

2010

TOWN OF SAND LAKE ORGANIZATIONAL BOARD MEETING

JANUARY 1, 2010

An Organizational Meeting of the Sand Lake Town Board was held on January 1, 2010 at 12:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilman Splain
 Councilwoman Kronau
 Councilman Glasser
 Councilman Turner
 Supervisor Rounds

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, John McEvilly, Russell Bennett, Melissa Elacqua, Brian Hunt, Michele Kehn, Dan Holser, Richard Tallman, Archie Robinson, Charlotte Foster, Linda Hastings, Deborah Nerenberg, Beth Cioffi, Carla Engwer, Pat Stevens, Mark Cioffi, Steve Robelotto, Joe Johnson, Helen Splain, Richard Biittig ,Chad Foster and others.

BUSINESS:

RESOLUTION # 01B-10

Appointment of Town Attorney

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Russell Bennett is appointed the Town Attorney for the Town of Sand Lake for a two year term to end December 31, 2011 at a salary of \$10,000.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

RESOLUTION #01G-10

Appointment of Town Attorney

Councilman Glasser moved and Councilman Splain seconded the following
resolution:

BE IT RESOLVED, that Donna Cole Paul, Esq. is appointed the Town Attorney for the Town of Sand Lake for a two year term to end December 31, 2011 at a salary for 2010 as stated in the 2010 Budget.

ADOPTED = AYE 3 NAYS 2 (Councilwomen Kronau and Supervisor Rounds voting NAY)

RESOLUTION # 2B-10

Adoption of Procedural Rules

Supervisor Rounds moved and Councilwoman Kronau seconded the following
resolution:

BE IT RESOLVED, that the following Procedural Rules for the Town of Sand Lake Board Meetings are hereby adopted:

TOWN BOARD MEETINGS

1. The Sand Lake Town Board will meet at 7:30 P.M. on the second Wednesday of every month at the Sand Lake Town Hall, 8428 NY Route 66, Sand Lake, NY 12153. If that day is a holiday, the Town Board will designate an alternate day at the preceding meeting.
2. The Sand Lake Town Board will hold a Workshop meeting at 6:00 p.m. on the fourth Wednesday of every month at the Sand Lake Town Hall, 8428 NY Route 66, Sand Lake, NY 12153. If that day is a holiday, the Town Board will designate an alternate day at the preceding meeting.
3. All Town Board meetings, including workshops, are open to the public. Meetings shall be recorded and televised and minutes shall be taken.
4. To ensure a consistent and accurate recording of Town business, the Town Clerk and/or Deputy Town Clerk shall be present at all meetings of the Town Board, including but not limited to all workshops, public hearings and/or special meetings of the Board.
5. The Town Board wishes to encourage the interest and participation of Town residents in Town meetings. Accordingly, the Supervisor shall afford an opportunity for any person wishing to speak on any matter prior to and after the regular business agenda. Any such person shall come to the podium and state his or her full name and address the Board. In the event that a large group of persons wishes to speak on a particular topic, the Supervisor may require that such persons designate a representative to speak on behalf of the group. In his sole discretion, the Supervisor may permit a member of the public to speak on a matter during the business agenda.
6. The supervisor may limit discussion that is not relevant to Town business or is repetitive, abusive or tends to unduly or unfairly prolong the meeting of the Board. No member of the public, member of the Board, or any other individual shall engage in any demonstration, booing, hand clapping, name calling, shouting or otherwise disrupt the formality of the Town Board meeting.
7. Any person who shall become abusive or is otherwise disrupting the meeting of the Board will be asked to step down and may be asked to leave or may be removed from the meeting.
8. At no time shall members of the public be permitted to question the Town Board directly on matters and shall submit any questions in writing to the Town Board for a response. In his discretion, however, if the Supervisor finds that he can provide an answer, he may do so or may refer the individual to a member of the Town Board or the Town Attorney for response.
9. These procedural rules will be prominently posted in the meeting room.

TOWN BOARD AGENDA ITEMS

10. Town Board members wishing to place matters or items on the agenda for Town Board meetings shall submit each such item to the Supervisor's office by noon on the fourth Wednesday of the month. All such items shall include supporting documentation and/or necessary information to prepare the proper resolution.

11. The Town Supervisor will present a Tentative Agenda to the Town Board at the Town Board workshop meeting for review, discussion and development of a Final Agenda.

12. At the direction of the Supervisor, the Town Attorney shall prepare resolutions and other items for the Final Agenda which require local laws or ordinances and/or legal review or preparation. The Town Attorney shall complete and deliver any such material to the Town Clerk not later than noon on the Wednesday preceding the Town Board meeting.

13. At the direction of the Supervisor, all proposed resolutions and supporting material for the Final Agenda shall be submitted to the Town Clerk on or before noon on the Wednesday preceding the Town Board meeting.

14. The Town Clerk will:

a. Prepare the Final Agenda for the Town Board meeting.

b. Prepare resolutions not prepared by the Town Attorney or by Town Board members.

c. Distribute copies of all resolutions to each Board Member via their mail slot in Town Hall and by e-mail on or before noon on the Saturday preceding the Town Board meeting.

d. Distribute copies of Department Head and Board Member Reports to each Board Member and the Town Attorney via their mail slot in Town Hall.

e. Transmit the meeting agenda to the official newspaper by 4:30 P.M. on the Friday preceding the meeting.

15. Agenda items may be rearranged, added or deleted at the discretion of the Supervisor. Any matter or item not properly on the agenda may be placed on the agenda or otherwise discussed or raised at a Town Board meeting only by a vote of a majority of the Town Board, except that the Supervisor may add any item at his discretion.

16. All resolutions of one page or less shall be read aloud at the Town Board meeting in their entirety by the Town Clerk. Any resolutions of more than one page may be summarized; however, the resolution in its entirety shall be made available to the public prior to the meeting of the Board.

17. At the direction of the Supervisor, a summary of Department and Committee reports may be made orally within a five (5) minute time frame.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

RESOLUTION #2G-10

Adoption of Procedural Rules

Councilman Glasser moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED that the following attached Procedural Rules for the Town of Sand Lake Board Meetings are hereby adopted. An entire copy of the manual for said procedures shall be on file and available to the public through the Town Clerk's Office.

ADOPTED = AYES 5 NAYS 0 (Attached)

RESOLUTION #3B-10

Appointment of Receiver of Taxes

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, That Eileen Biggins is appointed Receiver of Taxes for a term ending December 31, 2010.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

RESOLUTION # 4-10

Official Newspaper

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that The Record is the official newspaper of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #5-10

Designated Depositories

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that pursuant to Section 64 of the Town Law, the following institutions be and are hereby designated depositories of all monies received:

Key Bank, M&T Bank, Trustco Bank and MBIA.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 6-10

Established Fee for Returned Checks

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that a fee of \$25.00 shall be charged for each check tendered to the Town or any of its Departments that is returned for insufficient funds, closed account or stopped payment in addition to any charges which the Town might incur as a result of the returned check from its banking institution.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 7-10

Authorized Facsimile Signature

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that the Town Supervisor Rounds may use a facsimile signature, such as a rubber stamp, facsimile, or other device, to sign checks on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 8-10

Salaries of Town Officials & Employees

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that the salaries of all Town Officers and employees shall be as set forth in the 2010 Town Budget except as otherwise specified by resolution of the Board. A copy of the Town Budget is on file with the Town Clerk and available during normal business hours for review.

ADOPTED = AYES 5

RESOLUTION # 9-10

Mileage Rate for Reimbursement

Supervisor Round moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Town Officials and Employees using their own vehicles for Town business shall be allowed the standard rate established by the Internal Revenue Service for reimbursement which is currently established for 2010 as \$.50 cents per mile.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 10- 10

Designated Paid Holidays

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that the following days are designated paid holidays for all

entitled employees and/or officials of the Town:

New Years Day January 1, 2010

Martin Luther King Day January 18, 2010

Presidents Day February 15, 2010

Good Friday April 2, 2010

Memorial Day May 31, 2010

Independence Day July 4, 2010

Labor Day September 6, 2010

Columbus Day October 11, 2010

Veterans' Day November 11, 2010

Thanksgiving Day November 25, 2010

Day after Thanksgiving November 26, 2010

Christmas Day December 24, 2010

New Years Day 2011 December 31, 2010

ADOPTED = AYES 5

RESOLUTION # 11-10

Appointment of Deputy Town Attorneys

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Frederick J. Schreyer, Esq., is hereby appointed as Deputy Town Attorney for the Town of Sand Lake to serve at the pleasure of the Board for a term to expire December 31, 2011 for Planning, Zoning, Sewer and Code Enforcement, at a salary of \$14,000.00 per anum.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 12-10

Appointment of Registrar of Vital Statistics

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Barbara A. Biittig, Town Clerk, is appointed Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 13-10

Appointment of Deputy Registrar of Vital Statistics

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Patricia A. Stevens is appointed Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 14-10

Appointment to Planning Board

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Michael Groff is appointed to the Planning Board for a term ending December 31, 2016.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #15-10

Appointment of the Chairman of the Planning Board

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Justin Schultz is appointed Chairman of the Planning Board.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 16-10

Appointment to Zoning Board of Appeals

Supervisor Rounds moved and Councilwoman Kronau seconded the following

resolution:

BE IT RESOLVED, that John Bond is appointed to the Zoning Board of Appeals for a term ending December 31, 2014.

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ADOPTED = 5 AYES NAYS 0

RESOLUTION #17-10

Appointment of the Chairman of Zoning Board of Appeals

Supervisor Rounds moved and Councilman Turner seconded the following
resolution:

BE IT RESOLVED, that Judy Breselor is hereby appointed Chairman of the Zoning Board of Appeals.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 18-10

Appointment of the Secretary to the Zoning Board of Appeals

Supervisor Rounds moved and Councilman Glasser seconded the following
resolution:

BE IT RESOLVED, that Charlotte C. Foster is hereby appointed Secretary to the Zoning Board of Appeals.

ADOPTED = AYES 4 NAYS 1 (Supervisor Rounds voting NAY)

RESOLUTION # 19-10

Appointment of Court Officer

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Mel Diegel is hereby appointed Court Officer, and that this appointment shall be on consent and advice of the Town Justices for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 20-10

Appointment of Deputy Commissioner of Building, Zoning and Code Enforcement and Sewer Inspector.

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that George Wright is hereby appointed Deputy Commissioner of Building, Zoning and Code Enforcement and as a Sewer Inspector at a rate of \$24.14 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 21-10

Appointment of Convenience Facility Attendant

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that David Martin is appointed Convenience Facility Attendant, and be it further resolved that the Town Convenience Facility on Chamberlain Hill Road shall be open to Town residents on Wednesdays from noon to 7 p.m. and Saturdays from 7 a.m. to 3 p.m.

ADOPTED = AYES 5

RESOLUTION # 22-10

Appointment of Cable TV Technician(s)

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Bob Busta and Andrea Kronau are appointed as Cable TV Technicians for the Town of Sand Lake to be compensated at a rate of \$7.67 per hour as set forth by the 2010 Budget.

BE IT FURTHER RESOLVED, that Josh Bucci will act as back-up Cable TV Technician only when necessary and will be compensated at the salary that he receives now.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1 (Councilwoman Kronau Abstaining)

RESOLUTION # 23-10

Appointment of Youth Program Supervisor

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barbara Glasser is hereby appointed Youth Program Supervisor for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1 (Councilman Glasser Abstaining)

RESOLUTION # 24-10

Appointment of Animal Control Officer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Catherine Crawmer is hereby appointed Animal Control Officer for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 25-10

Appointment of Freedom of Information Officer

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barbara A. Biittig is appointed Freedom of Information Officer for the Town of Sand Lake.

BE IT FURTHER RESOLVED, that Patricia Stevens shall act as alternate Freedom of Information Officer in the event that Barbara Biittig is unable to act.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 26-10

Appointment of Mail Clerk

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Town Clerk shall be mail clerk for the Town of Sand Lake and shall be responsible for the prompt collection and dissemination of all incoming and out-going mail for the Town. All mail received at the Town Hall shall be opened and its date of receipt and a brief description shall recorded in a log, which shall be available to the public and to all Town officers and employees. The mail clerk shall distribute all mail to the addressee and a copy to any Board member, officer and Department head to whom the correspondence is relevant.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 27-10

Town Financial Reports

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that in lieu of the filing and publishing requirements set forth in Town Law 29 (10), the Supervisor shall submit to the Town Clerk within 60 days after the close of the fiscal year, a copy of his report to the State Comptroller, and that the Town Clerk shall publish a summary of such report within ten (10) days in the official newspaper of the Town as permitted by Town Law 29(10a). In the event the filing of the annual report is extended by the State Comptroller, the Supervisor's time for filing a copy of the report with the Town Clerk is likewise extended.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 28-10

Appointment of Commissioner of Public Works/Superintendent of Highways

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Larry Browe is appointed Commissioner of Public Works/Highway Superintendent at a rate as set forth in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 29-10

Appointment of Deputies for Public Works Department

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Brian Hunt is hereby appointed Deputy Commissioner

of Public Works, and Highway.

BE IT FURTHER RESOLVED, that Ray Hernick is hereby appointed Deputy Commissioner of Sewers, and

BE IT FURTHER RESOLVED, that Joel Hunt is hereby appointed Highway Foreman/Dispatcher for the Public Works Department.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 30-10

Appointment of Fire Inspector/Code Enforcement Officer

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Mike Wager is hereby appointed Fire Inspector/Code Enforcement Officer.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # ___-10 (Tabled for not more than 60 days)

Appointment of Clerk to Building Department

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution. Councilman Glasser moved and Councilman Splain seconded to table the following resolution:

BE IT RESOLVED, that Michele Kehn is hereby appointed to the Clerk as the Building Department at a rate of \$14.21 per hour for 25-30 hours per week as stated in the 2010 Budget.

RESOLUTION # 31-10

Appointment of Assessor Data Collector

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barb Hansen is appointed to the position of Assessor Data Collector for up to 20 hours a week not to exceed the salary of the position as set forth in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 32-10

Appointment of Secretary to the Assessor

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Carla J. Engwer is hereby appointed to the position of Secretary to the Assessor at a rate of \$14.21 per hour, for 40 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 33-10

Appointment of Comptroller

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Melissa Elacqua is hereby appointed to the position of Comptroller at an annual salary, for 40 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 34-10

Appointment of Accounts Payable Clerk and Director of Purchasing

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Kate Kalinowski is hereby appointed to the position of Accounts Payable Clerk and Director of Purchasing for 20 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 35-10

Appointment of Current Employees and Officers

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that all current employees and officers not specifically mentioned in the resolutions adopted at this meeting and who serve at the pleasure of the Town Board are hereby continued in office until such time as the Board shall otherwise direct, and for whom there is no definite term.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 36-10

Authorization for Training

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED THAT THE FOLLOWING, that the following Town Officials; Supervisor Rounds, Councilwoman Kronau, Councilman Splain and Town Clerk Barbara Biittig are hereby authorized to attend the 2010 Training School for newly elected Town officials being held at the Desmond, Albany, New York from January 5 through January 7, 2010. This event is sponsored by the Association of Towns of the State of New York; and

BE IT FURTHER RESOLVED, that each Official be reimbursed for their registration fee of \$200.00 and mileage.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #37-10

Resignation of Receiver of Taxes and Appointment of Successor.

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that due to the General Election of 2009, the Receiver of Taxes, Barbara Biittig has been elected to the Office of Clerk for the Town of Sand Lake, and

BE IT RESOLVED, that said Barbara Biittig shall be resigning her position as of January 1, 2010, and

BE IT RESOLVED, that due to the resignation of Barbara Biittig, the Town Board wishes to appoint a successor Receiver of Taxes for the remainder of the term until December 31, 2010, and

BE IT RESOLVED, that Charlotte C. Foster be and is hereby appointed as receiver of taxes for the term to expire 12/31/2010.

ADOPTED = AYES 3 NAYS 2 (Councilwoman Kronau and Supervisor Rounds voting NAY)

RESOLUTION #38-10

Appointment of Court Administrator

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Janet Michaels is hereby appointed the Court Administrator for the Town of Sand Lake Justice Court, and that this appointment shall be on the consent and advice of the Town Justices for the Town of Sand Lake at a rate as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #39-10

Appointment of Deputy Court Administrator

Councilman Glasser moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Cheryl Lobdell is hereby appointed the Deputy Court Administrator for the Town of Sand Lake Justice Court, and that this appointment shall be on the consent and advice of the Town Justices for the Town of Sand Lake at a rate as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #40-10

Appointment of Internal Control Officer

Councilwoman Kronau moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Darryl Purinton is hereby appointed as the Internal Control Officer for the Town of Sand Lake for a term to expire on December 31, 2011 at a salary as set by the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #41-10

Appointment of Webmaster

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Barbara Glasser is hereby appointed as the Webmaster for the Town of Sand Lake for a term to expire on December 31, 2011 at a salary as set by the 2010 Budget.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1(Councilman Glasser Abstaining)

COMMITTEE ASSIGNMENTS AND APPOINTMENTS BY DEPARTMENTS

Councilman Glasser Animal Control

 Beach

 Street Lights

Councilwoman Kronau Youth

 Seniors/Senior Van

 Culture & Arts

 Planning Oversight/Linkage Study

Councilman Turner Library

 Ambulance/ Public Safety

 Zoning Update

Councilman Splain Cable

 Physical Facilities

 Parks and Recreation

Supervisor Rounds

Respectfully submitted,

Barbara Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

JANUARY 13, 2010

The monthly meeting of the Sand Lake Town Board was held on January 13, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilman Splain
 Councilwoman Kronau
 Councilman Glasser
 Councilman Turner
 Supervisor Rounds

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Tim Allard, Russell Bennett, Kathy Allard, Michele Kehn,
Frank Kehn, Joan Waldrop, Sherry Rounds, Mark Cioffi, Art Herman, Bruce Wicks, Fred
Erickson and others

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BOARD UNANIMOUSLY AGREED – To modify agenda – Report by NYSERDA.

APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of December 29, 2009. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of December 2009 - \$3,766.21.
- Copies on file in the Town Clerk's Office.
- Informed residents of Holiday Hours.
- Informed residents of Kay's Burden Lake Restaurant and Michaels Lounge Inc. renewing liquor license.

SUPERVISOR'S REPORT - Burton Rounds

·Round Table held on Dec. 21, 2009, twenty plus people attended. A report from the Glass Lake Preservation and Glass Lake Cooperation was given with issues regarding load limits, inspections, drainage and development.

Resident questioned why Veterans Memorial remains unfinished.

·Next Round Table will be held on Thursday, January 28, 2010 from 5:00 P.M. to 7:00 P.M. at town hall.

COMMITTEE REPORTS:

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

·Sand Lake Sewer District No. 1

·Burden Lake Area Sewer Extension – West Side

·MS4 Stormwater

·Well Water Project

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in Town Clerk's Office.

BICENTENNIAL PROJECT – Fred Erickson – On file in the Town Clerk's Office.

·Yearly committee update.

·2012 Two Hundred Year Anniversary of the Town of Sand Lake.

·Will include tours of historical sites, with a replica trolley used.

·A plan to have a parade, a picnic and pancake breakfast.

BOARD MEMBER REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

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

BEACH – No report.

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

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

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

COMMENTS FROM RESIDENTS:

None at this time.

BUSINESS:

RESOLUTION#42-10

Association of Towns Conference

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following Town Officials: Councilman Glasser, Councilman Turner, Councilman Splain, Councilwoman Kronau, Supervisor Rounds, Town Attorney Donna Cole Paul, Town Clerk Barbara Biittig, Deputy Town Clerk Patricia Stevens are hereby authorizes to attend the 2010 Annual Training School and Annual Meeting of the New York State Association of Towns in New York City February 14, 15, and 16, 2010 and each shall be advanced or compensated for lodging, registration fees, transportation expenses and meals up to

one thousand five hundred dollars (\$1,500) per person; and

BE IT FURTHER RESOLVED, that Councilman Turner is hereby appointed the Town's Official Delegate and that Councilman Glasser is hereby appointed the Alternate Delegate for the Association of Towns Annual Meeting.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #43-10

Library Agreement

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town of Sand Lake provides funding, building space, heat, lights, air conditioning and basic cleaning services to the Sand Lake Town Library; and

WHEREAS, the Sand Lake Library provides library services to the residents of the Town of Sand Lake; and

WHEREAS, the Town of Sand Lake and the Sand Lake Library wish to have a basic understanding of this relationship and have formalized the same in writing; now therefore

BE IT RESOLVED, that upon approval of the terms of said agreement by the Town Attorney, the Supervisor shall be authorized to execute said agreement on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #44-10

Appointment to the Sand Lake Library Board of Trustees

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that upon recommendation of the Library Board of Trustees, Terrence Dingman is hereby appointed to the Sand Lake Library Board of Trustees for a term ending December 31, 2014.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #45-10

Town Garage Solar Panels funded by NYSERDA

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake desires to work with Monolith Solar Associates in the securing of a grant through New York State Energy Research Development Authority for the installation of Solar Panels for the Town Garage; now therefore

BE IT RESOLVED, that the Sand Lake Town Supervisor is hereby authorized, after review and approval by Town Attorney Cole Paul, to enter into an agreement with Monolith Solar Associates to provide services to the Town in the securing of a grant for the purposes aforementioned.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#46-10

Service Contract with Center for Security

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to enter into a contract with Center For Security for the purpose of obtaining a service contract for the security systems located in the Town Hall and Department of Public Works building, and

WHEREAS, the annual cost of the service contract will be \$450.00 for the Town Hall and \$325.00 for the Department of Public Works building from January 1st through December 31, 2010, and

WHEREAS, this service contract will cover pull stations, heat detectors, smoke detectors, main fire panels, horn strobes, glass breaks, motion sensors, burglar alarm panels, keypads, and batteries will be replaced if not functioning properly, now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign said service contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#47-10

COBRA Administration Services Agreement

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, there have been many changes recently which has affected COBRA continuation coverage which has made the administration for this service extremely complex with the addition of the American Recovery and Investment Act; and

WHEREAS, the Town of Sand Lake's health insurance broker, Jaeger and Flynn Associates, have in the past been the administrator of the Town's COBRA coverage at no charge; and

WHEREAS, Jaeger and Flynn will now be instituting a \$2.00 per notice (time of enrollment or qualifying event) fee and will be retaining the 2% COBRA administration services fee allowed by law that is paid by the employee; and

WHEREAS, the Town Attorney has reviewed said agreement and has approved the same; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign said COBRA Administration Services Agreement for a term of one year and this agreement will renew automatically for successive periods of 12 months unless this agreement is terminated in accordance with the provisions of Section 74.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#48-10

Authorization of Safe Deposit Box

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, there has arose the need to safeguard some Town records (DVD's, etc.) in an off sight location; therefore

BE IT RESOLVED, that the Town of Sand Lake has acquired a safe deposit box at Key Bank in West Sand Lake for this purpose and the following people will have access to said safe deposit box:

Supervisor

Deputy Supervisor

Comptroller

Town Clerk

ADOPTED = AYES 5 NAYS 0

RESOLUTION #49-10

Elevator Service Agreement

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake requires service on the Town's elevator and desires to continue its service agreement with Elevator Sales & Service Inc.; now therefore

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to enter into an agreement with Elevator Sales & Service Inc. for the service of the Town's Elevator at a cost of \$1,103.00 per year after approval of the terms of the same by Town Attorney Cole Paul.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #50-10

Provide Stipend to Deputy Town Clerk for Vital Statistics

Supervisor Rounds moved and Councilman Turner seconded the following

Resolution:

WHEREAS, the Town Clerk in previous years has received a stipend of \$1,000 for her appointment as Town Clerk for Vital Statistics, and

WHEREAS, the Town Clerk now desires to provide that payment to the Deputy Town Clerk, Patricia Stevens, for her work as Deputy Town Clerk for Vital Statistics; now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to pay over said stipend to the Deputy Town Clerk, Patricia Stevens, in the amount of \$1,000.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#51-10

Appointment of Confidential Secretary

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, Supervisor Rounds has designated Russell Bennett as Confidential Secretary; and

WHEREAS, it is the duty of the Town Board to fix reasonable compensation for the Confidential Secretary; now therefore

BE IT RESOLVED, that Russell Bennett shall receive annual compensation of four thousand dollars (\$4,000); and

BE IT FURTHER RESOLVED, that the 2010 Budget is amended as follows:

Increase	A522	1220.1 Supervisor Personnel	\$4,000.00
Decrease	A522	1420.1 Attorney Personnel	\$4,000.00

ADOPTED = AYES 5 NAYS 0

Councilman Glasser made the motion to adjourn the Regular Town Board Meeting and move to Executive Session at 8:44 P.M. to discuss Personnel reasons. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANAMOUS

Supervisor Rounds moved and Councilwoman Kronau seconded to call the meeting back to order at 9:38 P.M.

MOTION CARRIED = UNANAMOUS

RESOLUTION #52-10

Appointment of Clerk to the Building Department

Councilman Glasser moved and councilman Splain seconded the following resolution:

WHEREAS, Town Board for the Town of Sand Lake wishes to abolish the position of the Clerk to the Building Department/Code Enforcement Secretary pursuant to discussions and upon advice of Deputy Commissioner of Building and Zoning, and

WHEREAS, the Town Board reserves the right to keep the budgeted amount for said position in the budget as stated for 2010 as needed, now therefore

BE IT RESOLVED, that the position of Clerk to the building department is hereby abolished effective immediately.

ADOPTED – AYES 3 NAYS 1 ABSTENTIA 1 (Councilwoman Kronau voting NAY, Supervisor Rounds Abstaining) Councilwoman Kronau made a comment “did a small survey on this department, we reached a peak of building permits in 2006, 2009 we were down below 2004 when we had no clerk to the Building Department. I support the abolishment of this position, but I do not wish anybody to take it personally, so I have to vote no for the town”.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:47 P.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

A complete accounting of all discussions on agenda is available for review on audio tape

in the Town Clerk's Office.

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

FEBRUARY 10, 2010

The monthly meeting of the Sand Lake Town Board was held on February 10, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilman Splain
 Councilwoman Kronau
 Councilman Glasser
 Councilman Turner
 Supervisor Rounds

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Bill Glasser, Russell Bennett, Art Herman,

Joe Phillips, Flora Fasoldt, Mark Cioffi, Bill Reinhardt, Joanne Cole, John Wright, Christopher Gallant and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BOARD UNANIMOUSLY AGREED – To modify agenda – Proclamation for Sid Gallant.

The Proclamation was present by Councilman Splain to Sid Gallant’s grandson Christopher Gallant and longtime friend John Wright.

RESOLUTION # 53-10

Proclamation for Sid Gallant

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to recognize the work and contributions of Sidney S. Gallant who passed away on July 13, 2009 for his service to the Town of Sand Lake, the Averill Park Fire Company and the West Sand Lake Fire Company, and

WHEREAS, in doing so, the Town Board for the Town of Sand Lake wishes to pass the following Proclamation on behalf of Sid Gallant to outline his accomplishments and contributions to our community, now therefore

BE IT RESOLVED, that the following Proclamation on behalf of Sidney (Sid) S. Gallant is hereby passed and issued by the powers vested in the Town Board by the Laws of the State of New York, and be it further

RESOLVED, that the members of the Town Board for the Town of Sand Lake are authorized to execute the attached Proclamation reserving the date of July 13, 2010 as “qóđ(Sid) S. Gallant Day”.

ADOPTED = AYES 5 NAYS 0 (Presented by Councilman Glasser)

PLANNING OVERSIGHT COMMITTEE – FRED ERICKSON – On file in Town Clerk's Office.

- A guide for the Town Board for the next 10 years.
- A grant for \$55,000 was received for Linkage Study.
- Previous Town Board Budgeted \$13,000 for remaining amount needed.
- There is a need to update Town Web site.
- The vision is to “*szsthe Towns Distinctive Rural Character”

APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of January 1, 2010 and January 13, 2010. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of January 2010 - \$3,488.08.
- Copies on file in the Town Clerk's Office.
- Informed residents of Holiday Hours.
- Informed residents Uncle Marty's Restaurant renewing liquor license.

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

- Attendance at Rounds Round Table on January 28, 2010 was low do to bad weather conditions.
- Issues regarding Burden Lake, a community garden and the community van were discussed.
- The next Round Table is scheduled for February 25, 2010 at 5 P.M. to 7 P.M. in the Board Room.

COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in the Town Clerk's Office.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

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

BEACH – No report.

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

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

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

COMMENTS FROM RESIDENTS:

None at this time.

BUSINESS:

RESOLUTION # 54-10

Approval of Holser Sewer Agreement

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to sign the attached Sewer Agreement with Daniel Holser for the purpose of allowing Daniel Holser the ability to construct a sewer line in accordance with the requirements of the Town of Sand Lake along the Town’s right of way on Holser Road.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 55-10

Authorization for Kestner Engineers to apply for Stimulus Monies

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, stimulus monies have become available for various projects under President Obama's administration, and

WHEREAS, the Town of Sand Lake is eligible to apply for said monies which require that the Supervisor of the Town be empowered with the authority to do so, and

WHEREAS, the Town of Sand Lake desires to extend the sewer line for the Reichards Lake Area in Sewer District #1, to add 3700 feet of pipe on the Algonquin and Turnabout Road Areas, and

WHEREAS, the monies from said package can be used for said project which will benefit the Town of Sand Lake and its residents, now therefore

BE IT RESOLVED, the Town Supervisor is authorized to submit and execute all needed applications related to this process.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #56-10

Authorization to Advertise to Bid Western Burden Lake Sewer Construction

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Board wishes upon advice and of the Town Engineer wishes to advertise for bids on the Western Burden Lake Sewer Construction, and

WHEREAS, Mark L. Kestner, P. E., Consulting Engineer, PLLC, engineers for the project have provided the Town of Sand Lake with the Request for Bid on said project which will contain the specifications and details of the RFP, and

WHEREAS, said Bids will be submitted to the Comptroller for the Town of Sand Lake with a copy of the same to Mark L. Kestner, P.E., as consulting engineers, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to submit a Request for Bid in the Official Town Newspaper as well as the Advertiser containing all necessary information as above stated.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #57-10

Engineering Agreement for Western Burden Lake Construction

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board wishes to contract with Mark L. Kestner, P. E., PLLC, as Consulting Engineer for the construction project on the Western Burden lake Sewer Construction, and

WHEREAS, Mark L. Kestner, P. E., Consulting Engineer, PLLC, have submitted an agreement for review to the Town of Sand Lake, and

WHEREAS, the Supervisor and Town Board have received a copy and have had an opportunity to review said contract and now upon advice of the Town Attorney, now therefore

BE IT RESOLVED, that the Supervisor shall execute said contract on behalf of the Town of Sand Lake for the purpose of contracting with Mark L. Kestner, P.E., Consulting Engineer, PLLC for the purpose of Western Burden Lake Sanitary Sewer construction of a low pressure sanitary sewer serving the western shore of Burden lake within the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 58-10

Historical Society to continue sale of items

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that upon request of the Town of Sand Lake Historical Society the Town of Sand Lake will continue to sell, at the Town Clerk's Office during normal business hours, the following items indefinitely or until further direction of the Town Board:

1. The Book: Sand Lake and Sand Lake Revisited;
2. Dated Christmas Ornaments; and
3. Scenes of Sand Lake Note Cards.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 59-10

Approval of Drug and Alcohol Screening Contract with NE Testing

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Supervisor is authorized to enter into the attached agreement for the purpose of drug and alcohol testing of Town Employees with Northeast Testing, Inc.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 60-10

Award Bid for Town Insurance

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake submitted a request for Bid for Insurance for the Town, and

WHEREAS, the Town did receive two bids (quotes) for insurance coverage which have been reviewed by the Comptroller for the Town of Sand Lake with the Town Board, now therefore

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to contract with Selective Insurance Company through the Agent for the Town, Marshall and Sterling, for Liability Insurance at a cost of \$57,973.88.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #61-10

Liability Insurance for Town Officials

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, Burton Rounds, of the Town of Sand Lake, Rensselaer County, New York, has been elected to the office of Supervisor of the Town of Sand Lake;

WHEREAS, Barbara A. Biittig, of the Town of Sand Lake, Rensselaer County, has been elected to the office of Town Clerk, of the Town of Sand Lake;

WHEREAS, Charlotte C. Foster, of the Town of Sand Lake, Rensselaer County, has been appointed to the office of Receiver of Taxes of the Town of Sand Lake;

WHEREAS, Melissa Elacqua, of the Town of Sand Lake, Rensselaer County, has been appointed Comptroller for the Town of Sand Lake:

NOW THEREFORE, we as respective officers above, do hereby undertake with the Town of Sand Lake that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all monies or property received as a Town Officer, in accordance with law; and

This undertaking of the Town Supervisor is further conditioned upon that he will well and truly keep, pay over and account for all monies and property, including any special district funds, belonging to and coming into his hands as such Supervisor; and

The undertaking of the Town Receiver of Taxes is further conditioned that she will well and truly keep, pay over and account for all monies and property coming into her hands as such Receiver of Taxes and Assessments; and

The Town does and shall maintain insurance coverage presently with Marshall and Sterling in the sum of \$20,000 for each employee plus an additional \$500,000 for the Receiver of Taxes, \$500,000 for the Town Supervisor, \$100,000 for the Town Clerk and \$500,000 for the Town Comptroller to indemnify against losses through the failure of the officers, clerks and employees covered there under faithfully to perform their duties or to account properly for all monies and property received by virtue of their positions or employment and through fraudulent or dishonest acts committed by the officers, clerks, and employees covered hereunder.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # _____-10(Tabled for 30 days)

Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

Councilman Glasser moved and Councilman Splain seconded the following resolution. Councilwoman Kronau questioned number of overtime hours that Larry Browe has worked in last 5 years and she would like to get more documentation regarding this change.

Councilwoman Kronau moved and Supervisor Rounds seconded to table the resolution for 30 days.

Votes to table were: AYES 2 ABSTENTIA 2 NAYS 1(Councilman Glasser and Councilman Splain voted to Abstain) (Supervisor Rounds voted Nay)

WHEREAS, the Town of Sand Lake has requested that the Commissioner of Public Works/Superintendent of Highways pay status be modified from an hourly employee to a salaried employee, and

WHEREAS, the request was made due to the fact that said Commissioner of Public Works/Superintendent of Highways is not part of the bargaining unit under the collective bargaining agreement and therefore is not entitled to the same hourly overtime accruals as the bargaining unit members, now therefore

BE IT RESOLVED, that the salary of Larry Browe, as Commissioner of Public Works/Superintendent of Highways for the Town of Sand Lake, be hereby modified from an hourly rate of \$26.16, to a salary of \$65,000 per year as stated in the 2010 Budget for the Town of Sand Lake.

RESOLUTION # 62-10

Amend Designation of July 4th Holiday

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE RESOLVED, that the July 4th Holiday for the Town of Sand Lake shall be on July 5, 2010 and therefore the Town Offices shall be closed on July 5, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 63-10

Amend Job Duties for Town Attorney and Deputy Town Attorney

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE RESOLVED, that the Duties for the Town Attorney and the Deputy Town Attorney shall be as follows:

- A. Town Attorney shall be responsible for duties as they apply to the Town Board, Sewers and Night Court;
- B. Deputy Town Attorney shall be responsible for duties as they apply to the Planning Board, Zoning Board and Code Enforcement.

ADOPTED = AYES 5 NAYS

RESOLUTION # 64-10

Amend resolution 27-10 for Financial Reports

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

BE RESOLVED, that the Town Board of the Town of Sand Lake hereby wishes to amend Resolution 27-10 to read as follows:

BE IT RESOLVED, that in lieu of the filing and publishing requirements set forth in Town Law 29 (10), the Supervisor shall submit to the Town Clerk within 90 days after the close of the fiscal year, a copy of his report to the State Comptroller, and that the Town Clerk shall publish a summary of such report within ten (10) days in the official newspaper of the Town as permitted by Town Law 29(10a).

In the event the filing of the annual report is extended by the State Comptroller, the Supervisor's time for filing a copy of the report with the Town Clerk is likewise extended.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 65-10

Acknowledgement for Steve Robelotto

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Steve Robelotto served the community of Sand Lake with professionalism, integrity and commitment during his term as Supervisor for the Town of Sand Lake from January 1, 2002 to December 31, 2009;

WHEREAS, his dedication to the concerns of his constituency has distinguished him as an outstanding leader and friend to the community; and

WHEREAS, As Supervisor for the Town of Sand Lake, Steve Robelotto's highlights of his work include work with the Towns Sewer Department, Sand Lake Senior Group, Rite Aid Project, Solar Light project, New Comprehensive Plan for Town of Sand Lake, Zoning Update Committee, Updated Playground for residents at Butler Park, Tobacco Free Parks and Beaches and Senior Van Project; and

WHEREAS the Town Board wishes to bring to light his achievements and dedication to the Town of Sand Lake, particularly as they have benefited and enhanced our community; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake hereby officially recognizes Steve Robelotto for his years of service and dedication to the residents of the Town of Sand Lake and wishes him well in his future endeavors.

ADOPTED = AYES 3 NAYS 2 (Councilwoman Kronau and Supervisor Rounds voted NAY)

RESOLUTION # 66-10

Acknowledgement for Kathy (Kathleen) Allard

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, Kathy Allard served the community of Sand Lake with professionalism, integrity and commitment during her term as Councilwoman for the Town of Sand Lake from January 1, 2005 to December 31, 2009;

WHEREAS, her dedication to the concerns of her constituency has distinguished her as an outstanding leader and friend to the community; and

WHEREAS, As Councilwoman for the Town of Sand Lake, Kathy Allard's responsibilities and highlights of her role included her work with the following committees: Beaches, Insurance, Assessment

Improvement Project, Cable TV, Library, Youth, Participation on Zoning Re-Write Committee, and Ambulance. She was also a very firm advocate for the Arts of Sand Lake; and

WHEREAS, the Town Board wishes to bring to light her achievements and dedication to the Town of Sand Lake, particularly as they have benefited and enhanced our community; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake hereby officially recognizes Kathy (Kathleen) Allard for her years of service and dedication to the residents of the Town of Sand Lake and wishes her well in her future endeavors.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 67-10

Request for Bid for Sewer Equipment per the Eastern Burden Lake Sewer Project

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sewer Department for the Town of Sand Lake wishes to purchase equipment for the purpose of the maintenance and repair of the Sewers; and

WHEREAS, pursuant to the procurement policy for the Town of Sand Lake, a Request for Bid is required; now therefore

BE IT RESOLVED, the Town Clerk for the Town of Sand Lake is hereby authorized to place a request for bid in the official newspaper for the Town of Sand Lake and the Sand Lake Advertiser for proposals for equipment pursuant to specifications and requirements as stated by Mark L. Kestner, PE, consulting engineers, PLLC; and be it further

RESOLVED, that said bids shall be submitted to the Comptroller for the Town of Sand Lake with copy to the Sewer Department and Kestner Engineers to be presented to the Town Board for the March 2010 workshop.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 68-10

Charles Land Apartment PDD referral to Planning Board

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Charles Land Apartment PDD requires site plan review and is currently in that phase of the construction; and

WHEREAS, the Town Board wishes to refer said Site Plan Review to the Planning Board for the Town of Sand Lake due to their expertise and knowledge on the same; now therefore

BE IT RESOLVED, that the site plan review of the Charles Land Apartment PDD shall be referred to the Planning Board for the Town of Sand Lake to be reviewed and then submitted to the Town Board for the Town of Sand Lake for final approval of the same.

ADOPTED = AYES 4 ABSTENTIA 1 (Councilman Glasser Abstaining)

RESOLUTION #69-10

February Transfers, Amendments and Fund Transfers

Councilwoman Kronau moved and Supervisor Rounds seconded the following

resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010 Budget:

BUDGET TRANSFERS

FROM	TO	AMOUNT
A 1010.4	A 1420.4	\$ 500.00
A 1990.4	A 8010.1	\$ 892.00
A 3620.1	A 9050.8	\$ 4706.00
A 9060.8	A 1410.1	\$ 2500.00
A 9060.8	A 1220.1	\$ 1000.00
A 9060.8	A 3620.1	\$ 1500.00
DA 9060.8	DA 5110.1	\$ 3000.00

BUDGET AMENDMENTS

Increase appropriation A1420.4 Town Attorney Cont. in the amount of \$500.00 to be funded by appropriating the Town Board Cont. in the amount of \$500.00.

Increase appropriation A8010.1 Zoning Board Personnel in the amount of \$892.00 to be funded by appropriating the Contingency in the amount of \$892.00.

Increase appropriation A9050.8 Unemployment in the amount of \$4706.00 to be funded by appropriating the Safety Inspection Pers. in the amount of \$4706.00.

Increase appropriation A1410.1 Town Clerk Pers. in the amount of \$2500.00 to be funded by appropriating the Health Ins. in the amount of \$2500.00.

Increase appropriation A1220.1 Supervisor Pers. in the amount of \$1000.00 to be funded by appropriating the Health Ins. in the amount of \$1000.00.

Increase appropriation A3620.1 Safety Inspection Pers. in the amount of \$1500.00 to be funded by appropriating the Health Ins. in the amount of \$1500.00.

Increase appropriation DA5110.1 General Repairs Pers. in the amount of \$3000.00 to be funded by appropriating the Health Ins. in the amount of \$3000.00.

FUND TRANSFERS

None at this time.

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS:

Daniel Holser – Questions regarding Resolution # 54-10

Donna Cole Paul – Paid tribute to Frank Allen for his years of dedication to the Town.

Barbara Martinage – Had questions regarding the resolution Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:05 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

MARCH 10, 2010

The monthly meeting of the Sand Lake Town Board was held on March 10, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:	Councilman Splain
	Councilman Glasser
	Councilman Turner
	Supervisor Rounds

ABSENT: Councilwoman Kronau

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Russell Bennett, Art Herman Jr,
Mark Cioffi, Bill Reinhardt, Steve Robelotto, Paul Glasser, Brian Hunt, Bruce Wicks,
John “* ”McEvelly, Dan Holser and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

The Supervisor called for a moment of silence as a tribute to Frank “òóá ”Allen for his years of service and dedication to the Town. The plaque that the New York State Troopers had given to his family was placed on the wall by Councilman Glasser where he proudly stood on court night.

APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of February 10, 2010. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of February 2010 - \$3,660.28
- Money Given to Rensselaer County for Dog Licenses - \$ 59.92
- Money Given to NYS Ag. & Markets for spay/neuter program - \$9.00

- Money Given to NYS Environmental Conservation - \$191.80
- Paid to NYS Health Department for Marriage Licenses - none
- On file in the Town Clerk's Office.

My deputy Patricia Stevens and myself would like to thank the Town Board for allowing us to attend the Association of Towns Conference held in New York City on February 14-16. The information that we gathered was extremely beneficial to us. We were able to hear first hand of several changes that will happen in 2010 that will affect our Town Clerk's Office and the residents. I also, would like to report that we were able to keep the cost down and were able to return a large portion of money back to the town. This will then allow us to attend the Town Clerk's conference in April.

Thank you again from the both of us.

One of the changes that we were made aware of was with Ag and Markets. They have expressed a very strong desire to eliminate the statewide data base for dog licensing in NY State. They want to delegate authority for dog licensing to each municipality. This is only in the proposal stages but according to the classes we attended with Ag and Markets this is a very good possibility. Our town will need to check this out and become involved with neighboring towns on the handling of this new responsibility if this should happen.

