not feasible.

BUSINESS:

RESOLUTION #124

Senior Citizens Exemption - Maximum Allowable Income

Councilwoman Warren moved and Councilman Trupia seconded the following resolution:

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

The proposed Ordinance is introduced as follows:

TOWN OF SAND LAKE

RENSSELAER COUNTY

STATE OF NEW YORK

SENIOR CITIZENS EXEMPTION - MAXIMUM ALLOWABLE INCOME

WHEREAS, the laws of the State of New York provide for the granting of a partial exemption from real property taxation for real property owned by certain persons with limited income who are 65 years of age or over, and

WHEREAS, there is currently in effect within the Town of Sand Lake, an Ordinance providing for such partial exemption subject to the conditions as stated in the basic enabling legislation as amended to date, for persons who are 65 years of age or over, having income within specified limits, and

WHEREAS, a public hearing was duly called and held on November 13, 1996, concerning the possible increase of said specified income limits.

NOW, THEREFORE, be it ordained as follows:

1. Said Ordinance concerning the tax exemption for senior citizens is hereby amended and modified to increase the amount of income which said persons who are 65 years of age or over, may receive and still be eligible for said exemption from the limits currently in effect to:

PERCENTAGE OF ASSESSED
ANNUAL INCOME IN DOLLARS VALUATION EXEMPT
FROM TAXATION

Up to 18500	50
18500 to 19500	45
19500 to 20500	40
20500 to 21500	35
21500 to 22400	30
22400 to 23300	25
23300 to 24200	20
24200 to 25100	15
25100 to 26000	10
26000 to 26900	5

2. This Ordinance shall be effective 10 days after publication in the official newspaper of the Town and posting by the Town Clerk.

Whereupon the Supervisor declares the Ordinance duly passed, the Town Clerk is directed to publish said Ordinance in the official newspaper and post same on the Town Clerk's Board at the Town Hall, Route 43, Sand Lake, New York.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #125

Councilwoman Warren moved and Councilman Dunn seconded the following resolution:

EXEMPTION FOR IMPROVEMENTS MADE TO FACILITATE USE OF
PROPERTY BY PHYSICALLY DISABLED TAXPAYERS

WHEREAS, the laws of the State of New York provide for the granting of a partial exemption from real property taxation for certain improvements made to real property owned or used by physically disabled persons, and

WHEREAS, a public hearing was duly called and held on November 13, 1996, concerning the possible adoption of said exemption.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That an improvement to any real property used solely for residential purposes as a one, two or three family residence shall be exempt from taxation to the extent of any increase in assessed value attributable to such improvement if such improvement is used for the purpose of facilitating and accommodating the use and accessibility of such real property by:

(a) a resident owner of real property who is physically disabled, or

(b) a member of the resident owner's household who is physically disabled, if such a member resides in the real property, and

2. That this exemption shall apply to improvements constructed prior to or subsequent to the effective date of this resolution, and

3. That to qualify as physically disabled for the purpose of the Resolution, an individual must comply with the requirements set forth in New York State Real Property Tax Law Section 459, and

4. That such exemption shall be granted only upon application by the owner or all the owners of the real property in the manner set forth in New York State Real Property Tax Law Section 459, and

5. That if the assessor is satisfied that the improvement is necessary to facilitate and accommodate the use and accessibility by a resident who is physically disabled and that the applicant is entitled to an exemption pursuant to this Resolution and the provisions of New York State Real Property Tax Law Section 459, then the assessor shall approve the application and comply with the applicable procedures set forth in New York State Real Property Tax Law Section 459 for entering the exemption, and

6. That this resolution shall take effect immediately and be applicable to all assessment rolls filed on or after March 1, 1997.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #126

Road Name Changes

Councilwoman Dunn moved and Councilman Trupia seconded the following resolution:

WHEREAS, it is desirous to add road names in response to the County's 911 system and requests of residents;

Therefore BE IT RESOLVED, that the following private road name(s) be adopted:

FROM TO

Fortune Way Deer Run Way

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #127

Adoption of Updated Version of Official Map

Councilwoman Dunn moved and Councilwoman Warren seconded the following resolution:

WHEREAS, the Town Board of the Town of Sand Lake, pursuant to Town Law Section 270 adopted an Official Map for the Town of Sand Lake on March 9, 1994; and

WHEREAS, since March 9, 1994, pursuant to Town Law Section 64.9, the Town Board by resolutions has made road name additions and changes which have been added as updates to aforesaid Map;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board adopts the updated version of the Official Map of the Town of Sand Lake, dated and designated February 12, 1992, revised March 8, 1994, adopted November 13, 1996; and further

BE IT RESOLVED, that the Town Clerk is directed to file a copy of said map with the Rensselaer County Clerk; and the Town Clerk is authorized to sell prints of the Official Map for \$1.00 each.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #128

Abandonment of Gettle Road From High School Road to Route 43

Councilman Glasser moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, the Averill Park School District has petitioned the Town Superintendent of Highway to abandon that portion of Gettle Road running from High School Road to Route 43; and

WHEREAS, Superintendent of Highways Harold Roder has conveyed such request to the Town Board; and

WHEREAS, this section of Gettle Road is not necessary for ingress or egress to any privately or publicly owned land since all traffic may be rerouted along High School Road from the remaining section of Gettle Road to Route 43; and

WHEREAS, the Town Clerk has filed and recorded a written description of such highway or portion thereof to be abandoned and has caused notices to be posted in at least three conspicuous places in such Town of the time and place when such declaration of abandonment will be made for the purpose of permitting any interested person to appear for or against the adoption of such resolution at a public hearing scheduled for 7:30 P.M., December 11th, 1996 at the Town of Sand Lake Hall; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Sand Lake shall consider a resolution to abandon and discontinue for public purposes, except for present and future utility easements, Gettle Road from High School Road to Route 43 at the December 11th, 1996 Town Board Meeting following a public hearing to be held on this issue dated December 11th, 1996 at 7:30 P.M.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

*Supervisor Wurtemberger moved and Councilwoman Dunn seconded the motion to waive procedural rules to add the following resolution to the Agenda.

MOTION CARRIED: UNANIMOUS

*RESOLUTION # 129

Sewer Service Request - Bradley

Supervisor Wurtemberger moved and Councilwoman Warren seconded the following resolution:

WHEREAS, Donald J. Bradley Sr. And Catherine E. Bradley owners of land parcel no. 135.-9-29 on the west side of State Route 150, opposite Stop 13 Road, have requested municipal sewer service for said parcel; and

WHEREAS, said parcel is within the Sewer District but does not abut a town sewer and service therefore should be approved by the Town Board as the governing body of the Sewer District; and

WHEREAS, the Bradleys have submitted a plan indicating the proposed installation of a grinder pump force main along with a second partial force main; both partially contained in a jacked casing under Route 150, connected to a Town Sewer located at the intersection of Route 150 and Stop 13 Road;

NOW THEREFORE BE IT RESOLVED, that Town sewer service for parcel no. 135.-9-29 is approved by the Town Board subject to the following conditions:

1. Details of the proposed installation and construction are approved by the Town Sewer Inspector;
2. Details of the proposed installation and construction of the crossing under Route 150 are approved by the NYS Department of Transportation;
3. None of the costs of installation and construction are borne by the Town of Sand Lake or Sand Lake Sewer District No. 1;

4. Construction of the sewer line is completed within 12 months of approval by the Town Board.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #130

Transfer of Funds From Landfill Reserve Fund to

Municipal Center Capital Reserve Fund

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, the People of the Town of Sand Lake, through a Referendum held October 22, 1996, have authorized the creation of a capital reserve fund to acquire the necessary realty and to finance construction costs for a Town of Sand Lake Municipal Center; and

WHEREAS, this fund has been duly created pursuant to such Referendum; and

WHEREAS, surplus capital funds in the Landfill Reserve Fund, a "type" of fund created a decade ago to provide for the closure of the Landfill, are no longer needed for such purpose since the Landfill has been closed; and

WHEREAS, a partial transfer of funds presently in the Landfill Reserve Fund is necessary to commence acquisition of land, architectural and siting work for the Town of Sand Municipal Center; and

WHEREAS, the amount remaining in the Landfill Reserve Fund after the transfer recited below is sufficient to satisfy all outstanding claims that could be legitimately asserted against such fund;