The Town Clerk's Office this year for the first time will be taking part in National Passport Day on March 27th. This is a Saturday and we will have special hours from 10:00 a.m. to 3:00 p.m. This is a yearly national passport acceptance outreach event that has been in place for the last five years in the USA. Our office was also, notified that passport fees are being increased substantially in the near future. No date for this change has been given yet. But, if you are in need of a

passport you might want to get one before rates go up. Any questions, please call the Town Clerk's Office at 518-674-2026 ext. 22.

The Town of Nassau's Supervisor has asked me to inform residents of a Public Hearing on Proposed Local Law No. I of 2010 which establishes a Town-wide moratorium on all commercial and industrial uses, operations and developments throughout the Town and major residential subdivisions is being held on March 18, 2010 at 6:00 pm at the Nassau Town Hall located at 29 Church Street, Nassau, New York. A copy of the proposed Local Law is available for review at the Town Hall and on the Town's website.

The week of April 5th we will be taking a class on Decals for hunting and fishing refresher course. A new law states that we must take this class every three year.

The 2010 Census questionnaires are being delivered to homes from March 15-17, 2010.

During the 2000 Census, 72% of households that received the form mailed it back.

Please take time and mail the census form back between March 15 and April 15, 2010.

The Census questionnaire is one of the shortest in history just 10 questions, that only take about 10 minutes to complete. By doing your part so that an accurate count of every person residing in Sand Lake, we can ensure that we receive our fare share of federal funding.

A 100% would let us get what we are entitled to!

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

·The February Round Table was cancelled due to Supervisor Round's being ill.

·The next Round Table will be Thursday, March 25, 2010 5PM – 7PM.

COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk’s Office.

BUILDING/ZONING – On file in the Town Clerk’s Office.

YOUTH – Barbara Glasser – On file in the Town Clerk’s Office.

ASSESSOR – Judith Goodyear

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

CULTURE AND ARTS - Christine Kronau - No Report.

PLANNING OVERSIGHT/LINKAGE STUDY – Christine Kronau – No Report.

YOUTH – Christine Kronau – No Report.

SENIORS/SENIOR VAN – Christine Kronau – No Report.

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

BEACH – No report.

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

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

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

COMMENTS FROM RESIDENTS:

Daniel Holser questioned Mark Kestner about necessity of Lease Agreement with Averill Park School District for water.

BUSINESS:

RESOLUTION # 70-10

Set Fees for Sand Lake Summer Day Camp

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Weekly Fee for the Sand Lake Summer Day Camp for 2010, inclusive of scheduled field trips expenses, be set as follows:

One week 9:00 am to 3:00 pm \$100 regular care

One week 7:00 AM to 6:00 pm \$130 for extended care

Multiple child discount – 10% for two or more children from same household.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 71-10

Authorization of Postage Meter Contract

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS the Town's lease on its current postage meter will expire on March 31, 2010.

WHEREAS Pitney Bowes DM 200 Series digital mailing system has been and is the most beneficial to the Town. Pitney Bowes will upgrade the current machine at no cost to the Town , now, therefore,

BE IT RESOLVED that the Town shall lease a postage meter for a period ending March 31, 2013.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 72-10

Appoint Cable TV Technician

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Kaitlyn Marie Leibach is appointed Cable TV Technician and compensated at the hourly rate of \$7.67 per hour as set forth in the 2010 Town Budget. This appointment should be retroactive to 02/17/2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #73-10

Authorization to Amend Procedural Rules

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, Policy B of Policy number TB-02-01 (Town Board Meetings) states that “pSand Lake Town Board will hold a Workshop Meeting on the fourth Wednesday of every month”; and

WHEREAS, Policy A of Policy number TB-02-02 (Town Board Agenda Items) states that “ámatters or items to be placed on the agenda for Town Board meetings shall be submitted to the Supervisors office to be placed on the Tentative Agenda by noon on the fourth Wednesday of every month”; and

WHEREAS, there are four months during the year in which there are five Wednesdays; and

WHEREAS, this creates a period of three weeks between the Workshop Meeting and the Town Board Meeting for those four months; and

WHEREAS, it was the original intent, and is the desire, to maintain a two-week interval between the Town Workshop meetings and the Town Board meetings; and

WHEREAS, Policy B of policy number TB-01-03 (Development and Revision of the Town of Sand Lake Policy and Procedure manual) provides for the revision of said policy’s and procedures as necessary; now therefore

BE IT RESOLVED, that Policy B of Policy number TB-02-01 (Town Board Meetings) and Policy A of Policy number TB-02-02 (Town Board Agenda Items) are hereby amended in pertinent part as follows:

Change the word fourth Wednesday of every month ”to the last Wednesday of every month; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to make the appropriate revisions to all authorized manuals.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #74-10

Authorization to Replace "Request Town Hall or Recreation Fields" Form

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, there is a need to revise the existing "REQUEST TOWN HALL OR RECREATION FIELDS" application form; and

WHEREAS, the existing application form requires a \$200.00 deposit for use of Butler Park and NO deposit for use of town hall facilities; and

WHEREAS, it has now become necessary to also require a \$100.00 Security Deposit for use of the Town Meeting Hall, and a \$50.00 deposit for use of the Town Hall Kitchen/Multi-Purpose Room; and

WHEREAS, it is administratively desirable to consolidate the applications into one single form; now therefore

BE IT RESOLVED, that use of the "Request for Town Hall or Recreation Fields" Form is hereby discontinued; and

BE IT FURTHER RESOLVED, that the "APPLICATION FOR USE OF TOWN FACILITIES" Form PF #1 is hereby approved for implementation; and

BE IT FURTHER RESOLVED, that Inspection Checklists be developed to document any damages, repairs, replacement, or cleanup necessary as a result of the applicants use of the property; and

BE IT FURTHER RESOLVED, that the Town Clerk will distribute the revisions to all authorized manuals.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #75-10

Authorize Application for Local Incentive Fund Grant for Highway Department

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has been notified that Assemblyman Tim Gordon has requested Local Initiative Funding be included in the 2010-2011 State Budget in the amount of \$7,987.00 for the Town Highway Department; and

WHEREAS, this funding is contingent upon its inclusion in a final adopted budget by the Governor and Legislature, and

WHEREAS, the Town of Sand Lake is desirous of filing an application which provides funding to cover costs for road repair, snow removal and/or the purchase of highway equipment; now therefore

BE IT RESOLVED, the Town Supervisor is authorized to submit an application related to the execution of all administrative processes related to the funding.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#76-10

Declare Scott Bendett a Volunteer

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Scott Bendett has been serving at the pleasure of the Town Board as a Zoning Board of Appeals member, and

WHEREAS, Mr. Bendett has expressed that he would like to donate his compensation back to the community, and

WHEREAS, the Town Board would like to thank Mr. Bendett for his generosity, now therefore

BE IT RESOLVED, Scott Bendett has been declared a volunteer for the Town of Sand Lake as a Zoning Board of Appeals member and has relinquished all benefits pertaining to Town employment.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 77-10

Establish Separate Account for Bicentennial Committee

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake makes provisions for the Bicentennial Committee and their efforts for Board Designated Bicentennial Committee Account the 2012 Town of Sand Lake Bicentennial celebration in it budget; and

WHEREAS, the Bicentennial Committee receives donations from residents through fund raising to be used for the purpose of planning and coordinating the Bicentennial Celebration; now therefore

BE IT RESOLVED, the Sand Lake Town Board hereby establishes a Board designated Bicentennial account in the amount of \$1,189.00; and

BE IT FURTHER RESOLVED, that all future donations and fundraising will be placed in said account and allowed to accumulate interest.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 78-10

Authorization for Town Clerk and Deputy Town Clerk to Attend the NYS

Town Clerk's Annual Training Conference

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Barbara A. Biittig, Town Clerk and Patricia A. Stevens, Deputy Town Clerk is hereby authorized to attend a conference scheduled for April 25, 2010 - April 28, 2010 in Saratoga Springs, New York held by the New York State Town Clerk's Association. All expenses shall be compensated by the town including registration, meals and travel, but excluding any expenses for overnight accommodations.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 79-10

Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has requested that the Commissioner of Public Works/Superintendent of Highways pay status be modified from an hourly employee to a salaried employee, and

WHEREAS, the request was made due to the fact that said Commissioner of Public Works/Superintendent of Highways is not part of the bargaining unit under the collective bargaining agreement and therefore is not entitled to the same hourly overtime accruals as the bargaining unit members, now therefore

BE IT RESOLVED, that the salary of Larry Browe, as Commissioner of Public Works/Superintendent of Highways for the Town of Sand Lake, be hereby modified from an hourly rate of \$26.16, to a salary of \$65,000 per year as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#80-10

Town to Sponsor Circle Theatre Event

Councilman Turner moved and Councilman Glasser seconded the following

resolution:

WHEREAS, the Town of Sand Lake is committed to providing art and cultural activities to the residents in our community; and

WHEREAS, the Town has allocated money in the 2010 Town budget to sponsor such activities and events,

BE IT RESOLVED, that the Town will sponsor the Squire Jacob Coffeehouse Concert Series for the 2010 Season, in the amount of \$1,000.00 and \$1,500.00 for Sundays at the Center programming.

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to expend from the Culture and Recreation Fund (A7110.4) up to a sum of \$2,500.00 for the Sand Lake Center for the Arts.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 81-10

Authorization to Declare Outdated VHS Tapes as Surplus and Obsolete

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, certain Town supplies have been determined to be surplus and of no value; now therefore

BE IT RESOLVED, that the following supplies shall be disposed of:

1. VHS Tape

ADOPTED = AYES 4 NAYS 0

RESOLUTION 82-10

Authorization for Partial closure of Capital Project (H016)

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Burden Lake Sewer Project (H016) has been substantially completed, and

WHEREAS, a portion of the funding that remains is not necessary to complete the project; now therefore

BE IT RESOLVED, that the amount of \$21,500 to be transferred to the Sewer Fund as a residual equity transfer.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # _____-10(Tabled for 60 days)

Set Public Hearing for Zoning Update

Councilman Glasser moved and Councilman Turner seconded the following resolution.
Councilman Splain moved and Councilman Glasser seconded to table the resolution for 60 days.

WHEREAS, the Town Board have received notice from the Zoning Update committee that they have a draft prepared of the Zoning Update changes that they feel is ready to be presented to the public;

WHEREAS, the Town Board is prepared to hear said proposal and allow public comment on the same; now be it

RESOLVED, that the Public Hearing for the Zoning Update is scheduled for the 14th day of April, 2010 at 7:30 P.M.; and

BE IT FURTHER RESOLVED, that notices be properly displayed prior to Public Hearing in addition to the Public Notice.

MOTION PASSED TO TABLE 60 DAYS = AYES 3 NAYS 1(Supervisor Rounds voted NAY)

RESOLUTION #83-10

Referral to Planning Board – Application of Mr. Donald Lobdell

To Place a Mobile Home in an RA-1 Zone

Councilman Glasser moved and Councilman Splain seconded the following resolution:

WHEREAS, the Supervisor received a request dated March 10, 2010 from Donald Lobdell, a resident to place a mobile home in a residential Agricultural Zone; and

WHEREAS, the application for a permit for placement of a mobile home in an RA-1 Zone requires that the Town Board refer the application to the Planning Board; now therefore

BE IT RESOLVED, that the application to place a mobile home at 6 Bauer Road, is referred to the Planning Board for review.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #84-10

March Transfers, and Amendments

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010 Budget.

BUDGET TRANSFERS				
FROM	TO	AMOUNT	REASON	
A 1990.4	A 7989.4	\$ 1670.00	Bi Centennial	
Committee Transfer				
Contingency	Culture & Recreation			
	Cont			
SS 9730.7	SS9730.6	\$11,000.00	Payment of EFC	
BAN Interest	BAN Principal		Ban principal	

BUDGET AMENDMENT

WHEREAS, the Town of Sand Lake wishes to establish the account code A3650.1 Demo of Unsafe Building Personnel and A3650.4 Demo of Unsafe Building Contractual for the purpose of removing a portion of the old Town Garage located on Eastern Union Turnpike; now therefore

BE IT RESOLVED, the following budget amendment be made to the 2010 Budget and the following transfer be made to supplement the account code A3650 Demo of Unsafe Building Personnel totaling \$20,000.

Increase A3650.1 Demo Unsafe Building Personnel \$10,000 Decrease A1910.4

Unallocated Insurance \$10,000

Increase A3650.4 Demo Unsafe Building Contractual \$10,000 Decrease A9060.8

Health Insurance \$10,000

Increase appropriation A1460.2 Records Management Equipment for the purchase of a computer in the amount of \$1,163.24 by appropriating the Technology Account A883 in the amount of \$1,163.24.

Increase appropriation SS 9730.6 Bond Anticipation Note Principal in the amount of \$21,500.00 and increase SS 5031.9999 Transfers In in the amount of \$21,500.00.

Increase appropriation SS 9730.6 Bond Anticipation Note Principal in the amount of \$18,000.00 and decrease Reserve for Debt SS 884 in the amount of \$18,000.00.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS – None at this time.

ABSENT: Councilwoman Kronau

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Bill Glasser, Brian Hunt, Bobby Busta, Gary Charlton, Russ Bennett, John “* ”McEvelly, D. Nirenburg and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

REPORT: Elan Planning & Design, Inc

18 Division Street, Room 304

Saratoga Springs, NY 12866

COMMENTS FROM RESIDENTS: None at this time.

BUSINESS:

RESOLUTION# 85-10

Set Public Hearing for Zoning Update

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board have received notice from the Zoning Update committee that they have a draft prepared of the Zoning Update changes that they feel is ready to be presented to the public;

WHEREAS, the Town Board is prepared to hear said proposal and allow public comment on the same; now be it

RESOLVED, that the Public Hearing for the Zoning Update is scheduled for the 14th day of April, 2010 at 7:30 P.M.; and

BE IT FURTHER RESOLVED, that notices be properly displayed prior to Public Hearing in addition to the Public Notice.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS – None at this time.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 6:15 P.M.

This was seconded by Councilman Glasser.

The Town of Sand Lake Town Board Reconvened at 6:45 P.M. to discuss:

RESOLUTION#86-10

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

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, the Supervisor received a request from New York State Electric and Gas asking for the ability to house their vehicles at the Town Garage on Springer Road in the Town of Sand Lake; and

WHEREAS, New York State Electric and Gas is willing to provide compensation to the Town for the use of the space in the Town Garage for undisclosed amount.

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

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

WHEREAS, the Town Board wishes to authorize the Supervisor with the ability to continue negotiations with NYSEG and to sign a lease agreement if and when said agreement is presented to the Town so long as the said agreement is approved by the Town Attorney, Donna Cole Paul, prior to Supervisor's signature of the same; now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to continue negotiations with NYSEG for the purpose of leasing space in Town Garage to house their vehicles once the lease is presented and approved by the Town Attorney, Donna Cole Paul.

ADOPTED = AYES 4 NAYS 0

ADJOURNMENT

Supervisor Rounds made a motion to adjourn the meeting at 6:50 P.M. This was seconded by Councilman Splain.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

APRIL 14, 2010

The monthly meeting of the Sand Lake Town Board was held on April 14, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

ABSENT:	Councilman Turner
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RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Russell Bennett, Mark Cioffi, John McEvelly, William Glasser, Robert Mitchell, Larry Rosenmann, Kathy Allard, Beth Cioffi, Brian Hunt, Ed Patanian, Fred Erickson, Virginia Erickson, Michael Richardson, Monica Ryan, Diane Fazioli, Barbara Lawrence, Amy Ferguson, Diane Peverly, Flora Fasoldt, Andrew Gilchrist, Elizabeth Foley and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PUBLIC HEARING: Proposed New Zoning Code Update

Supervisor Rounds opened the Public Hearing at 7:30 P.M.

Clerk Read: PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York, will hold a public hearing on Wednesday, April 14, 2010, at 7:30 P.M. at the Sand

Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to hear public comment on the revised Draft Sand Lake Zoning Code. Based on comments from the

December 9 public hearing, several substantive changes have been made to the draft. A copy of the proposed amendment may be obtained from the Town Clerk.

COMMENTS:

- Bob Mitchell, 126 Glass Lake Road, Averill Park, New York 12018
- Mike Richardson, 1 Autumn Lane, West Sand Lake, New York 12196
- Andrew Gilchrist, Representative for Troy Sand & Gravel/Bonded Concrete
- Brian Hunt (Buster), 108 Springer Road, West Sand Lake, New York 12196

·Elizabeth Foley, Springer Road, West Sand Lake, New York 12196

Supervisor Rounds stated that he would not be closing the Public Hearing but was leaving it open until the next Board Meeting on May 12 for further discussion.

MOTION CARRIED = UNANIMOUS

APPROVAL OF MINUTES: March 10, 2010 & March 18, 2010

Supervisor Rounds made the motion to approve the minutes of March 10, 2010 & March 18, 2010. This was seconded by Councilman Glasser.

MOTION CARRIED = 3 AYES, 1 ABSTENTIA, NAY 0 (Councilwoman Kronau abstained because she was absent for the meetings)

MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

·Money paid to Supervisor \$5,763.15

·Money paid to County Treasurer for Dog Licenses \$85.25

·Money paid to New York State Ag & Markets for spay/neuter program \$33.00

·Money paid to State Health Dept. for Marriage Licenses \$67.50

·Money paid to the Dept of Environmental Conservation (Fishing /Hunting) \$354.32

On Saturday, March 27th the Town Clerk's Office held a Passport Fair. We joined the Department of State in celebrating Passport Day in the U.S. 2010. This was an acceptance and outreach event held each year. We were open extended hours from 9-3 that day. This was an extremely busy day for us. It was the largest money day ever resulting from services offered in the Town Clerks office. On this day we created revenue for the Town, over \$700. Town residents were extremely pleased with this new service and we expect to join in this event next year. This is a reminder that passport fees will be going up. We have not been notified yet as to when this will occur.

We have been notified that Young's Pharmacy and General Store is renewing their liquor license.

I attended a mandatory workshop on Decals in Saratoga on April 5th. This class is now required every three year.

We have been informed that anyone that is fishing in the Hudson River will need a Marine License at a cost of \$10 along with a regular fishing license.

On April 15th we will be attending a workshop on General Code re: the Laserfiche.

On March 30th we attended a Coalition Meeting for Community Awareness on the increasing epidemic of our youth's involvement with drugs and alcohol. The Town Clerk's office will be joining this group of community residents, parents and medical professionals that have come together to help inform everyone in our district of this very important issue. An information night will be held at the Averill Park High School on Wednesday, April 28th, 2010 at 7:00 pm. Babysitting and refreshments will be available.

We have been notified of the possibility of the governor's legislation plan to eliminate the Dept of Agriculture and Markets' role in dog licensing. This would create the burden of Dog Licensing on the localities to maintain over 900 different data management and license renewal systems. Requiring us to separately design, purchase and produce dog tags. His proposed system would result in higher costs. You can get information on this proposed change in the Town Clerk's office.

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

·The next Round Table will be Thursday, April 29, 2010, 5PM – 7PM.

COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk’s Office.

YOUTH – Barbara Glasser – none this month

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

BEACH – John Glasser - No report.

LIBRARY – Ray Turner - No report.

AMBULANCE/PUBLIC SAFETY – Ray Turner - No report

ZONING UPDATE – Ray Turner - No report.

RESOLUTION # 87-10

Renewal of Rensselaer County Sewer Agreement

Councilman Glasser moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town Board of the Town of Sand Lake is the governing body of Sand Lake Sewer District # 1 and Sand Lake Sewer District # 2, and

WHEREAS, the Town Board of Sand Lake adopted Local Law No. 1 of the year 1996, pertaining to semi-annual billing of sewer rents wherein 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; and

WHEREAS, in 2007 the Town entered into a 4 year agreement with the County of Rensselaer to produce a joint sewer rent bill. Over the past 4 years the process has run smoothly and simplified sewer rent payments for Sand Lake Residents. The agreement has now run its term and, if the joint billing system is to continue, it must be renewed; now therefore,

BE IT RESOLVED, that the Supervisor is hereby authorized and directed to enter into a 4 year renewal agreement with the County of Rensselaer whereby the County will continue to provide sewer rent billing services to the Sand Lake Sewer District # 1, and will provide such services for Sand Lake Sewer District # 2, for the fees set forth therein commencing with the July, 2010 billing and ending with the July 2014 billing. Said agreement to be first approved by the Town Attorney, Donna Cole Paul, Esq., as Counsel to the Sand Lake Sewer District # 1 and # 2.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 88-10

Reappointment to the Board of Assessment Review

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Sharon Benson is appointed to the Board of Assessment Review for a term ending 2015.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 89-10

Appliance Day for Town Residents on May 15th

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to hold on May 15, 2010, an Appliance disposal day which is a service for Town Residents to bring appliances, electronics, and metal products including propane tanks at no cost with the exception of TV's \$50.00, Computer Monitors \$25.00, and Rearview Projectors \$75.00.

WHEREAS, due to the fact that the Town can no longer dispose of tires free of charge, the Town will be accepting tires at a cost of \$2.00 for car, \$5.00 for truck, and \$30.00 for heavy equipment per tire to dispose of the same; and

WHEREAS, the residents of the Town who wish to participate must obtain a permit by bringing in a proof of residency to the Town Clerk prior to May 10th; and

WHEREAS, the residents may bring brush to the D.P.W. on May 15th and take advantage of the crew being on site that day giving them the opportunity of a Saturday drop off; and

WHEREAS, residents should bring Appliances, Metal products and propane tanks to the D.P.W. Building located on Springer Road ; Tires, TV's and Computer Monitors should go to the Transfer Station located on Chamberlin Hill Road ; now, therefore,

BE IT RESOLVED, that May 15, 2010 from the hours of 7:00 am to 3:00 pm will be the date set and times for the Appliance, and Tire Day for the Town of Sand Lake, and

BE IT FURTHER RESOLVED, that the Town Clerk shall place an advertisement in the Advertiser for a period of three weeks prior to May 15th notifying residents of the Town of this service.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 90-10

Approval of Assessor to Attend Conference at Cornell

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Assessor for the Town of Sand Lake has requested to attend a seminar at Cornell entitled " qData Extraction – Reports and Valuation "to be held on July 12 – 15, 2010 as part of her required training for the position and has requested that the Town provide payment for tuition, meals and mileage for her attendance; now therefore

BE IT RESOLVED, that the Assessor attend Cornell Seminar on Appraising Application "RPSV4 Data Extraction- Reports and Valuation "to be held July 12-15, 2010 in Ithaca. The cost to attend is \$380.00 for tuition, \$95.95 per night, \$176.00 for meals, and \$180.00 for mileage.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 91-10

Approval for Planning Board and Zoning Board Members to attend Capital District Regional Planning Commission

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, certain members of the Planning Board and Zoning Board have requested to attend the Capital District Regional Planning Commission on Local Government , Planning and Zoning workshop ; and

WHEREAS, the Town Board wishes to send these individuals to said training to assist them in their board positions; now therefore

BE IT RESOLVED, that the following individuals are hereby granted permission to attend said conference and be reimbursed for the cost of training, meals and mileage per person in the amount of \$ 240.00:

1. Patrice Sweet
2. Justin Schultz
3. Dominick Bates
4. Gary Charlton
5. Arthur E. Herman Jr.
6. Ralph LaMontagna
7. Robert Bentz

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 91-10

Approval for Planning Board and Zoning Board Members to attend Capital District Regional Planning Commission

Councilwoman Kronau moved and Councilman Glasser seconded to amend Resolution #91-10 to read:

WHEREAS, certain members of the Planning Board and Zoning Board have requested to attend the Capital District Regional Planning Commission on Local Government , Planning and Zoning workshop ; and

WHEREAS, the Town Board wishes to send these individuals to said training to assist them in their board positions; now therefore

BE IT RESOLVED, that the following individuals are hereby granted permission to attend said conference and be reimbursed for the cost of training, meals for each person in the amount of \$30 plus reimbursement for mileage.

1. Patrice Sweet
2. Justin Schultz
3. Dominick Bates
4. Gary Charlton
5. Arthur E. Herman Jr.
6. Ralph LaMontagna
7. Robert Bentz
8. Michael Groff

ADOPTED = AYES 4 NAYS 0

RESOLUTION #92-10

Allow Alcoholic Beverages at Butler Park Event

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, Sand Lake Kiwanis is hosting the Governor's Visit at Butler Park in Averill Park, on June 5, 2010

~~~~~

WHEREAS, the Club is requesting that the Town of Sand Lake allow alcoholic beverages on the premises during the event.

~~~~~

BE IT RESOLVED, that the Sand Lake Kiwanis be permitted to have alcoholic beverages at Butler Park for their event in accordance with provisions of ~ §s-7 of Sand Lake Code and upon condition that appropriate insurance coverage is proved satisfactory to the Town Board and the Town Attorney.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 93-10

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

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

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

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

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

BE IT RESOLVED, that Uncle Marty's be permitted to dispense alcoholic beverages at Butler Park for the Kiwanis Summer Fest on July 2, 2010 through July 4, 2010 in accordance with provisions of §s-7 of Sand Lake Code and upon condition that appropriate permits are obtained from the State Liquor Authority and insurance coverage is proved satisfactory to the Town Board and the Town Attorney.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 94-10

Approval for Comptroller to attend Association of Towns Conference

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Sand Lake Comptroller has requested to attend the Association of Towns Conference on May 12 – 14, 2010 in furtherance of her training and position as Comptroller for the Town of Sand Lake; and

WHEREAS, the Town Board desires to allow her to participate in said training and further wishes to provide payment for registration which is \$200 (which includes meals) and provide to her reimbursement for mileage, now therefore

BE IT RESOLVED, that the Comptroller, Melissa Elacqua, is hereby authorized to attend the Association of Towns Training for Town Comptrollers at the Gideon Putnam on May 12 – 14, 2010 in Saratoga Springs.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 95-10

Contract with Steele Engineering for Roof Repair

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Hall for the Town of Sand Lake is in need of repair to its roof; and

WHEREAS, the Town Board wishes to contract with a structural engineer to provide plans for the necessary repairs which need to be made to said roof; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized by the Town Board to contract with Steele Engineering to provide said engineering plans and designs in order to facilitate the required repairs to the roof for the Town Office Building.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 96-10

Approval of Bicentennial Committee Link to Town Web Site

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake Bicentennial Committee wishes to have a link to their website placed on the Town of Sand Lake website and have requested the same at a workshop of the Town Board in March, 2010, now therefore

BE IT RESOLVED, that the Webmaster for the Town of Sand Lake is hereby authorized by the Town Board to place said link on the web page for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 97-10

Renewal of Sand Lake Ambulance Agreement

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

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

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

WHEREAS, a proposed contract to continue these services has been presented to the Town Supervisor and has been reviewed by the Town Attorney;

NOW THEREFORE BE IT RESOLVED, that the Supervisor Burton Rounds, is hereby authorized to contract with the Sand Lake Ambulance Company on behalf of the Town to continue to provide these services once said contract has been reviewed by the Town Attorney and approved.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #98-10

BAR Secretary Appointment

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

~~~~~

~~~~~ WHEREAS, the Board of Assessment review is in need of the appointment of a Secretary for the 2010 Session; and

~~~~~ WHEREAS, that Secretary is appointed by the Town Board on recommendation of the Board of Assessment review and paid the sum not to exceed \$335.00 per year to be paid subsequent to the two meetings held per year with 2/3rd of said amount being paid after the completion of the May 2010 meeting and the remaining 1/3rd to be paid after the October meeting; now therefore

~~~~~ BE IT FURTHER RESOLVED, that Shirley A. Neiss is appointed secretary to the Board of Assessment Review to act in that capacity for the May 2010 Session.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #98-10

BAR Secretary Appointment

Councilwoman Kronau moved and Councilman Glasser seconded to amend Resolution #98-10 to read:

~~~~~

~~~~~ WHEREAS, the Board of Assessment review is in need of the appointment of a Secretary for the 2010 Session; and

~~~~~ WHEREAS, that Secretary is appointed by the Town Board on recommendation of the Board of Assessment review and paid the sum as stated in the 2010 Budget to be paid subsequent to the

two meetings held per year with 2/3rd of said amount being paid after the completion of the May 2010 meeting and the remaining 1/3rd to be paid after the October meeting; now therefore

~~~~~ BE IT FURTHER RESOLVED, that Shirley A. Neiss is appointed secretary to the Board of Assessment Review to act in that capacity for the May 2010 Session.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #99-10

April Transfers, Amendments and Fund Transfers

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010 Budget:

Budget Transfer/Amendments

April 14, 2010

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|----------|----------|------------|--------|
| A 3650.1 | A 5182.1 | \$ 2000.00 | |

Demo Bldg. Personnel Street Lighting Personnel

| | | |
|----------|----------|------------|
| A 3650.4 | A 5182.1 | \$ 2000.00 |
|----------|----------|------------|

Demo Bldg. Contractual Street Lighting Personnel

| | | |
|------------|------------|-----------|
| SS2 8120.4 | SS2 8110.4 | \$ 603.00 |
|------------|------------|-----------|

| | | |
|--------------|---------------|--|
| BAN Interest | BAN Principal | |
|--------------|---------------|--|

Budget Amendment

Increase appropriation A 1010.4 Town Board contractual in the amount of \$400.10 to be funded by appropriating the Planning Board Designated account A 882 in the amount of \$400.10.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #100-10

Award of Bid for Western Side of Burden Lake Sewer Project

Councilman Glaser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has advertised for submissions of bids for construction and materials for the Western Side of the Burden Lake Sewer project, and

WHEREAS, those Bids were received and reviewed by the Town Engineer, Kestner Engineer's and

WHEREAS, after the specifications and qualifications of the bidders have been reviewed as well as the costs provided for the project the Town wishes to award the bid, now therefore

BE IT RESOLVED, that Drilling Technologies, Inc, is the successful bidder for a cost of \$284,853.60 and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 101-10

Award of Bid for Maintenance Equipment for Sewers

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Highway department has requested the purchase of sewer maintenance equipment which is necessary to repair the town's sewer system in the event of a malfunction, and

WHEREAS, the purchase of the equipment will benefit the Town residents and will make the Town Sewer department more efficient and effective in their repairs, and

WHEREAS, the Town published a request for bid for the equipment cost and those bids having been received by Kestner Engineering, the Town Engineer, and reviewed by the same, the Town now wishes to award that bid, and

WHEREAS, the award of this bid is contingent upon the company named herein successful demonstration of the equipment to the Town as approved by Supervisor Rounds and Deputy Commissioner of Sewers, Ray Hernick, now therefore

BE IT RESOLVED, that Rexford Albany Municipal Supply Co, Inc, (RAMSCO, Inc.) for a cost of \$13,097.80 is the successful bidder and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so, after satisfaction of the demonstration as stated above.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #101-10

Award of Bid for Maintenance Equipment for Sewers

Supervisor Rounds moved and Councilman Glasser seconded to amend Resolution #101-10 to read:

WHEREAS, the Town Sewer department has requested the purchase of sewer maintenance equipment which is necessary to repair the town's sewer system in the event of a malfunction, and

WHEREAS, the purchase of the equipment will benefit the Town residents and will make

the Town Sewer department more efficient and effective in their repairs, and

WHEREAS, the Town published a request for bid for the equipment cost and those bids having been received by Kestner Engineering, the Town Engineer, and reviewed by the same, the Town now wishes to award that bid, and

WHEREAS, the award of this bid is contingent upon the company named herein successful demonstration of the equipment to the Town as approved by Supervisor Rounds and Deputy Commissioner of Sewers, Ray Hernick, now therefore

BE IT RESOLVED, that Rexford Albany Municipal Supply Co, Inc, (RAMSCO, Inc.) for a cost of \$13,097.80 is the successful bidder and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so, after satisfaction of the demonstration as stated above.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS

Russ Bennett commented that the documentary record would not be clear, that the board should vote on the resolution as is, then vote to amend.

Council women Kronau made a comment about following Procedural Rules and having the packets as in the rules in mailboxes on the Saturday before the meetings.

ADJOURNEMNT

Supervisor Rounds made the motion to adjourn the meeting at 9:20 P.M. This was

seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

MAY 12, 2010

The monthly meeting of the Sand Lake Town Board was held on May 12, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Sharon Lawrence, Greg Buell, Ed Patanian, Chris Juneau, Natalie Gecewicz, Jim McPartlin, Jim Moore, Louise Moore, Lynn Gustafson, H. Peter Gustafson, Kate Hubbs, Ira Salkin, James Litrell, Karen Balter, Keith Bergmann, Cindy La Fleur, Justin Schultz, Prentiss Carnell, Pat Ryan, Tom Ryan, Bill Glasser, Jo Moccia, Clyde Heffner, Tom Carroll, Carol Reppard, Jayne Hunt, Rich Hunt, John Mac McEvilly, Joe Phillips, Christy Carton, Russell Bennett, Jim Gifford, Lee Smith, Ken Schulz, Carol Karpier, Ron Karpier, Tom Hatcher, Dan Lesson, Tim Dagner, Wayne Peplowski, Lori Riley, Larie Schulz, Ken Schulz, Jan Hunt, Jeff Goff, Anne Goff, Fred Erickson, Tom Hale, Rick Jannello, Ken Gnirke, Sandy Gnirke, D. Coffey, Patrice Sweet, Flora Fasoldt and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

RESOLUTION#102-10

Recognition of Averill Park Girls Basketball Team

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, ~on March 27, 2010 the Averill Park Girls Varsity Basketball Team~ became the New York State Federation Basketball Tournament Champions over St. Anthony of Long Island winning 60 – 48 crowning them the New York State Federation Champions; and

WHEREAS, the Averill Park Girls Varsity Basketball Team on March 20, 2010 won (53-46) over Lakeland High School to be named the New York State Public High School Athletic Association Champions; and

WHEREAS, on March 6, 2010, the Averill Park Girls Varsity Basketball Team became the Section II, Suburban Council Champions over Holy Names winning (55-36); and

WHEREAS, the Averill Park Girls Varsity Basketball Team had an overall record of 26 wins and 1 loss; and

WHEREAS, the Town Board for the Town of Sand Lake wishes to acknowledge the accomplishments and achievements of the team, and

WHEREAS, through the tremendous efforts and great accomplishments of the team members:~ Michela Ottati; Lauren Nunziato; Amanda Fitzgerald; Brittany O'Shea; Katie Duma; Alise Weisberg; Katie Hawes; Alison Nunziato; Brooke O'Shea; Molly Streb; Bridget Carney and Amber Dushensky, and through the guidance and superb coaching of Head Coach Sean Organ and Assistant coaches Mike Cavotta, Vince Gaetani, Scott Keegan, and Derek Minkler, Trainer, Meg Gosh, Managers Andrea Kronau, Emily Horton and Athletic Director June MacGilfrey the title of State Champions was achieved; and

WHEREAS, this outstanding team deserves the congratulations of each and every resident of the Averill Park School District which encompasses the Town of Sand Lake, now therefore

BE IT RESOLVED, that this Board wishes to extend its congratulations to each and every member of the exceptional Averill Park Girls Varsity Basketball Team, including its coaches and staff; and further

BE IT RESOLVED, that the Town will erect a sign in honor of the teams commitment and accomplishments of excellence in High School sports and wishes to present each member of the team with a certificate of accomplishment from the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds presented a certificate of accomplishment on behalf of the town signed by all the town board members to the Averill Park Girls Varsity Basketball Team and coaches. A small reception of punch and cookies to follow.

PUBLIC HEARING: Proposed New Zoning Code Update

Supervisor Rounds opened the Public Hearing at 7:50 P.M.

COMMENTS:

- Christy Carton, 11 Pond Hollow Road, Averill Park, New York 12018 (On behalf of Barbara Martinage)
- Tom Hatcher, 38 Summit Drive, Averill Park, New York 12018 (Provided Petition with over 70 signatures)
- Tom Carroll, 144 Thais Road, Averill Park, New York 12018
- Greg Buell, PO Box 640, Averill Park, New York 12018 (Jeff's Pizza)
- Flora Fasoldt, 5 Hemlock Circle, Averill Park, New York 12018
- Jim McPartlin, 294 Springer Road, West Sand Lake, New York 12196
- Ann Biittig, 46 Sand Lake Springs Way, West Sand Lake, New York 12196
- Ken Schultz, 154 Thais Road, Averill Park, New York 12018
- Jan Hunt, 9 Old South Road, West Sand Lake, New York 12196
- Tom Ryan, 36 Oriole Avenue, West Sand Lake, New York 12196

- Jim Werk, 39 Summit Drive, Averill Park, New York 12018
- Richard Lasser, 15 Pond Hollow Road, Averill Park, New York 12018
- Steve Betts, 201 Pond Hollow Road, Averill Park, New York 12018
- Stuart Balter, 26 Autumn Lane, West Sand Lake, New York 12196
- Lynn Gustafson, 42 Summit Drive, Averill Park, New York 12018
- Ron Karpfen, 139 Algonquin Road, West Sand Lake, New York 12196
- Jan Hunt, 64 Springer Road, West Sand Lake, New York 12196
- Jude Clementi, Troy Sand & Gravel

·Brian Hunt, 97 Springer Road, West Sand Lake, New York 12196

·Pat Ryan, 36 Oriole Avenue, West Sand Lake, New York 12196

Supervisor Rounds stated that he would not be closing the Public Hearing, but was leaving it open until the next meeting of May 26, 2010 for further discussion.

Supervisor Rounds called a ten minute recess at 9:55 P.M.

Meeting reconvened at 10:05 P.M.

APPROVAL OF MINUTES: April 14, 2010

Supervisor Round made the motion to approve the minutes. This was seconded by Councilman Turner.

MOTION CARRIED = 5 AYES 0 NAYS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

·Money paid to Supervisor \$27, 358.26

·Money paid to County Treasurer for Dog Licenses \$117.75

·Money paid to New York State Ag & Markets for spay/neuter program \$33.00

·Money paid to State Health Dept. for Marriage Licenses \$67.50

·Money paid to the Dept. of Environmental Conservation (Fishing/Hunting) \$938.24

We have been notified that The Arlington House of West Sand Lake is renewing their liquor license.

On April 25th - April 28th my Deputy Patricia Stevens and I attended the Town Clerk's

Conference in Saratoga. We attended classes dealing with several new regulations that will be effecting the Town Clerks Office. I attended the notary class given on Sunday. I am pleased to report that I passed the notary test and am waiting for all my official papers so that I may begin my notary duties.

We attended classes and the update of the governor's legislation plan to eliminate the Dept. of Agriculture and Markets' role in dog licensing. We were notified that as of January 1, 2011 this data base will not be accessible to towns. This would create the burden of Dog Licensing on the

localities to maintain over 900 different data management and license renewal systems. Requiring us to separately design, purchase and produce dog tags. His proposed system would result in higher costs to dog owners. Several Towns were represented and spoke on their negative feelings regarding this change. You can get information on this proposed change in the Town Clerk's office.

A special thank you to all departments for their help in getting information to Supervisor Rounds, Town Attorney, Donna Cole-Paul and myself so that the Town Board was able to get folders before Sat. 12:00 Noon as stated in the Procedural Rules.

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

·The next Round Table will be Thursday, May 27, 2010, 5 PM – 7 PM.

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – none this month

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

RESOLUTION#103-10

New Procedures for Convenience Facility & Adoption fee schedule

Councilman Glasser moved and Councilman Turner seconded the following
resolution:

WHEREAS, the Convenience Facility Fees and Procedures have not been updated for some time;
and

WHEREAS, the Town Board wishes to update both the fee schedule and the procedure for residents to purchase bags and also wishes to adopt a punch card system for drop of materials which are not contained in a town bag; and

WHEREAS, the Town Board wishes to make these changes effective July 1, 2010, now therefore

BE IT RESOLVED, that the Fee Schedule for items of garbage and other debris brought in by Town Residents to the Convenience Facility for disposal is amended and is effective as of July 1, 2010 in accordance with the attached fee schedule; and further

BE IT RESOLVED, that Town Residents will be required to purchase town issued garbage bags and those bags will only be sold at the Town Clerk's Office during normal business hours; and further

BE IT RESOLVED, that effective July 1, 2010, the Town will issue to residents of the Town upon proof of residency within the Town, a punch card which can be used to drop off items at the convenience facility which are not in garbage bags, such items include but are not limited to appliances, electronics, construction debris, etc, and are listed on the attached schedule; and further

BE IT RESOLVED, that as of July 1, 2010, the Convenience Facility personnel shall no longer accept monies at the facility for the disposal of garbage and debris at the facility.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# _____ TABLED

Adoption of Workplace Violence Policy

Councilman Splain moved and Councilman Turner seconded the following resolution to be tabled.

WHEREAS, the Town Board wishes to adopt a Workplace Violence Policy pursuant to the New York State Labor Law requirements, and

WHEREAS, the Town will train its employees on Workplace Violence in order to prevent such problems from arising, now therefore

BE IT RESOLVED, that the Town Board wishes to adopt the attached Workplace Violence Policy and will implement the same through training of all Town Employees, Elected Officials and Appointed individuals.

VOTES TO TABLE – 5 AYES 0 NAYS

RESOLUTION#104-10

Approval to Add Rider for Equipment Leasing to Insurance

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake in the past has rented/leased equipment from various contractors, and

WHEREAS, an insurance rider could be added to the Town of Sand Lake's existing insurance with a maximum coverage of \$250,000 at an annual premium of \$250.00, now therefore

BE IT RESOLVED, that the insurance rider for equipment rental/leasing be added to the Town of Sand Lake insurance at an annual premium of \$250.00.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#105-10

Securing Credit Card for Town Use

Councilman Splain moved and Councilman Glasser seconded to amend Resolution #105-10 to read:

WHEREAS, the Town has found that many vendors will only accept a payment of a credit card for purchases for items of supplies or other purchases unless made by credit card's and1

WHEREAS, the purchases of the Town would be protected by the credit card company for any losses incurred; now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to secure a credit card for Town purchases when a purchase order/voucher is not allowed and said credit card will be kept in the custody of and shall be the responsibility of the Comptroller.2

ADOPTED = AYES 5 NAYS 0

RESOLUTION#106-10

Securing Robert Martin by Highway for Part-time Work for 2010 Summer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Department of Public Works is in need of additional help for the summer to assist with road work and the maintenance of the park and beach; and

WHEREAS, said position shall not exceed more than three (3) days a week or more than 25 hours and shall receive no benefit from the town in regard to items such as, but not limited to, time accruals or retirement benefits; and

WHEREAS, the Commissioner of Public Works has recommended the hiring of Robert Martin as a temporary part-time position at a rate of \$10.00 per hour; now therefore

BE IT RESOLVED, that the Commissioner of Public Works, Larry Browe, has designated the hiring of Robert Martin for the summer as temporary part-time of 2010 at the rate of \$10.00 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#107-10

Approval of Contract for AIS System

Councilwoman Kronau moved and Supervisor Rounds seconded to amend Resolution #107-10 to read:

WHEREAS, the Town of Sand Lake Assessor's Office provides the Assessment Information System (AIS) for Town Residents in order to allow residents the opportunity to review and compare assessment information for their homes, and

WHEREAS, the use of said system is a cost to the town that the Town Board wishes to continue to provide free to its residents; now therefore

BE IT RESOLVED, the Town of Sand Lake wishes³ to contract with Rensselaer County for the purpose of a license agreement to update the Assessment Information System (AIS) for a term of one year at a cost of \$122.10.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#108-10A

Approval of Contract for Sewer Hook-up for Tom Ryan

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #108-10 to read:

WHEREAS, Tom Ryan, a Town of Sand Lake Resident has requested permission to hook into the Town of Sand Lake Sewer on or along 2nd Dyke Road parcel# 170.01-2-29.224; and

WHEREAS, the Town has met with Mr. Ryan at a workshop meeting and has agreed to contract with him for the purpose of allowing him to hook into said system with the understanding that when the Town creates Sewer District #3, that he will become part of said District, now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign on behalf of the Town of Sand Lake a sewer agreement with Tom Ryan as drafted and approved by the Town Attorney.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#109-10

Approval of Agenda Items for Town Board Meeting

Councilman Glasser moved and Councilman Splain seconded to amend Resolution #109-10 to read:

WHEREAS, the Town Board has discussed at a Workshop the need to review the Agenda of the Town Board Meetings at the beginning of the Business section of said Town Board Meetings, and

WHEREAS, in an effort to make said meeting run smoothly and efficiently, the Town Board⁵ wishes to adopt a procedure whereby said Agenda will be reviewed and approved, which will allow for items to be removed or added to the Agenda prior to the commencement of the meeting on consent of the Town Board Members; now therefore

BE IT RESOLVED, that the beginning of the Business Section of the Town Board meeting, the Agenda for said meeting shall be reviewed and approved by all members of the Town Board prior to proceeding with the meeting, and further

BE IT RESOLVED, that any items which the Town Board wishes to add, remove or amend shall be done at that time only which shall eliminate⁶ the need to add items during the business section of the meeting.