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor is authorized pursuant to General Municipal Law Section 6-c (9) to make a partial transfer of \$250,000 from the Landfill Reserve Fund into the Municipal Center Capital Reserve Fund, and to expend from this fund monies sufficient to

cover necessary land acquisition, architectural and preliminary costs associated with construction of a Municipal Center.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #131

Establishment of Capital Project Fund (H014)

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that a Capital Project Fund (H014) with a \$2,250,000 budget for the designated construction and furnishing of a Municipal Center is hereby established. The method of financing for this project will be by Appropriation of Reserves.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #132

Expend funds from the Municipal Center Capital Reserve Fund

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Town Supervisor is authorized to expend from the Municipal Center Capital Reserve Fund for the building capital expense item (HR 1620.2) in the Capital Project fund (H014) a sum up to \$2,250,000 to acquire site realty, and to design, construct and furnish a Municipal Center.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #133

Municipal Center - Retain Architecture +

Councilman Trupia moved and Councilwoman Dunn seconded the following resolution:

WHEREAS, Town Board members Joe Trupia and Fred Wurtemberger participated in a process of evaluating seven architectural firms through interviews, visits of completed projects, and reviews of contemplated services for a proposed Municipal Center; and

WHEREAS, the firm of Architecture + of Troy was retained to perform services associated with developing a schematic design and with providing assistance for a referendum; and

WHEREAS, Town residents, through a Referendum held October 22, 1996, authorized the creation of a capital reserve fund to acquire the necessary realty and to finance construction of a Municipal Center;

NOW THEREFORE BE IT RESOLVED, that Architecture + (Lomonaco and Pitts, Architects P.C.) be retained to design and provide construction representation of a new Municipal Center approximately 18,000 gross square feet in size consisting of town offices, community facilities, and a public library together with a free standing state police substation (approximately 1,700 g.s.f.) in accordance with the attached "Standing Form of Agreement Between Owner and Architect".

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #134

Municipal Center - Exercise Site Option

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Citizens Advisory Committee on Capital Improvements, after receiving input from surveys, investigations and public information meetings, recommended in its March 1995 report the need to provide improved facilities to house Town offices, a library, and public meeting rooms, and suggested sites; and

WHEREAS, the selection process narrowed the sites to a parcel presently owned by the Averill Park - Sand Lake Volunteer Fire Company, located next to its Eastern Union Turnpike station, for which the Town has an option to buy approximately 26 acres of the 34 acre parcel; and

WHEREAS, the people of the Town of Sand Lake, through a Referendum held October 22, 1996, have authorized the creation of a capital reserve fund to acquire the necessary realty and to finance construction costs for a Municipal Center;

NOW THEREFORE BE IT RESOLVED, that the Town Supervisor is authorized *and directed to exercise the Town's option pursuant to an Agreement, dated January 22, 1996, with the Averill Park and Sand Lake Volunteer Fire Co., Inc. duly recorded in the office of the Rensselaer County Clerk.

*Councilman Trupia moved and Councilman Glasser seconded the motion to amend the resolution striking the words and directed .

AMMENDMENT ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UANIMOUS

RESOLUTION # 135

Budget Transfers

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that the following transfers are made in the 1996 Budget;

FROM	TO	AMOUNT
A1450.1 Elections (Pers. Serv.)	A1450.4 Elections (Cont.)	\$ 500.00
A1460.1 Records Mgt. (Pers. Serv.)	A1460.4 Records Mgt. (Cont.)	500.00
A8030.4 Research (Cont.)	A1670.4 Central Printing (Cont.)	600.00
A1620.4 Buildings (Cont.)	A3310.4 Traffic Control (Cont.)	2,680.82
A3620.1 Bldg. Inspect. (Pers. Serv.)	A3620.4 Bldg. Inspect. (Cont.)	403.00
A7150.1 Spec. Recreation (Pers Serv.)	A7150.4 Spec. Rec. (Cont.)	72.37
DA5120.4 Bridges (Cont.)	DA5110.4 Highway Gen. Rep (Cont.)	5,000.00
DA5130.4 Machinery (Cont.)	DA5110.4 Highway Gen. Rep.(Cont.)	22,000.00
SS8110.1 Sewer Admin. (Pers.)	SS8110.4 Sewer Admin. (Cont.)	1,709.50
SS8120.2 Sewer Collection (Equip.)	SS8120.4 Sewer Collection Sys.(Cont.)	20.88

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #136

November 1996 Fund Warrant

Councilman Glasser moved and Councilwoman Dunn seconded the motion to approve the November 1996 Fund Warrant as audited. General Fund: \$23,768.75; Highway Fund: \$51,822.88; H006-Landfill: \$2,351.44; H012-Water Study: \$12,252.75; Street Lights: \$5,648.13; \$Sewer: \$101,665.34.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

EXECUTIVE SESSION

Supervisor Wurtemberger moved and Councilman Glasser seconded the motion to adjourn the Regular Board Meeting at 9:22 P.M. and move into Executive Session for legal matters.

MOTION CARRIED: UNANIMOUS

MEETING ADJOURNMENT

Supervisor Wurtemberger moved and Councilman Glasser seconded the motion to adjourn the Executive Session and reconvene the Regular Board Meeting and to close Regular Board Meeting at 10:25 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

REGULAR MONTHLY MEETING

December 11, 1996

The regular monthly meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:32 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT:

- Councilwoman Nancy Dunn
- Councilman John Glasser
- Councilman C. Joseph Trupia
- Councilwoman Marvis Warren

Supervisor Fred Wurtemberger

Attorney John T. Casey, Jr.

RECORDING SECRETARY: Town Clerk Colleen Regan

OTHERS PRESENT: Frank Allen, Zoning Board Secretary; Connie Burkart, Youth Director; Flora Fasoldt, Councilwoman Elect; Art Handley, Planning Board Chairman; Wayne Johnson, Assistant Principal of Averill Park High School; Linda Miller, Gettle Rd.; Angelo Patti, Sand Lake Republican Chairman; Harold Roder, Commissioner of Public Works; Steve Quillinan, Millers; Justin Schultz, Planning Board Secretary; John Stockman, Sand Lake Democrat Chairman; Rosemary Brennan-Quinn, Record; Anna & Dick Wark, Gettle Rd.; and others.

PUBLIC HEARING:

Abandonment of Part of Gettle Road

NOTICE

PLEASE TAKE NOTICE that the Averill Park School District has petitioned the Town Superintendent of Highways to abandon a portion of Gettle Road running from High School Road to Route 43; and

Whereas the Superintendent of Highways, Harold Roder, has conveyed such request of the Town Board and;

Whereas this section of Gettle Road is not necessary for ingress or egress to any privately or publicly owned land since all traffic may be rerouted along High School Road from the remaining section of Gettle Road to Route 43; therefore

The Sand Lake Town Board will conduct a public hearing on December 11th 1996, at 7:30 p.m. where all interested parties will be heard, to consider a resolution to abandon and discontinue for public purposes, except for present and future utility easements, Gettle Road from High School to Route 43.

/S/

Colleen Regan, Town Clerk

Upon notice being read, Supervisor Wurtemberger opened the hearing to the public at 7:35 P.M.

Those speaking in favor of the abandonment of the proposed portion of Gettle Rd:

Wayne Johnson Richard Disciullo

Assistant Superintendent of Park Schools Bon Acre Management Corp.

Averill Park Central School District 56 bon Acre

20 Gettle Rd Averill Park, NY 12081

Averill Park, NY

Those questioning or speaking in opposition of the abandonment of the proposed portion of Gettle Rd:

Anna & Dick Wark Justin Schultz Beverly Reinhardt

57 Gettle Rd Averill Park, NY Averill Park, NY

Averill Park, NY (Written Statement hereto attached)

Linda Miller

62 Gettle Rd.

Averill Park, NY

All persons desiring to be heard, having been heard, the Hearing was closed at 8:10 P.M.