ADOPTED = AYES 4 NAYS 1 (Councilwoman Kronau voted Nay)

RESOLUTION#110-10

Adoption of Job Description for Commissioner of Public Works/Highway Superintendent

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution and accept job description #1.

WHEREAS, the Town Board wishes to adopt a job description for the Highway Superintendent/Commissioner of Public Works, and

WHEREAS, the purpose of said job description is to assist the Town Board in understanding the role of said position within the highway department, now therefore

BE IT RESOLVED, that the attached job description is and shall be adopted by the Town Board for the position of Highway Superintendent/Commissioner of Public Works.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#111-10

Acceptance of Van from Family of Frank Allen

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the family of Frank Allen wishes to donate his wheelchair accessible van to the Town of Sand Lake for use by wheelchair bound individuals, and

WHEREAS, the Town Highway Department has taken the opportunity to review the van's equipment and believes it to be safe and satisfactory for use by the residents, now therefore

BE IT RESOLVED, that the Town Board hereby accepts the donation of the van from the Family of Frank Allen and thanks his family for such a wonderful donation.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#112-10

Approval of Attendance for Webmaster On-line Training

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Webmaster, Barbara Glasser, has requested to take an on-line AB Technology Class to further assist her with the updating and continuous evolution of the Town's website; and

WHEREAS, said training shall commence on May 19, 2010 at a cost of \$65.00, now therefore

BE IT RESOLVED, that the Town Board hereby approves said training and shall provide payment for the cost of said training which is \$65.00.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1(Councilman Glasser abstained)

RESOLUTION#113-10

Create Capital Project for Linkage Study

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has accepted funding for the Sand Lake Hamlet Linkage Study through the Capital District Transportation Committee's Community and Transportation Linkage Planning Program; and

WHEREAS, the Town is required to subsidize the program with \$13,750.00 of Town funds; now therefore

BE IT RESOLVED, the Capital Project H008 is established for the purpose of funding the Linkage Study and will be funded by a transfer from the General Fund.

H008 – Linkage Study

| Increase | | | | Increase | | | |
|---------------|-----|--------------------------------|-------------|---------------------|-----|-----------|-------------|
| Appropriation | | Linkage Study – Transportation | | Revenue Transfer In | | | |
| H008 | 522 | 5989.4 | \$13,750.00 | H008 | 980 | 5031.9999 | \$13,750.00 |

A - General Fund

| Increase | | Transfer to Capital | | Decrease – General Fund Balance | | |
|----------|-----|---------------------|-------------|---------------------------------|-----|-------------|
| A | 522 | 9950.9000 | \$13,750.00 | A | 599 | \$13,750.00 |

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

RESOLUTION#114-10

Approval of Scrap Contract for Town

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, SIMS Metal Management requires the acceptance of a Scrap Agreement for the disposal of all scrap metal at their location and the Town wishes to contract with them for the purpose of scrap removal; now therefore

BE IT RESOLVED, the Supervisor is authorized to sign said Scrap Acceptance Agreement with SIMS Metal Management.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#115-107

Rejection of Bids for Sewer Equipment Purchase

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #115-10 to read:

WHEREAS, the Town Board has been informed by the Sewer Department that they have attempted on several occasions to review and test the sewer equipment on bid which was awarded to Rexford Albany Municipal Supply Company, Inc (RAMSCO, Inc) on April 14, 2010 upon condition that the Highway Sewer Department be able to review and test said equipment, and

WHEREAS, it is apparent that said company will not be able to comply with the condition, and

BE IT RESOLVED, that the Town Board shall hereby reject all bids for the purchase of said sewer equipment and shall re-bid the project if it is deemed necessary to do so.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#116-10

Bid for Solar Lights for Town Hall Parking Lot

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has received a grant for the purpose of installing four solar parking lights in the front parking lot; now therefore

BE IT RESOLVED, that the Supervisor is authorized to seek bids for the four solar lights which will be placed on the front section of the Town hall parking lot at the front entrance.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#117-10

Declaration of SEQRA Lead Agency for DPW Solar Project

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has received a grant through NYSERDA and the American Recovery and Reinvestment Act (ARRA) for the installation of solar panels in the

Department of Public Works Building located at 25 Springer Road for the purpose of providing power to the town at low cost; and

WHEREAS, the Town has been notified that a SEQRA process is required for this project and that a lead agency appointment for said process needs to be established; and

WHEREAS, NYSERDA has requested to be lead agency for said project; now therefore

BE IT RESOLVED, the Town has determined that NYSERDA will be lead agency for this project and will complete all necessary applications.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#118-10

Authorization for Appraisal of Old Town Garage

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to have a current appraisal on the Old Town Garage Facility for the purpose of discussing the sale or leasing of said property in the future, now therefore

BE IT RESOLVED, the Supervisor is hereby authorized to seek out a qualified appraiser for the purpose of providing the Town with said valuation of the land and buildings.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#119-10

Acceptance of Drilling Technologies project withdrawal and return of Bid security

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #119-10 to read:

WHEREAS, the Town Board has been informed by letter from Michael Matthews, the owner/operator of Drilling Technologies, the company who was the successful bidder on the Western Side of the Burden Lake Sewer Project, that their company will not be able to proceed with the project and can not follow the terms of the bid as specified, and

WHEREAS, the Bid was awarded to said Drilling Technologies, Inc., on April 14, 2010 by resolution of the Town Board, now therefore

BE IT RESOLVED, that the Town Board hereby accepts the voluntary withdrawal of Bid by Drilling Technologies, Inc., and shall return the Bid security to said company that was provided to the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#120-10

Award of Bid for Western Side of Burden Lake Sewer Project

Supervisor Rounds motioned and Councilman Turner seconded to amend Resolution #120-10 to read:

WHEREAS, due to the withdrawal of bid by Drilling Technologies, Inc. the successful bidder for the Western Side of Burden Lake Sewer Project, and

WHEREAS, the Town of Sand Lake received numerous bids for said project as advertised and is able to award said bid to a alternate bidder from that list, and

WHEREAS, in an effort to save the Town time and money in having to rebid the project, the Town wishes to award the bid to an alternate corporation from said list, now therefore

[BE IT RESOLVED, that the Town Board wishes to name the next successful bidder from the list of bidders which was provided it by the Town Engineer, and]9

BE IT RESOLVED, that said bid is hereby awarded to Highlander Cons., Inc. for the construction of the Western Burden Lake Sewer Project at a cost of \$ 296,734.50.

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS – NONE AT THIS TIME

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 11:10 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds reopened the meeting at 11:13.

Resolution: 121-10

Budget Transfer/Amendments

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|------|----|--------|--------|
|------|----|--------|--------|

| | | |
|-------------|-----------------|--------|
| A 1990.4 | A 7150.2 | 600.00 |
| Contingency | Beach Equipment | |

| | | |
|-------------------------|-------------|---------|
| A 3620.1 | A 7140.1 | 3000.00 |
| Building Inspector Pers | Parks Pers. | |

| | | |
|--------------------------|-------------|---------|
| A 3620.1 | A 7140.4 | 2000.00 |
| Building Inspector Pers. | Parks Cont. | |

| | | |
|-------------|--------------|--------|
| A 9060.8 | A 9040.8 | 231.00 |
| Health Ins. | Workers Comp | |

| | | |
|-----------------------|--------------|---------|
| DA 5110.1 | DA 9040.8 | 1334.00 |
| General Repairs Pers. | Workers Comp | |

| | | |
|-------------|---------------|--------|
| SS 9060.8 | SS 9040.8 | 213.00 |
| Health Ins. | Workers Comp. | |

Budget Amendment

None at this time

ADOPTED = AYES 5 NAYS 0

DJOURNMENTA

Supervisor Rounds made the notion to adjourn the meeting at 11:17 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

JUNE 9, 2010

The monthly meeting of the Sand Lake Town Board was held on June 9, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilman Splain
 Councilwoman Kronau
 Councilman Glasser

Councilman Turner

Supervisor Rounds

Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Clyde Heffner, Justin Schultz, John “* ”McEvelly, Barbara Martinage, Fred Erickson
Lori Riley, Russ Bennett, Brian Hunt and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Ralph LaMontagna spoke on “x~ FOR ADVENTURE EVERY DAY IN JUNE”

·The Averill Park Education Foundation stands to receive a grant for \$25,000 from Pepsi Refresh
www.refresheverything.com to complete an Adventure Based ropes course and climbing wall in
Algonquin Middle School. In order to win we need you, your family and friends to vote online every day
in June to bring the Adventure course to the

Averill Park School district area!

·This course has been in the planning for years and will benefit the school, town summer
camp program and local fire and rescue units who will have access to this for
training, recreation and education in the future.

·The project that gets the most votes wins the grant.

APPROVAL OF MINUTES: May 12, 2010

Councilman Glasser made the motion to approve the minutes. This was seconded by Councilman Turner

MOTION CARRIED = 5 AYES 0 NAYS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor \$18,205.38
- Money paid to County Treasurer for Dog Licenses \$132.25
- Money paid to New York State Ag & Markets for spay/neuter program \$60.00
- Money paid to State Health Dept. for Marriage Licenses \$67.50
- Money paid to the Dept. of Environmental Conservation (Fishing/Hunting) \$717.12

I am sad to report that my Deputy, Patricia Stevens will be leaving my office after 6 1/2 years of dedicated service to the town as of June 25th to take a job with the Rensselaer County Highway Department. We are going to miss her very much. We all wish her the very best in her new endeavor. I am happy to welcome back Tami Thibeault who many will remember worked in the Town Clerk's office 6 years ago. This is a definite plus for me but with all the new regulations she is busy studying for her notary license, passport classes etc. Her appointment is on the agenda tonight for approval.

On behalf of the Town I would like to thank Chris Raffo's Girl Scout Troup # 1188 for planting the flowers in the planter outside the Court Room Door.

Reminder: That with warm weather many dogs are allowed to run more freely. The Town of Sand Lake has a lease law. All dogs should be licensed. This law is posted on the Town Web Site and the TV Channel.

In brief it states:

DOG CONTROL

75-6. Prohibited acts. (Adopted 7-14-1982 by L.L. No. 1-1982)

- No person shall permit any dog to run at large.
- No person shall keep or harbor any dog that howls or barks continuously for an unreasonable length of time.
- No owner of any dog shall permit or allow such dog to chase or otherwise harass any person in such a manner as to reasonably cause intimidation or to put such person in reasonable apprehension of bodily harm or injury or to cause bodily harm or injury to any person.
- No owner of any dog shall permit or allow such dog to frequently chase, run alongside of or bark at motor vehicles or bicycles.
- No person shall permit any dog to cause any damage to any property or destroy or deface such property within the town. It shall be considered property damage.
- No person shall drop any dog within the geographical limits of the Town of Sand Lake and leave the same unattended.
- No person shall permit any dog to be in or on any park, beach or recreational property owned by the Town of Sand Lake, whether leashed or otherwise, except for Seeing Eye dogs.
- Any dog found in violation of the provisions may be seized pursuant to the provisions of the Agriculture and Markets Law.

To obtain a copy of this document in its entirety you can contact my office at 518-674-2026 ext. 22

I am still concerned about the Governor's possible decision to close the Dept. of NYS Ag & Markets. Town Clerk's are watching this part of the Budget and doing everything that can be

done to try and prevent this from happening. I am meeting with a group of surrounding Town's Town Clerks at the end of this month. I will keep you informed

Reminder from NYS Environmental Conservation: What with the increase in fishing licenses that you should not laminate your licenses. They are getting a ton of calls about blackened licenses. Laminating will cause this.

In order to better inform residents, you may access the monthly town board agenda and minutes on the Town's Web Site townofsandlake.us, now. Within the next month, with the help of Barbara Glasser and Paul Splain I expect, to have the videos of town board meetings available for viewing on this site. Keep watching for their debut. Don't forget to view Channel 17 for on going information.

The Town Clerk's office is closed on Sat.'s from now and until after Labor Day.

Any questions or concerns, please feel free to call my office at 518-674-2026 ext. 22.

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

·The next Round Table will be Thursday, June 24, 2010, 5 PM – 7 PM.

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer - On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in the Town Clerk's Office

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

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

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

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

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

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

APPROVAL OF CHANGE TO THE AGENDA:

Supervisor Rounds made a motion to amend the Agenda. This was seconded by Councilman Glasser.

MOTION CARRIED = 5 AYES 0 NAYS

COMMENTS FROM RESIDENTS: None at this time

RESOLUTION#122-10

Approval of Appraisal for Old Town Garage with GAR Associates

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake needs to obtain an appraisal of the old Town Garage on the corner of Eastern Union Turnpike and Holcolm Road; and

WHEREAS, the Town Supervisor requested and was supplied with three quotes for cost of said appraisal with three local commercial appraisers; and

WHEREAS, GAR Associates was the lowest quote and was recommended to the board; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to contract with GAR Associates for the purpose of performing a commercial appraisal on the old town garage property for a cost of \$600.00.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#123-10

Appointment of Beach Staff for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2010 Sand Lake Town Beach as follows:

| NAME | TITLE | HOURLY PAY RATE |
|-----------------|----------------|-----------------|
| Michael Maxwell | Lifeguard | \$10.50 |
| Rachel Bryk | Lifeguard | \$10.50 |
| Adam Sanzone | Lifeguard | \$10.25 |
| Ann O'Brien | Beach Aide | \$ 7.00 |
| Troy Labelle | Beach Aide | \$ 7.25 |
| Kathleen McKeon | Sub Beach Aide | \$ 7.25 |

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#124-10

Appointment of Day Camp Staff

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2010 Sand Lake Summer Day Camp as follows:

| Name | Title | Hourly |
|---------------|-----------------|--------|
| Lindsay Kehn | Director | 15.00 |
| Brooke Wagner | Health Director | 12.00 |

| | | |
|----------------------|---------------------------|-------|
| Douglas Lenseith | Directors Assistant | 11.00 |
| Hannah Linden-Darrow | Arts-n-Crafts Coordinator | 9.00 |
| Emily Vogal | Sports Coordinator | 9.00 |
| Victoria Donato | Senior Counselor | 8.25 |
| Alyssa Duncan | Senior Counselor | 8.25 |
| Brendon Seney | Senior Counselor | 8.25 |
| Patricia Marshall | Senior Counselor | 8.25 |
| Emily Wood | Senior Counselor | 8.25 |
| Alyx Raffo | Senior Counselor | 8.25 |
| Lauren Wager | Counselor | 7.25 |
| Alex Navratil | Counselor | 7.25 |
| Matthew Giddings | Counselor | 7.25 |
| Jennifer Engwer | Counselor | 7.25 |
| John Lantz | Counselor | 7.25 |
| Lindsey DeCamp | Counselor | 7.25 |
| Matthew Boudreau | Counselor | 7.25 |
| William Goodermote | Counselor | 7.25 |
| Craig Wojtaszek | Counselor | 7.25 |
| Ian Keefe | Counselor | 7.25 |
| Kaitlyn Sears | Counselor | 7.25 |
| Courtney Kane | Counselor | 6.55 |
| Mikayla Farash | Counselor | 6.55 |
| Katie Vogel | Counselor | 6.55 |
| Lauren Regan | Counselor | 6.55 |
| Sarah Caruso | CIT | 5.00 |

| | | |
|------------------|-----|------|
| Hugh Butteri | CIT | 5.00 |
| Scott Booth | CIT | 5.00 |
| Kristina Melius | CIT | 5.00 |
| Emily Vicedomine | CIT | 5.00 |

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#125-10

Approval of Alcohol Consumption at Butler Park for Kiwanis

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sand Lake Kiwanis is requesting the ability to dispense alcohol for their own consumption by members not to be sold to the public, for the Kiwanis Club Picnic on July 12, 2010 for at Butler Park; now therefore

BE IT RESOLVED, that the Sand Lake Kiwanis is permitted to use Butler Park for their picnic on July 12, 2010, and is authorized to dispense alcohol on the premises for use only by its own membership and immediate guests upon provision of proof of adequate insurance.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#126-10

Authorization for Credit Card Use by Youth Department Personnel and Town Officials for Wal-Mart, Home Depot, Staples and Hannaford

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has credit cards with Wal-Mart, Home Depot, Staples and Hannaford; and

WHEREAS, it is necessary to designate users on said accounts and those individuals who have approval to use the same; now therefore

BE IT RESOLVED, that the following individuals for the Youth Department and Town Officials are hereby authorized to use said accounts for purchases for the Town of Sand Lake as needed:

- Youth Program Supervisor
- Camp Director
- Director's Assistant
- Commissioner of Public Works
- Supervisor
- Maintenance Department
- Deputy Commissioner of Sewers

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#127-10

Increase Hourly Rate for Zoning Clerk

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, it was discovered after a review of the budget and clerk's pay rates that the Zoning Clerk's pay was not adjusted to take into account the 3.25% increase for 2010 as stated in the 2010 budget, and

WHEREAS, in an effort to equalize the rates for clerk's for the Town of Sand Lake, the rate for the Zoning Clerk needs to be raised to \$14.21 per hour; now therefore

BE IT RESOLVED, that the rate for the Zoning Clerk shall be amended and increased to \$14.21 per hour and should be retroactive back to January 1, 2010.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#-128-10

Authorization to Hire Deputy Town Clerk

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Deputy Clerk, Patricia Stevens has provided her notice that she will be leaving the Town of Sand Lake to take a new position with Rensselaer County; and

WHEREAS, the Town Clerk needs to appoint a person to replace her and wishes to appoint an individual on a temporary basis for six months; now therefore

BE IT RESOLVED, that Tammy Thibeault is hereby appointed to the Town Clerk's Office as a Deputy Town Clerk on a temporary basis at a rate of \$ 14.21 per hour; and be it further

RESOLVED, that she shall work up to 35 hours per week or for more time as needed per the Town Clerk, which will not, however entitle her to full-time benefits; and be it further

RESOLVED, that the further terms and conditions of employment are as stated in the letter provided to her and attached hereto.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#129-10

Authorization for Supervisor to Execute Sewer Easements

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the construction of the Western side of Burden Lake, Sewer District #1, is commencing and the Town of Sand Lake needs to gain access over property of residents to perform said construction; and

WHEREAS, it is proper for the Town to secure easements over the property and to file the same in the Rensselaer County Clerk's Office; and

WHEREAS, the Supervisor needs to sign said easements in order to accept the same on behalf of the Town of Sand Lake; now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute said sewer easements and further authorized to direct filing of the same with the Rensselaer County Clerk's Office.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#130-10

Authorization for Supervisor to File for Extension for Senior Van Grant

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Supervisor is hereby authorized to execute and file the necessary paperwork to request an extension for the Senior Van grant. This extension is through the Department of State Community Project Agreement and will extend purchases made for the van until 7/31/2010.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#131-10

Budget Transfers, Amendments, Fund Transfers

Councilman Glasser moved and Councilman Turner seconded the following resolution:

Budget Transfer/Amendments

June 9, 2010

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|------|----|--------|--------|
|------|----|--------|--------|

| | | |
|------------------|-----------------------|---------|
| A1010.4 | A5680.4 | 1000.00 |
| Town Board Contr | Transportation Contr. | |

Budget Amendment

Increase appropriation A 7989.4 Cultural & Rec. Contractual in the amount of \$100.00 by appropriating the Board Designated Bicentennial Account A892 in the amount of \$100.00.

Increase appropriation A1355.4 Assessor Contractual in the amount of \$14,500.00 due to unanticipated revenue A3989.9999 State Aid – Home and Community Service in the amount of \$14,500.00

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#132-10

Authorize Pop Warner Football to Proceed With the Installation of Light Pole

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake is willing to allow the Averill Park Pop Warner league to install a new light pole and light on the town's property at Butler Park at a cost to the Football League, now therefore

BE IT RESOLVED, that the Averill Park Pop Warner Football League is hereby given permission to erect a new light pole and place a light on the same for the purpose of illuminating the field which is

used for practice in the fall, at their own cost and with proof of insurance to cover costs for any damage to the town property, and

BE IT FURTHER RESOLVED, that the Averill Park Pop Warner Football League is not authorized to connect to the electric service which is provided to the Town by New York State Gas and Electric until the Town is provided with necessary Electric Inspection Certificate.

MOTION CARRIED = 5 AYES 0 NAYS

COMMENTS FROM RESIDENTS: None at this time.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 8:34 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE SPECIAL BOARD MEETING

JUNE 16, 2010

A Special meeting of the Sand Lake Town Board was held on June 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PRESENT:

- Councilwoman Kronau
- Councilman Glasser
- Councilman Splain
- Councilman Turner
- Supervisor Rounds
- Town Attorney Donna Cole-Paul
- Town Clerk Barbara Biittig

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Melissa Elacqua

BUSINESS:

RESOLUTION # 133-10

Authorization to Contract with Public Sector HR Consultants LLC for Workplace Violence Policy

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake is required to have a Workplace Violence Policy in place in written form, and

WHEREAS, the Town is looking to hire an entity with experience in said matters and has discussed the same with Nanette Hatch of Public Sector HR Consultants, now therefore

BE IT RESOLVED, that the Supervisor of the Town of Sand Lake is hereby authorized to contract with Public Sector HR Consultants for the purpose of preparing our Workplace Violence Policy at a cost to the Town of \$500.00 with the terms and conditions as contained in the attached proposal.

MOTION CARRIED = 5 AYES 0 NAYS

Supervisor Rounds motioned and Councilman Glasser seconded to go into Executive session at 6:09 PM to discuss personnel matters.

MOTION CARRIED = UNANIMOUS

Councilwoman Kronau motioned and Supervisor Rounds seconded to close the Executive session at 6:44 and return to the regular meeting.

MOTION CARRIED = UNANIMOUS

Councilman Splain commented on issues regarding Butler Park and the possibility of hiring a security guard to help with on going issues at the Park. More information will be given at the workshop.

ADJOURNMENT

Councilwoman Kronau made the motion to adjourn the meeting at 7:02 P.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

July 14, 2010

The monthly meeting of the Sand Lake Town Board was held on July 14, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Pat Johnson, Bob Katz, Eugene Rescott, Charlie Wagner, Pat Stevens, Kristina Hunt, Brian Hunt, Tom Agar, Mike Fil, Don Bermas, Ken Mazzritto, Tom Hatcher, Paul & Olga Ashline, Warren Reiss, Rob Brass, Larry McKeough, Michael Mercion, Justin Schults, David & Tamie Carpentier, Clyde Heffner, Cynthia Sewell, Maggie Sewell-Aresco, Irv Sewell

Marcy Steinber, John Steinberg, John “* ”McEvelly, Bill Glasser, Terry Nord, Mark Petrone, Kirk Kreisher, Tom Squires, Jason Robelotto, Steve Robelotto, Glen McMahon and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

A presentation by Pat Johnson, Local Teleom Representative was made.

She will assist the town in renewing the town’s current contract.

Irv Sewell, 229 Teal Road, Sand Lake, NY 12153 spoke on the shut off of Glass Lake. He has been a fisherman for over 75 years and that it is getting harder and harder to get access to lakes. He would like the town to help with this problem.

Glen McMahon, 138 Millers Corner Road, Averill Park, NY 12018 questioned if the Association does own the water or the bottom of the Lake and just what are the fisherman's rights to the lake.

Town Attorney, Donna Cole-Paul stated that the Glass Lake issue was new to the town and that more research needed to be done,

APPROVAL OF MINUTES: June 9, 2010

Councilman Glasser made the motion to approve the minutes. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of June 2010 - \$35,566.32
- Money Given to Rensselaer County for Dog Licenses - \$ 93.47
- Money Given to NYS Ag. & Markets for spay/neuter program - \$12.00
- Money Given to NYS Environmental Conservation - \$883.46
- Paid to NYS Health Department for Marriage Licenses - \$45.00

I met with several neighboring Town Clerk's regarding the changes in Dog Licensing.

No definite system as been decided on yet but Ag & Markets, the State and all concerned are working on writing a local law that can be used by each town as a model. As soon as I get this, I will let the town know. This is a huge change for all towns and it is important that all Towns are on the same page with this.

The Town Clerk's office had an extremely busy month with issuing passports. This was due to the fact that passport fees were going up as of July 13, 2010. Adult fees went from \$75 to \$110 and Minors went from \$60 to \$80. Due to changes in regulations my Deputy, Tami Thibeault and I will be taking a training seminar in July. A representative from the States Passport Agency will be making a visit to check on procedures that we are doing in our office the end of July.

A reminder to Town Residents that you need permission to use the facilities at Butler Park and Town Hall. You would need to come in and fill out the Use of Facilities Form and a deposit is required. Any questions please call the Town Clerks office at 518-674-2026 ext 22.

Reminder: That with warm weather many dogs are allowed to run more freely. The Town of Sand Lake has a lease law. All dogs should be licensed. This law is posted on the Town Web Site and the TV Channel.

Don't forget to view Channel 17 for events and on going information.

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

Supervisor Rounds reported that DEC is working on the dam at Glass Lake. The access problem at Glass Lake is new to the town and that the town does not have the authority to act. The Association does own the bottom of the lake.

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Given by Supervisor Rounds- On File in the Town Clerk's Office.

YOUTH – Given by Councilwoman Kronau.-on file in the Town Clerk's Office.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

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

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

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

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

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

COMMENTS FROM RESIDENTS:

Warren Reiss, ESQ the Representative for Rensselaer County Conservation Alliance questioned the \$50,000 grant that went to the Glass Lake Association to work on the dam. He said that DEC can not stock the lake if there is no public access. He is willing to work with the town and feels the town has a role to play in this.

Terry Nord, requested to speak with Mr. Kestner and the people involved regarding a concern of residents with the sewer district extension.

Tom Hatcher, 28 Summit Drive, Averill Park, N.Y. 12018 expressed concern that the tax maps are needing up dates and that the CE overlay shows as increase in mining acreage.

APPROVAL OF CHANGE TO THE AGENDA:

Councilman Glasser made a motion to amend the Agenda. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

Resolution #134-10

Approval to Set Western Burden Lake Sewer Construction Budget

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that a budget for the construction of Western Burden Lake Sewer Project be established and financed as follows:

Appropriation:

| | | | |
|------|-----------|--------------|-----------|
| H016 | 8120.4110 | Construction | \$354,604 |
| H016 | 8120.4130 | Engineering | 82,115 |

| | | | |
|------|-----------|----------------|-----------|
| H016 | 8120.4140 | Legal Services | 7,869 |
| H016 | 8120.4150 | Contingency | 25,412 |
| | | | \$470,000 |

Revenue:

| | | | |
|------|-----------|-------------------|-----------|
| H016 | 5730.9999 | EFC Bond | \$466,150 |
| | | Anticipation Note | |
| H016 | 5031.9999 | Transfers In | 3,850 |
| | | | \$470,000 |

ADOPTED = 5 AYES 0 NAYS

RESOLUTION#135-10

Approval of Addendum to Western Burden Lake Sewer Contract with Kestner Engineering to Remove I & I Engineering Fees

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake was awarded an additional monies in engineering fees through EFC funding for the purpose of Inflow and Infiltration through the Long term financing for the Eastern Burden Lake; and

WHEREAS, the contract for the Western Side of Burden Lake with Kestner Engineering to remove said cost from the contract; and

WHEREAS, the contract between the Town of Sand Lake and Kestner Engineering needs to be amended from a total cost of \$167,115 total engineering cost to be reduced by amendment to a total cost of \$90,150.00; now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake shall execute the amendment to the contract for services for Kestner Engineering for the Western Burden Lake Sanitary Sewer project signed on January 27, 2010.

ADOPTED = AYES 4, NAYS 0, ABSTENTIA 1 (Councilwoman Kronau abstained)

RESOLUTION#136-10

Approval of 2009 Audit of Town Officials

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town Comptroller must complete an audit, in accordance with section 34 of Town Law, of all Town Officials that handle cash; and

WHEREAS, the Town Comptroller has completed the audit; and

WHEREAS, the Town Comptroller has adopted an audit procedure, based on the Local Management Guide, Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on June 13, 2007 to be applied to the records of each Town Official that handles cash; and

WHEREAS, the Town Comptroller has completed the audit on July 6, 2010, with no issues or matters to be reported for corrective action and has submitted to the Town Board the results of the Comptroller's audit; now therefore

BE IT RESOLVED, the Town Board accepts the results of the Town Comptroller's audit and the completed checklists, which include the Comptroller's comments and conclusions are made part of this resolution.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#137-10

Approval of 2009 Audit of Town Justices

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Comptroller must complete an audit, in accordance with section 2019-A of the Uniform Justice Court Act, of all Town Justices; and

WHEREAS, the Town Comptroller has completed the audit; and

WHEREAS, the Town Comptroller has adopted an audit procedure, based on the Local Management Guide, Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on June 13, 2007 to be applied to the records of each Town Justice; and

WHEREAS, the Town Comptroller has completed the audit on June 28, 2010 with no issues or matters to be reported for corrective action and has submitted to the Town Board the results of the Comptroller's audit; now therefore,

BE IT RESOLVED, the Town Board accepts the results of the Town Comptroller's audit.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#138-10

Approval of Renewal for Generator Contract

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has had a service contract for preventive maintenance with Allstate Power Systems LLC since 2007, for the backup generators located at the Town Hall and the Public Works Facility; now therefore

BE IT RESOLVED, the Supervisor is authorized to sign the preventive maintenance contract for a period of one year with Allstate Power Systems LLC, for a total contract price of \$1,190.00.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#139-10

Approval of Additional Payment to BAR Members

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Board of Assessment Review in order to serve the residents of the Town of Sand Lake scheduled additional grievance days due to the number of residents desirous to be heard, and

WHEREAS, the compensation as stated in the 2010 Budget was based on an amount per one grievance day, now therefore

BE IT RESOLVED, that the Board of Assessment Review members and Receptionist/Stenographers be compensated at a rate of the base pay as stated in the 2010 Budget plus \$100.00 per additional grievance meetings that were attended.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#140-10

Approval of Workplace Violence Policy

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, New York State enacted Article 2 Section 27-b of the New York State Labor Law entitled The Workplace Violence Prevention Act for Public Employees; now therefore

BE IT RESOLVED, the Town of Sand Lake in compliance with New York State Law hereby adopts the attached Town of Sand Lake Workplace Violence Policy and Procedures as reviewed by the Town Board.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#141-10

Authority to Bid Thais Road Bridge Project

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Highway Department has brought to the attention of the Town Board the necessity to make certain repairs to the Bridge which is located on Thais Road due to possible issues in the future with its structural integrity, now therefore

BE IT RESOLVED, that the Town Clerk for the Town of Sand Lake is hereby authorized to place out to bid a request for proposals for the construction work which needs to be made on said bridge

upon her receipt of the specifications for the same from the Town of Sand Lake Highway Department, and further

BE IT RESOLVED, that the bids shall be received in the office of the Town Comptroller and reviewed no less than two days prior to the next regularly scheduled workshop for the month of July and the winner of said bid shall be awarded at said workshop meeting if a special meeting of the Town Board is called.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#142-10

Approval of Request for Private Way (Lisa Beebe Way)

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Board has been presented with a request to accept and designate a private way for the Charles Land Apartment PDD per the plans submitted for the same, and

WHEREAS, the request for the name of said private way shall be "Lisa Beebe Way", and

WHEREAS, the town code for the Town of Sand Lake, §225-09 states that names for said streets and roads within the town are subject to approval by the planning board; and

WHEREAS, the town code for the Town of Sand Lake, §"-29 requires that road specifications for said roads within the town, whether private or public in nature, must meet the minimum specifications for said subdivisions; now therefore

BE IT RESOLVED, the request for the private way of "Lisa Beebe Way "shall be referred to the planning board for approval of the same; and further

BE IT RESOLVED, upon receipt of approval of the planning board and once compliance with §225-29 has been met, the Town Clerk is hereby authorized to place on notice required agencies within the Town of Sand Lake and to further take steps to place said private way upon the Rensselaer County 911 listing for the Town of Sand Lake; and further

BE IT RESOLVED, that the owner of said private way is hereby authorized to place a sign designating said "q:Beebe Way" upon receipt of approval by the planning board and receipt of notice from the Town Clerk that said private way has been placed on the Town Maps for the Town of Sand Lake, shall erect, without cost to the Town of Sand Lake and within the

specifications as provided by the Town Highway Department as to the proper placement and signage, a sign designating said "Lisa Beebe Way".

ADOPTED = AYES 5, NAYS 0

RESOLUTION#TABLED-10

Approval of Request for Private Way (Rusin Way)

WHEREAS, the Town Board has been presented with a request to accept and designate a private way known as "Rusin Way", and

WHEREAS, the town code for the Town of Sand Lake, §225-09 states that names for said streets and roads within the town are subject to approval by the planning board; and

WHEREAS, the Town Code for the Town of Sand Lake, §225-29 requires that road specifications for said roads within the town, whether private or public in nature, must meet the minimum specifications for said subdivisions; now therefore

BE IT RESOLVED, the request for the private way of "Rusin Way" shall be referred to the planning board for approval of the same; and further

BE IT RESOLVED, upon receipt of approval of the planning board and once compliance with §225-29 has been met, the Town Clerk is hereby authorized to place on notice required agencies within the Town of Sand Lake and to further take steps to place said private way upon the Rensselaer County 911 listing for the Town of Sand Lake; and further

BE IT RESOLVED, that the owner of said private way is hereby authorized to place a sign designating said "q:Beebe Way" upon receipt of approval by the planning board and receipt of notice from the Town Clerk that said private way has been placed on the Town Maps for the Town of Sand Lake, shall erect, without cost to the Town of Sand Lake and within the specifications as provided by the Town Highway Department as to the proper placement and signage, a sign designating said " qWay".

.RESOLUTION#143-10

Set Public Hearing for Update and Approval of Town Road Map

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake does not currently have a map which was adopted by the Town Board on approval of the Highway Department which shows all of the roads and/or private ways which exist within the Town of Sand Lake, and

WHEREAS, this is an important project which needs to be updated and amended, now therefore

BE IT RESOLVED, that a Public Hearing for the review of said Town Road Map shall be held at the offices of the Town of Sand Lake at the regularly scheduled board meeting in September, 2010 at 7:30 pm or a time closely thereafter.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#144-10

Approval of Site Plan Review for Charles Land Apartments PDD

Councilman Turner moved and Councilman Splain seconded the following resolution:

WHEREAS, an application was made by Dale Johnson and John Glasser as owner/builder of the "Charles Land Apartments PDD" to the Town Board for commencement of building projects within the PDD pursuant to Article XXX section 250-164 of the Code for the Town of Sand Lake, and

WHEREAS, pursuant to Article XXX section 250-166 of the Town Code for the Town of Sand Lake, all applications for said PDD must be made to the Town Board upon approval through procedures as set forth in Article XVII, for site plan review as set forth in section 250-69, and

WHEREAS, in accordance with said procedure as set forth in the Town Code, said application was transferred to the Sand Lake Planning Board for site plan review as stated within said section of the law, and

WHEREAS, the Sand Lake Planning Board had performed its due diligence in reviewing said application and reported its findings to the Town Board, and

WHEREAS, the Planning Board, upon approval of the Town Board, held a public hearing on the application on June 16, 2010, whereupon no public comments were received on the project, and

WHEREAS, upon the Planning Board's review a positive recommendation was given to the project, now be it

RESOLVED, that the applicant shall in accordance with Article XVII section 250-69 be granted approval by the Town Board upon receipt of approval by the planning board of its positive recommendation and be issued a building permit to commence construction on the project in

accordance with the plans as submitted and approved by the Planning Board through its site plan review.

ADOPTED = AYES 4, NAYS 0, 1 ABSTENTIA (Councilman Glasser abstained)

RESOLUTION#145-10

Approval of Adjustment for Home Depot Credit Card Use by Town Highway Department

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board after careful review of the custody and use of the Home Depot credit card for the Town of Sand Lake has reviewed whether or not the Town Highway Department shall maintain the custody of said credit card at the Town Highway Department, now therefore

BE IT RESOLVED, that the Home Depot credit card for the Town of Sand Lake shall be kept in the custody and control of the Commissioner of Public Works/Highway Superintendent for the Town Highway Department.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#146-10

Approval of Creation and Appointment of Disaster Preparedness Team

Councilwoman Kronau motioned and Councilman Glasser seconded to amend the following resolution:

WHEREAS, the Town of Sand Lake has been asked to participate in a program to create a Disaster Preparedness Team for the Town of Sand Lake, now therefore

BE IT RESOLVED, that the Town of Sand Lake hereby appoints Supervisor, Burton Rounds as the representative for the Town of Sand Lake's Disaster Preparedness team with Councilman Ray Turner to participate in conjunction with the Rensselaer County Bureau of

Public Safety in the development of a county-wide natural hazard mitigation plan.1

ADOPTED = AYES 5, NAYS 0

RESOLUTION#147-10

Approval of Additional Duties for Deputy Commissioner of Building-Zoning

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake's construction and engineering projects have become such that they require oversight by the Town of Sand Lake, and

WHEREAS, the Town Board desires to have one individual entrusted with the authority and control to review and supervise said projects for the Town of Sand Lake to further ensure costs and expenses with the projects are within reasonable limits for the projects and that the projects are being completed within the contractual guidelines as set forth, and

WHEREAS, the Town Board does not wish to create a new position but rather wishes to expand the current duties of the Deputy Commissioner of Building/Zoning to include the duties and title of Commissioner of Oversight for Engineering, Construction and Billing, duties and description as attached, now therefore

BE IT RESOLVED, that George Wright shall be authorized to act with the authority of the Town of Sand Lake Board as the Deputy Commissioner of Building/Zoning and Commissioner of Oversight for Engineering, Construction and Billing effective immediately.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#148-10

Appointment of Deputy Registrar of Vital Statistics

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Tami Thibeault is appointed Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#149-10

Appointment of Beach Aid for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Ashley McCann is hired for the 2010 Sand Lake Town Beach as a Beach-Aide at the rate of \$7.00 per hour retroactive to June 25, 2010.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#150-10

Approval of Increase Rate for Returning Staff for Youth Minimum Wage

Councilman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Federal minimum wage was raised to \$7.25 per hour effective July 24, 2009; and

WHEREAS, some counselors, according to the Town Pay Scale, are being paid the hourly rate of \$6.55; and

WHEREAS, it is required by law that any previously hired counselors must be paid minimum wage; now therefore

BE IT RESOLVED, the following Sand Lake Day Camp Staff will be paid the hourly rate of \$7.25 per hour: Courtney Kane, Mikayla Farash, Katie Vogel.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#151-10

Approval for Town Supervisor to Execute Grant Application for DPW Solar Panel Project

Supervisor Rounds motioned and Councilman Glasser seconded to change the following resolution.

WHEREAS, the Town of Sand Lake in working through NYSEDA to receive funding for the purchase and placement of solar panels² to power the Town's Highway Department which is a benefit to the Town of Sand Lake as it will experience a decrease cost in electric for said building, now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to execute the grant application as provided by NYSEDA to the Town of Sand Lake for the purpose of the DPW Solar Panel Project.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#152-10

Approval to Bid DPW Solar Panel Project

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake is working through NYSERDA to receive funding for the purchase and placement of solar panels to power the Town's Highway Department which is a benefit to the Town of Sand Lake as it will experience a decrease cost in electric for said building, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to send out for Bid the request for proposals for the materials, construction and labor as stated in the request for bid provided by the grant administrator, and

BE IT FURTHER RESOLVED, that said bids shall be returnable to the office of the Town Clerk no later than August 18, 2010 to be reported to the Town Board at the regularly scheduled workshop held on August 25, 2010 and to be awarded at the regularly scheduled meeting of the Town Board on September, 2010.

ADOPTED = AYES 5, NAYS 0

RESOLUTION# 153-10

Authority to Bid Roof for Town Hall Building

Councilman Splain motioned and Supervisor Rounds seconded the following resolution:

WHEREAS, Councilman Splain was provide the specifications for the repairs to the Town Hall Roof which are needed due to disrepair of said roof that is affecting the

interior and structural integrity of the Town Hall Office Building, and

WHEREAS, the Town Board wishes to request proposals for the work to be done to the building prior to the winter months, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise requests for proposals for the repairs to the Town Hall Building pursuant to the specifications as provided by Steele Engineering, and be it further

RESOLVED, that said requests be returnable to the office of the Town controller by Monday, August 2nd to be opened and reviewed by the Town Comptroller; and be it further

RESOLVED, that such bid be awarded at the August 11, 2010 meeting of the town board unless the Town Board desires to have a special meeting for the purpose of doing so.

ADOPTED = AYES 5, NAYS 0

RESOLUTION # Postponed

Amendment to Town of Sand Lake Parking Ordinance

RESOLUTION#154-10

Authority of the Supervisor to Execute the Inter Municipal Agreement with the Town of Nassau

Councilwoman Kronau moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to work with the Town of Nassau on the sewer project to allow for the Town of Nassau, upon completion of their sewer district to connect to the Sand Lake Sewer for transportation purposes to the Rensselaer County Facility; and

WHEREAS, the Town of Sand Lake Attorney and the Town of Nassau Attorney have been working on said agreement more commonly known as the Inter Municipal Agreement; and

WHEREAS, this agreement is necessary to allow for the towns to work together on this sewer project and act as a guideline for the shared costs and expenses of the project; now therefore

BE IT RESOLVED, that the Supervisor, upon approval by the Town Attorney, is hereby authorized to execute the Inter Municipal Agreement with the Town of Nassau, once the same is completed and finalized by the Town Attorneys for each town.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#155-10

Budget Transfer/Amendments

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|------------|------------|--------|--------|
| SS2 8120.1 | SS2 8120.4 | 250.00 | |

Sewer Collection Pers. Sewer Collection Cont.

Budget Amendment

None at this time

ADOPTED = AYES 5, NAYS 0

COMMENTS FROM RESIDENTS: None at this time.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:50 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE SPECIAL BOARD MEETING

August 2, 2010

The Special Town Board Meeting of the Sand Lake Town Board was held on August 2, 2010 at 3:45 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered to roll call:

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

ABSENT: Councilman Glasser

RECORDING SECRETARY: Barbara A. Biittig

OTHERS PRESENT: Edward Patanian, Judy Long.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BUSINESS:

RESOLUTION#156-10

Award the Bid for Repairs to Bridge on Thais and Springer Road

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake was supplied with information as to the need to make certain repairs to the bridge which are located on Thais Road and Springer Road; and

WHEREAS, the Town Board issued a request for proposals from contractors at the regularly scheduled meeting of the board held in July, 2010; and

WHEREAS, said proposals (Bids) were received from local contractors; opened and reviewed at the Town Hall for the Town of Sand Lake in an open meeting; now therefore

BE IT RESOLVED, that E.J.P., Inc., is hereby awarded the work for the Thais Road and Springer Road bridge project for a cost of \$48,000.00; and

further

BE IT RESOLVED, that E.J.P., Inc. shall present the town with a contract for services outlining the work to be performed on the contract; and

BE IT FURTHER RESOLVED, that the Supervisor for the Town of Sand Lake shall have the authority to execute the contract with said E.J.P. Inc. once the same is approved by Town Attorney, Donna Cole Paul, Esq.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#157-10

Referral to Planning Board for Signage of Bon Acre PDD

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, an application was received by E.J.P., Inc, of an " a÷xfor Sign Placement "for the Planned Development District; and

WHEREAS, in accordance with Section 250-145(a) of the Sand Lake Town Code for the Bon Acre Hamlet PDD, said application has to be referred to the Planning Board for approval; now therefore

BE IT RESOLVED, that said application of Edward J. Patanian, President of EJP, Inc., for the placement and design of signage for the Bon Acre Hamlet, PDD, also known as "Westfall Village "is hereby referred to the planning board for the Town of Sand Lake for review and determination.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#158-10

Set Public Hearing for Cable Franchise Agreement

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Public Hearing for the Cable Franchise Renewal with Time Warner Cable pursuant to the franchise agreement is hereby set for September 8, 2010 at 7:30 pm.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS:

Judy Long, 127 Glass Lake Road, Averill Park, N.Y. 12018 voiced her concern over the Glass Lake issue and the fact that Glass Lake as a “bq÷” Lake should not be allowed to use the Grant monies that they received. Her and several other residents are very upset with this being allowed. She will foil this Grant with the State.

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 4:15 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

August 11, 2010

The monthly meeting of the Sand Lake Town Board was held on August 11, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Bill Glasser, Barbara Martinage, Russ Bennett, Clyde Heffner, Tom Hatcher, Cheri Foland, Judy Long, Irv Lobdell, Marlene Thompson, Fred Schreyer and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES: June 16, 2010, July 14, 2010, August 2, 2010

Supervisor Rounds made the motion to approve the minutes. No one seconded this motion.

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

·Total fees paid to the Supervisor for the month of July 2010 - \$11,037.11

·Money Given to Rensselaer County for Dog Licenses - \$112.80

·Money Given to NYS Ag. & Markets for spay/neuter program - \$30.00

·Money Given to NYS Environmental Conservation - \$238.09

·Paid to NYS Health Department for Marriage Licenses - \$157.50

·To date we have issued over 262 passports since the beginning of the year. This is Revenue for the Town for over \$8,000. We had a site visit from the US Department of State for Passports. Several new regulations and requirements for passport agents have been mandated. Due to these changes we had to make changes in the way we issue passports. We did this before the initial site visit and passed with flying colors. It is now mandatory to have a site visit every two years.

·A group of Town Clerk's were allowed to visit the Board Of Elections to see the new voting machines. The Board of Elections plans to visit Fair's etc. with these machines so that people can view these machines before they are used on election day. Within the

next few weeks we will have mandatory training for those people working the poles.

These machines are very efficient but as whenever something is new it is scary at first until we learn how. As soon as I, have information on where these machines can be viewed by the public I will put it on the web and TV. Reminder to town residents who's

polling place was the Sand Lake School it has been changed to Sand Lake Town Hall.

Residents will receive a post card notifying them of this change.

·On June 22, 2010, Governor Paterson signed a measure into law as part of the 2010-2011

State Budget that moves the remainder of the dog licensing function required by Article 7 of the Agriculture and Markets Law to the level of local government. As a result, the existing roles of both county government and the New York State Department of Agriculture and Markets in the licensing of dogs will be eliminated on January 1, 2011.

This means that the responsibility of licensing dogs in each town is no longer state

run but each towns will be handling it on its own. After meeting with several neighboring town Clerk's, from Schodack, North Greenbush, East Greenbush, Berlin, Nassau we are trying to establish a uniform system with the fees, tags etc. Even though the state is no longer

involved with the licensing of dogs, it is still state mandated that some from of dog licensing be done by the town. I have given the new licensing law changes to Donna Cole-Paul for her to review as we will need a new town law regarding this. Great news I was

informed that BAS is going to enhance our BAS Town Clerks module to include dog licensing. AT NO CHARGE. They are going to obtain the state data base, including non BAS clients. We will have a nominal fee probably in the Spring.

·Watch channel 17 for information on all of the things that I have mention for dates and information.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Given by Supervisor Rounds- On File in the Town Clerk's Office.

YOUTH – Given by Barbara Glasser -on file in the Town Clerk's Office.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office. Resigned from this Department.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

COMMENTS FROM RESIDENTS:

Judy Long, Glass Lake Road, Averill Park, questioned where does the property line for Glass Lake Preservation go to. What is their tax amount and stated that she has concerns regarding Glass Lake.

Barbara Martinage had questions regarding the upcoming zoning meeting on August 17, 2010 and the need “to open government”.

Fred Schreyer, Glass Lake Road, Averill Park, opposed the shutting off the access to Glass Lake. He referred to the picture in town hall of the glass lake that has been there for many years and in it there are neither fences nor “no trespassing signs”.

Irv Lobdell, a non resident has fished at Glass Lake for over 40 years. “I want the right to fish restored and I paid for the fish in the lake”. He stated that night fishing at Glass Lake is very popular and he especially likes doing this.

APPROVAL OF CHANGE TO THE AGENDA:

Councilman Splain made a motion to amend the Agenda. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

RESOLUTION#159-10

Approval of Sign Application for Westfall Village

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board on August 2, 2010 referred the application of E.J.P., Inc. to the Planning Board for a site plan review pursuant to Section 250-145(a) of the Sand Lake Town Code for the purpose of erection of a sign for the identification of Bon Acre Hamlet, PDD, also known as "wúqVillage", and

WHEREAS, on August 4, 2010 the Sand Lake Planning Board hereby reviewed said application and provided a positive recommendation to the Sand Lake Town Board on August 5, 2010, now therefore

BE IT RESOLVED, that the Sand Lake Town Board does hereby approve the application for said E.J.P., Inc.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#160-10

Approval of Increase Rate for Returning Staff

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, certain Youth Camp Staff who have returned have not received their increases in rate as stated in the 2010 Budget; and

WHEREAS, Lindsey Kehn and Alex Navratil did not receive their budgeted increase for pay as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#161-10

Appointment of Substitute Beach Life Guard for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Alyssa Bonesteel is hired for the 2010 Sand Lake Town Beach as a Substitute Beach Lifeguard at the rate of \$10.25 per hour retroactive to June 25, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#162-10

Approval to Hire Public Sector HR for Revision of Employee Handbook

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has adopted an employee handbook and wishes to amend and update the same, and

WHEREAS, the Town has received quotes for updating the same and after reviewing has received a low quote of \$750.00 from Public Sector HR Consultants, now therefore

BE IT RESOLVED, that the Supervisor of the Town of Sand Lake is hereby authorized to contract with Public Sector HR Consultants for the purpose of amending and updating the Town of Sand Lake Employee Handbook at a cost to the Town of \$750.00 with the terms and conditions as contained in the attached proposal.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#163-10

Authorization to pay Monolith Associates for work completed on DPW Solar Panel Grant

Councilwoman moved and Councilman Turner seconded the following resolution:

WHEREAS, Monolith Solar Associates, LLC, performed the foundational work for the NYSERDA grant for the Town of Sand Lake, and

WHEREAS, without their assistance the Town of Sand Lake would not have been successful in its receipt of the grant which was awarded to the Town of Sand Lake in the amount of \$233,100.00, and

WHEREAS, the grant will provide the Town with solar panels which will considerably reduce the cost of utility expense for the Town; now therefore

BE IT RESOLVED, that Monolith Solar Associates, LLC, shall be compensated the amount of \$6,990.00 for its work in grant writing and acquisition as services received by the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#164-10

Approval of Assessor to attend conference

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Sand Lake Town Assessor has requested to attend the NYS Assessors' Association Conference and Seminar which will be held on September 26-29, 2010, and

WHEREAS, the cost for said Seminar, with travel, lodging and meals, will be for a total expense of \$824.00; now therefore

BE IT RESOLVED, that the Assessor, Judith Goodyer, is hereby approved for expenses for the NYS Assessors' Association Conference and Seminar for a cost up to \$825 for attendance at the conference.

ADOPTED= AYES 5 NAYS 0

RESOLUTION#165-10

Approval for Town Judge to Attend Conference

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Paul Toomey, Sand Lake Town Justice, is required to attend training on an annual basis to maintain his ability to act as Town Justice, and

WHEREAS, he has requested to attend the NYS Magistrates Association's 101st annual conference at the Villa Roma Resort and Conference Center, September 26 – September 29,

2010 in order to receive said required training at a cost of no more than \$750.00 for lodging, meals and travel, and

WHEREAS, payment for said expenses is required to be paid in advance, now therefore

BE IT RESOLVED, that Paul Toomey is hereby authorized to attend and receive reimbursement for his attendance at said conference for training as required for a total amount not to exceed \$750.00 to be paid in advance.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#166-10

Approval to Extend Contract for Senior Van Grant

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Supervisor is hereby authorized to execute and file the necessary paperwork to request an extension for the Senior Van grant. This extension is through the Department of State Community Project Agreement and will extend purchases made for the van until 7/31/2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# _____ DISCUSSION ITEM – NO ACTION TAKEN AT THIS TIME

Approval to Re-zone Old Town Garage from RR2 to PDD

RESOLUTION#167-10

Approval of Pricing Agreement with JGS Recycling.

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake meet with representatives of JGS Recycling at the July workshop regarding providing services to the Town for the removal of scrap materials including FREON removal, and

WHEREAS, the Town of Sand Lake Highway would like to utilize the services of JGS Recycling to remove the scrap and other materials which need to be removed, and

WHEREAS, JGS Recycling has provided a schedule of fees for the removal of materials, with said schedule being attached hereto, now therefore

BE IT RESOLVED, that the Town of Sand Lake Highway Department is hereby authorized to utilize the services of JGS Recycling for the purposes of scrap material and waste recycling and removal.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#168-10

Award Bid for Parapet Removal and Adjacent Roof Repairs

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

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

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake was supplied with information as to the need to make certain repairs to the roof which is located at Sand Lake Town Hall; and

WHEREAS, the Town Board issued a request for proposals from contractors at the regularly scheduled meeting of the board held in July, 2010; and

WHEREAS, said proposals (Bids) were received from local contractors; opened and reviewed at the Town Hall for the Town of Sand Lake in an open meeting; now therefore

BE IT RESOLVED, that JM Clark Construction is hereby awarded the work for parapet removal and adjacent roof repair for a cost of \$21,360.00; and further

BE IT RESOLVED, that JM Clark Construction shall present the town with a contract for services outlining the work to be performed on the contract; and

BE IT FURTHER RESOLVED, that the Supervisor for the Town of Sand Lake shall execute the contract with said JM Clark Construction once the same is approved by Town Attorney, Donna Cole Paul, Esq.

ADOPTED = AYES 3 NAYS 2 (Supervisor Rounds, Councilwoman Kronau voted Nay)

RESOLUTION169-10

Create Capital Project for Roof Repair

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town wishes to create a capital project for the sole purpose of expending monies for the roof construction repair, and

WHEREAS, the Town has a capital reserve for buildings (A885) which can be utilized to fund said project, and

WHEREAS, the project is necessary due to the condition of the parapets and roof section on the Town Hall, now therefore