APPROVAL OF MINUTES:

Councilman Trupia moved and Councilman Glasser seconded the motion to approve October 10, 1996, October 29, 1996, November 7, 1996, November 13, 1996, and November 19, 1996 Minutes:

MOTION CARRIED: UNANIMOUS

TOWN CLERK'S REPORT: On file in the Clerk's Office as submitted
SUPERVISORS REPORT: On file in the Clerk's Office as submitted
COMMITTEE REPORTS: On file in the Clerk's Office as submitted
BOARD MEMBER REPORTS: On file in the Clerk's Office as submitted

QUESTIONS & COMMENTS FROM RESIDENTS:

Justin Schultz - addressed the Board regarding reimbursement of expenses for attending conferences

John Stockman - addressed the Board commenting that that Town Board violates the Open Meetings Law when the Board convenes into Executive Session and does not provide specific details.

Steve Quillinan - addressed the Board regarding: 1) The Daft Zoning Proposal and submitted a petition opposing proposed commercial zoning along Route 43 near Bon Acres, and 2) Submitted a resume for consideration as a Planning Board Member

BUSINESS:

RESOLUTION # 139

Abandonment of Gettle Road from High School Road to Route 43

Councilman Glasser moved and Councilwoman Dunn seconded the motion to "not take any action regarding abandonment of Gettle Road from High School Road to Route 43":

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #140

Road Name Changes

Councilwoman Warren moved and Councilwoman Dunn seconded the following resolution:

FROM TO

Un-named Road off First Dyke Rd. Between Maple Way
Burden Lake Rd. & West Shore Drive

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #141

Street Lighting

Councilwoman Glasser moved and Councilman Trupia seconded the following resolution:

WHEREAS, New York State Electric and Gas Corporation (NYSEG) is participating with the Town in a survey of street lighting needs; and

WHEREAS, it has been determined that some street lighting could be removed along certain streets;

THEREFORE, BE IT RESOLVED, that NYSEG be directed to remove lighting fixtures identified as follows:

- 1) Lake Avenue - line 1075, poles 2, 3, and 5

2) Route 43 - line 59, pole 3

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #142

Travel Request - Assessor Clerk/Data Collector

Councilwoman Warren moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Greta J. Edmonds, Assessor Clerk/Data Collector, is authorized to participate in the Fundamentals of Exemption Administration Course offered by the New York State Office of Real Property Services and that the Town pay for the \$50 fee and mileage to and from Albany.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #143

Contract for Ambulance Service

Councilwoman Dunn moved and Councilwoman Warren seconded the following resolution:

WHEREAS, the Sand Lake Ambulance Company continues to provide dedicated service to the ill and infirm within the Town of Sand Lake, and

WHEREAS, the Town wishes to continue to provide these needed services for town residents;
and

WHEREAS, the Sand Lake Ambulance Company will receive an appropriation of \$23,200 under the 1997 budget following its request and discussions held to date; and

WHEREAS, a proposed contract to continue these services will be presented to the Sand Lake Ambulance Company at its board meeting Monday December 16th;

NOW THEREFORE, BE IT RESOLVED, that the Supervisor Fred Wurtemberger, in consultation with Town Attorney John T. Casey, Jr., be and hereby is authorized to contract with the Sand Lake Ambulance Company on behalf of the Town to continue to provide these services.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #144

Proposed Amendments to Zoning Ordinance

Councilman Trupia moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board of the town of Sand Lake (the "Town"), has received requests to site personal wireless telecommunication facilities; and

WHEREAS, presently no procedures exist to address recurrent issues related to siting personal wireless telecommunications facilities; and

WHEREAS, the Town finds that the promulgation of this law is warranted and necessary to direct the location of personal wireless telecommunications facilities within the boundaries of the Town of Sand Lake; to protect residential areas and land uses from potential adverse impacts of personal wireless telecommunication facilities; to minimize adverse visual impacts of personal wireless telecommunication facilities through careful design siting, landscaping, screening and innovative camouflaging techniques; and to encourage shared use/co-location of existing and new personal wireless telecommunication facilities as a primary option rather than construction of additional single-use towers; and

WHEREAS, the Federal Telecommunications Act of 1996 preserves the authority of local governments over reasonable nondiscriminatory decisions regarding the placement, construction, and modification of personal wireless telecommunications services facilities;

NOW THEREFORE, BE IT RESOLVED that the attached amendment to the Town's Zoning Ordinance is hereby approved for introduction and shall be referred to the County Planning Board and Town Planning Board for a recommendation.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #145

Special Meeting - year end budgetary, financial and planning matters - Workshop Session