BE IT RESOLVED that the Town Comptroller is hereby authorized to create said capital project fund, Roof Repair Capital Project (H009), for the purpose of funding necessary repairs, and

~~~~~ BE IT FURTHER RESOLVED, that the Town Comptroller is authorized to transfer from the Capital Reserve Fund for Buildings (A885) in an amount not to exceed \$21,360.00 to

create a Roof Repair Capital Project (H009) to be used to finance the cost of the repair of the Town Hall.

~Increase appropriations A 9950.9 Transfers to Capital by appropriating A885 Capital Reserve for Buildings in the amount of \$21,360.00.

Increase revenue H009 5031 Transfers In and increase appropriations H009 1620.2 Roof Repair Capital Project \$21,360.00.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#170-10

Approval of Compensation for Former Building Department Clerk

Councilwoman Kronau made a motion and Supervisor Rounds seconded to change the following resolution from Assessor Clerk to Building Department Clerk.

MOTION CARRIED - UNANIMOUS

Councilwoman Kronau made a motion and Supervisor Rounds seconded the following resolution:

WHEREAS, Michelle Kehn was employed thirty five (35) hours per week as Building Department Clerk in 2007 and 2008, in accordance with Resolution #27-07; and

WHEREAS, at the time of the increase in her hours to full time, Ms. Kehn was covered by a family health insurance policy and, accordingly, declined to take health insurance through the Town; and

WHEREAS, Section 807 of the Employee Handbook provides that employees having alternative coverage and declining Town insurance are entitled to receive \$1500 reimbursement per year; and

WHEREAS, Ms. Kehn duly requested reimbursement from the former Town Supervisor but was not paid; now therefore

BE IT RESOLVED, the Supervisor is authorized and directed to reimburse Ms. Kehn in accordance with the provisions of the Employee Handbook \$1500 for each of the years 2007 and 2008.

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

RESOLUTION#171-10

Budget Transfers

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM                                               | TO                                               | AMOUNT    | Reason |
|----------------------------------------------------|--------------------------------------------------|-----------|--------|
| A 1990.4<br>Contingency                            | A 1430.4<br>Personnel Contractual                | \$1250.00 |        |
| A 1990.4<br>Contingency                            | A 1110.4<br>Justice Contractual                  | \$750.00  |        |
| H016 8120.4150<br>Western Burden Lk<br>Contingency | H016 8120.4130<br>West. Burden Lk<br>Engineering | \$8035.00 |        |

Budget Amendment

Increase appropriation A 7989.4 Culture and Recreation Contractual (Bicentennial) in the amount of \$50.00 by appropriating Board Designated Bicentennial account A 892 in the amount of \$50.00 for the donation to Veterans Memorial.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #172-10

Authorization for Supervisor to Execute Easement for New York State Electric and Gas at Butler Park.

Councilman Splain motioned and Councilman Glasser seconded the following resolution:

WHEREAS, Averill Park Pop Warner Football League has requested permission to install a light pole at Butler Park for the purpose of placing a light on the Town's property at Butler Park located on Gettle Road, Sand Lake; and

WHEREAS, the Town Board granted the request of Pop Warner conditioned upon the installation being of no cost to the Town of Sand Lake; and

WHEREAS, Pop Warner has been working with New York State Electric & Gas (NYSEG) for the purpose of installing said pole and placement of said light; and

WHEREAS, NYSEG requires that an easement be signed granting NYSEG the right to install a pole, wiring, lighting and necessary appurtenances on Town property; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake shall hereby authorize the Supervisor to execute an easement to New York State Electric and Gas Corporation for the purpose of installing a pole, wire, lighting, and necessary appurtenances at Butler Park located on Gettle Road, Town of Sand Lake, New York, and more fully described in the easement as attached herewith.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:51 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE PUBLIC HEARING- SAND LAKE ZONING CODE

August 17, 2010

The Public Hearing-Sand Lake Zoning Code meeting was held on August 17, 2010 at 7:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilwoman Kronau

Councilman Glasser

Councilman Splain

Councilman Turner

Supervisor Rounds

ABSENT: Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig

OTHERS PRESENT: Bill Glasser, Rich Hunt, Carol Ciccarelli, Carmen Ciccarelli, Lori Woltmann, Elizabeth Foley, John LaRose, Ray Seney, Sarah-Marie Chandler, Brian & Diane Hunt, Ken and Sandy Gnierke, Paul Counterman, Ed Patanian, Tom Carroll, Phil Markham, Joanne Puppel, Christy Carton, Bob Carton, Tom Hatcher, Lawrence Howard, Joe Cybulski, Anthony Snow, Dan Wallace, Lynn Gustafson, Peter Gustafson, Bonnie Jean Conlee, Barbara

Martinage, Flora Fasoldt, Michele Bellard, Nicole Kittel, Herbert Kittle and others.

Public Hearing Notice – Barbara Biittig, Town Clerk

NOTICE IS HEREBY GIVEN, that the Sand Lake Town Board will hold a Public Hearing on Tuesday, August 17, at 7:00 P.M. at the Sand Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to continue the previously opened public hearing on the revised Draft Sand Lake Zoning Code. Revisions to the draft code include replacing the Commercial Extraction Overlay with a much smaller Agricultural/Residential 2 zone, located south of Springer Road. This new zone takes into account the boundaries of some existing mines as well as limited areas where additional mining will be allowed as a special permit use. The additional areas were

delineated with 250' or 500' buffers from residential areas, while still taking into account the location of gravel and sand resources. This new zone, including a detailed District Purpose, has been added to the ordinance in Articles 3, 4, and 5. The draft code is available for review during business hours at the Library and the Town Clerk's Office, 8428 Miller Hill Road, and on the internet at <http://www.townofsandlake.us>

COMMENTS FROM ELAN – A brief statement regarding the above article was made and

some of the changes that had been made were given. On file in the Town Clerk's Office.

COMMENTS FROM RESIDENTS:

·Lynn Gustafson, 42 Summit Drive, WSL. Read a letter addressed to the Board. On file in the Town Clerk's Office.

·Barbara Martinage, 8 Glenwood Terrace, Averill Park. On file in the Town Clerk's Office.

·Brian Hunt

·Jan Hunt, 90 Old South Road, WSL. Concerned she has counted 90+ trucks on her road.

·Tom Hatcher-On file in the Town Clerk's Office.

·Ed Patanian

·Bill Dexter- Questioned "€Quality of Life" ·Fred Garner

·Herbert Kittle

·Ray Seney- On file in the Town Clerk's Office.

·Phil Markham, 4 Edward Drive, AP.- Main concern was the water and lack of.

·Joe Quell

·Christy Carton, 11 Pond Hollow Road, AP

·Tom Carrol

·Laurie Schultz, Thais Road

·Judy Roberts – Spoke on ".qpwAgainst Mining" ·Mike Larkin, Woodlawn Court, AP. "no water, now."

Supervisor Rounds motioned to close the Public Hearing. This was seconded by Councilwoman Kronau.

VOTE: Councilwoman Kronau Yes With the stipulation that if changes made then a need to reopen the Public Hearing was necessary.

Councilman Glasser Yes

Councilman Splain ABSTAINED Was not prepared to vote tonight.

Councilman Turner  
another Public Hearing would be  
necessary.

Yes

That if changes were made then

NO

Changed to NO

Supervisor Rounds  
to find an end to this  
situation .”

Withdrew his motion – “encouraged all

#### ADJOURNMENT

Supervisor Rounds motioned to adjourn the meeting at 8:32 P.M. This was seconded by  
Councilman Turner.

#### MOTION CARRIED-UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

SAND LAKE EMERGENCY TOWN BOARD MEETING

August 24, 2010

An Emergency meeting of the Sand Lake Town Board was held on August 24, 2010 at 9:00 A.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PRESENT                      Councilman Glasser  
                                      Councilman Splain  
                                      Councilman Turner  
                                      Town Clerk Barbara Biittig

ABSENT:                      Supervisor Rounds  
                                      Councilwoman Kronau  
                                      Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

BUSINESS:

To Discuss the Averill Park Community Pride Program

Question: What is the Town's involvement in the Averill Park Community Pride Program?

Councilman Glasser stated that he heard about the program from a phone call, Councilman Splain read about it in the Advertiser newspaper, and Councilman Turner also read it in the newspaper.

All stated they did not have any knowledge of the Town being involved in this program. Yet, the article stated that Averill Park Community Pride and the Town of Sand Lake are working together. This program did not have board approval.

Councilman Glasser was going to call Valerie Balga regarding the article in the Advertiser ( "Averill Park Community Pride and the Town of Sand Lake are working together to complete the Banner Program by October 2010".) and her web page that stated( "In concert with the Town of Sand Lake") including the Town Logo. See attachments.

He was also going to invite Valerie Balga to attend the monthly workshop to be held on August 25, 2010 for more information.

It was agreed that a letter be drafted by Deputy Town Attorney Fred Schreyer be made available to Valerie Balga asking her not use the Town's name on all materials until time when the Board has a chance to review this program.

#### ADJOURNMENT

Councilman Glasser motioned to adjourn the meeting at 9:20 A.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

September 8, 2010

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

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

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

MOTION CARRIED = UNANIMOUS

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

Public Hearing for Cablevision Renewal:

PUBLIC NOTICE

TOWN OF SAND LAKE

PUBLIC HEARING

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

Barbara A. Biittig

Town Clerk

COMMENTS:

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

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

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

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

MOTION PASSED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

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

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

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

The dog license issues continue to cause lots of issues in each town. I have ordered the new license tags and attended a workshop with BAS on the possibility of them doing the license program. We are very hopeful that this will be the end result as most of our neighboring towns use this same system. The problem we are having is now that the State is not supplying the towns with items that cost such as tags, letters on renewal etc., is the fact that we still have to do every thing they did and more. There is a cost issue here. Dog licenses as of January 1, 2011 will not be done under New York State guidelines. The Town will have to shoulder these costs (Mandated by the State). Dog owners will still get, renew as in the past with the Town Clerks office. You will get a new tag that will have the towns information on it when you are due for renewal in 2011. Watch channel 17 for any new information. Note: THIS LAW CHANGE DOES NOT MEAN THAT YOUR DOG DOES NOT NEED TO BE LICENSED.

Primary day is next Tuesday, September 14, 2010 polls are open from 12:00 Noon until 9:00 PM. There are Primary's for the Democratic, Republican, and Conservative Parties.

New computerized machines will be used this year. These machines were demonstrated at several Fairs this year. We had a training class for all inspectors yesterday at the Sand Lake Town Hall. I have requested that the Board of Elections hold a demonstration of these new machines at the Sand Lake Town Hall before the General Election on November 2, 2010. I will let the Residents know of this date.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – None at this time.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – None at this time.

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

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

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

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

YOUTH – None at this time.

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

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

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

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

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

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

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

COMMENTS FROM RESIDENTS:

Katherine McCall, 79 Glass Lake Road, Averill Park. She would like the town to “za public stand” regarding public access to Glass Lake. She, her husband and small daughter were threatened and had pictures taken of their daughter while walking near the dam by Bob Mitchell.

Dan Holser – “Taxes are Ridiculous ”

Valerie Balga – Presentation on Community Pride

APPROVAL OF AGENDA

BUSINESS:

RESOLUTION#173 - 10

Set new date for Public Hearing on Town Road Map

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#174 - 10

Set Public Hearing for Parking Ordinance

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#175- 10

Award bid for DPW Solar PV Project

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#176 - 10

Create Capital Project for DPW Solar PV Project

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

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

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

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

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

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

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

Increase A522 9950.9 - Transfer to Capital in the amount \$25,900

Increase A 599 Appropriated Fund Balance in the amount of \$25,900

ADOPTED = AYES 5 NAYS 0

RESOLUTION#177- 10

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

Councilman Turner moved and Councilman Splain seconded the following resolution:

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#178 - 10

Set Budget Workshop Dates

Councilman Splain moved and Councilman Turner seconded the following resolution:

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#179- 10

Approval for Planning Board Chairman to Attend Training Conference

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#180- 10

Approval to Appoint Storm Water Management Officer (MS4 Officer)

Councilman Splain moved and Councilman Turner seconded the following resolution:

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_\_ - 10 - TABLED

Increase Hours for Accounts Payable Clerk

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

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

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

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

Budget transfer

Increase A 1430.1      \$2275.00

Personnel

Decrease A 1990.4      \$2275.00

Contingency

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

RESOLUTION# \_\_\_\_ - 10 - TABLED

Increase Hours for Zoning Board Clerk

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

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

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

Budget Transfer

Increase A 8010.1      \$1300.00

Zoning Personnel

Decrease A 1990.4      \$1300.00

Contingency

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

RESOLUTION#181- 10

Approval of Zoning Board Members to Attend Mandatory Training

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 182-10

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

Councilman Splain moved and Councilman Glasser seconded the following resolution:

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

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#183- 10

Budget Transfer

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

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

Budget Amendment

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

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

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

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

September 16, 2010

A special meeting of the Sand Lake Town Board was held on Thursday, September 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Bill Glasser, Barbara Martinage, Russ Bennett, Ed Patanian, John McEvilly, Tom Hatcher, Peter Gustafson, John LaRose and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Public Hearing Notice on Revised Draft of Sand Lake Zoning Code – Barbara A. Biittig, Town Clerk

PUBLIC NOTICE

TOWN OF SAND LAKE

SPECIAL MEETING

The Town of Sand Lake will hold a Special Meeting on Thursday, September 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to continue the previously opened public hearing on the revised Draft Sand Lake Zoning Code.

By Order of the Town Board

September 8, 2010

Barbara A. Biittig, Town Clerk

COMMENTS FROM THE SUPERVISOR: Burton Rounds

“Please limit your comments to 5 minutes allowing all who wish to speak to do so. We have had an Open Public Hearing for approximately 5 months.”

COMMENTS FROM RESIDENTS:

Bill Glasser - Wanted to make it clear on "the Definition of a Lot".

Tom Hatcher – Thanked the Sub Committee for all their hard work and he was glad when the zoning maps were changed. "The Town can not limit mining activities but can limit other items in the zoning code revision."

Lawrence Howard – Planner/Attorney - Noted that existing areas are "grandfathered".

Councilman Glasser made the motion to close the Public Hearing at 6:15 P.M. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

EXECUTIVE SESSION

AT 6:17 P.M. Councilman Glasser made the motion to go into Executive Session for possible litigation. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds called the meeting back to order at 6:35 P.M.

Councilman Glasser made the motion to close Executive Session. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds made the motion to adjourn the meeting at 6:37 P.M. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE BOARD MEETING

October 13, 2010

The monthly meeting of the Sand Lake Town Board was held on October 13, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Art Mardon, Bernie Mardon, Christy Carton, Sand Gnirke, Judith Long, Irv Sewell, Tom Hatcher, Buster, Diane & Kristina Hunt, Russ Bennett, Linda Hastings, Bill Reinhardt, Jan Reinhardt, Flora Fasoldt, John MacMcEvelly, R. Mitchell, Dan Holser, Barbara Martinage, Lori Riley, Bill Glasser, Ed Patanian, and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of: September 8 & September 16, 2010. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

PUBLIC NOTICE

TOWN OF SAND LAKE

PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town of Sand Lake shall hold a Public hearing on the Town Parking Ordinance. To be held on October 13, 2010 at 7:30 P.M. at the regular scheduled meeting at the Sand Lake Town Hall, 8428 Miller Hill Road, Sand Lake, NY.

Barbara A. Biittig

Town Clerk

Supervisor Round made the motion to keep the public hearing open.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of September 2010 - \$8,482.53
- Money Given to Rensselaer County for Dog Licenses - \$94.00
- Money Given to NYS Ag. & Markets for spay/neuter program - \$24.00
- Money Given to NYS Environmental Conservation - \$4,959.97
- Paid to NYS Health Department for Marriage Licenses - \$135.00

LaPerla Restaurant @ Gregory House has applied for a Liquor License renewal.

With Ag & Market's changes to the way we issue and do our dog licensing as of Jan 1, 2011 the town is in the process of writing a new law. I am working with the neighboring towns of Nassau, Schodack, and Poestenkill in an on going effort to share our ideas on how this new program should be implemented. Town residents will be informed on new fees etc. as soon as possible. Thank you to BAS who has agreed to handle our software changes this year at no additional charge.

Watch channel 17 for information on happenings at the Town Hall or feel free to call me at 674-2026 extension 22.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – Barbara Glasser – On File in the Town Clerk's Office

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION –None at this time.

CABLE – None at this time.

PHYSICAL FACILITIES – None at this time.

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

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

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

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

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

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

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

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

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

COMMENTS FROM RESIDENTS:

Fred Schreyer – Requests the Town Board to make a written inquiry into the Glass Lake Preservation Corporation and DEC regarding all matter pertaining to the attempted closure of the access to Glass Lake.

Daniel Holser – Regarding the Cooke Property.

Barbara Martinage – Regarding the Van.

S. Goldman – From the Office of Advocates for Disabilities.

Tom Hatcher – Read a letter written by Julia Thurm regarding zoning and mining.

APPROVAL OF AGENDA

Councilwoman Kronau moved and Councilman Glasser seconded to add Resolution #17 for Glass Lake to the agenda.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds moved and Councilman Turner seconded to approve the agenda.

MOTION CARRIED = UNANIMOUS

BUSINESS:

RESOLUTION#184-10

Approval of Change Order for Western Burden Lake Sewer Project

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, there are changes to the Town of Sand Lake Western Burden Lake Sewer project due to the need to modify the directional drilling required for the project;

WHEREAS, the changes which are required are as follows:

1. Alignment Revisions as detailed on the Change Order dated 9/27/2010 as attached and known as revision No. 2 to be installed at the contract unit price;
2. Directive to directionally drill lateral for grinder Pump No. 2, on the Shanley property as detailed on sheet 6 of 13 to be installed at the contract unit price;
3. Directive to add additional insured's per the attached letter to the change order of September 27, 2010.

WHEREAS, due to the above changes the total estimated increase in Contract Price will equal \$6,467.60 for a total contract price increase to \$303,202.10 from the original contract price of \$296,734.50; now therefore

BE IT RESOLVED, that the required changes to the lateral drilling required for the project are hereby approved; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute the change order with the amendments as stated above reflecting a change in the contractual price for drilling on Western Burden Lake to \$303,202.10.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#185-10

Referral of Westfall Village PDD/Townhomes & Pool House Building Projects to the Planning Board for Site Plan Review

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS EJP Homes, a division of EJP, Inc., has requested pursuant to Chapter 250-66 of the Sand Lake Town Code for the Bon Acre Hamlet, Westfall Village PDD an application for approval of the site plan review for the Townhomes and Pool House design; and

WHEREAS, the plan is for 24 Twin Homes (Townhomes) and the construction of a common area Pool House, and

WHEREAS, the Town Board wishes to refer said Site Plan Review to the Planning Board for the Town of Sand Lake due to their expertise and knowledge on the same; now therefore

BE IT RESOLVED, that the site plan review of the Westfall Village PDD, plan for 24 Townhomes and HOA Pool House shall be referred to the Planning Board for the Town of Sand Lake to be reviewed and then submitted to the Town Board for the Town of Sand Lake for final approval of the same.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#186 -10

Request to Department of Transportation for Reduction of Speed Limit on a Portion of Glass Lake Road

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, a request has been made by residents of the Town of Sand Lake to reduce the speed limit on Glass lake Road; and

WHEREAS, the public health, safety and welfare would be served by a reduction in the speed limit; now therefore

BE IT RESOLVED, 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 from 40 mph to 25 mph on Glass Lake Road from entrance of Rebecca Way to the end at the intersection of NY Routes 43/66; and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Supervisor and the Commissioner of Public Works to take whatever steps are reasonably necessary to carry out this resolution.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#187 - 10

Approval of Change Order of Town Hall Roof Project

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board was presented with a memo from the Maintenance Director, Josh Bucci, in regard to the repair work being performed on the Town Hall roof, and

WHEREAS, due to the current construction and repair work which is underway, it was discovered that the roof is in worse condition than originally thought to be and that repair work is needed on the west (left), east (right) and south (front) sides of the building, and

WHEREAS, the Town requested a review and report by Steele Engineering in regard to whether or not these repairs are immediately needed or if it is considered to be a separate phase of the project, and

WHEREAS, the report of the engineer indicated that there are serious concerns in regard to the condition of the roof, and that re-bidding this would create warranty issues with the roof materials and workmanship if a different company was utilized to perform said work, and

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

WHEREAS, the additional cost of said work is \$14,000, now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute a change order with J.M. Clark Construction for the labor and materials necessary to install a new roof on the west (left) side; the east (right) side and south (front) of the building for a cost of \$14,000.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#188 - 10

Approval of Memorandum of Agreement with the Town Highway Collective Bargaining Agreement

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the UPSEU and the Town of Sand Lake have finalized negotiations for the wage reopener for 2011 and 2012 contract years per the collective bargaining agreement; and

WHEREAS, the Town of Sand Lake and the UPSEU have agreed to an increase of 3% for 2011 wages for members of the collective bargaining unit and 3.25% for the 2012 year; and

WHEREAS, an Memorandum of Agreement reflecting the agreed upon changes to the contract has been provided and requires signatures of the Supervisor, Councilman Glasser and Attorney Cole Paul; and

WHEREAS, the negotiating team and the UPSEU negotiated and agreed on or about September 16, 2010; now therefore

BE IT RESOLVED, that the Town of Sand Lake wishes to accept the wage increases of 3% for 2011 and 3.25% for 2012 as negotiated by the negotiation team; and be it further

RESOLVED, that the negotiating team is hereby authorized to execute the Memorandum of Agreement and the Contract with amended provisions once provided by the UPSEU on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_ - 10(TABLED)

SEQRA review and approval for Sand Lake Zoning Code Update

Councilman Splain moved and Councilman Turner seconded to table the following resolution:

WHEREAS, on June 14, 2006 the Sand Lake Town Board adopted a Comprehensive Plan and Generic Environmental Impact Statement (GEIS) which set forth recommendations for changes to the Chapter 250, Zoning, and

WHEREAS, the Zoning Committee has prepared a draft of Chapter 250, Zoning, in accordance with the adopted Comprehensive Plan and Findings Statement of the GEIS, and

WHEREAS, the New York State Environmental Quality Review Act states that no further SEQR compliance is required if a subsequent proposed action will be carried out in conformance with the conditions and thresholds established for such actions in the generic EIS, and

WHEREAS, the draft Chapter 250, Zoning, has been prepared in accordance with the conditions and thresholds of the Comprehensive Plan and GEIS, now therefore

BE IT RESOLVED, that the Town Board finds that the proposed Chapter 250 requires no further review under the New York State Environmental Quality Review Act.

ADOPTED TO TABLE = AYES 4 NAYS 1 (Supervisor Rounds voted nay)

RESOLUTION# \_\_\_\_ - 10(TABLED)

Approval of Zoning Update

Councilman Splain moved and Councilman Turner seconded to table the following resolution:

WHEREAS, in accordance with the recommendations of the Town of Sand Lake Comprehensive Plan, the Town Board is deleting and repealing Chapter 210, Site Plan Review, in its entirety and creating a new Chapter 250, Zoning, of the Code of the Town of Sand Lake; and

WHEREAS, in accordance with §264 of New York State Town Law, public hearings were conducted on December 9, 2009, April 14, 2010, May 12, 2010, August 17, 2010, and September 16, 2010, for the purpose of obtaining comments from the public on the proposed Chapter 250, and

WHEREAS, in accordance with §239-m of the New York State General Municipal Law, the Town of Sand Lake received comment from the Rensselaer County Planning Board stating that the Bureau of Economic Development and Planning has determined that the proposal does not have a major impact on County plans and that local consideration shall prevail, now therefore be it

RESOLVED, that Local Law No. \_\_ of 2010 is hereby adopted as follows:

LOCAL LAW NO. \_\_ OF 2010 A LOCAL LAW deleting and repealing Chapter 210, Site Plan Review, in its entirety and creating a new Chapter 250, Zoning, of the Code of the Town of Sand Lake.

ADOPTED TO TABLE = AYES 4 NAYS 1 (Supervisor Rounds voted nay)

RESOLUTION#189 - 10

Approval of Bid for Purchase of a Four Way Plow for the Sand Lake DPW

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Sand Lake DPW has requested to purchase a four way plow to replace the current one way plow, including any and all valve bodies, plumbing, etc., for the proper use during winter snow plowing operations, and

WHEREAS, pursuant to the Town of Sand Lake's procurement policy purchase of equipment of this nature must be placed out to bid prior to purchasing the same, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of a four way plow, upon receipt and in conjunction with the specifications for the same from the Commissioner of Public Works; and be it further

RESOLVED, that said bids are to be received by the Town Clerk's Office no later than 9:30 A.M., October 27, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#190 - 10

Approval of bid for the purchase of a thirteen (13) foot stainless steel sander for the DPW

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sand Lake DPW has requested to purchase a thirteen (13) foot stainless steel sander to replace the eight year old sander, including any and all plumbing which would be required for correct operation and installation, and

WHEREAS, pursuant to the Town of Sand Lake's procurement policy purchase of equipment of this nature must be placed out to bid prior to purchasing the same, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of a thirteen (13) foot stainless steel sander, upon receipt and in conjunction with the specifications for the same from the Commissioner of Public Works; and be it further

RESOLVED, that said bids are to be received by the Town Clerk's Office no later than 9:30 A.M. October 27, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_ - 10

Amendment to Code Enforcement Officer's Duties

\*\*This resolution will not be drafted as it will require a discussion with George Wright prior to the adoption of the same\*\*\*

RESOLUTION#191- 10

## Renewal of Clark Patterson for Landfill Monitoring Agreement

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, upon completion of the Town's Landfill Closure project in 1994, NYSDEC regulations provide for environmental compliance monitoring consisting of groundwater monitoring, observation of landfill cap integrity, and gas monitoring; and

WHEREAS, the firm of Clark Patterson Associates, formerly Smith and Mahoney, P. C. designed, supervised the closure project, and has been performing said monitoring services since 1994; now therefore

BE IT RESOLVED, that Clark Patterson Associates be retained for 2010 at a cost of \$6,700 to perform landfill environmental compliance monitoring services as set forth in its proposal for 2010 Landfill Monitoring Services Agreement dated July 30, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#192- 10

## Renewal of Harts Security Agreement for Sewer Monitoring

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to contract with Hart's Alarm System to provide monitoring of the sewer pump stations for the contract period of October 2010 through September 2011; and

WHEREAS, the monthly monitoring fee is \$20.00 per month for the four sewer pump stations;  
and

WHEREAS, the monitoring services with regard to the procurement policy, fall under the exception of sole-source due to the fact that modifications would have to be made to the current system for another company to take over the monitoring of the system; and

WHEREAS, the Town Attorney has reviewed said monitoring contract and has approved the same; now therefore

BE IT RESOLVED, the Supervisor is hereby authorized to execute said contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_\_ - 10(TABLED)

Approval of Zoning Board Members to Attend Training

Supervisor Rounds moved and Councilman Splain seconded to table the following resolution:

WHEREAS, the Zoning Board Members, \_\_\_\_\_, have requested to attend training at the Capital District Regional Planning Commission and New York State Department of State Division of Local Government Services; and

WHEREAS, said training is being held at the William K. Sanford Town Library in the Town of Colonie on the 22nd of November, 2010 from 6:15 P.M. to 9:00 P.M. at a cost of \$10.00 per person; now therefore

BE IT RESOLVED, that the Zoning Board Members \_\_\_\_\_ are hereby authorized to attend said training held at William K. Sanford Town Library in the Town of Colonie on November 22, 2010 from 6:15 P.M. to 9:00 pm at a cost of \$10.00 per person, and be it further;

RESOLVED, that the Town shall pay for registration/tuition fees of said members attending.

ADOPTED TO TABLE = AYES 5 NAYS 0

RESOLUTION#193-10

Set Public Hearing for Increase Rate for Procurement Policy

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has enacted a Procurement Policy, which appears in Chapter 38 of the Sand Lake Town Code adopted on February 12, 1992, and

WHEREAS, the Town of Sand Lake wishes to amend the amount for Section 38-6 subsection I "ñworks contracts for less than \$500 "as an exemption from the procurement policy to raise the level of that exemption to \$1,000; and

WHEREAS, in order to amend said code, a public hearing is required; now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to place a notice in the official town newspaper as follows:

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on November 10, 2010 at 7:30 P.M. at Town Hall, Sand Lake, New York regarding an increase in the exemption rate for the Town of Sand Lake Procurement Policy section 38-6 subsection I from \$500 to \$1,000 for Public Works Contracts.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#194 - 10

Authorization for Monolith Solar Association LLC to Connect New Distributed Generation Units to Town System.

Supervisor Rounds moved and Councilman Glasser seconded to table the following resolution

WHEREAS, The Town Board for the Town of Sand Lake has contracted with Monolith Solar Associates to construct and install a Solar Unit known as the “ÐSolar Project ”at the Town’s Department of Public Works, and

WHEREAS, in connection with said contract, the Town is required to sign a Contract for interconnection of new distributed generation units with capacity of 2 MW or less connected in parallel with utility distribution systems to connect the town’s unit with Monolith to allow Monolith the ability to monitor and control the system, now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute the contract for the interconnection of new distributed generation units between the Town of Sand Lake and Monolith Solar Associates once said contract has been reviewed and approved by the Town Attorney.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#195- 10

Budget Transfer/Amendments

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

Budget Transfer

| FROM                     | TO                      | AMOUNT      | Reason |
|--------------------------|-------------------------|-------------|--------|
| A 1950.4                 | A 7150.1                | \$638.00    |        |
| Taxes on Muni Prop. Cont | Beach Personnel         |             |        |
| A 1990.4                 | A 1660.4                | \$2000.00   |        |
| Contingency Cont.        | Central Storeroom Cont. |             |        |
| A 5182.1                 | A 5182.2                | \$908.00    |        |
| Lighting Pers.           | Lighting Cont.          |             |        |
| A 1990.4                 | A 8030.4                | \$2000.00   |        |
| Contingency Cont.        | Research                |             |        |
| A 8160.4                 | A 8160.1                | \$3800.00   |        |
| Refuse & Garbage Cont    | Refuse & Garbage Pers.  |             |        |
| DA 5110.1                | DA 5120.4               | \$11,467.00 |        |
| General Repairs Pers.    | Bridges Cont.           |             |        |
| SS 9730.7                | SS 9710.7               | \$ 7,844.00 |        |
| Bond Anticipation        | Serial Bond             |             |        |
| Interest                 | Interest                |             |        |

## Budget Amendment

Increase appropriation SS2 8120.1000 Sewer Collection Personnel in the amount of \$1500.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$1500.00.

Increase appropriation SS2 8120.4000 Sewer Collection Contractual in the amount of \$3300.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$3300.00. Cover costs and replaced broken pumps.

Increase appropriation SS2 9030.8 Social Security in the amount of \$100.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$100.00

Increase appropriation A 5182.2 Lighting Equipment in the amount of \$24,092 due to unanticipated revenue A 980 3887 State Aid in the amount of \$24,092 for Justice grant.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#196- 10

Glass Lake Access

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, members of the public have expressed their concern about closure by the Glass Lake Preservation Corporation of the access to Glass Lake on Glass Lake Road near the spillway, and

WHEREAS, in addition to the impact upon use of the lake for recreational purposes by the public, such closure may effect emergency access to the lake, the stocking of fish in the lake by the DEC, and past and future public grants for maintenance and repair of the dam, and

WHEREAS, at present this Board does not have a clear understanding of the reasons the Glass Lake Preservation Corporation has sought to close the access, upon what basis they claim a right to do so, and what enforcement actions the DEC has or is pursuing in respect of previous grants awarded to the Glass Lake Preservation Corporation for maintenance and repair of the dam or any other reason, now therefore

IT IS HEREBY RESOLVED AS FOLLOWS:

The Town Supervisor is hereby authorized and directed to make formal written inquiry of the Glass Lake Preservation Corporation and the New York State Department of Environmental Conservation as to the status of all matters pertaining to the attempted closure of access to Glass Lake, and to report his findings to the full Board at the earliest possible opportunity.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

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

This was seconded by Councilman Splain.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE BOARD MEETING

November 1, 2010

A Special meeting of the Sand Lake Town Board to establish the 2011 Preliminary Budget was held on Monday, November 1, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                    Councilman Splain  
                                  Councilwoman Kronau  
                                  Councilman Glasser

Councilman Turner  
Supervisor Rounds  
Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Steve Robelotto

CALL TO ORDER

PLEDGE OF ALLEGIANCE

RESOLUTION # 197-10

Establish the 2011 Preliminary Budget

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following adjustments be made in the 2011 Tentative Budget to establish the

2011 Preliminary Budget:

|                      |                           |            |
|----------------------|---------------------------|------------|
| A1220.1 Supervisor   | \$9,135.00 Delete         |            |
| A1430.1 Personnel    | \$ 2,635.00               | Additional |
| A1450.4 Elections    | \$840.00 Delete           |            |
| A7550.4 Celebrations | A1660.4 Central Storeroom | \$300.00   |
| A1680.2 Central Data | \$8500.00 Delete          |            |

|                            |                        |                      |
|----------------------------|------------------------|----------------------|
| A3510.4 Control of Animals |                        | \$1500.00 Additional |
| DA5142.1 Snow Removal      | A5410.1 Sidewalks      | \$6,000.00           |
| DA5142.4 Snow Removal      | A5410.4 Sidewalks      | \$2,000.00           |
| A8020.1 Planning           | \$1,566.00             | Reduction            |
| A3005 Mortgage Tax         | \$25,000.00 Additional |                      |
| A2770 Miscellaneous        | \$500.00 Additional    |                      |
| DA5130 Machinery           | \$20,000.00 Reduction  |                      |
| A8030.4 Research           | A1440.4 Engineer       | \$15,000.00          |

All budget personnel items, .1, have been placed in the Employee Compensation Schedule.

BE IT FURTHER RESOLVED, that the above changes herein be placed in the 2011 Preliminary Budget.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:26 P.M.

This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE PUBLIC HEARING

November 4, 2010

The Public Hearing of the Sand Lake Town Board was called by Supervisor Rounds at 7:35 P.M. at the Sand Lake Town Hall, 8428 NY 66, Sand Lake, New York. Afater the Pledge of Allegiance, the following answered rolIII

call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Joe Johnson

DEPUTY CLERK TO READ THE NOTICE:

NOTICE OF HEARING  
PRELIMINARY BUDGET  
TOWN OF SAND LAKE  
RENSELAER COUNTY, NEW YORK

NOTICE IS HEREBY GIVEN that the Preliminary Budget for the Town of Sand Lake for the fiscal year beginning January 1, 2011 has been established and is on file in the Office of the Town Clerk at Town Municipal Offices, 8428 NY 66, Sand Lake, New York where it is available for inspection at regular business hours.

FURTHER NOTICE IS GIVEN that the Town Board of the Town of Sand Lake will hold a Public Hearing thereon at the Town Hall, 8428 NY 66, Sand Lake, New York on Thursday, November 4, 2010 at 7:30 PM.

Dated: October 27, 2010

Barbara A. Biittig

Town Clerk

COMMENTS FROM THE PUBLIC:

Joe Johnson wanted to have someone clarify the difference between a Tentative Budget and the Preliminary Budget. After disussiion of the differences that the Tentative Budget is what the

Supervisor present to the Town Board and the Preliminary Budget is the changes that are made after workshops and meeting, Joe Johnson went on to say he had reviewed the Preliminary Budget and stated there was no difference between the Preliminary Budget and the Tentative Budget.

After further discussion it was decided that the numbers in the Tentative Budget column were wrong but the numbers in the Preliminary Budget column were correct. The numbers in the Tentative Budget just need to be changed back to reflect the original numbers.

Supervisor Rounds made a motion to continue the Public Hearing on the November 10, 2010 Board Meeting at 7:30 P.M. This was seconded by Councilwoman Kronau.

MOTION CARRIE = UNANIMOUS

RESOLUTION # 198-10

Amend the Preliminary Budget dated November 1, 2010

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Preliminary Town Budget dated November 1, 2010 filed with the Town Clerk on November 2, 2010 be amended to insert under the line item Tentative Budget 2011, the numbers that were contained in the Supervisors original Tentative Budget dated September 30, 2010.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Councilman Glasser made the motion to adjourn the Public Hearing at 8:37 P.M. this was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Tami Thibeault

Deputy Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

November 17, 2010

A Special meeting of the Sand Lake Town Board was held on November 17, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                    Councilman Splain  
                                  Councilwoman Kronau  
                                  Councilman Glasser  
                                  Councilman Turner

Supervisor Rounds

Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Steve Robelotto, Pat Stevens

CALL TO ORDER

PLEDGE OF ALLEGIANCE

COMMENTS FROM RESIDENTS: None at this time

APPROVAL OF AGENDA

Councilman Turner moved to approve the Agenda. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

RESOLUTION # 210-10

Adoption of 2011 Budget

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board established its Preliminary Budget on November 9, 2010 and a Public Hearing was held on November 10, 2010 on said; now therefore

BE IT RESOLVED, that the 2011 Preliminary Budget is hereby adopted as the 2011 Annual Budget.

DEFEATED = AYES 1 NAYS 4 ( Councilman Turner, Councilman Glasser, Councilman Splain & Supervisor Rounds voted NAY)

RESOLUTION#211-10

Adoption of 2011 Employee Compensation and Wage Schedule

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that the attached 2011 Employee Compensation Schedule and 2011 Wage Schedule for Highway and Sewer Personnel is adopted.

DEFEATED = AYES 2, NAYS 3 (Councilman Turner, Councilman Glasser, Councilman Splain voted NAY)

COMMENTS FROM RESIDENTS: None at this time

ADJOURNMENT:

Councilman Glasser made the motion to adjourn the meeting at 6:55 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

December 8, 2010

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

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Clyde Heffner, Justin Schultz, John "Mac" McEvilly, Fred Schreyer, Mark Cioffi, Beth Cioffi, Rob Drermer Esq, Tom Hatcher, Joe Phillips, Russ Bennett, Richard Ferraro, and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of: November 10 and November 17, 2010. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

APPROVAL OF THE AGENDA

Supervisor Rounds made the motion to approve the agenda. Councilman Turner seconded the approval of the agenda.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS:

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of November 2010 - \$4,453.90
- Money Given to Rensselaer County for Dog Licenses - \$104.57
- Money Given to NYS Ag. & Markets for spay/neuter program - \$39.00
- Money Given to NYS Environmental Conservation - \$2,823.78

Reminder to residents that a Public Hearing on the New Dog Licensing Law will be held on Wednesday, December 29, 2010 that will go into effect as of Jan 1, 2011. Also, there is also

a Public Hearing on that same night regarding the establishment of a Town's New Fee Schedule.

The Town of Sand Lake Youth Department is having a Holiday Tree Lighting at the Town

Hall on December 16th at 7:00 PM. Please come for refreshments, singing, and to see

Santa. Please bring a food item or unwrapped toy for the Kiwanis basket. Thanks to the Sand Lake Kiwanis for their donation of the tree, thanks to Josh Bucci for setting it up and to

the highway department to getting the tree.

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

#### COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – None at this time.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – None at this time.

CABLE – None at this time

PHYSICAL FACILITIES – None at this time.

INTERNAL CONTROL – Paul Splain- On file in the Town Clerk's Office

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

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

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

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

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

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

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

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

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

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

COMMENTS FROM RESIDENTS:

Justin Schultz- Planning Board Chairman- Voiced his issues with the board regarding the denial of his raise request at Budget time. He felt that he did more in his job then a board member and he made less. He stated that his raise had been denied him because of Councilman Glasser.

Councilman Glasser stated that he was only one vote on the Board and that Mr. Schultz's raise request was denied due to a majority vote of 4 to 1. Councilman Glasser stated that a raise of over 20% was not appropriate at this time due to our economy and that other departments had

also asked for raises and did not get them. Councilman Glasser had received letters from concerned residents about Mr. Schultz's request and that a raise at this time was unfair to the taxpayer.

#### RESOLUTION# 212-10

Reappointments to Board of Trustee to Sand Lake Town Library

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, two positions on the Board of Trustees are set to expire on December 31, 2010, and

WHEREAS, those positions are currently held by Cris Blanchard and Marla LaMontagna and they have sent a letter of intent to President of the Board of Trustees to continue in those positions for an additional five (5) years; now therefore

BE IT RESOLVED, that upon the recommendation of the President of the Board of Trustees, for the Town of Sand Lake, that Cris Blanchard and Marla LaMontagna are reappointed to the Board of Trustees to the Sand Lake Town Library Board of Trustees for a term commencing on January 1, 2011 to end on December 31, 2015.

ADOPTED = AYES 5 NAYS 0

#### RESOLUTION#213-10

Appointment of Deputy Town Clerk to Permanent Status

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, Tami Thibeault has completed her six (6) month probation as Deputy Town Clerk and the Town Clerk now wishes to make her a permanent Deputy Clerk, now therefore

BE IT RESOLVED, that Tami Thibeault is hereby now appointed to the Town Clerk's Office as a Deputy Town Clerk on a permanent basis at a rate of \$ 14.21 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#214-10

Appointment of Deputy Registrar of Vital Statistics

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Jane McClellan is appointed as a Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#215-10

Recognition of Nick Cioffi

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to acknowledge the achievements of a local Averill Park High School Student Athlete; and

WHEREAS, Nicholas (Nick) Cioffi is a senior at Averill Park High School and plays Varsity Baseball as a pitcher; and

WHEREAS, Nick as a Junior for Averill Park was awarded the title of "Council Pitcher of the Year"; and

WHEREAS, Nick has also played baseball for the South Troy Dodgers Elite baseball organization for several years as a pitcher; and

WHEREAS, Nick has signed his letter of intent with Towson University in Maryland for a scholarship to play National Collegiate Athletic Association (NCAA) Division I Baseball for the University; now therefore

BE IT RESOLVED, that the Town of Sand Lake Board wishes to recognize the athletic achievements of Nicholas Cioffi, to provide him with a certified copy of this resolution, and be it further

RESOLVED, that the Town Board wishes to congratulate him and his family on his outstanding accomplishments in athletics and wishes him well in the future.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# (Discussion item)–

Introduction of Town of Sand Lake Dog Law

Public Hearing Wednesday, December 29, 2010 at 6:00 P.M.

RESOLUTION # 216-10

Set Special Meeting for End of Year Budgetary & Financial Matters

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that a Special Town Board meeting be convened on December 29, 2010 at 6:00 PM at the Town Hall, NY 66, Sand Lake, New York for the purpose of taking action on year end budgetary and financial matters consisting of Budget transfers, amendments, fund transfers and paying bills and year end miscellaneous.

BE IT RESOLVED, that a public hearing will be held on December 29, 2010 at 6:00 PM at the Town Hall, NY 66 Sand Lake, NY for the purpose of reviewing the Dog Licensing law for the Town of Sand Lake and

BE IT FURTHER RESOLLVED, that a public hearing will be held on December 29, 2010 at 6:00 PM at the Town Hall, NY 66, Sand Lake, New York, for the purpose of reviewing the proposed rate increases for the Town of Sand Lake Fees.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 217-10

Monitoring Agreement with Hart Alarm System

Councilman Turner moved and Supervisor Rounds seconded the following

resolution:

WHEREAS, the Town of Sand Lake wishes to contract with Hart Alarm System to provide monitoring of the sewer pump station located at 56 Methodist Farm Road for the contract period of January 2011 through December 2011; and

WHEREAS, the monthly monitoring fee is \$20.00 per month for the sewer pump station #5; and

WHEREAS, the monitoring services with regard to the procurement policy, fall under the exception of sole-source due to the fact that modifications would have to be made to the current system for another company to take over the monitoring of the system; and

WHEREAS, the Town Attorney has reviewed said monitoring contract and has approved the same; now therefore

BE IT RESOLVED, the Town Supervisor is hereby authorized to sign said contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 218-10

Solicit Bids for Waste Removal 2011

Councilman Glasser moved and Councilman Turner seconded the following

resolution:

BE IT RESOLVED, that the Town Clerk is authorized to advertise for bids for the purpose of Refuse Removal for the year 2011. The specifications are available at the Town Clerk's Office during regular business hours.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#219-10

Budget Transfer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

| FROM                               | TO                                 | AMOUNT  | Reason |
|------------------------------------|------------------------------------|---------|--------|
| A 1650.2                           | A1650.1                            | 352.00  |        |
| Central Communication<br>Equipment | Central Communication<br>Personnel |         |        |
| A 1680.2                           | A 1680.4                           | 669.00  |        |
| Data Processing Equip              | Data Processing Contractual        |         |        |
| A 1910.4                           | A1660.4                            | 1300.00 |        |
| Unallocated Insurance              | Central Storeroom Contractual      |         |        |
| A 1990.4                           | A 8030.4                           | 3000.00 |        |
| Contingency                        | Research                           |         |        |

|          |          |        |
|----------|----------|--------|
| A 8510.4 | A 1410.4 | 300.00 |
|----------|----------|--------|

|                          |                        |  |
|--------------------------|------------------------|--|
| Community Beautification | Town Clerk Contractual |  |
|--------------------------|------------------------|--|

|          |          |        |
|----------|----------|--------|
| A 8510.4 | A 7150.4 | 100.00 |
|----------|----------|--------|

|                          |                                           |  |
|--------------------------|-------------------------------------------|--|
| Community Beautification | Special Recreation Contractual<br>(beach) |  |
|--------------------------|-------------------------------------------|--|

#### Budget Amendment

Increase appropriation SL1 5182.4 Street Lighting Contractual in the amount of \$5000.00 to be funded by appropriating the Consolidated Light Fund Balance SL1 599 in the amount of \$5000.

ADOPTED = AYES 5 NAYS 0

#### COMMENTS FROM RESIDENTS

Justin Schultz apologized to Supervisor Rounds, Councilman Turner, Councilwoman Kronau and Councilman Splain for his remarks that he had made earlier.

#### ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:20 P.M.

This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

A complete accounting of all discussions on agenda is available for review on

audio tape in the Town Clerk's Office.

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

December 29, 2010

A special meeting of the Sand Lake Town Board was held on December 29, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Rob Dressner, Russ Bennett and others:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

WORKSHOP SECTION:

1. Speaker: Debra Roy

Topic: To discuss future improvements to the Sand Lake Center for the Arts Building.

2. Discussion of the continuation of the Storage Lease as proposed by NYSEG on December 22, 2010.

3. Paul Rowe spoke on changes in the Convenience Facility.

TOWN OF SAND LAKE

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on Wednesday, December 29, 2010 at 6:00 PM at Town Hall, Sand Lake, New York for Public Comment regarding establishment of a New Fee Schedule. Also, for Public Comment on the New Town Law for Dog Licensing.

By Order of the Sand Lake Town Board

Barbara A. Biittig, Town Clerk

December 1, 2010

Supervisor Rounds opened the Public Hearing at 6:30 P.M.

Catherine Crawmer answered general questions concerning the new dog law.

Supervisor Rounds motioned to close the Public Hearing at 6:55 P.M. Councilwoman Kronau second the motion.

MOTION CARRIED = UNANIMOUS

RESOLUTION#220- 10

Enactment of Animal Control and Licensing Law for Town of Sand Lake

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, pursuant to the changes made to article 7 of the New York State Agriculture and Markets Law, town boards must adopt a local law in order to properly license and control dogs and animals within the Town's Boundaries; and

WHEREAS, the Town Board wishes to amend its existing Chapter 75 of the Sand Lake Town Code in its entirety and replace it with a new Chapter 75 of the Sand Lake Town Code which is attached hereto and made a part hereof, to incorporate the provisions of licensing and animal control within its borders; and

WHEREAS, the Town Board has held a public hearing on this issue and the proposed law on December 29, 2010, now therefore

BE IT RESOLVED, that the attached proposed law entitled "Animal Control and Dog Licensing Law of the Town of Sand Lake, County of Rensselaer", formerly Chapter 75 of the Town of Sand Lake

Code as adopted by the Town Board of the Town of Sand Lake; Art. I 7-14-1982 by L.L. No. 1-1982; Art. II, 7-11-1984 as L.L. No 1-1984 amended in its entirety 11-8-1995 by L.L. No. 3-1995 and hereby amended in its entirety on December 29, 2010 by L.L. No. 2-2010, be adopted in its entirety, and be it further

RESOLVED, that the Town Clerk shall file this Chapter of the Law with the State of New York and cause the same to be incorporated into the Code for the Town of Sand Lake.

#### ANIMAL CONTROL AND LICENSING

Local Law No: 1 Of the Year 2011

BE it enacted that Chapter 75 of the Code of the Town of Sand Lake is hereby repealed and replaced with a new Chapter 75 which is herein adopted as follows:

Chapter 75

Section 1: Title:

The title of this Law shall be "Cat Control & Dog Licensing Law of the Town of Sand Lake, County of Rensselaer."

Section 2: Authority:

This local law is enacted pursuant to the provisions of (Chapter 59; Part T of the Laws of 2010) Article 7 of the Agriculture and Markets Law and the Municipal Home Rule Law of the State of New York.

### Section 3: History:

This Local Law is adopted by the Town Board of the Town of Sand Lake: Art. I 7-14-1982 by L.L. No. 1-1982; Art. II, 7-11-1984 as L.L. No.1-1984 amended in its entirety 11-8-1995 by L.L. No. 3-1995.

Chapter 75 of the Code of the Town of Sand Lake is hereby repealed and a new Chapter 75 is adopted as follows:

### Section 4: Purpose:

#### A. DOGS:

Effective January 1 2011, the State of New York relinquishes the responsibility of dog licensing to local municipalities. The Town of Sand Lake is required to adopt legislation relating to this issue. The Town Board of Sand Lake finds that uncontrolled behavior of licensed and unlicensed owned dogs and dogs with unidentified owners have caused physical harm to persons and damage to property, and otherwise create a nuisance within the Town. The purpose of this chapter is to provide for the licensing and identification of dogs and protection of persons and property by enforcing regulations on the activities of dogs that are consistent with both the rights and privileges of dog owners as well as the rights and privileges of other citizens within the Town of Sand Lake.

#### B. OTHER SPECIES OWNED ANIMALS:

The Town Board of Sand Lake finds that owned animals of species other than dogs, when uncontrolled, cause property damage and create traffic hazards within the Town of Sand Lake. The purpose of this chapter is to provide regulations for the control of such owned animals.

### Section 5: Definitions:

All terms not specifically defined herein shall have the meaning assigned to such terms within Article 7 Section 108 of the Agriculture and Markets Law of New York State.

The word "shall" is intended to be mandatory.

**IDENTIFICATION TAG-** A tag issued by the Town Clerk which sets forth the identification number together with the name of the Town and State, the telephone number of the Town Clerk and any other information deemed necessary by the Town Clerk.

**TOWN –** means the Town of Sand Lake, County of Rensselaer, State of New York.

**CLERK -** The Town Clerk or Deputy Town Clerk(s) of the Town of Sand Lake or their duly authorized agents.

**ANIMAL CONTROL OFFICER -** A person or persons appointed by the Town for the purpose of enforcement of the duties of Dog Control Officer as described in Agriculture and Market Law and the municipal animal control law of the Town of Sand Lake.

**DANGEROUS DOG -** As defined within Article 7 of Agriculture and Markets Law.

**DOG -** Any male or female member of the species canis familiaris licensed or unlicensed.

**OTHER SPECIES OWNED ANIMAL -** Any species of animal listed in this chapter that is owned or harbored within the Town of Sand Lake, including any pure breed or mixed breed cat, horse, cattle, poultry, llama, alpaca, goat, pig, emu or reptile.

**TOWN KENNEL, SHELTER or HOLDING FACILITY-** Any facility under contract with the Town or authorized by the Animal Control Officer for the temporary housing of animals seized for violations of this law or held for safekeeping.

HARBOR- To provide food and/or shelter to any species of animal listed in this chapter.

DOG OWNER- Any person a minimum of eighteen years of age who harbors a dog is responsible for licensing and providing humane care for that dog. If a dog owner is under the age of eighteen years of age a parent or guardian will be deemed the owner. If the dog is not licensed the head of the household in which the animal resides shall be deemed the owner and shall be responsible for any acts of violation of both Agriculture and Markets Law and this chapter of the law of the Town of Sand Lake.

DOG OWNER OF RECORD- Means the person in whose name a dog was last licensed pursuant to this chapter, except if any license is issued on application of a person under eighteen years of age, the owner of record shall be deemed to be the parent or guardian of such person.

PERSON- A person, partnership, corporation, association or other organized group of persons, business entity, municipality, or other legal entity.

OWNER OTHER SPECIES OF OWNED ANIMAL - Any species of animal as defined within this chapter harbored within the Town of Sand Lake is considered owned by the head of the household of the property where the animal resides and shall be responsible for any acts of violation of this chapter of the law of the Town of Sand Lake.

DOG: RUN AT LARGE – A dog is deemed running at large if it is off the premises of the dog’s owner and on private lands of another without permission of that land owner. A dog is deemed running at large if it is not on a leash or accompanied by its owner or another responsible person able to control it. No dog shall be deemed to be at large if it is licensed and accompanied by its owner and is actively engaged in hunting or training for hunting on unposted land or on posted land with the permission of the owner of the land.

OTHER SPECIES OWNED ANIMAL: RUN AT LARGE- Any species of owned animal, other than a dog, as described in this chapter, is deemed running at large when it is off the property of its owner while not

under the control of the owner and on private lands without the permission of the land owner and any species of owned animal presenting a potential traffic hazard while wandering in or near public roadways.

EUTHANASIA or EUTHANIZE - To bring about the death by a humane method as defined in Agriculture and Markets Law.

SEIZE or SEIZURE- Refers to the Animal Control Officer taking possession of a dog or other owned animal as defined within this section for the purposes of protecting the public, protecting or providing care for that animal and all seizures described within Article 7 of the Agriculture and Markets Law.

BOARDING AND ASSOCIATED CHARGES – The rate charged by the town kennel, shelter contracted with the Town or holding facility authorized by the animal control officer for the housing, general care, feeding, veterinary care, vaccination and transportation of a seized animal.

SERVICE DOG or GUIDE DOG or HEARING DOG -Any dog that has been trained to assist a person with a disability and is being utilized for that purpose and any dog that is being trained and will be used by a person with a disability.

PERSON WITH DISABILITY- Any person with a disability as defined in New York State Executive Law and/or Americans with Disabilities Act.

RESIDENT- (A person) an individual who maintains a residence within the town of Sand Lake, County of Rensselaer, State of New York.

SENIOR RESIDENT- Any resident of the Town of Sand Lake age 65 or older.

WAR DOG- Any dog which has been honorably discharged from the US armed services.

POLICE or DETECTION DOG- Any dog currently being used in police work.

WORKING SEARCH DOG- Any dog trained to aid in the search of missing persons that is actually used for such purposes provided that such services provided are performed without charge.

Section 6: Dog Licensing and Rabies Vaccination Requirements:

- A. No license shall be transferable. Upon transfer of ownership all dogs, unless otherwise exempted, must be licensed when reaching the age of 4 months old and that license updated before or on the date of expiration. No license shall be required for any dog which is under the age of four months and which is not at large.
  
- B. Each license application shall be accompanied by proof that the dog has been vaccinated against rabies or a statement from a licensed veterinarian that such vaccination would endanger the dog's life in which case vaccination shall not be required. All dogs must have a rabies vaccination when reaching the age of 4 months of age unless
  
- C. All dogs when reaching the age of 4 months must be identified by a current license tag affixed to a collar placed on the dog unless the dog is actively participating in a dog show or competition
  
- D. The Town of Sand Lake does not allow the licensing of dogs by a shelter. The shelter MUST send the adoptive dog owner to the Town Clerk of the Town of Sand Lake or the City in which the dog will be harbored for licensing OR to the Town Clerk of the Town, where the Shelter is located for the purchase of the license for adoption.
  
- E. Fee Exemptions- All dogs must be licensed over the age of 4 months however, there shall be no fee for any license issued for the following: a. Guide Dog, Hearing Dog, Service Dog, Working Search Dog, Police Dog or Detection Dog (as defined within article 7 of the State Agriculture and Markets Law).
  
- F. Dogs can only be licensed to the location at which the dog is harbored. In the event of a change in the ownership or change of address where the dog is harbored, a written report of such change shall be filed with the Town Clerk within 10 days of such change.

G. Dog license fees will be as follows: For a spayed or neutered dog (proof required)

the fee will be \$8.00 for a one year license. Which shall include the assessment of the mandatory New York State surcharge of \$1 for the purpose of carrying out animal population control. The license fee for an unaltered (unsprayed or unneutered) dog will be \$11.00 for a one year license. Which includes the assessment of the mandatory New York State surcharge of \$3 for the purpose of carrying out animal population control). The Town of Sand Lake will not issue purebred (kennel) licenses. All dogs must be individually licensed.

H. Enumeration fee: When the Town Board determines the need for a dog enumeration, an additional fee of \$10 will be assessed to all dogs found unlicensed or renewed during the time the enumeration is conducted.

I. A replacement tag fee of \$2.50 shall be charged to offset the costs associated with the provision and replacement of the identification tags.

#### Section 7: Licensing Grace Period for Dogs:

A. Any dog harbored within the Town which is owned by a resident of New York City or licensed by the City of New York, or which is owned by a non-resident of New York State and licensed by a jurisdiction outside the State of New York, shall for a period of thirty (30) days be exempt from the licensing and identification provisions of this local law.

#### Section 8: Dog Licensing Violations:

It shall be an offense, punishable as hereinafter set forth for:

- A. Any person to own or harbor an unlicensed dog or permit a dog license to expire.
  
- B. Any person to own or harbor a dog that is not identified by a tag as required by this chapter.
  
- C. Any person to knowingly affix to any dog any false or improper identification tag, rabies vaccination tag or special identification tag for identifying guide, service, hearing dogs, police, detection dogs or working search dogs.
  
- D. Any person owning or harboring a dog to fail to keep rabies vaccination current for any dog over 4 months of age unless the owner provides a statement certified by a licensed veterinarian stating that because of age or other reason the life of the dog would be endangered by the administration of vaccine.
  
- E. Any dog owner of record to fail to report a change of ownership, lost, stolen or deceased dog to the Town Clerk within 10 days of such change in status.

Section 9: Prohibited Acts of Dogs:

- A. It shall be unlawful to permit any dog to run at large.
  
- B. No person shall own or harbor any dog that howls or barks continuously for an unreasonable length of time (an unreasonable length of time is to be left to the discretion of the animal control officer).
  
- C. No person shall own or harbor any dog allowed to chase or otherwise harass any person in such a manner as to reasonably cause intimidation or put such person in

reasonable apprehension of bodily harm or injury or to cause bodily harm or injury to any person.

D. No person shall own or harbor any dog that is allowed to chase, run alongside or bark at any motor vehicle, horse or bicycle or otherwise present a traffic hazard on an public roadway.

E. No person shall own or harbor any dog that causes any damage to any property or destroy or deface such property within the town. It shall be considered property damage for a dog to dig holes on improved real property, including but not limited to, lawns, gardens, shrubs and ornamental flowers, or to destroy by tearing, chewing or scratching any personal property.

F. No person shall own or harbor any dog that creates a nuisance by defecating or urinating on public or private property other than the owner of the dog.

G. No person shall own or harbor a dog that attacks any other dog, or any other species of owned animal described in this chapter.

H. No person shall allow any dog to chase or harass deer or other wildlife.

I. No person shall drop any dog within the geographical limits of the Town of Sand Lake and leave same unattended or abandoned.

J. No person shall permit any dog to be in or on any park, beach or recreational property owned by the Town of Sand Lake, whether leashed or otherwise, except for Service Dogs, Hearing Dogs, Guide Dogs, Police Dogs, Working Search Dogs or Detection Dogs or by exemption of the Town Board for community events. (Added 9-11-1998 by L.L. No. 3-1998).

Section 10: Prohibited Acts of Other Species Owned Animals:

A. No person shall own or harbor any species of owned animal, described in this chapter, to run at large.

B. No person shall own or harbor any species of owned animal, described in this chapter, to cause damage of private property other than on the property of the animal owner.

#### Section 11: Keeping of Dogs:

(The regulation and enforcement of the keeping and maintenance of a dog pursuant to this section is provided to the Town of Sand Lake by Agriculture and Markets Law Article 7 Sec. 122 re: municipal authority enact local law.)

Dogs kept within the Town of Sand Lake must be maintained in a humane manner.

Any dog owner or person harboring a dog is required to:

- A. Provide dog with necessary access to sustenance; food or drink
  
- B. Provide dog with appropriate shelter for dog left outside which must (1) have a waterproof roof (2) be structurally sound with insulation appropriate to local climatic conditions and sufficient to protect the dog from inclement weather (3) Be constructed to allow each dog adequate freedom of movement to make normal postural adjustments, including the ability to stand up, turn around and lie down with its limbs outstretched; and (4) allow for effective removal of excretions, other waste material; dirt and trash. The housing facility and the area

immediately surrounding it shall be regularly cleaned to maintain a healthy and sanitary environment and to minimize health hazards. For dogs that are restrained in any manner outdoors, shade by natural or artificial means must protect the dog from direct sunlight at all times when exposure to sunlight is likely to threaten the health of the dog.

C. Upon a finding of any violation of this section, any dog or dogs seized pursuant to the provisions of this article that have not been voluntarily surrendered by the owner or custodian or forfeited pursuant to court order shall be returned to the owner or custodian only upon proof that appropriate shelter, as required by this section, is being provided, the dog is licensed and all charges associated with such seizure have been paid.

D. Upon a finding that a seized dog has been improperly kept the owner or person harboring said dog will pay all boarding and associated charges in full from the time of seizure and in advance no less than 5 days should continuance of court procedures be scheduled. The owner or person who harbors said dog will be responsible for all charges associated with the disposition of the dog should the dog be abandoned at any time before, during or after the court proceedings.

E. A dog will be considered abandoned if the owner or person responsible for paying the boarding and associated charges for housing the dog does not pay the amount in full as per this section. A dog so abandoned will become the property of the Town of Sand Lake and will be disposed of in accordance with Agriculture and Markets Law.

Section 12: Seizures:

A. Any police officer or peace officer may seize any animal pursuant to Section 373 Article 26 of the Agriculture and Market Law.

B. The Animal Control Officer may seize any dog as per Section 117 and/or Section 123 Article 7 of the Agriculture and Market Law.

C. The Animal Control Officer, any police officer or peace officer may seize any dog not being kept to the minimum standards of 75-9 of this chapter.

D. Redemption of a seized dog by the owner must include proof of licensing and payment of all boarding and associated charges in full before a dog is released. The owner of a dog held at the town kennel awaiting court proceedings must submit advance payment of all boarding and associated charges in the amount of a minimum of 5 days expenses at all times during the time the dog is held. The owner of the dog shall be responsible for all charges associated with the disposition of the dog should the dog be abandoned at any time before, during or after the court proceedings. A dog will be considered abandoned if the owner or person responsible for paying the boarding and associated charges for housing the dog does not pay the amount in full as per this section. A dog so abandoned will become the property of the Town of Sand Lake and will be disposed of in accordance with Agriculture and Markets Law.

E. The Animal Control Officer may seize any other species of owned animal as described in this chapter if running at large when it is off the property of its owner while not under the control of the owner and on private lands without the permission of the land owner and any species of owned animal presenting a potential traffic hazard while wandering in or near public roadways. The Animal Control Officer may arrange for care or shelter with an appropriate entity; kennel, stable, farm or veterinary until an owner is located or for 5 days from the date of seizure. If no owner comes forward within a 5 day period the owner will relinquish ownership and the animal may be adopted out or euthanized. If the owner is located after the 5 day period the owner will be responsible for all charges associated with the seizure, boarding, veterinary care and disposition of that animal.

Section 13: Penalties:

A. Penalties for offenses: Any person convicted of a violation of this chapter shall be liable for a penalty of not less than \$25 or more than \$50 for a first violation occurring within the past five years; of not less than \$50 or more than \$100 for a second violation occurring within the past five years; and of not less than \$100 or more than \$500 where the person is found to have committed two or more violation within the past five years.

ADOPTED = AYES 5 NAYS 0

TOWN OF SAND LAKE

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on Wednesday, December 29, 2010 at 6:00 PM at Town Hall, Sand Lake, New York for Public Comment regarding establishment of a New Fee Schedule. Also, for Public Comment on the New Town Law for Dog Licensing.

By Order of the Sand Lake Town Board

Barbara A. Biittig, Town Clerk

December 1, 2010

Supervisor Rounds opened the Public Hearing at 6:56PM.

No comments from residents were made. Supervisor Rounds motioned to close the Public Hearing at 6:59PM and Councilwoman Kronau seconded the motion to close.

MOTION CARRIED = UNANIMOUS

RESOLUTION#221- 10

Sewer Department Fee Schedule Amendment

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Sewer Department has researched the fees charged applicants for various services provided by other Sewer Departments in Towns similar to the Town of Sand Lake, and the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 Town of Sand Lake Sewer Department fee schedule is as follows:

Town of Sand Lake Sewer Department

Fee Schedule

1. Permit / Inspection / Installation (with stub) ----- \$135.00
2. Permit / Inspection / Installation (without Stub) - \$475.00

And,

BE IT FURTHER RESOLVED, that the Town Clerk and the Sewer Department will post notice of such fee schedule, and be it further

RESOLVED, that the Sewer Department fee schedule be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and other factors affecting the fee schedule.

RESOLUTION#222- 10

Building Department Fee Schedule Amendment

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Building Department has researched the fees charged applicants for various services provided by other Building Departments in Towns similar to the Town of Sand Lake, and

WHEREAS, the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 the attached "xsof Sand Lake 2011 Building Department Fee Schedule" dated 1/1/2011 will be implemented and disseminated as the official fee schedule for the Building Department; and be it further

RESOLVED, that the Town Clerk and the Building Department will post notice of such fee schedule; and be it further

RESOLVED, that the Building Department fee schedule shall be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and/or other factors which shall affect said schedule.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#223- 10

Planning Board Fee Schedule Amendment

Councilman Splain moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Planning Board has researched the fees charged applicants for various services provided by other Planning Boards in Towns similar to the Town of Sand Lake, and

WHEREAS, the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 the Town of Sand Lake Planning Board fee schedule is as follows:

TOWN OF SAND LAKE PLANNING BOARD:

FEE SCHEDULE 2011 Rate

|                                             |          |
|---------------------------------------------|----------|
| Boundary Line Adjustment (per line)         | \$180.00 |
| Rezoning                                    | \$455.00 |
| Scenic Preservation Zone                    | \$45.00  |
| Site Plan Review:                           |          |
| Buildings                                   | \$180.00 |
| Signs                                       | \$20.00  |
| Special Exceptions                          | \$93.00  |
| Special Exception w/Site Plan (if required) | \$273.00 |
| Special Permission                          | \$93.00  |
| Subdivision (per lot)                       | \$180.00 |
| Wireless Telecommunications:                |          |
| -Telecommunications Towers:                 |          |
| Special Permit (per year):                  |          |
| Site Plan Review:                           |          |

\$1,095.00

\$190.00

-Telecommunications Antennas:

Special Permit (per year):

Site Plan Review:

\$1,095.00

\$190.00

BE IT FURTHER RESOLVED, that the Town Clerk and the Planning Board Chairman will post notice of such fee schedule; and be it further

RESOLVED, that the Planning Board fee schedule shall be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and/or other factors which shall affect said schedule.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#224- 10

Zoning Board of Appeals Fee Schedule Amendment

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the granting of Variances and Special Exemptions are for the direct benefit of the requesting property owner, and

WHEREAS, Section 250-119 of the town zoning code requires that the Town Board establish and post a schedule of fees, and

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation and the Town Board has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Zoning Board of Appeals has researched the fees charged applicants for various services provided by other Zoning Board's in Towns similar to the Town of Sand Lake, and the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1, 2011, the Town of Sand Lake, Zoning Board of Appeals fee schedule is as follows:

ZONING BOARD OF APPEALS

FEE SCHEDULE 2011 RATE

Area Variance \$80.00

Use Variance \$105.00

Interpretations \$80.00

BE IT FURTHER RESOLVED, that the Town Clerk and the Zoning Officer will post such notice of the amendment to the fee schedule, and be it further

RESOLVED, that the Zoning Board of Appeals fee schedule be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and other factors affecting the fee schedule.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds reopened the Public Hearing of October 13, 2010 that was never closed at 7:12 PM on the Town Parking Ordinance.

No public comments were made.

Supervisor Rounds closed the Public Hearing at 7:25 PM. Councilman Turner seconded the closing.

MOTION CARRIED = UNANIMOUS

RESOLUTION#225- 10

Town Parking Ordinance

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake enacted a Parking Ordinance on December 9, 1987 by resolution of the board which consolidated which was originally several separate parking ordinances as were adopted as Ordinance No 3 on August 6, 1954, as amended August 19, 1955; the ordinance which was adopted on July 23, 1970 and an additional ordinance which was adopted September 9, 1971 all of which were repealed and consolidated on December 9, 1987, and

WHEREAS, the Town of Sand Lake, has been advised that the parking of vehicles along town roads, most notably during snow storms, has become a nuisance and may impede the passage of emergency vehicles as well as Town Highway Vehicles in their mission to clear the roads of snow, and

WHEREAS, the Town Board for the Town of Sand Lake on October 13, of 2010 held a public hearing for the amendment of this ordinance and closed the public hearing on December 29, 2010, and

WHEREAS, the town's present parking ordinance is ineffective in allowing the Highway Department to tow vehicles which are in the roadway during such snow emergency periods, now therefore

BE IT RESOLVED, that the parking ordinance as adopted December 9, 1987 be modified and amended as follows:

#### TOWN OF SAND LAKE PARKING ORDINANCE

##### A. Parking Restrictions

1. There shall be no parking on either side of Crystal Lake Road from at its intersection with Route 66 east to its intersection with (County Route 45) a distance of .67 miles;
2. There shall be no parking on either side of Gettle Road from its intersection with Route 43 east to its intersection with County Route 45 (Old Route 66) a distance of .82 miles; provided however that parking is permitted in designated areas adjacent to Butler Park, such non-designated areas shall be considered a "x-away zone";
3. There shall be no parking, except in designated parking areas, on Glass Lake Road from Route 43 and 66 west to New York Telephone pole 11, a distance of .30 miles and such area is designated a "x-away zone";
4. There shall be no parking on the south side of First Dyke Road from New York State Gas and Electric Pole L-69-8 east to pole L-69-2, a distance of .25 miles;
5. There shall be no parking on either side of Crystal Avenue;

6. There shall be no parking or standing on the south side of Second Dyke Road from its intersection with Zack Lane east to its intersection with (County Route 47), a distance of .70 miles and such area is designated a "x-away zone";

7. There shall be no parking on either side of Teal Road from its intersection with Route 43 and 66 to New York State Gas and Electric Pole 9, a distance of .4 miles;

8. There shall be no parking on either side of Creek Lane.

B. Snow Emergencies

1. There shall be no parking along ANY town road during any snow emergency;

2. A "snow emergency" shall exist when two or more inches of snow has accumulated and has not been plowed by a Town Highway vehicle;

3. During said snow emergency, all vehicles parked on town roads or in town right of ways shall be considered to be parked in a "x-away zone" for the purposes of this section;

4. When any vehicle is parked unattended on any Town highway in violation of this ordinance, said vehicle may be removed under the direction of the Sand Lake Town Highway Superintendent or his designee;

5. If any vehicle shall be removed pursuant to this section as provided in this ordinance, such vehicle may be stored in any place designated by the Highway Superintendent, to be held there until such time as the owner or operator of such vehicle shall call for and remove the same.

6. Prior to the return of any vehicle removed pursuant to this section, the owner or operator of such vehicle shall pay to the tow truck owner or operator the amount of all reasonable charges and expenses actually and necessarily incurred in removing the vehicle.

## C. Definitions

1. Where parking is prohibited by this ordinance, no person shall park a vehicle, whether occupied or not, but may stop temporarily to load or unload passengers or merchandise;
2. Where standing is prohibited by this ordinance, no person shall stand or park a vehicle, whether occupied or not, but may stop temporarily to receive or discharge passengers;
3. TOW-AWAY ZONE: this is defined as an area wherein the Town has a right to enforce this parking ordinance by use of a tow truck to physically remove the vehicles left unattended.
4. Emergency and police vehicles are exempt from this ordinance.

## D. Violations

1. Each violation of this ordinance shall be punishable by a fine of one-hundred dollars (\$100);
2. Whenever a police officer or code enforcement officer finds a vehicle or trailer parked in an area designated as a tow-away zone, he or she is authorized to cause such vehicle or trailer to be removed to a garage, automobile impound or other place of safety. The owner or other person lawfully entitled to the possession of such vehicle may be charged with the reasonable and actual cost for removal and storage, payable before the vehicle or trailer is released;
3. If the owner or other person lawfully entitled to the possession of such vehicle shall fail to retrieve the vehicle, the towing agency or place of storage may file a lien against the vehicle and liquidate the same pursuant to the Lien Laws of the State of New York.

## E. Signs

1. The parking restrictions contained in this ordinance shall be posted in accordance with State regulations.

F. Effective Date

1. This ordinance shall be effective ten (10) days after publication of a summary or the entire Ordinance in the Troy Record and upon the posting of the signs in accordance with Article E herein.

2. This ordinance in its entirety shall be considered Ordinance No 1 for 2010

G. Filing

1. This ordinance shall be filed in the Town Clerk's Office and shall be placed in the Town Code for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#226-10

Year End Budget Transfers/Amendments and Encumbrance

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM              | TO             | AMOUNT |
|-------------------|----------------|--------|
| A 1010.4          | A 1110.4       | 100.00 |
| Town Board Contr. | Justice Contr. |        |

|                          |                             |         |
|--------------------------|-----------------------------|---------|
| A 1355.1                 | A 1110.1                    | 650.00  |
| Assessor Personal Svc.   | Justice Personal Svc.       |         |
| A 3310.4                 | A 1110.1                    | 2000.00 |
| Traffic Control Contr.   | Justice Personal Svc.       |         |
| A 1355.1                 | A 1355.4                    | 1000.00 |
| Assessor Personal Svc    | Assessor Contractual        |         |
| A 1355.2                 | A 1355.4                    | 500.00  |
| Assessor Equipment       | Assessor Contractual        |         |
| A 1620.2                 | A 1620.1                    | 75.00   |
| Buildings Equipment      | Buildings Personal Svc      |         |
| A 1620.2                 | A 1620.4                    | 6925.00 |
| Buildings Equipment      | Buildings Contractual       |         |
| A 1410.1                 | A 1620.4                    | 1000.00 |
| Town Clerk Personal Svc. | Buildings Contractual       |         |
| A 7140.4                 | A 1660.4                    | 1000.00 |
| Playground & Rec Contr.  | Central Storeroom Contract. |         |

|                             |                           |         |
|-----------------------------|---------------------------|---------|
| A 1460.2                    | A 1680.4                  | 1000.00 |
| Record Mngmt Equip.         | Data Processing Contract. |         |
| A 3620.1                    | A 1680.4                  | 2000.00 |
| Building Inspector Pers Svc | Data Processing Contract. |         |
| A 3510.2                    | A 3510.4                  | 308.00  |
| Control of Dogs Equip       | Control of Dogs Contract. |         |
| A 1315.4                    | A 3510.4                  | 180.00  |
| Comptroller Contract        | Control of Dogs Contract. |         |
| A 7140.1                    | A 3510.4                  | 800.00  |
| Playground & Rec. Pers      | Control of Dogs Contr.    |         |
| A 5132.2                    | A 5132.4                  | 3537.00 |
| Town Garage Equipment       | Town Garage Contract.     |         |
| A 7140.1                    | A 1430.1                  | 135.00  |
| Playground and Rec Persl.   | Personnel Personal Svc.   |         |
| A 3620.1                    | A 8030.4                  | 5000.00 |
| Building Inspector Pers Svc | Research Contr            |         |

|             |                 |         |
|-------------|-----------------|---------|
| A 1990.4    | A 8030.4        | 1388.00 |
| Contingency | Research Contr. |         |

#### Budget Amendment

Increase appropriation A7989.4 Culture and Recreation Contractual (Bicentennial Planning) in the amount of \$500.00 to be funded by appropriating the Bicentennial Fund A 892 in the amount of \$500.00. Requested by the committee for the Sand Lake Union Cemetery Association.

Increase appropriation SS2 8120.1 Sewer Collection Personal Services in the amount of \$1000.00 by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$1000.00. Increase appropriation SS2 8120.4 Sewer Collection Contractual in the amount of \$500.00 by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$500.00. Increase appropriations SS2 9030.8 Sewer District 2 Social Security in the amount of \$100.00 by appropriating the Sewer District 2 Fund Balance in the amount of \$ 100.00.

#### Authorize Supervisor to Encumber Appropriations

WHEREAS, each department head is required to file with the Supervisor a list of unpaid obligations as of the close of the fiscal year pursuant to Section 110 of Town Law; and

WHEREAS, in turn the Supervisor is required to encumber the applicable appropriation account balances; now therefore

BE IT RESOLVED, that the Supervisor is authorized to encumber the following in the 2010 Budget:

AMOUNT:FROM:DESCRIPTION: DA 5130.2 Machinery Equipment - \$9,625 to Zwack for Plow, \$7,220.00  
A 1460.4 Records Management Contractual to General Code for Zoning Update to Town Code.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#227- 10

Award Bid Waste Removal 2011

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake advertised for proposals for refuse removal services; and

WHEREAS, proposals have been received and reviewed by the Town of Sand Lake; now therefore

BE IT RESOLVED, that the Town of Sand Lake shall refuse all submitted bids and in the alternative shall accept state contract pricing for refuse removal services for the Town of Sand Lake for the Year 2011 beginning January 1, 2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#228-10

Appointment to Planning Board

Councilman Splain moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Robert Bentz is hereby appointed to the Sand Lake Planning Board for a term to end on December 31, 2018, effective January 2, 2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#TABLED-10

Appointment to Zoning Board of Appeals

RESOLUTION#229 - 10

Authorization for Receiver of Taxes on Town Bank Account

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has a newly elected Receiver of Taxes, and

WHEREAS, the Receiver of Taxes must be authorized signature on the Town of Sand Lake Receiver of Taxes bank account, now therefore

BE IT RESOLVED, Jill Quell, Receiver of Taxes, is an authorized signature on the Town of Sand Lake Receiver of Taxes bank account effective January 1, 2011, and

BE IT FURTHER RESOLVED, that Charlotte Foster is removed as an authorized signature on the Town of Sand Lake Receiver of Taxes bank Account effective December 31, 2010.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds motioned to go into Executive Session at 7:45 PM. This was seconded by Councilman Glasser stating for "só> "issues.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds reopened the meeting at 8:40 PM.

Councilman Turner motioned to close the meeting. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk2010

TOWN OF SAND LAKE ORGANIZATIONAL BOARD MEETING

JANUARY 1, 2010

An Organizational Meeting of the Sand Lake Town Board was held on January 1, 2010 at 12:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

|          |                     |
|----------|---------------------|
| PRESENT: | Councilman Splain   |
|          | Councilwoman Kronau |
|          | Councilman Glasser  |
|          | Councilman Turner   |
|          | Supervisor Rounds   |

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, John McEvilly, Russell Bennett, Melissa Elacqua, Brian Hunt, Michele Kehn, Dan Holser, Richard Tallman, Archie Robinson, Charlotte Foster, Linda Hastings, Deborah Nerenberg, Beth Cioffi, Carla Engwer, Pat Stevens, Mark Cioffi, Steve Robelotto, Joe Johnson, Helen Splain, Richard Biittig ,Chad Foster and others.

BUSINESS:

RESOLUTION # 01B-10

Appointment of Town Attorney

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Russell Bennett is appointed the Town Attorney for the Town of Sand Lake for a two year term to end December 31, 2011 at a salary of \$10,000.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

RESOLUTION #01G-10

Appointment of Town Attorney

Councilman Glasser moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Donna Cole Paul, Esq. is appointed the Town Attorney for the Town of Sand Lake for a two year term to end December 31, 2011 at a salary for 2010 as stated in the 2010 Budget.

ADOPTED = AYE 3 NAYS 2 (Councilwomen Kronau and Supervisor Rounds voting NAY)

RESOLUTION # 2B-10

Adoption of Procedural Rules

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that the following Procedural Rules for the Town of Sand Lake Board Meetings are hereby adopted:

#### TOWN BOARD MEETINGS

1. The Sand Lake Town Board will meet at 7:30 P.M. on the second Wednesday of every month at the Sand Lake Town Hall, 8428 NY Route 66, Sand Lake, NY 12153. If that day is a holiday, the Town Board will designate an alternate day at the preceding meeting.
2. The Sand Lake Town Board will hold a Workshop meeting at 6:00 p.m. on the fourth Wednesday of every month at the Sand Lake Town Hall, 8428 NY Route 66, Sand Lake, NY 12153. If that day is a holiday, the Town Board will designate an alternate day at the preceding meeting.
3. All Town Board meetings, including workshops, are open to the public. Meetings shall be recorded and televised and minutes shall be taken.
4. To ensure a consistent and accurate recording of Town business, the Town Clerk and/or Deputy Town Clerk shall be present at all meetings of the Town Board, including but not limited to all workshops, public hearings and/or special meetings of the Board.
5. The Town Board wishes to encourage the interest and participation of Town residents in Town meetings. Accordingly, the Supervisor shall afford an opportunity for any person wishing to speak on any matter prior to and after the regular business agenda. Any such person shall come to the podium and

state his or her full name and address the Board. In the event that a large group of persons wishes to speak on a particular topic, the Supervisor may require that such

persons designate a representative to speak on behalf of the group. In his sole discretion, the Supervisor may permit a member of the public to speak on a matter during the business agenda.

6. The supervisor may limit discussion that is not relevant to Town business or is repetitive, abusive or tends to unduly or unfairly prolong the meeting of the Board. No member of the public, member of the Board, or any other individual shall engage in any demonstration, booing, hand clapping, name calling, shouting or otherwise disrupt the formality of the Town Board meeting.

7. Any person who shall become abusive or is otherwise disrupting the meeting of the Board will be asked to step down and may be asked to leave or may be removed from the meeting.

8. At no time shall members of the public be permitted to question the Town Board directly on matters and shall submit any questions in writing to the Town Board for a response. In his discretion, however, if the Supervisor finds that he can provide an answer, he may do so or may refer the individual to a member of the Town Board or the Town Attorney for response.

9. These procedural rules will be prominently posted in the meeting room.

#### TOWN BOARD AGENDA ITEMS

10. Town Board members wishing to place matters or items on the agenda for Town Board meetings shall submit each such item to the Supervisor's office by noon on the fourth Wednesday of the month. All such items shall include supporting documentation and/or necessary information to prepare the proper resolution.

11. The Town Supervisor will present a Tentative Agenda to the Town Board at the Town Board workshop meeting for review, discussion and development of a Final Agenda.

12. At the direction of the Supervisor, the Town Attorney shall prepare resolutions and other items for the Final Agenda which require local laws or ordinances and/or legal review or preparation. The Town Attorney shall complete and deliver any such material to the Town Clerk not later than noon on the Wednesday preceding the Town Board meeting.

13. At the direction of the Supervisor, all proposed resolutions and supporting material for the Final Agenda shall be submitted to the Town Clerk on or before noon on the Wednesday preceding the Town Board meeting.

14. The Town Clerk will:

a. Prepare the Final Agenda for the Town Board meeting.

- b. Prepare resolutions not prepared by the Town Attorney or by Town Board members.
  - c. Distribute copies of all resolutions to each Board Member via their mail slot in Town Hall and by e-mail on or before noon on the Saturday preceding the Town Board meeting.
  - d. Distribute copies of Department Head and Board Member Reports to each Board Member and the Town Attorney via their mail slot in Town Hall.
  - e. Transmit the meeting agenda to the official newspaper by 4:30 P.M. on the Friday preceding the meeting.
15. Agenda items may be rearranged, added or deleted at the discretion of the Supervisor. Any matter or item not properly on the agenda may be placed on the agenda or otherwise discussed or raised at a Town Board meeting only by a vote of a majority of the Town Board, except that the Supervisor may add any item at his discretion.
16. All resolutions of one page or less shall be read aloud at the Town Board meeting in their entirety by the Town Clerk. Any resolutions of more than one page may be summarized; however, the resolution in its entirety shall be made available to the public prior to the meeting of the Board.
17. At the direction of the Supervisor, a summary of Department and Committee reports may be made orally within a five (5) minute time frame.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

#### RESOLUTION #2G-10

#### Adoption of Procedural Rules

Councilman Glasser moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED that the following attached Procedural Rules for the Town of Sand Lake Board Meetings are hereby adopted. An entire copy of the manual for said procedures shall be on file and available to the public through the Town Clerk's Office.

ADOPTED = AYES 5 NAYS 0 (Attached)

RESOLUTION #3B-10

Appointment of Receiver of Taxes

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, That Eileen Biggins is appointed Receiver of Taxes for a term ending December 31, 2010.

DEFEATED = AYES 2 NAYS 3(Councilman Turner, Councilman Glasser and Councilman Splain voting NAY)

RESOLUTION # 4-10

Official Newspaper

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that The Record is the official newspaper of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #5-10

## Designated Depositories

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that pursuant to Section 64 of the Town Law, the following institutions be and are hereby designated depositories of all monies received:

Key Bank, M&T Bank, Trustco Bank and MBIA.

ADOPTED = AYES 5 NAYS 0

## RESOLUTION # 6-10

Established Fee for Returned Checks

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that a fee of \$25.00 shall be charged for each check tendered to the Town or any of its Departments that is returned for insufficient funds, closed account or stopped payment in addition to any charges which the Town might incur as a result of the returned check from its banking institution.

ADOPTED = AYES 5 NAYS 0

## RESOLUTION # 7-10

Authorized Facsimile Signature

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that the Town Supervisor Rounds may use a facsimile signature, such as a rubber stamp, facsimile, or other device, to sign checks on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 8-10

Salaries of Town Officials & Employees

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that the salaries of all Town Officers and employees shall be as set forth in the 2010 Town Budget except as otherwise specified by resolution of the Board. A copy of the Town Budget is on file with the Town Clerk and available during normal business hours for review.

ADOPTED = AYES 5

RESOLUTION # 9-10

Mileage Rate for Reimbursement

Supervisor Round moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Town Officials and Employees using their own vehicles for Town business shall be allowed the standard rate established by the Internal Revenue Service for reimbursement which is currently established for 2010 as \$ .50 cents per mile.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 10- 10

Designated Paid Holidays

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that the following days are designated paid holidays for all entitled employees and/or officials of the Town:

New Years Day January 1, 2010

Martin Luther King Day January 18, 2010

Presidents Day February 15, 2010

Good Friday April 2, 2010

Memorial Day May 31, 2010

Independence Day July 4, 2010

Labor Day September 6, 2010

Columbus Day October 11, 2010

Veterans' Day November 11, 2010

Thanksgiving Day November 25, 2010

Day after Thanksgiving November 26, 2010

Christmas Day December 24, 2010

New Years Day 2011 December 31, 2010

ADOPTED = AYES 5

RESOLUTION # 11-10

Appointment of Deputy Town Attorneys

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Frederick J. Schreyer, Esq., is hereby appointed as Deputy Town Attorney for the Town of Sand Lake to serve at the pleasure of the Board for a term to expire December 31, 2011 for Planning, Zoning, Sewer and Code Enforcement, at a salary of \$14,000.00 per anum.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 12-10

Appointment of Registrar of Vital Statistics

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Barbara A. Biittig, Town Clerk, is appointed Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 13-10

Appointment of Deputy Registrar of Vital Statistics

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Patricia A. Stevens is appointed Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 14-10

Appointment to Planning Board

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Michael Groff is appointed to the Planning Board for a term ending December 31, 2016.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #15-10

Appointment of the Chairman of the Planning Board

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Justin Schultz is appointed Chairman of the Planning Board.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 16-10

Appointment to Zoning Board of Appeals

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that John Bond is appointed to the Zoning Board of Appeals for a term ending December 31, 2014.

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ADOPTED = 5 AYES NAYS 0

RESOLUTION #17-10

Appointment of the Chairman of Zoning Board of Appeals

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Judy Breselor is hereby appointed Chairman of the Zoning Board of Appeals.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 18-10

Appointment of the Secretary to the Zoning Board of Appeals

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Charlotte C. Foster is hereby appointed Secretary to the Zoning Board of Appeals.

ADOPTED = AYES 4 NAYS 1 (Supervisor Rounds voting NAY)

RESOLUTION # 19-10

Appointment of Court Officer

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Mel Diegel is hereby appointed Court Officer, and that this appointment shall be on consent and advice of the Town Justices for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 20-10

Appointment of Deputy Commissioner of Building, Zoning and Code Enforcement and Sewer Inspector.

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that George Wright is hereby appointed Deputy Commissioner of Building, Zoning and Code Enforcement and as a Sewer Inspector at a rate of \$24.14 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 21-10

Appointment of Convenience Facility Attendant

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that David Martin is appointed Convenience Facility Attendant, and be it further resolved that the Town Convenience Facility on Chamberlain Hill Road shall be open to Town residents on Wednesdays from noon to 7 p.m. and Saturdays from 7 a.m. to 3 p.m.

ADOPTED = AYES 5

RESOLUTION # 22-10

Appointment of Cable TV Technician(s)

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Bob Busta and Andrea Kronau are appointed as Cable TV Technicians for the Town of Sand Lake to be compensated at a rate of \$7.67 per hour as set forth by the 2010 Budget.

BE IT FURTHER RESOLVED, that Josh Bucci will act as back-up Cable TV Technician only when necessary and will be compensated at the salary that he receives now.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1 (Councilwoman Kronau Abstaining)

RESOLUTION # 23-10

Appointment of Youth Program Supervisor

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barbara Glasser is hereby appointed Youth Program Supervisor for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1 (Councilman Glasser Abstaining)

RESOLUTION # 24-10

Appointment of Animal Control Officer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Catherine Crawmer is hereby appointed Animal Control Officer for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 25-10

Appointment of Freedom of Information Officer

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barbara A. Biittig is appointed Freedom of Information Officer for the Town of Sand Lake.

BE IT FURTHER RESOLVED, that Patricia Stevens shall act as alternate Freedom of Information Officer in the event that Barbara Biittig is unable to act.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 26-10

Appointment of Mail Clerk

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Town Clerk shall be mail clerk for the Town of Sand Lake and shall be responsible for the prompt collection and dissemination of all incoming and out-going mail for the

Town. All mail received at the Town Hall shall be opened and its date of receipt and a brief description shall be recorded in a log, which shall be available to the public and to all Town officers and employees. The mail clerk shall distribute all mail to the addressee and a copy to any Board member, officer and Department head to whom the correspondence is relevant.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 27-10

Town Financial Reports

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that in lieu of the filing and publishing requirements set forth in Town Law 29 (10), the Supervisor shall submit to the Town Clerk within 60 days after the close of the fiscal year, a copy of his report to the State Comptroller, and that the Town Clerk shall publish a summary of such report within ten (10) days in the official newspaper of the Town as permitted by Town Law 29(10a). In the event the filing of the annual report is extended by the State Comptroller, the Supervisor's time for filing a copy of the report with the Town Clerk is likewise extended.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 28-10

Appointment of Commissioner of Public Works/Superintendent of Highways

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Larry Browe is appointed Commissioner of Public Works/Highway Superintendent at a rate as set forth in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 29-10

Appointment of Deputies for Public Works Department

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Brian Hunt is hereby appointed Deputy Commissioner of Public Works, and Highway.

BE IT FURTHER RESOLVED, that Ray Hernick is hereby appointed Deputy Commissioner of Sewers, and

BE IT FURTHER RESOLVED, that Joel Hunt is hereby appointed Highway Foreman/Dispatcher for the Public Works Department.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 30-10

Appointment of Fire Inspector/Code Enforcement Officer

Supervisor Rounds moved and Councilman Splain seconded the following

resolution:

BE IT RESOLVED, that Mike Wager is hereby appointed Fire Inspector/Code Enforcement Officer.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # \_\_\_-10 (Tabled for not more than 60 days)

Appointment of Clerk to Building Department

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution. Councilman Glasser moved and Councilman Splain seconded to table the following resolution:

BE IT RESOLVED, that Michele Kehn is hereby appointed to the Clerk as the Building Department at a rate of \$14.21 per hour for 25-30 hours per week as stated in the 2010 Budget.

RESOLUTION # 31-10

Appointment of Assessor Data Collector

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Barb Hansen is appointed to the position of Assessor Data Collector for up to 20 hours a week not to exceed the salary of the position as set forth in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 32-10

Appointment of Secretary to the Assessor

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Carla J. Engwer is hereby appointed to the position of Secretary to the Assessor at a rate of \$14.21 per hour, for 40 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 33-10

Appointment of Comptroller

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

BE IT RESOLVED, that Melissa Elacqua is hereby appointed to the position of Comptroller at an annual salary, for 40 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 34-10

Appointment of Accounts Payable Clerk and Director of Purchasing

Supervisor Rounds moved and Councilman Splain seconded the following

resolution:

BE IT RESOLVED, that Kate Kalinowski is hereby appointed to the position of Accounts Payable Clerk and Director of Purchasing for 20 hours per week as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 35-10

Appointment of Current Employees and Officers

Supervisor Rounds moved and Councilwoman Kronau seconded the following

resolution:

BE IT RESOLVED, that all current employees and officers not specifically mentioned in the resolutions adopted at this meeting and who serve at the pleasure of the Town Board are hereby continued in office until such time as the Board shall otherwise direct, and for whom there is no definite term.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 36-10

Authorization for Training

Supervisor Rounds moved and Councilman Turner seconded the following

resolution:

BE IT RESOLVED THAT THE FOLLOWING, that the following Town Officials; Supervisor Rounds, Councilwoman Kronau, Councilman Splain and Town Clerk Barbara Biittig are hereby authorized to attend the 2010 Training School for newly elected Town officials being held at the Desmond, Albany, New York from January 5 through January 7, 2010. This event is sponsored by the Association of Towns of the State of New York; and

BE IT FURTHER RESOLVED, that each Official be reimbursed for their registration fee of \$200.00 and mileage.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #37-10

Resignation of Receiver of Taxes and Appointment of Successor.

Councilman Glasser moved and Councilman Turner seconded the following  
resolution:

BE IT RESOLVED, that due to the General Election of 2009, the Receiver of Taxes, Barbara Biittig has been elected to the Office of Clerk for the Town of Sand Lake, and

BE IT RESOLVED, that said Barbara Biittig shall be resigning her position as of January 1, 2010,  
and

BE IT RESOLVED, that due to the resignation of Barbara Biittig, the Town Board wishes to appoint a successor Receiver of Taxes for the remainder of the term until December 31, 2010, and

BE IT RESOLVED, that Charlotte C. Foster be and is hereby appointed as receiver of taxes for the term to expire 12/31/2010.

ADOPTED = AYES 3 NAYS 2 (Councilwoman Kronau and Supervisor Rounds voting NAY)

RESOLUTION #38-10

Appointment of Court Administrator

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Janet Michaels is hereby appointed the Court Administrator for the Town of Sand Lake Justice Court, and that this appointment shall be on the consent and advice of the Town Justices for the Town of Sand Lake at a rate as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #39-10

Appointment of Deputy Court Administrator

Councilman Glasser moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Cheryl Lobdell is hereby appointed the Deputy Court Administrator for the Town of Sand Lake Justice Court, and that this appointment shall be on the consent and advice of the Town Justices for the Town of Sand Lake at a rate as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #40-10

Appointment of Internal Control Officer

Councilwoman Kronau moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Darryl Purinton is hereby appointed as the Internal Control Officer for the Town of Sand Lake for a term to expire on December 31, 2011 at a salary as set by the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #41-10

Appointment of Webmaster

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that Barbara Glasser is hereby appointed as the Webmaster for the Town of Sand Lake for a term to expire on December 31, 2011 at a salary as set by the 2010 Budget.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1(Councilman Glasser Abstaining)

COMMITTEE ASSIGNMENTS AND APPOINTMENTS BY DEPARTMENTS

Councilman Glasser    Animal Control

Beach

Street Lights

Councilwoman Kronau    Youth

Seniors/Senior Van

Culture & Arts

Planning Oversight/Linkage Study

Councilman Turner    Library

Ambulance/ Public Safety

Zoning Update

Councilman Splain    Cable

Physical Facilities

Parks and Recreation

Supervisor Rounds

Public Works

Highway

Veterans

#### SUPERVISOR'S APPOINTMENTS

Deputy Supervisor    John Mc Evilly

Confidential Secretary    Russell Bennett

Historian    Judy Rowe

Deputy Historian/Records Management    Mary French/Ralph Timber

TOWN CLERK APPOINTMENTS

Deputy Town Clerks

Patricia A. Stevens

Jane McClellan

RECEIVER OF TAXES APPOINTMENT

Deputy Receiver of Taxes

Archie Robinson

ADJOURNMENT

Supervisor made the motion to adjourn the meeting at 1:40 pm. This was seconded by Councilman Splain.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

JANUARY 13, 2010

The monthly meeting of the Sand Lake Town Board was held on January 13, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                      Councilman Splain  
                                         Councilwoman Kronau  
                                         Councilman Glasser  
                                         Councilman Turner  
                                         Supervisor Rounds

RECORDING SECRETARY:      Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Tim Allard, Russell Bennett, Kathy Allard, Michele Kehn,  
Frank Kehn, Joan Waldrop, Sherry Rounds, Mark Cioffi, Art Herman, Bruce Wicks, Fred  
Erickson and others

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BOARD UNANIMOUSLY AGREED – To modify agenda – Report by NYSERDA.

APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of December 29, 2009. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

#### MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of December 2009 - \$3,766.21.
- Copies on file in the Town Clerk's Office.
- Informed residents of Holiday Hours.
- Informed residents of Kay's Burden Lake Restaurant and Michaels Lounge Inc. renewing liquor license.

#### SUPERVISOR'S REPORT - Burton Rounds

·Round Table held on Dec. 21, 2009, twenty plus people attended. A report from the Glass Lake Preservation and Glass Lake Cooperation was given with issues regarding load limits, inspections, drainage and development.

Resident questioned why Veterans Memorial remains unfinished.

·Next Round Table will be held on Thursday, January 28, 2010 from 5:00 P.M. to 7:00 P.M. at town hall.

#### COMMITTEE REPORTS:

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

- Sand Lake Sewer District No. 1
- Burden Lake Area Sewer Extension – West Side
- MS4 Stormwater
- Well Water Project

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in Town Clerk’s Office.

BICENTENNIAL PROJECT – Fred Erickson – On file in the Town Clerk’s Office.

·Yearly committee update.

·2012 Two Hundred Year Anniversary of the Town of Sand Lake.

·Will include tours of historical sites, with a replica trolley used.

·A plan to have a parade, a picnic and pancake breakfast.

BOARD MEMBER REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

BEACH – No report.

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

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

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

COMMENTS FROM RESIDENTS:

None at this time.

BUSINESS:

RESOLUTION#42-10

Association of Towns Conference

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following Town Officials: Councilman Glasser, Councilman Turner, Councilman Splain, Councilwoman Kronau, Supervisor Rounds, Town Attorney Donna Cole Paul, Town Clerk Barbara Biittig, Deputy Town Clerk Patricia Stevens are hereby authorizes to attend the 2010 Annual Training School and Annual Meeting of the New York State Association of Towns in New York City February 14, 15, and 16, 2010 and each shall be advanced or compensated for lodging, registration fees, transportation expenses and meals up to

one thousand five hundred dollars (\$1,500) per person; and

BE IT FURTHER RESOLVED, that Councilman Turner is hereby appointed the Town’s Official Delegate and that Councilman Glasser is hereby appointed the Alternate Delegate for the Association of Towns Annual Meeting.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #43-10

Library Agreement

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town of Sand Lake provides funding, building space, heat, lights, air conditioning and basic cleaning services to the Sand Lake Town Library; and

WHEREAS, the Sand Lake Library provides library services to the residents of the Town of Sand Lake; and

WHEREAS, the Town of Sand Lake and the Sand Lake Library wish to have a basic understanding of this relationship and have formalized the same in writing; now therefore

BE IT RESOLVED, that upon approval of the terms of said agreement by the Town Attorney, the Supervisor shall be authorized to execute said agreement on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #44-10

Appointment to the Sand Lake Library Board of Trustees

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that upon recommendation of the Library Board of Trustees, Terrence Dingman is hereby appointed to the Sand Lake Library Board of Trustees for a term ending December 31, 2014.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #45-10

Town Garage Solar Panels funded by NYSERDA

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake desires to work with Monolith Solar Associates in the securing of a grant through New York State Energy Research Development Authority for the installation of Solar Panels for the Town Garage; now therefore

BE IT RESOLVED, that the Sand Lake Town Supervisor is hereby authorized, after review and approval by Town Attorney Cole Paul, to enter into an agreement with Monolith Solar Associates to provide services to the Town in the securing of a grant for the purposes aforementioned.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#46-10

Service Contract with Center for Security

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to enter into a contract with Center For Security for the purpose of obtaining a service contract for the security systems located in the Town Hall and Department of Public Works building, and

WHEREAS, the annual cost of the service contract will be \$450.00 for the Town Hall and \$325.00 for the Department of Public Works building from January 1st through December 31, 2010, and

WHEREAS, this service contract will cover pull stations, heat detectors, smoke detectors, main fire panels, horn strobes, glass breaks, motion sensors, burglar alarm panels, keypads, and batteries will be replaced if not functioning properly, now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign said service contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#47-10

COBRA Administration Services Agreement

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, there have been many changes recently which has affected COBRA continuation coverage which has made the administration for this service extremely complex with the addition of the American Recovery and Investment Act; and

WHEREAS, the Town of Sand Lake's health insurance broker, Jaeger and Flynn Associates, have in the past been the administrator of the Town's COBRA coverage at no charge; and

WHEREAS, Jaeger and Flynn will now be instituting a \$2.00 per notice (time of enrollment or qualifying event) fee and will be retaining the 2% COBRA administration services fee allowed by law that is paid by the employee; and

WHEREAS, the Town Attorney has reviewed said agreement and has approved the same; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign said COBRA Administration Services Agreement for a term of one year and this agreement will renew automatically for successive periods of 12 months unless this agreement is terminated in accordance with the provisions of Section 74.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#48-10

Authorization of Safe Deposit Box

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, there has arose the need to safeguard some Town records (DVD's, etc.) in an off sight location; therefore

BE IT RESOLVED, that the Town of Sand Lake has acquired a safe deposit box at Key Bank in West Sand Lake for this purpose and the following people will have access to said safe deposit box:

Supervisor

Deputy Supervisor

Comptroller

Town Clerk

ADOPTED = AYES 5 NAYS 0

RESOLUTION #49-10

Elevator Service Agreement

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake requires service on the Town's elevator and desires to continue its service agreement with Elevator Sales & Service Inc.; now therefore

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to enter into an agreement with Elevator Sales & Service Inc. for the service of the Town's Elevator at a cost of \$1,103.00 per year after approval of the terms of the same by Town Attorney Cole Paul.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #50-10

Provide Stipend to Deputy Town Clerk for Vital Statistics

Supervisor Rounds moved and Councilman Turner seconded the following Resolution:

WHEREAS, the Town Clerk in previous years has received a stipend of \$1,000 for her appointment as Town Clerk for Vital Statistics, and

WHEREAS, the Town Clerk now desires to provide that payment to the Deputy Town Clerk, Patricia Stevens, for her work as Deputy Town Clerk for Vital Statistics; now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to pay over said stipend to the Deputy Town Clerk, Patricia Stevens, in the amount of \$1,000.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#51-10

Appointment of Confidential Secretary

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, Supervisor Rounds has designated Russell Bennett as Confidential Secretary; and

WHEREAS, it is the duty of the Town Board to fix reasonable compensation for the Confidential Secretary; now therefore

BE IT RESOLVED, that Russell Bennett shall receive annual compensation of four thousand dollars (\$4,000); and

BE IT FURTHER RESOLVED, that the 2010 Budget is amended as follows:

|          |      |                             |            |
|----------|------|-----------------------------|------------|
| Increase | A522 | 1220.1 Supervisor Personnel | \$4,000.00 |
| Decrease | A522 | 1420.1 Attorney Personnel   | \$4,000.00 |

ADOPTED = AYES 5 NAYS 0

Councilman Glasser made the motion to adjourn the Regular Town Board Meeting and move to Executive Session at 8:44 P.M. to discuss Personnel reasons. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANAMOUS

Supervisor Rounds moved and Councilwoman Kronau seconded to call the meeting back to order at 9:38 P.M.

MOTION CARRIED = UNANAMOUS

RESOLUTION #52-10

Appointment of Clerk to the Building Department

Councilman Glasser moved and councilman Splain seconded the following resolution:

WHEREAS, Town Board for the Town of Sand Lake wishes to abolish the position of the Clerk to the Building Department/Code Enforcement Secretary pursuant to discussions and upon advice of Deputy Commissioner of Building and Zoning, and

WHEREAS, the Town Board reserves the right to keep the budgeted amount for said position in the budget as stated for 2010 as needed, now therefore

BE IT RESOLVED, that the position of Clerk to the building department is hereby abolished effective immediately.

ADOPTED – AYES 3 NAYS 1 ABSTENTIA 1 (Councilwoman Kronau voting NAY, Supervisor Rounds Abstaining) Councilwoman Kronau made a comment “did a small survey on this department, we reached a peak of building permits in 2006, 2009 we were down below 2004 when we had no clerk to the Building Department. I support the abolishment of this position, but I do not wish anybody to take it personally, so I have to vote no for the town”.

#### ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:47 P.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

FEBRUARY 10, 2010

The monthly meeting of the Sand Lake Town Board was held on February 10, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                                Councilman Splain  
                                                 Councilwoman Kronau  
                                                 Councilman Glasser  
                                                 Councilman Turner  
                                                 Supervisor Rounds

RECORDING SECRETARY:        Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Bill Glasser, Russell Bennett, Art Herman,  
Joe Phillips, Flora Fasoldt, Mark Cioffi, Bill Reinhardt, Joanne Cole, John Wright, Christopher Gallant and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BOARD UNANIMOUSLY AGREED – To modify agenda – Proclamation for Sid Gallant.

The Proclamation was present by Councilman Splain to Sid Gallant’s grandson Christopher Gallant and longtime friend John Wright.

RESOLUTION # 53-10

## Proclamation for Sid Gallant

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to recognize the work and contributions of Sidney S. Gallant who passed away on July 13, 2009 for his service to the Town of Sand Lake, the Averill Park Fire Company and the West Sand Lake Fire Company, and

WHEREAS, in doing so, the Town Board for the Town of Sand Lake wishes to pass the following Proclamation on behalf of Sid Gallant to outline his accomplishments and contributions to our community, now therefore

BE IT RESOLVED, that the following Proclamation on behalf of Sidney (Sid) S. Gallant is hereby passed and issued by the powers vested in the Town Board by the Laws of the State of New York, and be it further

RESOLVED, that the members of the Town Board for the Town of Sand Lake are authorized to execute the attached Proclamation reserving the date of July 13, 2010 as "Sid S. Gallant Day".

ADOPTED = AYES 5 NAYS 0 (Presented by Councilman Glasser)

PLANNING OVERSIGHT COMMITTEE – FRED ERICKSON – On file in Town Clerk's

Office.

- A guide for the Town Board for the next 10 years.
- A grant for \$55,000 was received for Linkage Study.
- Previous Town Board Budgeted \$13,000 for remaining amount needed.
- There is a need to update Town Web site.
- The vision is to "szsthe Towns Distinctive Rural Character"

## APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of January 1, 2010 and January 13, 2010. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

## MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of January 2010 - \$3,488.08.
- Copies on file in the Town Clerk's Office.
- Informed residents of Holiday Hours.
- Informed residents Uncle Marty's Restaurant renewing liquor license.

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

- Attendance at Rounds Round Table on January 28, 2010 was low do to bad weather conditions.
- Issues regarding Burden Lake, a community garden and the community van were discussed.
- The next Round Table is scheduled for February 25, 2010 at 5 P.M. to 7 P.M. in the Board Room.

## COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in the Town Clerk's Office.

**BOARD MEMBERS REPORTS:**

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

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

BEACH – No report.

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

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

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

**COMMENTS FROM RESIDENTS:**

None at this time.

**BUSINESS:**

RESOLUTION # 54-10

Approval of Holser Sewer Agreement

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to sign the attached Sewer Agreement with Daniel Holser for the purpose of allowing Daniel Holser the ability to construct a sewer line in accordance with the requirements of the Town of Sand Lake along the Town's right of way on Holser Road.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 55-10

Authorization for Kestner Engineers to apply for Stimulus Monies

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, stimulus monies have become available for various projects under President Obama's administration, and

WHEREAS, the Town of Sand Lake is eligible to apply for said monies which require that the Supervisor of the Town be empowered with the authority to do so, and

WHEREAS, the Town of Sand Lake desires to extend the sewer line for the Reichards Lake Area in Sewer District #1, to add 3700 feet of pipe on the Algonquin and Turnabout Road Areas, and

WHEREAS, the monies from said package can be used for said project which will benefit the Town of Sand Lake and its residents, now therefore

BE IT RESOLVED, the Town Supervisor is authorized to submit and execute all needed applications related to this process.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #56-10

Authorization to Advertise to Bid Western Burden Lake Sewer Construction

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Board wishes upon advice and of the Town Engineer wishes to advertise for bids on the Western Burden Lake Sewer Construction, and

WHEREAS, Mark L. Kestner, P. E., Consulting Engineer, PLLC, engineers for the project have provided the Town of Sand Lake with the Request for Bid on said project which will contain the specifications and details of the RFP, and

WHEREAS, said Bids will be submitted to the Comptroller for the Town of Sand Lake with a copy of the same to Mark L. Kestner, P.E., as consulting engineers, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to submit a Request for Bid in the Official Town Newspaper as well as the Advertiser containing all necessary information as above stated.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #57-10

Engineering Agreement for Western Burden Lake Construction

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board wishes to contract with Mark L. Kestner, P. E., PLLC, as Consulting Engineer for the construction project on the Western Burden lake Sewer Construction, and

WHEREAS, Mark L. Kestner, P. E., Consulting Engineer, PLLC, have submitted an agreement for review to the Town of Sand Lake, and

WHEREAS, the Supervisor and Town Board have received a copy and have had an opportunity to review said contract and now upon advice of the Town Attorney, now therefore

BE IT RESOLVED, that the Supervisor shall execute said contract on behalf of the Town of Sand Lake for the purpose of contracting with Mark L. Kestner, P.E., Consulting Engineer, PLLC for the purpose of Western Burden Lake Sanitary Sewer construction of a low pressure sanitary sewer serving the western shore of Burden lake within the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 58-10

Historical Society to continue sale of items

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that upon request of the Town of Sand Lake Historical Society the Town of Sand Lake will continue to sell, at the Town Clerk's Office during normal business hours, the following items indefinitely or until further direction of the Town Board:

1. The Book: Sand Lake and Sand Lake Revisited;
2. Dated Christmas Ornaments; and
3. Scenes of Sand Lake Note Cards.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 59-10

Approval of Drug and Alcohol Screening Contract with NE Testing

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Supervisor is authorized to enter into the attached agreement for the purpose of drug and alcohol testing of Town Employees with Northeast Testing, Inc.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 60-10

Award Bid for Town Insurance

Supervisor Rounds moved and Councilman Glasser seconded the following

resolution:

WHEREAS, the Town of Sand Lake submitted a request for Bid for Insurance for the Town, and

WHEREAS, the Town did receive two bids (quotes) for insurance coverage which have been reviewed by the Comptroller for the Town of Sand Lake with the Town Board, now therefore

BE IT RESOLVED, that the Town of Sand Lake Supervisor is hereby authorized to contract with Selective Insurance Company through the Agent for the Town, Marshall and Sterling, for Liability Insurance at a cost of \$57,973.88.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #61-10

Liability Insurance for Town Officials

Councilman Turner moved and Councilman Glasser seconded the following

resolution:

WHEREAS, Burton Rounds, of the Town of Sand Lake, Rensselaer County, New York, has been elected to the office of Supervisor of the Town of Sand Lake;

WHEREAS, Barbara A. Biittig, of the Town of Sand Lake, Rensselaer County, has been elected to the office of Town Clerk, of the Town of Sand Lake;

WHEREAS, Charlotte C. Foster, of the Town of Sand Lake, Rensselaer County, has been appointed to the office of Receiver of Taxes of the Town of Sand Lake;

WHEREAS, Melissa Elacqua, of the Town of Sand Lake, Rensselaer County, has been appointed Comptroller for the Town of Sand Lake:

NOW THEREFORE, we as respective officers above, do hereby undertake with the Town of Sand Lake that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all monies or property received as a Town Officer, in accordance with law; and

This undertaking of the Town Supervisor is further conditioned upon that he will well and truly keep, pay over and account for all monies and property, including any special district funds, belonging to and coming into his hands as such Supervisor; and

The undertaking of the Town Receiver of Taxes is further conditioned that she will well and truly keep, pay over and account for all monies and property coming into her hands as such Receiver of Taxes and Assessments; and

The Town does and shall maintain insurance coverage presently with Marshall and Sterling in the sum of \$20,000 for each employee plus an additional \$500,000 for the Receiver of Taxes, \$500,000 for the Town Supervisor, \$100,000 for the Town Clerk and \$500,000 for the Town Comptroller to indemnify against losses through the failure of the officers, clerks and employees covered there under faithfully to perform their duties or to account properly for all monies and property received by virtue of their positions or employment and through fraudulent or dishonest acts committed by the officers, clerks, and employees covered hereunder.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # \_\_\_\_\_-10(Tabled for 30 days)

Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

Councilman Glasser moved and Councilman Splain seconded the following resolution. Councilwoman Kronau questioned number of overtime hours that Larry Browe has worked in last 5 years and she would like to get more documentation regarding this change.

Councilwoman Kronau moved and Supervisor Rounds seconded to table the resolution for 30 days.

Votes to table were: AYES 2 ABSTENTIA 2 NAYS 1(Councilman Glasser and Councilman Splain voted to Abstain) (Supervisor Rounds voted Nay)

WHEREAS, the Town of Sand Lake has requested that the Commissioner of Public Works/Superintendent of Highways pay status be modified from an hourly employee to a salaried employee, and

WHEREAS, the request was made due to the fact that said Commissioner of Public Works/Superintendent of Highways is not part of the bargaining unit under the collective bargaining agreement and therefore is not entitled to the same hourly overtime accruals as the bargaining unit members, now therefore

BE IT RESOLVED, that the salary of Larry Browe, as Commissioner of Public Works/Superintendent of Highways for the Town of Sand Lake, be hereby modified from an hourly rate of \$26.16, to a salary of \$65,000 per year as stated in the 2010 Budget for the Town of Sand Lake.

RESOLUTION # 62-10

Amend Designation of July 4th Holiday

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE RESOLVED, that the July 4th Holiday for the Town of Sand Lake shall be on July 5, 2010 and therefore the Town Offices shall be closed on July 5, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 63-10

Amend Job Duties for Town Attorney and Deputy Town Attorney

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE RESOLVED, that the Duties for the Town Attorney and the Deputy Town Attorney shall be as follows:

- A. Town Attorney shall be responsible for duties as they apply to the Town Board, Sewers and Night Court;
- B. Deputy Town Attorney shall be responsible for duties as they apply to the Planning Board, Zoning Board and Code Enforcement.

ADOPTED = AYES 5 NAYS

RESOLUTION # 64-10

Amend resolution 27-10 for Financial Reports

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

BE RESOLVED, that the Town Board of the Town of Sand Lake hereby wishes to amend Resolution 27-10 to read as follows:

BE IT RESOLVED, that in lieu of the filing and publishing requirements set forth in Town Law 29 (10), the Supervisor shall submit to the Town Clerk within 90 days after the close of the fiscal year, a copy of his report to the State Comptroller, and that the Town Clerk shall publish a summary of such report within ten (10) days in the official newspaper of the Town as permitted by Town Law 29(10a).

In the event the filing of the annual report is extended by the State Comptroller, the Supervisor's time for filing a copy of the report with the Town Clerk is likewise extended.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 65-10

Acknowledgement for Steve Robelotto

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Steve Robelotto served the community of Sand Lake with professionalism, integrity and commitment during his term as Supervisor for the Town of Sand Lake from January 1, 2002 to December 31, 2009;

WHEREAS, his dedication to the concerns of his constituency has distinguished him as an outstanding leader and friend to the community; and

WHEREAS, As Supervisor for the Town of Sand Lake, Steve Robelotto's highlights of his work include work with the Towns Sewer Department, Sand Lake Senior Group, Rite Aid Project, Solar Light project, New Comprehensive Plan for Town of Sand Lake, Zoning Update Committee, Updated Playground for residents at Butler Park, Tobacco Free Parks and Beaches and Senior Van Project; and

WHEREAS the Town Board wishes to bring to light his achievements and dedication to the Town of Sand Lake, particularly as they have benefited and enhanced our community; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake hereby officially recognizes Steve Robelotto for his years of service and dedication to the residents of the Town of Sand Lake and wishes him well in his future endeavors.

ADOPTED = AYES 3 NAYS 2 (Councilwoman Kronau and Supervisor Rounds voted NAY)

RESOLUTION # 66-10

Acknowledgement for Kathy (Kathleen) Allard

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, Kathy Allard served the community of Sand Lake with professionalism, integrity and commitment during her term as Councilwoman for the Town of Sand Lake from January 1, 2005 to December 31, 2009;

WHEREAS, her dedication to the concerns of her constituency has distinguished her as an outstanding leader and friend to the community; and

WHEREAS, As Councilwoman for the Town of Sand Lake, Kathy Allard's responsibilities and highlights of her role included her work with the following committees: Beaches, Insurance, Assessment Improvement Project, Cable TV, Library, Youth, Participation on Zoning Re-Write Committee, and Ambulance. She was also a very firm advocate for the Arts of Sand Lake; and

WHEREAS, the Town Board wishes to bring to light her achievements and dedication to the Town of Sand Lake, particularly as they have benefited and enhanced our community; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake hereby officially recognizes Kathy (Kathleen) Allard for her years of service and dedication to the residents of the Town of Sand Lake and wishes her well in her future endeavors.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 67-10

Request for Bid for Sewer Equipment per the Eastern Burden Lake Sewer Project

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sewer Department for the Town of Sand Lake wishes to purchase equipment for the purpose of the maintenance and repair of the Sewers; and

WHEREAS, pursuant to the procurement policy for the Town of Sand Lake, a Request for Bid is required; now therefore

BE IT RESOLVED, the Town Clerk for the Town of Sand Lake is hereby authorized to place a request for bid in the official newspaper for the Town of Sand Lake and the Sand Lake Advertiser for proposals for equipment pursuant to specifications and requirements as stated by Mark L. Kestner, PE, consulting engineers, PLLC; and be it further

RESOLVED, that said bids shall be submitted to the Comptroller for the Town of Sand Lake with copy to the Sewer Department and Kestner Engineers to be presented to the Town Board for the March 2010 workshop.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 68-10

Charles Land Apartment PDD referral to Planning Board

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Charles Land Apartment PDD requires site plan review and is currently in that phase of the construction; and

WHEREAS, the Town Board wishes to refer said Site Plan Review to the Planning Board for the Town of Sand Lake due to their expertise and knowledge on the same; now therefore

BE IT RESOLVED, that the site plan review of the Charles Land Apartment PDD shall be referred to the Planning Board for the Town of Sand Lake to be reviewed and then submitted to the Town Board for the Town of Sand Lake for final approval of the same.

ADOPTED = AYES 4 ABSTENTIA 1 (Councilman Glasser Abstaining)

RESOLUTION #69-10

February Transfers, Amendments and Fund Transfers

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010 Budget:

BUDGET TRANSFERS

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

|           |           |            |
|-----------|-----------|------------|
| A 1010.4  | A 1420.4  | \$ 500.00  |
| A 1990.4  | A 8010.1  | \$ 892.00  |
| A 3620.1  | A 9050.8  | \$ 4706.00 |
| A 9060.8  | A 1410.1  | \$ 2500.00 |
| A 9060.8  | A 1220.1  | \$ 1000.00 |
| A 9060.8  | A 3620.1  | \$ 1500.00 |
| DA 9060.8 | DA 5110.1 | \$ 3000.00 |

#### BUDGET AMENDMENTS

Increase appropriation A1420.4 Town Attorney Cont. in the amount of \$500.00 to be funded by appropriating the Town Board Cont. in the amount of \$500.00.

Increase appropriation A8010.1 Zoning Board Personnel in the amount of \$892.00 to be funded by appropriating the Contingency in the amount of \$892.00.

Increase appropriation A9050.8 Unemployment in the amount of \$4706.00 to be funded by appropriating the Safety Inspection Pers. in the amount of \$4706.00.

Increase appropriation A1410.1 Town Clerk Pers. in the amount of \$2500.00 to be funded by appropriating the Health Ins. in the amount of \$2500.00.

Increase appropriation A1220.1 Supervisor Pers. in the amount of \$1000.00 to be funded by appropriating the Health Ins. in the amount of \$1000.00.

Increase appropriation A3620.1 Safety Inspection Pers. in the amount of \$1500.00 to be funded by appropriating the Health Ins. in the amount of \$1500.00.

Increase appropriation DA5110.1 General Repairs Pers. in the amount of \$3000.00 to be funded by appropriating the Health Ins. in the amount of \$3000.00.

#### FUND TRANSFERS

None at this time.

ADOPTED = AYES 5 NAYS 0

#### COMMENTS FROM RESIDENTS:

Daniel Holser – Questions regarding Resolution # 54-10

Donna Cole Paul – Paid tribute to Frank Allen for his years of dedication to the Town.

Barbara Martinage – Had questions regarding the resolution Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

#### ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:05 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

MARCH 10, 2010

The monthly meeting of the Sand Lake Town Board was held on March 10, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                      Councilman Splain  
                                         Councilman Glasser  
                                         Councilman Turner  
                                         Supervisor Rounds

ABSENT:                      Councilwoman Kronau

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Russell Bennett, Art Herman Jr,  
Mark Cioffi, Bill Reinhardt, Steve Robelotto, Paul Glasser, Brian Hunt, Bruce Wicks,  
John “\* ”McEvelly, Dan Holser and others.

## CALL TO ORDER

## PLEDGE OF ALLEGIANCE

The Supervisor called for a moment of silence as a tribute to Frank "òóá" Allen for his years of service and dedication to the Town. The plaque that the New York State Troopers had given to his family was placed on the wall by Councilman Glasser where he proudly stood on court night.

## APPROVAL OF MINUTES:

Councilman Glasser made the motion to approve the minutes of February 10, 2010. This was seconded by Supervisor Rounds.

## MOTION CARRIED = UNANIMOUS

## MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Total fees paid to the Supervisor for the month of February 2010 - \$3,660.28
- Money Given to Rensselaer County for Dog Licenses - \$ 59.92
- Money Given to NYS Ag. & Markets for spay/neuter program - \$9.00
- Money Given to NYS Environmental Conservation - \$191.80
- Paid to NYS Health Department for Marriage Licenses - none
- On file in the Town Clerk's Office.

My deputy Patricia Stevens and myself would like to thank the Town Board for allowing us to attend the Association of Towns Conference held in New York City on February 14-16. The information that we gathered was extremely beneficial to us. We were able to hear first hand of several changes that will happen

in 2010 that will affect our Town Clerk's Office and the residents. I also, would like to report that we were able to keep the cost down and were able to return a large portion of money back to the town. This will then allow us to attend the Town Clerk's conference in April.

Thank you again from the both of us.

One of the changes that we were made aware of was with Ag and Markets. They have expressed a very strong desire to eliminate the statewide data base for dog licensing in NY State. They want to delegate authority for dog licensing to each municipality. This is only in the proposal stages but according to the classes we attended with Ag and Markets this is a very good possibility. Our town will need to check this out and become involved with neighboring towns on the handling of this new responsibility if this should happen.

The Town Clerk's Office this year for the first time will be taking part in National Passport Day on March 27th. This is a Saturday and we will have special hours from 10:00 a.m. to 3:00 p.m. This is a yearly national passport acceptance outreach event that has been in place for the last five years in the USA. Our office was also, notified that passport fees are being increased substantially in the near future. No date for this change has been given yet. But, if you are in need of a passport you might want to get one before rates go up. Any questions, please call the Town Clerk's Office at 518-674-2026 ext. 22.

The Town of Nassau's Supervisor has asked me to inform residents of a Public Hearing on Proposed Local Law No. I of 2010 which establishes a Town-wide moratorium on all commercial and industrial uses, operations and developments throughout the Town and major residential subdivisions is being held on March 18, 2010 at 6:00 pm at the Nassau Town Hall

located at 29 Church Street, Nassau, New York. A copy of the proposed Local Law is available for review at the Town Hall and on the Town's website.

The week of April 5th we will be taking a class on Decals for hunting and fishing refresher course. A new law states that we must take this class every three year.

The 2010 Census questionnaires are being delivered to homes from March 15-17, 2010.

During the 2000 Census, 72% of households that received the form mailed it back.

Please take time and mail the census form back between March 15 and April 15, 2010.

The Census questionnaire is one of the shortest in history just 10 questions, that only take about 10 minutes to complete. By doing your part so that an accurate count of every person residing in Sand Lake, we can ensure that we receive our fare share of federal funding.

A 100% would let us get what we are entitled to!

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

·The February Round Table was cancelled due to Supervisor Round's being ill.

·The next Round Table will be Thursday, March 25, 2010 5PM – 7PM.

#### COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in the Town Clerk's Office.

ASSESSOR – Judith Goodyear

#### BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

CULTURE AND ARTS - Christine Kronau - No Report.

PLANNING OVERSIGHT/LINKAGE STUDY – Christine Kronau – No Report.

YOUTH – Christine Kronau – No Report.

SENIORS/SENIOR VAN – Christine Kronau – No Report.

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

BEACH – No report.

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

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

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

COMMENTS FROM RESIDENTS:

Daniel Holser questioned Mark Kestner about necessity of Lease Agreement with Averill Park School District for water.

BUSINESS:

RESOLUTION # 70-10

Set Fees for Sand Lake Summer Day Camp

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Weekly Fee for the Sand Lake Summer Day Camp for 2010, inclusive of scheduled field trips expenses, be set as follows:

One week 9:00 am to 3:00 pm \$100 regular care

One week 7:00 AM to 6:00 pm \$130 for extended care

Multiple child discount – 10% for two or more children from same household.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 71-10

Authorization of Postage Meter Contract

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS the Town's lease on its current postage meter will expire on March 31, 2010.

WHEREAS Pitney Bowes DM 200 Series digital mailing system has been and is the most beneficial to the Town. Pitney Bowes will upgrade the current machine at no cost to the Town , now, therefore,

BE IT RESOLVED that the Town shall lease a postage meter for a period ending March 31, 2013.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 72-10

Appoint Cable TV Technician

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

BE IT RESOLVED, that Kaitlyn Marie Leibach is appointed Cable TV Technician and compensated at the hourly rate of \$7.67 per hour as set forth in the 2010 Town Budget. This appointment should be retroactive to 02/17/2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #73-10

Authorization to Amend Procedural Rules

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, Policy B of Policy number TB-02-01 (Town Board Meetings) states that “pSand Lake Town Board will hold a Workshop Meeting on the fourth Wednesday of every month”; and

WHEREAS, Policy A of Policy number TB-02-02 (Town Board Agenda Items) states that “ámatters or items to be placed on the agenda for Town Board meetings shall be submitted to the Supervisors office to be placed on the Tentative Agenda by noon on the fourth Wednesday of every month”; and

WHEREAS, there are four months during the year in which there are five Wednesdays; and

WHEREAS, this creates a period of three weeks between the Workshop Meeting and the Town Board Meeting for those four months; and

WHEREAS, it was the original intent, and is the desire, to maintain a two-week interval between the Town Workshop meetings and the Town Board meetings; and

WHEREAS, Policy B of policy number TB-01-03 (Development and Revision of the Town of Sand Lake Policy and Procedure manual) provides for the revision of said policy's and procedures as necessary; now therefore

BE IT RESOLVED, that Policy B of Policy number TB-02-01 (Town Board Meetings) and Policy A of Policy number TB-02-02 (Town Board Agenda Items) are hereby amended in pertinent part as follows:

Change the word fourth Wednesday of every month "to the last Wednesday of every month; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to make the appropriate revisions to all authorized manuals.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #74-10

Authorization to Replace "Request Town Hall or Recreation Fields "Form

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, there is a need to revise the existing "REQUEST TOWN HALL OR RECREATION FIELDS" application form; and

WHEREAS, the existing application form requires a \$200.00 deposit for use of Butler Park and NO deposit for use of town hall facilities; and

WHEREAS, it has now become necessary to also require a \$100.00 Security Deposit for use of the Town Meeting Hall, and a \$50.00 deposit for use of the Town Hall Kitchen/Multi-Purpose Room; and

WHEREAS, it is administratively desirable to consolidate the applications into one single form; now therefore

BE IT RESOLVED, that use of the "Request for Town Hall or Recreation Fields" Form is hereby discontinued; and

BE IT FURTHER RESOLVED, that the "APPLICATION FOR USE OF TOWN FACILITIES" Form PF #1 is hereby approved for implementation; and

BE IT FURTHER RESOLVED, that Inspection Checklists be developed to document any damages, repairs, replacement, or cleanup necessary as a result of the applicants use of the property; and

BE IT FURTHER RESOLVED, that the Town Clerk will distribute the revisions to all authorized manuals.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #75-10

Authorize Application for Local Incentive Fund Grant for Highway Department

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has been notified that Assemblyman Tim Gordon has requested Local Initiative Funding be included in the 2010-2011 State Budget in the amount of \$7,987.00 for the Town Highway Department; and

WHEREAS, this funding is contingent upon its inclusion in a final adopted budget by the Governor and Legislature, and

WHEREAS, the Town of Sand Lake is desirous of filing an application which provides funding to cover costs for road repair, snow removal and/or the purchase of highway equipment; now therefore

BE IT RESOLVED, the Town Supervisor is authorized to submit an application related to the execution of all administrative processes related to the funding.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#76-10

Declare Scott Bendett a Volunteer

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Scott Bendett has been serving at the pleasure of the Town Board as a Zoning Board of Appeals member, and

WHEREAS, Mr. Bendett has expressed that he would like to donate his compensation back to the community, and

WHEREAS, the Town Board would like to thank Mr. Bendett for his generosity, now therefore

BE IT RESOLVED, Scott Bendett has been declared a volunteer for the Town of Sand Lake as a Zoning Board of Appeals member and has relinquished all benefits pertaining to Town employment.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 77-10

Establish Separate Account for Bicentennial Committee

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake makes provisions for the Bicentennial Committee and their efforts for Board Designated Bicentennial Committee Account the 2012 Town of Sand Lake Bicentennial celebration in it budget; and

WHEREAS, the Bicentennial Committee receives donations from residents through fund raising to be used for the purpose of planning and coordinating the Bicentennial Celebration; now therefore

BE IT RESOLVED, the Sand Lake Town Board hereby establishes a Board designated Bicentennial account in the amount of \$1,189.00; and

BE IT FURTHER RESOLVED, that all future donations and fundraising will be placed in said account and allowed to accumulate interest.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 78-10

Authorization for Town Clerk and Deputy Town Clerk to Attend the NYS  
Town Clerk's Annual Training Conference

Councilman Glasser moved and Councilman Turner seconded the following  
resolution:

BE IT RESOLVED, that Barbara A. Biittig, Town Clerk and Patricia A. Stevens, Deputy Town Clerk is hereby authorized to attend a conference scheduled for April 25, 2010 - April 28, 2010 in Saratoga Springs, New York held by the New York State Town Clerk's Association. All expenses shall be compensated by the town including registration, meals and travel, but excluding any expenses for overnight accommodations.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 79-10

Modification of Pay Status for Commissioner of Public Works/Superintendent of Highways

Supervisor Rounds moved and Councilman Glasser seconded the following  
resolution:

WHEREAS, the Town of Sand Lake has requested that the Commissioner of Public Works/Superintendent of Highways pay status be modified from an hourly employee to a salaried employee, and

WHEREAS, the request was made due to the fact that said Commissioner of Public Works/Superintendent of Highways is not part of the bargaining unit under the collective bargaining agreement and therefore is not entitled to the same hourly overtime accruals as the bargaining unit members, now therefore

BE IT RESOLVED, that the salary of Larry Browe, as Commissioner of Public Works/Superintendent of Highways for the Town of Sand Lake, be hereby modified from an hourly rate of \$26.16, to a salary of \$65,000 per year as stated in the 2010 Budget for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#80-10

Town to Sponsor Circle Theatre Event

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake is committed to providing art and cultural activities to the residents in our community; and

WHEREAS, the Town has allocated money in the 2010 Town budget to sponsor such activities and events,

BE IT RESOLVED, that the Town will sponsor the Squire Jacob Coffeehouse Concert Series for the 2010 Season, in the amount of \$1,000.00 and \$1,500.00 for Sundays at the Center

programming.

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to expend from the Culture and Recreation Fund (A7110.4) up to a sum of \$2,500.00 for the Sand Lake Center for the Arts.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 81-10

Authorization to Declare Outdated VHS Tapes as Surplus and Obsolete

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, certain Town supplies have been determined to be surplus and of no value; now therefore

BE IT RESOLVED, that the following supplies shall be disposed of:

1. VHS Tape

ADOPTED = AYES 4 NAYS 0

RESOLUTION 82-10

Authorization for Partial closure of Capital Project (H016)

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Burden Lake Sewer Project (H016) has been substantially completed, and

WHEREAS, a portion of the funding that remains is not necessary to complete the project; now therefore

BE IT RESOLVED, that the amount of \$21,500 to be transferred to the Sewer Fund as a residual equity transfer.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # \_\_\_\_\_-10(Tabled for 60 days)

Set Public Hearing for Zoning Update

Councilman Glasser moved and Councilman Turner seconded the following resolution. Councilman Splain moved and Councilman Glasser seconded to table the resolution for 60 days.

WHEREAS, the Town Board have received notice from the Zoning Update committee that they have a draft prepared of the Zoning Update changes that they feel is ready to be presented to the public;

WHEREAS, the Town Board is prepared to hear said proposal and allow public comment on the same; now be it

RESOLVED, that the Public Hearing for the Zoning Update is scheduled for the 14th day of April, 2010 at 7:30 P.M.; and

BE IT FURTHER RESOLVED, that notices be properly displayed prior to Public Hearing in addition to the Public Notice.

MOTION PASSED TO TABLE 60 DAYS = AYES 3 NAYS 1(Supervisor Rounds voted NAY)

RESOLUTION #83-10

Referral to Planning Board – Application of Mr. Donald Lobdell

To Place a Mobile Home in an RA-1 Zone

Councilman Glasser moved and Councilman Splain seconded the following resolution:

WHEREAS, the Supervisor received a request dated March 10, 2010 from Donald Lobdell, a resident to place a mobile home in a residential Agricultural Zone; and

WHEREAS, the application for a permit for placement of a mobile home in an RA-1 Zone requires that the Town Board refer the application to the Planning Board; now therefore

BE IT RESOLVED, that the application to place a mobile home at 6 Bauer Road, is referred to the Planning Board for review.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #84-10

March Transfers, and Amendments

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010

Budget.

| BUDGET TRANSFERS   |                      |             |                |  |
|--------------------|----------------------|-------------|----------------|--|
| FROM               | TO                   | AMOUNT      | REASON         |  |
| A 1990.4           | A 7989.4             | \$ 1670.00  | Bi Centennial  |  |
| Committee Transfer |                      |             |                |  |
| Contingency        | Culture & Recreation |             |                |  |
|                    | Cont                 |             |                |  |
| SS 9730.7          | SS9730.6             | \$11,000.00 | Payment of EFC |  |
| BAN Interest       | BAN Principal        |             | Ban principal  |  |

#### BUDGET AMENDMENT

WHEREAS, the Town of Sand Lake wishes to establish the account code A3650.1 Demo of Unsafe Building Personnel and A3650.4 Demo of Unsafe Building Contractual for the purpose of removing a portion of the old Town Garage located on Eastern Union Turnpike; now therefore

BE IT RESOLVED, the following budget amendment be made to the 2010 Budget and the following transfer be made to supplement the account code A3650 Demo of Unsafe Building Personnel totaling \$20,000.

Increase A3650.1 Demo Unsafe Building Personnel \$10,000 Decrease A1910.4

Unallocated Insurance \$10,000

Increase A3650.4 Demo Unsafe Building Contractual \$10,000 Decrease A9060.8

Health Insurance \$10,000

Increase appropriation A1460.2 Records Management Equipment for the purchase of a computer in the amount of \$1,163.24 by appropriating the Technology Account A883 in the amount of \$1,163.24.

Increase appropriation SS 9730.6 Bond Anticipation Note Principal in the amount of \$21,500.00 and increase SS 5031.9999 Transfers In in the amount of \$21,500.00.

Increase appropriation SS 9730.6 Bond Anticipation Note Principal in the amount of \$18,000.00 and decrease Reserve for Debt SS 884 in the amount of \$18,000.00.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS – None at this time.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting 8:45 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE SPECIAL TOWN BOARD MEETING

MARCH 18, 2010

A Special Town Board meeting of the Sand Lake Town Board was held on March 18, 2010 at 5:30 P.M. at the Sand Lake Town Hall for the purpose of reconsidering the motion to table a resolution calling for a public hearing on the proposed new zoning code.

PRESENT:                      Councilman Splain  
                                         Councilman Glasser  
                                         Councilman Turner  
                                         Supervisor Rounds

ABSENT:                      Councilwoman Kronau

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Bill Glasser, Brian Hunt, Bobby Busta, Gary Charlton, Russ Bennett, John "McEvelly, D. Nirenburg and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

REPORT: Elan Planning & Design, Inc

18 Division Street, Room 304

Saratoga Springs, NY 12866

COMMENTS FROM RESIDENTS: None at this time.

BUSINESS:

RESOLUTION# 85-10

Set Public Hearing for Zoning Update

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board have received notice from the Zoning Update committee that they have a draft prepared of the Zoning Update changes that they feel is ready to be presented to the public;

WHEREAS, the Town Board is prepared to hear said proposal and allow public comment on the same; now be it

RESOLVED, that the Public Hearing for the Zoning Update is scheduled for the 14th day of April, 2010 at 7:30 P.M.; and

BE IT FURTHER RESOLVED, that notices be properly displayed prior to Public Hearing in addition to the Public Notice.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS – None at this time.

#### ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 6:15 P.M.

This was seconded by Councilman Glasser.

The Town of Sand Lake Town Board Reconvened at 6:45 P.M. to discuss:

#### RESOLUTION#86-10

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

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, the Supervisor received a request from New York State Electric and Gas asking for the ability to house their vehicles at the Town Garage on Springer Road in the Town of Sand Lake; and

WHEREAS, New York State Electric and Gas is willing to provide compensation to the Town for the use of the space in the Town Garage for undisclosed amount.

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

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

WHEREAS, the Town Board wishes to authorize the Supervisor with the ability to continue negotiations with NYSEG and to sign a lease agreement if and when said agreement is presented to the Town so long as the said agreement is approved by the Town Attorney, Donna Cole Paul, prior to Supervisor's signature of the same; now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to continue negotiations with NYSEG for the purpose of leasing space in Town Garage to house their vehicles once the lease is presented and approved by the Town Attorney, Donna Cole Paul.

ADOPTED = AYES 4 NAYS 0

ADJOURNMENT

Supervisor Rounds made a motion to adjourn the meeting at 6:50 P.M. This was seconded by Councilman Splain.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

APRIL 14, 2010

The monthly meeting of the Sand Lake Town Board was held on April 14, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

ABSENT:                                 Councilman Turner

RECORDING SECRETARY:   Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Barbara Martinage, Russell Bennett, Mark Cioffi, John McEvelly, William Glasser, Robert Mitchell, Larry Rosenmann, Kathy Allard, Beth Cioffi, Brian Hunt, Ed Patanian, Fred Erickson, Virginia Erickson, Michael Richardson, Monica Ryan, Diane Fazioli, Barbara Lawrence, Amy Ferguson, Diane Peveryly, Flora Fasoldt, Andrew Gilchrist, Elizabeth Foley and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PUBLIC HEARING: Proposed New Zoning Code Update

Supervisor Rounds opened the Public Hearing at 7:30 P.M.

Clerk Read: PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York, will hold a public hearing on Wednesday, April 14, 2010, at 7:30 P.M. at the Sand

Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to hear public comment on the revised Draft Sand Lake Zoning Code. Based on comments from the

December 9 public hearing, several substantive changes have been made to the draft. A copy of the proposed amendment may be obtained from the Town Clerk.

COMMENTS:

- Bob Mitchell, 126 Glass Lake Road, Averill Park, New York 12018
- Mike Richardson, 1 Autumn Lane, West Sand Lake, New York 12196
- Andrew Gilchrist, Representative for Troy Sand & Gravel/Bonded Concrete
- Brian Hunt (Buster), 108 Springer Road, West Sand Lake, New York 12196
- Elizabeth Foley, Springer Road, West Sand Lake, New York 12196

Supervisor Rounds stated that he would not be closing the Public Hearing but was leaving it open until the next Board Meeting on May 12 for further discussion.

MOTION CARRIED = UNANIMOUS

APPROVAL OF MINUTES: March 10, 2010 & March 18, 2010

Supervisor Rounds made the motion to approve the minutes of March 10, 2010 & March 18, 2010. This was seconded by Councilman Glasser.

MOTION CARRIED = 3 AYES, 1 ABSTENTIA, NAY 0 (Councilwoman Kronau abstained because she was absent for the meetings)

#### MONTHLY REPORTS

TOWN CLERK – Barbara A. Biittig

- Money paid to Supervisor \$5,763.15
- Money paid to County Treasurer for Dog Licenses \$85.25
- Money paid to New York State Ag & Markets for spay/neuter program \$33.00
- Money paid to State Health Dept. for Marriage Licenses \$67.50
- Money paid to the Dept of Environmental Conservation (Fishing /Hunting) \$354.32

On Saturday, March 27th the Town Clerk's Office held a Passport Fair. We joined the Department of State in celebrating Passport Day in the U.S. 2010. This was an acceptance and outreach event held each year. We were open extended hours from 9-3 that day. This was an extremely busy day for us. It was the largest money day ever resulting from services offered in the Town Clerks office. On this day we created revenue for the Town, over \$700. Town residents were extremely pleased with this new service and we expect to join in this event next year. This is a reminder that passport fees will be going up. We have not been notified yet as to when this will occur.

We have been notified that Young's Pharmacy and General Store is renewing their liquor license.

I attended a mandatory workshop on Decals in Saratoga on April 5th. This class is now required every three year.

We have been informed that anyone that is fishing in the Hudson River will need a Marine License at a cost of \$10 along with a regular fishing license.

On April 15th we will be attending a workshop on General Code re: the Laserfiche.

On March 30th we attended a Coalition Meeting for Community Awareness on the increasing epidemic of our youth's involvement with drugs and alcohol. The Town Clerk's office will be joining this group of community residents, parents and medical professionals that have come together to help inform everyone in our district of this very important issue. An information night will be held at the Averill Park High School on Wednesday, April 28th, 2010 at 7:00 pm. Babysitting and refreshments will be available.

We have been notified of the possibility of the governor's legislation plan to eliminate the Dept of Agriculture and Markets' role in dog licensing. This would create the burden of Dog Licensing on the localities to maintain over 900 different data management and license renewal systems. Requiring us to separately design, purchase and produce dog tags. His proposed system would result in higher costs. You can get information on this proposed change in the Town Clerk's office.

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

·The next Round Table will be Thursday, April 29, 2010, 5PM – 7PM.

#### COMMITTEE REPORTS:

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

PLANNING BOARD – On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – none this month

#### BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

BEACH – John Glasser - No report.

LIBRARY – Ray Turner - No report.

AMBULANCE/PUBLIC SAFETY – Ray Turner - No report

ZONING UPDATE – Ray Turner - No report.

#### RESOLUTION # 87-10

Renewal of Rensselaer County Sewer Agreement

Councilman Glasser moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town Board of the Town of Sand Lake is the governing body of Sand Lake Sewer District # 1 and Sand Lake Sewer District # 2, and

WHEREAS, the Town Board of Sand Lake adopted Local Law No. 1 of the year 1996, pertaining to semi-annual billing of sewer rents wherein 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; and

WHEREAS, in 2007 the Town entered into a 4 year agreement with the County of Rensselaer to produce a joint sewer rent bill. Over the past 4 years the process has run smoothly and simplified sewer

rent payments for Sand Lake Residents. The agreement has now run its term and, if the joint billing system is to continue, it must be renewed; now therefore,

BE IT RESOLVED, that the Supervisor is hereby authorized and directed to enter into a 4 year renewal agreement with the County of Rensselaer whereby the County will continue to provide sewer rent billing services to the Sand Lake Sewer District # 1, and will provide such services for Sand Lake Sewer District # 2, for the fees set forth therein commencing with the July, 2010 billing and ending with the July 2014 billing. Said agreement to be first approved by the Town Attorney, Donna Cole Paul, Esq., as Counsel to the Sand Lake Sewer District # 1 and # 2.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 88-10

Reappointment to the Board of Assessment Review

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Sharon Benson is appointed to the Board of Assessment Review for a term ending 2015.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 89-10

Appliance Day for Town Residents on May 15th

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to hold on May 15, 2010, an Appliance disposal day which is a service for Town Residents to bring appliances, electronics, and metal products including propane tanks at no cost with the exception of TV's \$50.00, Computer Monitors \$25.00, and Rearview Projectors \$75.00.

WHEREAS, due to the fact that the Town can no longer dispose of tires free of charge, the Town will be accepting tires at a cost of \$2.00 for car, \$5.00 for truck, and \$30.00 for heavy equipment per tire to dispose of the same; and

WHEREAS, the residents of the Town who wish to participate must obtain a permit by bringing in a proof of residency to the Town Clerk prior to May 10th; and

WHEREAS, the residents may bring brush to the D.P.W. on May 15th and take advantage of the crew being on site that day giving them the opportunity of a Saturday drop off; and

WHEREAS, residents should bring Appliances, Metal products and propane tanks to the D.P.W. Building located on Springer Road ; Tires, TV's and Computer Monitors should go to the Transfer Station located on Chamberlin Hill Road ; now, therefore,

BE IT RESOLVED, that May 15, 2010 from the hours of 7:00 am to 3:00 pm will be the date set and times for the Appliance, and Tire Day for the Town of Sand Lake, and

BE IT FURTHER RESOLVED, that the Town Clerk shall place an advertisement in the Advertiser for a period of three weeks prior to May 15th notifying residents of the Town of this service.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 90-10

Approval of Assessor to Attend Conference at Cornell

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Assessor for the Town of Sand Lake has requested to attend a seminar at Cornell entitled " qData Extraction – Reports and Valuation "to be held on July 12 – 15, 2010 as part of her required training for the position and has requested that the Town provide payment for tuition, meals and mileage for her attendance; now therefore

BE IT RESOLVED, that the Assessor attend Cornell Seminar on Appraising Application "RPSV4 Data Extraction- Reports and Valuation "to be held July 12-15, 2010 in Ithaca. The cost to attend is \$380.00 for tuition, \$95.95 per night, \$176.00 for meals, and \$180.00 for mileage.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 91-10

Approval for Planning Board and Zoning Board Members to attend Capital District Regional Planning Commission

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, certain members of the Planning Board and Zoning Board have requested to attend the Capital District Regional Planning Commission on Local Government , Planning and Zoning workshop ; and

WHEREAS, the Town Board wishes to send these individuals to said training to assist them in their board positions; now therefore

BE IT RESOLVED, that the following individuals are hereby granted permission to attend said conference and be reimbursed for the cost of training, meals and mileage per person in the amount of \$ 240.00:

1. Patrice Sweet
2. Justin Schultz
3. Dominick Bates
4. Gary Charlton
5. Arthur E. Herman Jr.
6. Ralph LaMontagna
7. Robert Bentz

ADOPTED = AYES 4 NAYS 0

#### RESOLUTION # 91-10

Approval for Planning Board and Zoning Board Members to attend Capital District Regional Planning Commission

Councilwoman Kronau moved and Councilman Glasser seconded to amend Resolution #91-10 to read:

WHEREAS, certain members of the Planning Board and Zoning Board have requested to attend the Capital District Regional Planning Commission on Local Government , Planning and Zoning workshop ; and

WHEREAS, the Town Board wishes to send these individuals to said training to assist them in their board positions; now therefore

BE IT RESOLVED, that the following individuals are hereby granted permission to attend said conference and be reimbursed for the cost of training, meals for each person in the amount of \$30 plus reimbursement for mileage.

1. Patrice Sweet
2. Justin Schultz
3. Dominick Bates
4. Gary Charlton
5. Arthur E. Herman Jr.
6. Ralph LaMontagna
7. Robert Bentz
8. Michael Groff

ADOPTED = AYES 4 NAYS 0

RESOLUTION #92-10

Allow Alcoholic Beverages at Butler Park Event

Supervisor Rounds moved and Councilman Splain seconded the following resolution:

WHEREAS, Sand Lake Kiwanis is hosting the Governor's Visit at Butler Park in Averill Park, on June 5, 2010