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that a Special Meeting be held on Thursday, December 26, 1996, at 7:30 P.M. for year end budgetary, financial and planning matters, followed by a Workshop Session as a substitution for the December 31, 1996 (New Years Eve) date.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #146

Budget and Fund Transfers

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

FROM	TO	AMOUNT
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A1450.1 Records Mgt. (Pers. Serv.)	A1410.1 Town Clerk (Pers.)	\$ 900.00
A1450.1 Elections (Pers. Serv.)	A1410.1 Town Clerk (Pers.)	600.00
A1450.1 Elections (Pers. Serv.)	A1450.1 Elections (Cont.)	25.03
A1990.4 Contingency	A1430.2 Personnel (Equip.)	1,824.00
A8030.4 Research (Cont.)	A1670.4 Cent. Print & Mail (Cont.)	239.04
A3620.1 Bldg. Inspect (Pers. Serv.)	A3620.4 Bldg. Inspect. (Cont.)	162.45
A7150.1 Spec. Rec. (Pers. Serv.)	A7150.4 Spec. Rec. (Cont.)	55.29
DA 5142.1 Snow Removal (Pers.)	DA5142.4 Snow Removal (Cont.)	3,398.74
SS8110.1 Sewer Adm. (Pers. Serv.)	SS8120.4 Sewer Collect. (Cont.)	1,136.54

FUND TRANSFERS

BE IT RESOLVED, that \$4,172 be transferred from the General Fund A-9901 (Transfer to Other Funds) to the Public Library Fund for equipment and services associated with library automation.

BE IT RESOLVED, that the transfer of \$7,000 from the Reserve for Landfill Closure Fund (H003) to the Landfill Capital Closing Fund (H006) is authorized pursuant to Section 6-C of the General Municipal Law of New York State.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #147

December 1996 Fund Warrant

Councilman Glasser moved and Councilwoman Dunn seconded the motion to approve the December 1996 Fund Warrant as audited. General Fund: \$22,588.31; Highway Fund: \$20,665.29; H006-Landfill: \$22,151.65; H011 - \$495.74; H012 - \$211,281.00; H014 - 14,492.80; Street Lights: \$5,634.42; Sewer: \$3,458.98. Total Fund Warrant \$300,768.19

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilwoman Trupia seconded the motion to adjourn the Regular Board Meeting at 9:13 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Colleen Regan

Town Clerk

SPECIAL MONTHLY MEETING

December 26, 1996

The Special Meeting of the Town Board of the Town of Sand Lake was called to order by Supervisor Wurtemberger at 7:32 P.M., at the Town Hall, in Sand Lake New York after the Pledge of Allegiance. The following answered roll call:

PRESENT: Councilman John Glasser
Councilman C. Joseph Trupia
Supervisor Fred Wurtemberger

ABSENT: Councilwoman Nancy Dunn
Councilwoman Marvis Warren
Attorney John T. Casey, Jr.

RECORDING SECRETARY: Deputy Town Clerk Arthur Mardon

OTHERS PRESENT: Keith Ackner; Frank Allen; Charlie Burr ridge; John Burr ridge; Flora Fasoldt; Dan Holser; Harold Roder; Justin Schultz; John Stockman;

NOTICE

PLEASE TAKE NOTICE that the Sand Lake Town Board will hold a Special Meeting on Thursday, December 26, 1996, at 7:30 P.M. at the Sand Lake Town Hall Located on Route 43, for year end budgetary, financial, planning and zoning matters, followed by a Workshop Session as a substitution for December 31, 1996 (New Years Eve) date.

/S/

Colleen Regan, Town Clerk

BUSINESS:

RESOLUTION #148

1996 Budget Transfers

Supervisor Wurtemberger moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that the following Transfers be made to the 1996 Budget;