~~~~~

WHEREAS, the Club is requesting that the Town of Sand Lake allow alcoholic beverages on the premises during the event.

~~~~~

BE IT RESOLVED, that the Sand Lake Kiwanis be permitted to have alcoholic beverages at Butler Park for their event in accordance with provisions of ~ §s-7 of Sand Lake Code and upon condition that appropriate insurance coverage is proved satisfactory to the Town Board and the Town Attorney.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 93-10

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

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

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

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

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

BE IT RESOLVED, that Uncle Marty's be permitted to dispense alcoholic beverages at Butler Park for the Kiwanis Summer Fest on July 2, 2010 through July 4, 2010 in accordance with provisions of §s-7 of Sand Lake Code and upon condition that appropriate permits are obtained from the State Liquor Authority and insurance coverage is proved satisfactory to the Town Board and the Town Attorney.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 94-10

Approval for Comptroller to attend Association of Towns Conference

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Sand Lake Comptroller has requested to attend the Association of Towns Conference on May 12 – 14, 2010 in furtherance of her training and position as Comptroller for the Town of Sand Lake; and

WHEREAS, the Town Board desires to allow her to participate in said training and further wishes to provide payment for registration which is \$200 (which includes meals) and provide to her reimbursement for mileage, now therefore

BE IT RESOLVED, that the Comptroller, Melissa Elacqua, is hereby authorized to attend the Association of Towns Training for Town Comptrollers at the Gideon Putnam on May 12 – 14, 2010 in Saratoga Springs.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 95-10

Contract with Steele Engineering for Roof Repair

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Hall for the Town of Sand Lake is in need of repair to its roof; and

WHEREAS, the Town Board wishes to contract with a structural engineer to provide plans for the necessary repairs which need to be made to said roof; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized by the Town Board to contract with Steele Engineering to provide said engineering plans and designs in order to facilitate the required repairs to the roof for the Town Office Building.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 96-10

Approval of Bicentennial Committee Link to Town Web Site

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake Bicentennial Committee wishes to have a link to their website placed on the Town of Sand Lake website and have requested the same at a workshop of the Town Board in March, 2010, now therefore

BE IT RESOLVED, that the Webmaster for the Town of Sand Lake is hereby authorized by the Town Board to place said link on the web page for the Town of Sand Lake.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 97-10

Renewal of Sand Lake Ambulance Agreement

Supervisor Rounds moved and Councilman Glasser seconded the following

resolution:

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

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

WHEREAS, a proposed contract to continue these services has been presented to the Town Supervisor and has been reviewed by the Town Attorney;

NOW THEREFORE BE IT RESOLVED, that the Supervisor Burton Rounds, is hereby authorized to contract with the Sand Lake Ambulance Company on behalf of the Town to continue to provide these services once said contract has been reviewed by the Town Attorney and approved.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #98-10

BAR Secretary Appointment

Councilwoman Kronau moved and Councilman Glasser seconded the following

resolution:

~~~~~

~~~~~ WHEREAS, the Board of Assessment review is in need of the appointment of a Secretary for the 2010 Session; and

~~~~~ WHEREAS, that Secretary is appointed by the Town Board on recommendation of the Board of Assessment review and paid the sum not to exceed \$335.00 per year to be paid subsequent to

the two meetings held per year with 2/3rd of said amount being paid after the completion of the May 2010 meeting and the remaining 1/3rd to be paid after the October meeting; now therefore

~~~~~ BE IT FURTHER RESOLVED, that Shirley A. Neiss~is appointed secretary to the Board of Assessment Review to act in that capacity for the May 2010 Session.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #98-10

BAR Secretary Appointment

Councilwoman Kronau moved and Councilman Glasser seconded to amend Resolution #98-10 to read:

~~~~~

~~~~~ WHEREAS, the Board of Assessment review is in need of the appointment of a Secretary for the 2010 Session; and