FROM	TO	AMOUNT
DA9010.8 State Retirement	DA 5130.4 Machinery	\$ 884.99
DA9040.8 Workman's Comp	DA 5130.4 Machinery	1,342.81
DA9050.8 Unemployment Ins.	DA5130. 4 Machinery	7,800.00
DA9055.8 Disability Insurance	DA5130.4 Machinery	269.41
DA9060.8 Hosp. & Med. Ins.	DA5130.4 Machinery	307.28
SS8110.1 Sewer Admin. (Pers. Serv)	SS8120.4 Sewer Coll. (Cont.)	721.15
SS8120.1 Sewer Collection (Pers. Serv.)	SS8120.4 Sewer Coll. (Cont.)	2,236.95
SS9010.8 State Retirement	SS8120.4 Sewer Coll. (Cont.)	209.01
SS9040.8 Workman's Comp.	SS8120.4 Sewer Coll. (Cont.)	753.18
SS9050.8 Unemployment Ins.	SS8102.4 Sewer Coll. (Cont.)	2,300.00
SS9055.8 Disability Insurance	SS8120.4 Sewer Coll. (Cont.)	39.11
SS9060.8 Hosp. & Med. Ins.	SS8120.4 Sewer Coll. (Cont.)	2,750.48
A 1110.2 Justices (Equip.)	A 1110.4 Justices (Cont.)	5.39

A 1220.4 Supervisor (Cont.)	A 1220.2 Supervisor (Equip.)	220.00
A 8010.2 Zoning (Equip.)	A 8010.4 Zoning (Cont.)	100.00
A 8030.2 Research (Equip.)	A 8030.4 Research (Cont.)	1,150.00

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION 149

December 26, 1996 Fund Warrant

Supervisor Wurtemberger moved and Councilman Trupia seconded the motion to approve the December 26, 1996 Fund Warrant: General Fund: \$10,464.30 Highway Fund: \$7,070.86; Sewer: \$3,134.53. Total Fund Warrant: \$20,669.69.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #150

Purchase of Wheel Loader

Councilman Glasser moved and Councilman Trupia seconded the following resolution:

BE IT RESOLVED, that the Town Board of Sand Lake authorizes the Superintendent of Highways, Harold Roder, to purchase from the 1997 Budget a 644G Wheel Loader from State Contract in the amount of \$98,766.00; and

BE IT FURTHER RESOLVED, that the Town of Sand Lake accept the trade in price for a 624E Wheel Loader, \$41,500.00 from KC Canary.

RESOLUTION TABLED BY THE FOLLOWING VOTE: UNANIMOUS

RESOLUTION #151

Proposed Amendment to Zoning Ordinance

Councilman Trupia moved and Supervisor Wurtemberger seconded the following resolution:

WHEREAS, The Town Board at its December 11, 1996 meeting introduced a proposed amendment to the Zoning ordinance identified as Article XIII - Personal Wireless Telecommunication Facilities; and

WHEREAS, the proposed amendment was referred to the Rensselaer County Bureau of Economic Development (County) for recommendation and it recommended approval on December 19, 1996 and commented on December 24, 1996 that the revisions incorporated in the attached amendment are not significant enough to require a new review; and

WHEREAS, the proposed amendment was referred to the Sand Lake Planning Board and at its December 18, 1996 meeting it recommended approval with suggested minor changes which have been conveyed to the County and have been incorporated in the attached revised version;

NOW THEREFORE BE IT RESOLVED THAT:

- a) the attached amendment to the Town's Zoning Ordinance, revised to incorporate suggested changes by the Town's Planning Board, is hereby approved for introduction;

- b) under the state Environmental Quality Review Act (SEQRA) the action is typed "unlisted"; there are no other permit granting agencies involved; the Board will conduct an "uncoordinated" review of the proposal; and the attached Short Environmental Assessment Form, completed except for Part II.C, is accepted subject to any changes or revisions the Board may wish to make, it being anticipated the Board will not render a determination of environmental significance until after the public hearing;

c) a public hearing is set for February 4, 1997 at 7:30 P.M.

d) the Town Clerk shall give notice of the hearing in the Town's Official Newspaper and by posting in accordance with the provisions of the Town Law and the Town's Zoning Ordinance.

RESOLUTION ADOPTED BY THE FOLLOWING VOTE: UNANIMOUS

MEETING ADJOURNMENT

Councilman Glasser moved and Councilwoman Trupia seconded the motion to adjourn the Special Board Meeting at 8:08 P.M.

MOTION CARRIED: UNANIMOUS

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

Respectfully Submitted,

Arthur Mardon

Deputy Town Clerk