~~~~~ WHEREAS, that Secretary is appointed by the Town Board on recommendation of the Board of Assessment review and paid the sum as stated in the 2010 Budget to be paid subsequent to the two meetings held per year with 2/3rd of said amount being paid after the completion of the May 2010 meeting and the remaining 1/3rd to be paid after the October meeting; now therefore

~~~~~ BE IT FURTHER RESOLVED, that Shirley A. Neiss~is appointed secretary to the Board of Assessment Review to act in that capacity for the May 2010 Session.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #99-10

April Transfers, Amendments and Fund Transfers

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the following budget transfer be made in the 2010 Budget:

Budget Transfer/Amendments

April 14, 2010

Budget Transfer

| FROM                   | TO                        | AMOUNT     | Reason |
|------------------------|---------------------------|------------|--------|
| A 3650.1               | A 5182.1                  | \$ 2000.00 |        |
| Demo Bldg. Personnel   | Street Lighting Personnel |            |        |
| A 3650.4               | A 5182.1                  | \$ 2000.00 |        |
| Demo Bldg. Contractual | Street Lighting Personnel |            |        |
| SS2 8120.4             | SS2 8110.4                | \$ 603.00  |        |
| BAN Interest           | BAN Principal             |            |        |

## Budget Amendment

Increase appropriation A 1010.4 Town Board contractual in the amount of \$400.10 to be funded by appropriating the Planning Board Designated account A 882 in the amount of \$400.10.

ADOPTED = AYES 4 NAYS 0

## RESOLUTION #100-10

Award of Bid for Western Side of Burden Lake Sewer Project

Councilman Glaser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has advertised for submissions of bids for construction and materials for the Western Side of the Burden Lake Sewer project, and

WHEREAS, those Bids were received and reviewed by the Town Engineer, Kestner Engineer's and

WHEREAS, after the specifications and qualifications of the bidders have been reviewed as well as the costs provided for the project the Town wishes to award the bid, now therefore

BE IT RESOLVED, that Drilling Technologies, Inc, is the successful bidder for a cost of \$284,853.60 and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so.

ADOPTED = AYES 4 NAYS 0

RESOLUTION # 101-10

Award of Bid for Maintenance Equipment for Sewers

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Highway department has requested the purchase of sewer maintenance equipment which is necessary to repair the town's sewer system in the event of a malfunction, and

WHEREAS, the purchase of the equipment will benefit the Town residents and will make the Town Sewer department more efficient and effective in their repairs, and

WHEREAS, the Town published a request for bid for the equipment cost and those bids having been received by Kestner Engineering, the Town Engineer, and reviewed by the same, the Town now wishes to award that bid, and

WHEREAS, the award of this bid is contingent upon the company named herein successful demonstration of the equipment to the Town as approved by Supervisor Rounds and Deputy Commissioner of Sewers, Ray Hernick, now therefore

BE IT RESOLVED, that Rexford Albany Municipal Supply Co, Inc, (RAMSCO, Inc.) for

a cost of \$13,097.80 is the successful bidder and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so, after satisfaction of the demonstration as stated above.

ADOPTED = AYES 4 NAYS 0

RESOLUTION #101-10

Award of Bid for Maintenance Equipment for Sewers

Supervisor Rounds moved and Councilman Glasser seconded to amend Resolution #101-10 to read:

WHEREAS, the Town Sewer department has requested the purchase of sewer maintenance equipment which is necessary to repair the town's sewer system in the event of a malfunction, and

WHEREAS, the purchase of the equipment will benefit the Town residents and will make the Town Sewer department more efficient and effective in their repairs, and

WHEREAS, the Town published a request for bid for the equipment cost and those bids having been received by Kestner Engineering, the Town Engineer, and reviewed by the same, the Town now wishes to award that bid, and

WHEREAS, the award of this bid is contingent upon the company named herein successful demonstration of the equipment to the Town as approved by Supervisor Rounds and Deputy Commissioner of Sewers, Ray Hernick, now therefore

BE IT RESOLVED, that Rexford Albany Municipal Supply Co, Inc, (RAMSCO, Inc.) for a cost of \$13,097.80 is the successful bidder and the Town Supervisor is hereby authorized to contract with said company and prepare any and all documentation which is necessary to do so, after satisfaction of the demonstration as stated above.

ADOPTED = AYES 4 NAYS 0

#### COMMENTS FROM RESIDENTS

Russ Bennett commented that the documentary record would not be clear, that the board should vote on the resolution as is, then vote to amend.

Council women Kronau made a comment about following Procedural Rules and having the packets as in the rules in mailboxes on the Saturday before the meetings.

#### ADJOURNEMNT

Supervisor Rounds made the motion to adjourn the meeting at 9:20 P.M. This was seconded by Councilman Glasser.

#### MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

MAY 12, 2010

The monthly meeting of the Sand Lake Town Board was held on May 12, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Sharon Lawrence, Greg Buell, Ed Patanian, Chris Juneau, Natalie Gecewicz, Jim McPartlin, Jim Moore, Louise Moore, Lynn Gustafson, H. Peter Gustafson, Kate Hubbs, Ira Salkin, James Litrell, Karen Balter, Keith Bergmann, Cindy La Fleur, Justin Schultz, Prentiss Carnell, Pat Ryan, Tom Ryan, Bill Glasser, Jo Moccia, Clyde Heffner, Tom Carroll, Carol Reppard, Jayne Hunt, Rich Hunt, John Mac McEvilly, Joe Phillips, Christy Carton, Russell Bennett, Jim Gifford, Lee Smith, Ken Schulz, Carol Karpier, Ron Karpier, Tom Hatcher, Dan Lesson, Tim Dagner, Wayne Peplowski, Lori Riley, Larie Schulz, Ken Schulz, Jan Hunt, Jeff Goff, Anne Goff, Fred Erickson, Tom Hale, Rick Jannello, Ken Gnirke, Sandy Gnirke, D. Coffey, Patrice Sweet, Flora Fasoldt and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

RESOLUTION#102-10

Recognition of Averill Park Girls Basketball Team

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, ~on March 27, 2010 the Averill Park Girls Varsity Basketball Team~ became the New York State Federation Basketball Tournament Champions over St. Anthony of Long Island winning 60 – 48 crowning them the New York State Federation Champions; and

WHEREAS, the Averill Park Girls Varsity Basketball Team on March 20, 2010 won (53-46) over Lakeland High School to be named the New York State Public High School Athletic Association Champions; and

WHEREAS, on March 6, 2010, the Averill Park Girls Varsity Basketball Team became the Section II, Suburban Council Champions over Holy Names winning (55-36); and

WHEREAS, the Averill Park Girls Varsity Basketball Team had an overall record of 26 wins and 1 loss; and

WHEREAS, the Town Board for the Town of Sand Lake wishes to acknowledge the accomplishments and achievements of the team, and

WHEREAS, through the tremendous efforts and great accomplishments of the team members:~ Michela Ottati; Lauren Nunziato; Amanda Fitzgerald; Brittany O’Shea; Katie Duma; Alise Weisberg; Katie Hawes; Alison Nunziato; Brooke O’Shea; Molly Streb; Bridget Carney and Amber Dushensky, and

through the guidance and superb coaching of Head Coach Sean Organ and Assistant coaches Mike Cavotta, Vince Gaetani, Scott Keegan, and Derek Minkler, Trainer, Meg Gosh, Managers Andrea Kronau, Emily Horton and Athletic Director June MacGilfrey the title of State Champions was achieved; and

WHEREAS, this outstanding team deserves the congratulations of each and every resident of the Averill Park School District which encompasses the Town of Sand Lake, now therefore

BE IT RESOLVED, that this Board wishes to extend its congratulations to each and every member of the exceptional Averill Park Girls Varsity Basketball Team, including its coaches and staff; and further

BE IT RESOLVED, that the Town will erect a sign in honor of the teams commitment and accomplishments of excellence in High School sports and wishes to present each member of the team with a certificate of accomplishment from the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds presented a certificate of accomplishment on behalf of the town signed by all the town board members to the Averill Park Girls Varsity Basketball Team and coaches. A small reception of punch and cookies to follow.

PUBLIC HEARING: Proposed New Zoning Code Update

Supervisor Rounds opened the Public Hearing at 7:50 P.M.

COMMENTS:

- Christy Carton, 11 Pond Hollow Road, Averill Park, New York 12018 (On behalf of Barbara Martinage)
- Tom Hatcher, 38 Summit Drive, Averill Park, New York 12018 (Provided Petition with over 70 signatures)
- Tom Carroll, 144 Thais Road, Averill Park, New York 12018

- Greg Buell, PO Box 640, Averill Park, New York 12018 (Jeff's Pizza)
- Flora Fasoldt, 5 Hemlock Circle, Averill Park, New York 12018
- Jim McPartlin, 294 Springer Road, West Sand Lake, New York 12196
- Ann Biittig, 46 Sand Lake Springs Way, West Sand Lake, New York 12196
- Ken Schultz, 154 Thais Road, Averill Park, New York 12018
- Jan Hunt, 9 Old South Road, West Sand Lake, New York 12196
- Tom Ryan, 36 Oriole Avenue, West Sand Lake, New York 12196
  
- Jim Werk, 39 Summit Drive, Averill Park, New York 12018
- Richard Lasser, 15 Pond Hollow Road, Averill Park, New York 12018
- Steve Betts, 201 Pond Hollow Road, Averill Park, New York 12018
- Stuart Balter, 26 Autumn Lane, West Sand Lake, New York 12196
- Lynn Gustafson, 42 Summit Drive, Averill Park, New York 12018
- Ron Karpian, 139 Algonquin Road, West Sand Lake, New York 12196
- Jan Hunt, 64 Springer Road, West Sand Lake, New York 12196
- Jude Clementi, Troy Sand & Gravel
- Brian Hunt, 97 Springer Road, West Sand Lake, New York 12196
- Pat Ryan, 36 Oriole Avenue, West Sand Lake, New York 12196

Supervisor Rounds stated that he would not be closing the Public Hearing, but was leaving it open until the next meeting of May 26, 2010 for further discussion.

Supervisor Rounds called a ten minute recess at 9:55 P.M.

Meeting reconvened at 10:05 P.M.

APPROVAL OF MINUTES: April 14, 2010

Supervisor Round made the motion to approve the minutes. This was seconded by Councilman Turner.

MOTION CARRIED = 5 AYES 0 NAYS

#### MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor \$27, 358.26
- Money paid to County Treasurer for Dog Licenses \$117.75
- Money paid to New York State Ag & Markets for spay/neuter program \$33.00
- Money paid to State Health Dept. for Marriage Licenses \$67.50
- Money paid to the Dept. of Environmental Conservation (Fishing/Hunting) \$938.24

We have been notified that The Arlington House of West Sand Lake is renewing their liquor license.

On April 25th - April 28th my Deputy Patricia Stevens and I attended the Town Clerk's

Conference in Saratoga. We attended classes dealing with several new regulations that will be effecting the Town Clerks Office. I attended the notary class given on Sunday. I am pleased to report that I passed the notary test and am waiting for all my official papers so that I may begin my notary duties.

We attended classes and the update of the governor's legislation plan to eliminate the Dept. of Agriculture and Markets' role in dog licensing. We were notified that as of January 1, 2011 this data base will not be accessible to towns. This would create the burden of Dog Licensing on the

localities to maintain over 900 different data management and license renewal systems. Requiring us to separately design, purchase and produce dog tags. His proposed system would result in higher costs to

dog owners. Several Towns were represented and spoke on their negative feelings regarding this change. You can get information on this proposed change in the Town Clerk's office.

A special thank you to all departments for their help in getting information to Supervisor Rounds, Town Attorney, Donna Cole-Paul and myself so that the Town Board was able to get folders before Sat. 12:00 Noon as stated in the Procedural Rules.

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

The next Round Table will be Thursday, May 27, 2010, 5 PM – 7 PM.

#### COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – none this month

#### BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

RESOLUTION#103-10

New Procedures for Convenience Facility & Adoption fee schedule

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Convenience Facility Fees and Procedures have not been updated for some time; and

WHEREAS, the Town Board wishes to update both the fee schedule and the procedure for residents to purchase bags and also wishes to adopt a punch card system for drop of materials which are not contained in a town bag; and

WHEREAS, the Town Board wishes to make these changes effective July 1, 2010, now therefore

BE IT RESOLVED, that the Fee Schedule for items of garbage and other debris brought in by Town Residents to the Convenience Facility for disposal is amended and is effective as of July 1, 2010 in accordance with the attached fee schedule; and further

BE IT RESOLVED, that Town Residents will be required to purchase town issued garbage bags and those bags will only be sold at the Town Clerk's Office during normal business hours; and further

BE IT RESOLVED, that effective July 1, 2010, the Town will issue to residents of the Town upon proof of residency within the Town, a punch card which can be used to drop off items at the convenience facility which are not in garbage bags, such items include but are not limited to appliances, electronics, construction debris, etc, and are listed on the attached schedule; and further

BE IT RESOLVED, that as of July 1, 2010, the Convenience Facility personnel shall no longer accept monies at the facility for the disposal of garbage and debris at the facility.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_\_ TABLED

Adoption of Workplace Violence Policy

Councilman Splain moved and Councilman Turner seconded the following resolution to be tabled.

WHEREAS, the Town Board wishes to adopt a Workplace Violence Policy pursuant to the New York State Labor Law requirements, and

WHEREAS, the Town will train its employees on Workplace Violence in order to prevent such problems from arising, now therefore

BE IT RESOLVED, that the Town Board wishes to adopt the attached Workplace Violence Policy and will implement the same through training of all Town Employees, Elected Officials and Appointed individuals.

VOTES TO TABLE – 5 AYES 0 NAYS

RESOLUTION#104-10

Approval to Add Rider for Equipment Leasing to Insurance

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake in the past has rented/leased equipment from various contractors, and

WHEREAS, an insurance rider could be added to the Town of Sand Lake's existing insurance with a maximum coverage of \$250,000 at an annual premium of \$250.00, now therefore

BE IT RESOLVED, that the insurance rider for equipment rental/leasing be added to the Town of Sand Lake insurance at an annual premium of \$250.00.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#105-10

Securing Credit Card for Town Use

Councilman Splain moved and Councilman Glasser seconded to amend Resolution #105-10 to read:

WHEREAS, the Town has found that many vendors will only accept a payment of a credit card for purchases for items of supplies or other purchases unless made by credit card's and1

WHEREAS, the purchases of the Town would be protected by the credit card company for any losses incurred; now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to secure a credit card for Town purchases when a purchase order/voucher is not allowed and said credit card will be kept in the custody of and shall be the responsibility of the Comptroller.2

ADOPTED = AYES 5 NAYS 0

RESOLUTION#106-10

Securing Robert Martin by Highway for Part-time Work for 2010 Summer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Department of Public Works is in need of additional help for the summer to assist with road work and the maintenance of the park and beach; and

WHEREAS, said position shall not exceed more than three (3) days a week or more than 25 hours and shall receive no benefit from the town in regard to items such as, but not limited to, time accruals or retirement benefits; and

WHEREAS, the Commissioner of Public Works has recommended the hiring of Robert Martin as a temporary part-time position at a rate of \$10.00 per hour; now therefore

BE IT RESOLVED, that the Commissioner of Public Works, Larry Browe, has designated the hiring of Robert Martin for the summer as temporary part-time of 2010 at the rate of \$10.00 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#107-10

Approval of Contract for AIS System

Councilwoman Kronau moved and Supervisor Rounds seconded to amend Resolution #107-10 to read:

WHEREAS, the Town of Sand Lake Assessor's Office provides the Assessment Information System (AIS) for Town Residents in order to allow residents the opportunity to review and compare assessment information for their homes, and

WHEREAS, the use of said system is a cost to the town that the Town Board wishes to continue to provide free to its residents; now therefore

BE IT RESOLVED, the Town of Sand Lake wishes<sup>3</sup> to contract with Rensselaer County for the purpose of a license agreement to update the Assessment Information System (AIS) for a term of one year at a cost of \$122.10.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#108-10A

Approval of Contract for Sewer Hook-up for Tom Ryan

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #108-10 to read:

WHEREAS, Tom Ryan, a Town of Sand Lake Resident has requested permission to hook into the Town of Sand Lake Sewer on or along 2nd Dyke Road parcel# 170.01-2-29.224; and

WHEREAS, the Town has met with Mr. Ryan at a workshop meeting and has agreed to contract with him for the purpose of allowing him to hook into said system with the understanding that when the Town creates Sewer District #3, that he will become part of said District, now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to sign on behalf of the Town of Sand Lake a sewer agreement with Tom Ryan as drafted and approved by the Town Attorney.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#109-10

Approval of Agenda Items for Town Board Meeting

Councilman Glasser moved and Councilman Splain seconded to amend Resolution #109-10 to read:

WHEREAS, the Town Board has discussed at a Workshop the need to review the Agenda of the Town Board Meetings at the beginning of the Business section of said Town Board Meetings, and

WHEREAS, in an effort to make said meeting run smoothly and efficiently, the Town Board5 wishes to adopt a procedure whereby said Agenda will be reviewed and approved, which will allow for items to be removed or added to the Agenda prior to the commencement of the meeting on consent of the Town Board Members; now therefore

BE IT RESOLVED, that the beginning of the Business Section of the Town Board meeting, the Agenda for said meeting shall be reviewed and approved by all members of the Town Board prior to proceeding with the meeting, and further

BE IT RESOLVED, that any items which the Town Board wishes to add, remove or amend shall be done at that time only which shall eliminate the need to add items during the business section of the meeting.

ADOPTED = AYES 4 NAYS 1 (Councilwoman Kronau voted Nay)

RESOLUTION#110-10

Adoption of Job Description for Commissioner of Public Works/Highway Superintendent

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution and accept job description #1.

WHEREAS, the Town Board wishes to adopt a job description for the Highway Superintendent/Commissioner of Public Works, and

WHEREAS, the purpose of said job description is to assist the Town Board in understanding the role of said position within the highway department, now therefore

BE IT RESOLVED, that the attached job description is and shall be adopted by the Town Board for the position of Highway Superintendent/Commissioner of Public Works.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#111-10

Acceptance of Van from Family of Frank Allen

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the family of Frank Allen wishes to donate his wheelchair accessible van to the Town of Sand Lake for use by wheelchair bound individuals, and

WHEREAS, the Town Highway Department has taken the opportunity to review the van's equipment and believes it to be safe and satisfactory for use by the residents, now therefore

BE IT RESOLVED, that the Town Board hereby accepts the donation of the van from the Family of Frank Allen and thanks his family for such a wonderful donation.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#112-10

Approval of Attendance for Webmaster On-line Training

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Webmaster, Barbara Glasser, has requested to take an on-line AB Technology Class to further assist her with the updating and continuous evolution of the Town's website; and

WHEREAS, said training shall commence on May 19, 2010 at a cost of \$65.00, now therefore

BE IT RESOLVED, that the Town Board hereby approves said training and shall provide payment for the cost of said training which is \$65.00.

ADOPTED = AYES 4 NAYS 0 ABSTENTIA 1(Councilman Glasser abstained)

RESOLUTION#113-10

Create Capital Project for Linkage Study

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has accepted funding for the Sand Lake Hamlet Linkage Study through the Capital District Transportation Committee’s Community and Transportation Linkage Planning Program; and

WHEREAS, the Town is required to subsidize the program with \$13,750.00 of Town funds; now therefore

BE IT RESOLVED, the Capital Project H008 is established for the purpose of funding the Linkage Study and will be funded by a transfer from the General Fund.

H008 – Linkage Study

Increase

Increase

Appropriation    Linkage Study – Transportation

Revenue Transfer In

H008    522    5989.4            \$13,750.00

H008    980    5031.9999 \$13,750.00

A - General Fund

| Increase |     | Transfer to Capital |             | Decrease – General Fund Balance |     |             |
|----------|-----|---------------------|-------------|---------------------------------|-----|-------------|
| A        | 522 | 9950.9000           | \$13,750.00 | A                               | 599 | \$13,750.00 |

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

RESOLUTION#114-10

Approval of Scrap Contract for Town

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, SIMS Metal Management requires the acceptance of a Scrap Agreement for the disposal of all scrap metal at their location and the Town wishes to contract with them for the purpose of scrap removal; now therefore

BE IT RESOLVED, the Supervisor is authorized to sign said Scrap Acceptance Agreement with SIMS Metal Management.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#115-107

Rejection of Bids for Sewer Equipment Purchase

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #115-10 to read:

WHEREAS, the Town Board has been informed by the Sewer Department that they have attempted on several occasions to review and test the sewer equipment on bid which was awarded to Rexford Albany Municipal Supply Company, Inc (RAMSCO, Inc) on April 14, 2010 upon condition that the Highway Sewer Department be able to review and test said equipment, and

WHEREAS, it is apparent that said company will not be able to comply with the condition, and

BE IT RESOLVED, that the Town Board shall hereby reject all bids for the purchase of said sewer equipment and shall re-bid the project if it is deemed necessary to do so.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#116-10

Bid for Solar Lights for Town Hall Parking Lot

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has received a grant for the purpose of installing four solar parking lights in the front parking lot; now therefore

BE IT RESOLVED, that the Supervisor is authorized to seek bids for the four solar lights which will be placed on the front section of the Town hall parking lot at the front entrance.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#117-10

Declaration of SEQRA Lead Agency for DPW Solar Project

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has received a grant through NYSERDA and the American Recovery and Reinvestment Act (ARRA) for the installation of solar panels in the

Department of Public Works Building located at 25 Springer Road for the purpose of providing power to the town at low cost; and

WHEREAS, the Town has been notified that a SEQRA process is required for this project and that a lead agency appointment for said process needs to be established; and

WHEREAS, NYSERDA has requested to be lead agency for said project; now therefore

BE IT RESOLVED, the Town has determined that NYSERDA will be lead agency for this project and will complete all necessary applications.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#118-10

Authorization for Appraisal of Old Town Garage

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to have a current appraisal on the Old Town Garage Facility for the purpose of discussing the sale or leasing of said property in the future, now therefore

BE IT RESOLVED, the Supervisor is hereby authorized to seek out a qualified appraiser for the purpose of providing the Town with said valuation of the land and buildings.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#119-10

Acceptance of Drilling Technologies project withdrawal and return of Bid security

Supervisor Rounds moved and Councilwoman Kronau seconded to amend Resolution #119-10 to read:

WHEREAS, the Town Board has been informed by letter from Michael Matthews, the owner/operator of Drilling Technologies, the company who was the successful bidder on the Western Side of the Burden Lake Sewer Project, that their company will not be able to proceed with the project and can not follow the terms of the bid as specified, and

WHEREAS, the Bid was awarded to said Drilling Technologies, Inc., on April 14, 2010 by resolution of the Town Board, now therefore

BE IT RESOLVED, that the Town Board hereby accepts the voluntary withdrawal of Bid by Drilling Technologies, Inc., and shall return the Bid security to said company that was provided to the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#120-10

Award of Bid for Western Side of Burden Lake Sewer Project

Supervisor Rounds motioned and Councilman Turner seconded to amend Resolution #120-10 to read:

WHEREAS, due to the withdrawal of bid by Drilling Technologies, Inc. the successful bidder for the Western Side of Burden Lake Sewer Project, and

WHEREAS, the Town of Sand Lake received numerous bids for said project as advertised and is able to award said bid to a alternate bidder from that list, and

WHEREAS, in an effort to save the Town time and money in having to rebid the project, the Town wishes to award the bid to an alternate corporation from said list, now therefore

[BE IT RESOLVED, that the Town Board wishes to name the next successful bidder from the list of bidders which was provided it by the Town Engineer, and]9

BE IT RESOLVED, that said bid is hereby awarded to Highlander Cons., Inc. for the construction of the Western Burden Lake Sewer Project at a cost of \$ 296,734.50.

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS – NONE AT THIS TIME

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 11:10 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds reopened the meeting at 11:13.

Resolution: 121-10

Budget Transfer/Amendments

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

Budget Transfer

| FROM                    | TO              | AMOUNT  | Reason |
|-------------------------|-----------------|---------|--------|
| A 1990.4                | A 7150.2        | 600.00  |        |
| Contingency             | Beach Equipment |         |        |
| A 3620.1                | A 7140.1        | 3000.00 |        |
| Building Inspector Pers | Parks Pers.     |         |        |
| A 3620.1                | A 7140.4        | 2000.00 |        |

Building Inspector Pers. Parks Cont.

|          |          |        |
|----------|----------|--------|
| A 9060.8 | A 9040.8 | 231.00 |
|----------|----------|--------|

|             |              |  |
|-------------|--------------|--|
| Health Ins. | Workers Comp |  |
|-------------|--------------|--|

|           |           |         |
|-----------|-----------|---------|
| DA 5110.1 | DA 9040.8 | 1334.00 |
|-----------|-----------|---------|

|                       |              |  |
|-----------------------|--------------|--|
| General Repairs Pers. | Workers Comp |  |
|-----------------------|--------------|--|

|           |           |        |
|-----------|-----------|--------|
| SS 9060.8 | SS 9040.8 | 213.00 |
|-----------|-----------|--------|

|             |               |  |
|-------------|---------------|--|
| Health Ins. | Workers Comp. |  |
|-------------|---------------|--|

Budget Amendment

None at this time

ADOPTED = AYES 5 NAYS 0

DJOURNMENTA

Supervisor Rounds made the notion to adjourn the meeting at 11:17 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

JUNE 9, 2010

The monthly meeting of the Sand Lake Town Board was held on June 9, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Clyde Heffner, Justin Schultz, John “\* ”McEvelly, Barbara Martinage, Fred Erickson Lori Riley, Russ Bennett, Brian Hunt and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Ralph LaMontagna spoke on "x~ FOR ADVENTURE EVERY DAY IN JUNE"

·The Averill Park Education Foundation stands to receive a grant for \$25,000 from Pepsi Refresh [www.refresheverything.com](http://www.refresheverything.com) to complete an Adventure Based ropes course and climbing wall in Algonquin Middle School. In order to win we need you, your family and friends to vote online every day in June to bring the Adventure course to the

Averill Park School district area!

·This course has been in the planning for years and will benefit the school, town summer camp program and local fire and rescue units who will have access to this for training, recreation and education in the future.

·The project that gets the most votes wins the grant.

APPROVAL OF MINUTES: May 12, 2010

Councilman Glasser made the motion to approve the minutes. This was seconded by Councilman Turner

MOTION CARRIED = 5 AYES 0 NAYS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor \$18,205.38
- Money paid to County Treasurer for Dog Licenses \$132.25
- Money paid to New York State Ag & Markets for spay/neuter program \$60.00
- Money paid to State Health Dept. for Marriage Licenses \$67.50
- Money paid to the Dept. of Environmental Conservation (Fishing/Hunting) \$717.12

I am sad to report that my Deputy, Patricia Stevens will be leaving my office after 6 1/2 years of dedicated service to the town as of June 25th to take a job with the Rensselaer County Highway Department. We are going to miss her very much. We all wish her the very best in her new endeavor. I am happy to welcome back Tami Thibeault who many will remember worked in the Town Clerk's office 6 years ago. This is a definite plus for me but with all the new regulations she is busy studying for her notary license, passport classes etc. Her appointment is on the agenda tonight for approval.

On behalf of the Town I would like to thank Chris Raffo's Girl Scout Troup # 1188 for planting the flowers in the planter outside the Court Room Door.

Reminder: That with warm weather many dogs are allowed to run more freely. The Town of Sand Lake has a lease law. All dogs should be licensed. This law is posted on the Town Web Site and the TV Channel.

In brief it states:

#### DOG CONTROL

75-6. Prohibited acts. (Adopted 7-14-1982 by L.L. No. 1-1982)

- No person shall permit any dog to run at large.
- No person shall keep or harbor any dog that howls or barks continuously for an unreasonable length of time.

- No owner of any dog shall permit or allow such dog to chase or otherwise harass any person in such a manner as to reasonably cause intimidation or to put such person in reasonable apprehension of bodily harm or injury or to cause bodily harm or injury to any person.
- No owner of any dog shall permit or allow such dog to frequently chase, run alongside of or bark at motor vehicles or bicycles.
- No person shall permit any dog to cause any damage to any property or destroy or deface such property within the town. It shall be considered property damage.
- No person shall drop any dog within the geographical limits of the Town of Sand Lake and leave the same unattended.
- No person shall permit any dog to be in or on any park, beach or recreational property owned by the Town of Sand Lake, whether leashed or otherwise, except for Seeing Eye dogs.
- Any dog found in violation of the provisions may be seized pursuant to the provisions of the Agriculture and Markets Law.

To obtain a copy of this document in its entirety you can contact my office at 518-674-2026 ext. 22

I am still concerned about the Governor's possible decision to close the Dept. of NYS Ag & Markets. Town Clerks are watching this part of the Budget and doing everything that can be

done to try and prevent this from happening. I am meeting with a group of surrounding Town's Town Clerks at the end of this month. I will keep you informed

Reminder from NYS Environmental Conservation: What with the increase in fishing licenses that you should not laminate your licenses. They are getting a ton of calls about blackened licenses. Laminating will cause this.

In order to better inform residents, you may access the monthly town board agenda and minutes on the Town's Web Site [townofsandlake.us](http://townofsandlake.us), now. Within the next month, with the help of Barbara Glasser and Paul Splain I expect, to have the videos of town board meetings available for viewing on this site. Keep watching for their debut. Don't forget to view Channel 17 for on going information.

The Town Clerk's office is closed on Sat.'s from now and until after Labor Day.

Any questions or concerns, please feel free to call my office at 518-674-2026 ext. 22.

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

·The next Round Table will be Thursday, June 24, 2010, 5 PM – 7 PM.

#### COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer - On file in the Town Clerk's Office.

YOUTH – Barbara Glasser – On file in the Town Clerk's Office

#### BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk's Office.

CABLE – Paul Splain – On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk's Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

APPROVAL OF CHANGE TO THE AGENDA:

Supervisor Rounds made a motion to amend the Agenda. This was seconded by Councilman Glasser.

MOTION CARRIED = 5 AYES 0 NAYS

COMMENTS FROM RESIDENTS: None at this time

RESOLUTION#122-10

Approval of Appraisal for Old Town Garage with GAR Associates

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake needs to obtain an appraisal of the old Town Garage on the corner of Eastern Union Turnpike and Holcolm Road; and

WHEREAS, the Town Supervisor requested and was supplied with three quotes for cost of said appraisal with three local commercial appraisers; and

WHEREAS, GAR Associates was the lowest quote and was recommended to the board; now therefore

BE IT RESOLVED, that the Town Supervisor is hereby authorized to contract with GAR Associates for the purpose of performing a commercial appraisal on the old town garage property for a cost of \$600.00.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#123-10

Appointment of Beach Staff for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2010 Sand Lake Town Beach as follows:

| NAME            | TITLE      | HOURLY PAY RATE |
|-----------------|------------|-----------------|
| Michael Maxwell | Lifeguard  | \$10.50         |
| Rachel Bryk     | Lifeguard  | \$10.50         |
| Adam Sanzone    | Lifeguard  | \$10.25         |
| Ann O'Brien     | Beach Aide | \$ 7.00         |

Troy Labelle Beach Aide \$ 7.25

Kathleen McKeon Sub Beach Aide \$ 7.25

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#124-10

Appointment of Day Camp Staff

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following people are authorized to be hired for the 2010 Sand Lake Summer Day Camp as follows:

| Name                 | Title                     | Hourly |
|----------------------|---------------------------|--------|
| Lindsay Kehn         | Director                  | 15.00  |
| Brooke Wagner        | Health Director           | 12.00  |
| Douglas Lenseith     | Directors Assistant       | 11.00  |
| Hannah Linden-Darrow | Arts-n-Crafts Coordinator | 9.00   |
| Emily Vogal          | Sports Coordinator        | 9.00   |
| Victoria Donato      | Senior Counselor          | 8.25   |
| Alyssa Duncan        | Senior Counselor          | 8.25   |
| Brendon Seney        | Senior Counselor          | 8.25   |
| Patricia Marshall    | Senior Counselor          | 8.25   |
| Emily Wood           | Senior Counselor          | 8.25   |

|                    |                  |      |
|--------------------|------------------|------|
| Alyx Raffo         | Senior Counselor | 8.25 |
| Lauren Wager       | Counselor        | 7.25 |
| Alex Navratil      | Counselor        | 7.25 |
| Matthew Giddings   | Counselor        | 7.25 |
| Jennifer Engwer    | Counselor        | 7.25 |
| John Lantz         | Counselor        | 7.25 |
| Lindsey DeCamp     | Counselor        | 7.25 |
| Matthew Boudreau   | Counselor        | 7.25 |
| William Goodermote | Counselor        | 7.25 |
| Craig Wojtaszek    | Counselor        | 7.25 |
| Ian Keefe          | Counselor        | 7.25 |
| Kaitlyn Sears      | Counselor        | 7.25 |
| Courtney Kane      | Counselor        | 6.55 |
| Mikayla Farash     | Counselor        | 6.55 |
| Katie Vogel        | Counselor        | 6.55 |
| Lauren Regan       | Counselor        | 6.55 |
| Sarah Caruso       | CIT              | 5.00 |
| Hugh Butteri       | CIT              | 5.00 |
| Scott Booth        | CIT              | 5.00 |
| Kristina Melius    | CIT              | 5.00 |
| Emily Vicedomine   | CIT              | 5.00 |

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#125-10

## Approval of Alcohol Consumption at Butler Park for Kiwanis

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sand Lake Kiwanis is requesting the ability to dispense alcohol for their own consumption by members not to be sold to the public, for the Kiwanis Club Picnic on July 12, 2010 for at Butler Park; now therefore

BE IT RESOLVED, that the Sand Lake Kiwanis is permitted to use Butler Park for their picnic on July 12, 2010, and is authorized to dispense alcohol on the premises for use only by its own membership and immediate guests upon provision of proof of adequate insurance.

MOTION CARRIED = 5 AYES 0 NAYS

## RESOLUTION#126-10

Authorization for Credit Card Use by Youth Department Personnel and Town Officials for Wal-Mart, Home Depot, Staples and Hannaford

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has credit cards with Wal-Mart, Home Depot, Staples and Hannaford; and

WHEREAS, it is necessary to designate users on said accounts and those individuals who have approval to use the same; now therefore

BE IT RESOLVED, that the following individuals for the Youth Department and Town Officials are hereby authorized to use said accounts for purchases for the Town of Sand Lake as needed:

- Youth Program Supervisor
- Camp Director
- Director's Assistant
- Commissioner of Public Works
- Supervisor
- Maintenance Department
- Deputy Commissioner of Sewers

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#127-10

Increase Hourly Rate for Zoning Clerk

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, it was discovered after a review of the budget and clerk's pay rates that the Zoning Clerk's pay was not adjusted to take into account the 3.25% increase for 2010 as stated in the 2010 budget, and

WHEREAS, in an effort to equalize the rates for clerk's for the Town of Sand Lake, the rate for the Zoning Clerk needs to be raised to \$14.21 per hour; now therefore

BE IT RESOLVED, that the rate for the Zoning Clerk shall be amended and increased to \$14.21 per hour and should be retroactive back to January 1, 2010.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#-128-10

Authorization to Hire Deputy Town Clerk

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Deputy Clerk, Patricia Stevens has provided her notice that she will be leaving the Town of Sand Lake to take a new position with Rensselaer County; and

WHEREAS, the Town Clerk needs to appoint a person to replace her and wishes to appoint an individual on a temporary basis for six months; now therefore

BE IT RESOLVED, that Tammy Thibeault is hereby appointed to the Town Clerk's Office as a Deputy Town Clerk on a temporary basis at a rate of \$ 14.21 per hour; and be it further

RESOLVED, that she shall work up to 35 hours per week or for more time as needed per the Town Clerk, which will not, however entitle her to full-time benefits; and be it further

RESOLVED, that the further terms and conditions of employment are as stated in the letter provided to her and attached hereto.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#129-10

Authorization for Supervisor to Execute Sewer Easements

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the construction of the Western side of Burden Lake, Sewer District #1, is commencing and the Town of Sand Lake needs to gain access over property of residents to perform said construction; and

WHEREAS, it is proper for the Town to secure easements over the property and to file the same in the Rensselaer County Clerk's Office; and

WHEREAS, the Supervisor needs to sign said easements in order to accept the same on behalf of the Town of Sand Lake; now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute said sewer easements and further authorized to direct filing of the same with the Rensselaer County Clerk's Office.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#130-10

Authorization for Supervisor to File for Extension for Senior Van Grant

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Supervisor is hereby authorized to execute and file the necessary paperwork to request an extension for the Senior Van grant. This extension is through the Department of State Community Project Agreement and will extend purchases made for the van until 7/31/2010.

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#131-10

Budget Transfers, Amendments, Fund Transfers

Councilman Glasser moved and Councilman Turner seconded the following resolution:

Budget Transfer/Amendments

June 9, 2010

Budget Transfer

| FROM             | TO                    | AMOUNT  | Reason |
|------------------|-----------------------|---------|--------|
| A1010.4          | A5680.4               | 1000.00 |        |
| Town Board Contr | Transportation Contr. |         |        |

Budget Amendment

Increase appropriation A 7989.4 Cultural & Rec. Contractual in the amount of \$100.00 by appropriating the Board Designated Bicentennial Account A892 in the amount of \$100.00.

Increase appropriation A1355.4 Assessor Contractual in the amount of \$14,500.00 due to unanticipated revenue A3989.9999 State Aid – Home and Community Service in the amount of \$14,500.00

MOTION CARRIED = 5 AYES 0 NAYS

RESOLUTION#132-10

Authorize Pop Warner Football to Proceed With the Installation of Light Pole

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake is willing to allow the Averill Park Pop Warner league to install a new light pole and light on the town's property at Butler Park at a cost to the Football League, now therefore

BE IT RESOLVED, that the Averill Park Pop Warner Football League is hereby given permission to erect a new light pole and place a light on the same for the purpose of illuminating the field which is used for practice in the fall, at their own cost and with proof of insurance to cover costs for any damage to the town property, and

BE IT FURTHER RESOLVED, that the Averill Park Pop Warner Football League is not authorized to connect to the electric service which is provided to the Town by New York State Gas and Electric until the Town is provided with necessary Electric Inspection Certificate.

MOTION CARRIED = 5 AYES 0 NAYS

COMMENTS FROM RESIDENTS: None at this time.

## ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 8:34 P.M. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE SPECIAL BOARD MEETING

JUNE 16, 2010

A Special meeting of the Sand Lake Town Board was held on June 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Melissa Elacqua

BUSINESS:

RESOLUTION # 133-10

Authorization to Contract with Public Sector HR Consultants LLC for Workplace Violence Policy

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake is required to have a Workplace Violence Policy in place in written form, and

WHEREAS, the Town is looking to hire an entity with experience in said matters and has discussed the same with Nanette Hatch of Public Sector HR Consultants, now therefore

BE IT RESOLVED, that the Supervisor of the Town of Sand Lake is hereby authorized to contract with Public Sector HR Consultants for the purpose of preparing our Workplace Violence Policy at a cost to the Town of \$500.00 with the terms and conditions as contained in the attached proposal.

MOTION CARRIED = 5 AYES 0 NAYS

Supervisor Rounds motioned and Councilman Glasser seconded to go into Executive session at 6:09 PM to discuss personnel matters.

MOTION CARRIED = UNANIMOUS

Councilwoman Kronau motioned and Supervisor Rounds seconded to close the Executive session at 6:44 and return to the regular meeting.

MOTION CARRIED = UNANIMOUS

Councilman Splain commented on issues regarding Butler Park and the possibility of hiring a security guard to help with on going issues at the Park. More information will be given at the workshop.

ADJOURNMENT

Councilwoman Kronau made the motion to adjourn the meeting at 7:02 P.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

July 14, 2010

The monthly meeting of the Sand Lake Town Board was held on July 14, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Pat Johnson, Bob Katz, Eugene Rescott, Charlie Wagner, Pat Stevens, Kristina Hunt, Brian Hunt, Tom Agar, Mike Fil, Don Bermas, Ken Mazzritto, Tom Hatcher, Paul & Olga Ashline, Warren Reiss, Rob Brass, Larry McKeough, Michael Mercion, Justin Schults, David & Tamie Carpentier, Clyde Heffner, Cynthia Sewell, Maggie Sewell-Aresco, Irv Sewell

Marcy Steinber, John Steinberg, John “\* ”McEvelly, Bill Glasser, Terry Nord, Mark Petrone, Kirk Kreisher, Tom Squires, Jason Robelotto, Steve Robelotto, Glen McMahon and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

A presentation by Pat Johnson, Local Teleom Representative was made.

She will assist the town in renewing the town’s current contract.

Irv Sewell, 229 Teal Road, Sand Lake, NY 12153 spoke on the shut off of Glass Lake. He has been a fisherman for over 75 years and that it is getting harder and harder to get access to lakes. He would like the town to help with this problem.

Glen McMahon, 138 Millers Corner Road, Averill Park, NY 12018 questioned if the Association does own the water or the bottom of the Lake and just what are the fisherman’s rights to the lake.

Town Attorney, Donna Cole-Paul stated that the Glass Lake issue was new to the town and that more research needed to be done,

APPROVAL OF MINUTES: June 9, 2010

Councilman Glasser made the motion to approve the minutes. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

#### MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of June 2010 - \$35,566.32
- Money Given to Rensselaer County for Dog Licenses - \$ 93.47
- Money Given to NYS Ag. & Markets for spay/neuter program - \$12.00
- Money Given to NYS Environmental Conservation - \$883.46
- Paid to NYS Health Department for Marriage Licenses - \$45.00

I met with several neighboring Town Clerk's regarding the changes in Dog Licensing.

No definite system as been decided on yet but Ag & Markets, the State and all concerned are working on writing a local law that can be used by each town as a model. As soon as I get this, I will let the town know. This is a huge change for all towns and it is important that all Towns are on the same page with this.

The Town Clerk's office had an extremely busy month with issuing passports.

This was due to the fact that passport fees were going up as of July 13, 2010.

Adult fees went from \$75 to \$110 and Minors went from \$60 to \$80. Due to changes in regulations my Deputy, Tami Thibeault and I will be taking a training seminar in July.

A representative from the States Passport Agency will be making a visit to check on procedures that we are doing in our office the end of July.

A reminder to Town Residents that you need permission to use the facilities at Butler Park and Town Hall. You would need to come in and fill out the Use of Facilities Form and a deposit is required. Any questions please call the Town Clerks office at 518-674-2026 ext 22.

Reminder: That with warm weather many dogs are allowed to run more freely. The Town of Sand Lake has a lease law. All dogs should be licensed. This law is posted on the Town Web Site and the TV Channel.

Don't forget to view Channel 17 for events and on going information.

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

Supervisor Rounds reported that DEC is working on the dam at Glass Lake. The access problem at Glass Lake is new to the town and that the town does not have the authority to act. The Association does own the bottom of the lake.

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Given by Supervisor Rounds- On File in the Town Clerk's Office.

YOUTH – Given by Councilwoman Kronau.-on file in the Town Clerk's Office.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

COMMENTS FROM RESIDENTS:

Warren Reiss, ESQ the Representative for Rensselaer County Conservation Alliance questioned the \$50,000 grant that went to the Glass Lake Association to work on the dam. He said that DEC can not stock the lake if there is no public access. He is willing to work with the town and feels the town has a role to play in this.

Terry Nord, requested to speak with Mr. Kestner and the people involved regarding a concern of residents with the sewer district extension.

Tom Hatcher, 28 Summit Drive, Averill Park, N.Y. 12018 expressed concern that the tax maps are needing up dates and that the CE overlay shows as increase in mining acreage.

APPROVAL OF CHANGE TO THE AGENDA:

Councilman Glasser made a motion to amend the Agenda. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

Resolution #134-10

Approval to Set Western Burden Lake Sewer Construction Budget

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that a budget for the construction of Western Burden Lake Sewer Project be established and financed as follows:

Appropriation:

|      |           |                |           |
|------|-----------|----------------|-----------|
| H016 | 8120.4110 | Construction   | \$354,604 |
| H016 | 8120.4130 | Engineering    | 82,115    |
| H016 | 8120.4140 | Legal Services | 7,869     |
| H016 | 8120.4150 | Contingency    | 25,412    |
|      |           |                | \$470,000 |

Revenue:

|      |           |                   |           |
|------|-----------|-------------------|-----------|
| H016 | 5730.9999 | EFC Bond          | \$466,150 |
|      |           | Anticipation Note |           |

|      |           |              |           |
|------|-----------|--------------|-----------|
| H016 | 5031.9999 | Transfers In | 3,850     |
|      |           |              | \$470,000 |

ADOPTED = 5 AYES 0 NAYS

RESOLUTION#135-10

Approval of Addendum to Western Burden Lake Sewer Contract with Kestner Engineering to Remove I & I Engineering Fees

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake was awarded an additional monies in engineering fees through EFC funding for the purpose of Inflow and Infiltration through the Long term financing for the Eastern Burden Lake; and

WHEREAS, the contract for the Western Side of Burden Lake with Kestner Engineering to remove said cost from the contract; and

WHEREAS, the contract between the Town of Sand Lake and Kestner Engineering needs to be amended from a total cost of \$167,115 total engineering cost to be reduced by amendment to a total cost of \$90,150.00; now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake shall execute the amendment to the contract for services for Kestner Engineering for the Western Burden Lake Sanitary Sewer project signed on January 27, 2010.

ADOPTED = AYES 4, NAYS 0, ABSTENTIA 1 (Councilwoman Kronau abstained)

RESOLUTION#136-10

Approval of 2009 Audit of Town Officials

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town Comptroller must complete an audit, in accordance with section 34 of Town Law, of all Town Officials that handle cash; and

WHEREAS, the Town Comptroller has completed the audit; and

WHEREAS, the Town Comptroller has adopted an audit procedure, based on the Local Management Guide, Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on June 13, 2007 to be applied to the records of each Town Official that handles cash; and

WHEREAS, the Town Comptroller has completed the audit on July 6, 2010, with no issues or matters to be reported for corrective action and has submitted to the Town Board the results of the Comptroller's audit; now therefore

BE IT RESOLVED, the Town Board accepts the results of the Town Comptroller's audit and the completed checklists, which include the Comptroller's comments and conclusions are made part of this resolution.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#137-10

Approval of 2009 Audit of Town Justices

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Comptroller must complete an audit, in accordance with section 2019-A of the Uniform Justice Court Act, of all Town Justices; and

WHEREAS, the Town Comptroller has completed the audit; and

WHEREAS, the Town Comptroller has adopted an audit procedure, based on the Local Management Guide, Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on June 13, 2007 to be applied to the records of each Town Justice; and

WHEREAS, the Town Comptroller has completed the audit on June 28, 2010 with no issues or matters to be reported for corrective action and has submitted to the Town Board the results of the Comptroller's audit; now therefore,

BE IT RESOLVED, the Town Board accepts the results of the Town Comptroller's audit.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#138-10

Approval of Renewal for Generator Contract

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake has had a service contract for preventive maintenance with Allstate Power Systems LLC since 2007, for the backup generators located at the Town Hall and the Public Works Facility; now therefore

BE IT RESOLVED, the Supervisor is authorized to sign the preventive maintenance contract for a period of one year with Allstate Power Systems LLC, for a total contract price of \$1,190.00.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#139-10

Approval of Additional Payment to BAR Members

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Board of Assessment Review in order to serve the residents of the Town of Sand Lake scheduled additional grievance days due to the number of residents desirous to be heard, and

WHEREAS, the compensation as stated in the 2010 Budget was based on an amount per one grievance day, now therefore

BE IT RESOLVED, that the Board of Assessment Review members and Receptionist/Stenographers be compensated at a rate of the base pay as stated in the 2010 Budget plus \$100.00 per additional grievance meetings that were attended.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#140-10

Approval of Workplace Violence Policy

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, New York State enacted Article 2 Section 27-b of the New York State Labor Law entitled The Workplace Violence Prevention Act for Public Employees; now therefore

BE IT RESOLVED, the Town of Sand Lake in compliance with New York State Law hereby adopts the attached Town of Sand Lake Workplace Violence Policy and Procedures as reviewed by the Town Board.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#141-10

Authority to Bid Thais Road Bridge Project

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Highway Department has brought to the attention of the Town Board the necessity to make certain repairs to the Bridge which is located on Thais Road due to possible issues in the future with its structural integrity, now therefore

BE IT RESOLVED, that the Town Clerk for the Town of Sand Lake is hereby authorized to place out to bid a request for proposals for the construction work which needs to be made on said bridge upon her receipt of the specifications for the same from the Town of Sand Lake Highway Department, and further

BE IT RESOLVED, that the bids shall be received in the office of the Town Comptroller and reviewed no less than two days prior to the next regularly scheduled workshop for the month of July and the winner of said bid shall be awarded at said workshop meeting if a special meeting of the Town Board is called.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#142-10

Approval of Request for Private Way (Lisa Beebe Way)

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town Board has been presented with a request to accept and designate a private way for the Charles Land Apartment PDD per the plans submitted for the same, and

WHEREAS, the request for the name of said private way shall be "Lisa Beebe Way", and

WHEREAS, the town code for the Town of Sand Lake, §225-09 states that names for said streets and roads within the town are subject to approval by the planning board; and

WHEREAS, the town code for the Town of Sand Lake, §"-29 requires that road specifications for said roads within the town, whether private or public in nature, must meet the minimum specifications for said subdivisions; now therefore

BE IT RESOLVED, the request for the private way of "Lisa Beebe Way "shall be referred to the planning board for approval of the same; and further

BE IT RESOLVED, upon receipt of approval of the planning board and once compliance with §225-29 has been met, the Town Clerk is hereby authorized to place on notice required agencies within the Town of Sand Lake and to further take steps to place said private way upon the Rensselaer County 911 listing for the Town of Sand Lake; and further

BE IT RESOLVED, that the owner of said private way is hereby authorized to place a sign designating said "q:Beebe Way "upon receipt of approval by the planning board and receipt of notice

from the Town Clerk that said private way has been placed on the Town Maps for the Town of Sand Lake, shall erect, without cost to the Town of Sand Lake and within the

specifications as provided by the Town Highway Department as to the proper placement and signage, a sign designating said "Lisa Beebe Way".

ADOPTED = AYES 5, NAYS 0

RESOLUTION#TABLED-10

Approval of Request for Private Way (Rusin Way)

WHEREAS, the Town Board has been presented with a request to accept and designate a private way known as "Rusin Way", and

WHEREAS, the town code for the Town of Sand Lake, §225-09 states that names for said streets and roads within the town are subject to approval by the planning board; and

WHEREAS, the Town Code for the Town of Sand Lake, §225-29 requires that road specifications for said roads within the town, whether private or public in nature, must meet the minimum specifications for said subdivisions; now therefore

BE IT RESOLVED, the request for the private way of "Rusin Way" shall be referred to the planning board for approval of the same; and further

BE IT RESOLVED, upon receipt of approval of the planning board and once compliance with §225-29 has been met, the Town Clerk is hereby authorized to place on notice required agencies within the Town of Sand Lake and to further take steps to place said private way upon the Rensselaer County 911 listing for the Town of Sand Lake; and further

BE IT RESOLVED, that the owner of said private way is hereby authorized to place a sign designating said "q:Beebe Way" upon receipt of approval by the planning board and receipt of notice from the Town Clerk that said private way has been placed on the Town Maps for the Town of Sand Lake, shall erect, without cost to the Town of Sand Lake and within the specifications as provided by the Town Highway Department as to the proper placement and signage, a sign designating said " qWay".

.RESOLUTION#143-10

Set Public Hearing for Update and Approval of Town Road Map

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake does not currently have a map which was adopted by the Town Board on approval of the Highway Department which shows all of the roads and/or private ways which exist within the Town of Sand Lake, and

WHEREAS, this is an important project which needs to be updated and amended, now therefore

BE IT RESOLVED, that a Public Hearing for the review of said Town Road Map shall be held at the offices of the Town of Sand Lake at the regularly scheduled board meeting in September, 2010 at 7:30 pm or a time closely thereafter.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#144-10

Approval of Site Plan Review for Charles Land Apartments PDD

Councilman Turner moved and Councilman Splain seconded the following resolution:

WHEREAS, an application was made by Dale Johnson and John Glasser as owner/builder of the "Charles Land Apartments PDD "to the Town Board for commencement of building projects within the PDD pursuant to Article XXX section 250-164 of the Code for the Town of Sand Lake, and

WHEREAS, pursuant to Article XXX section 250-166 of the Town Code for the Town of Sand Lake, all applications for said PDD must be made to the Town Board upon approval through procedures as set forth in Article XVII, for site plan review as set forth in section 250-69, and

WHEREAS, in accordance with said procedure as set forth in the Town Code, said application was transferred to the Sand Lake Planning Board for site plan review as stated within said section of the law, and

WHEREAS, the Sand Lake Planning Board had performed its due diligence in reviewing said application and reported its findings to the Town Board, and

WHEREAS, the Planning Board, upon approval of the Town Board, held a public hearing on the application on June 16, 2010, whereupon no public comments were received on the project, and

WHEREAS, upon the Planning Board's review a positive recommendation was given to the project, now be it

RESOLVED, that the applicant shall in accordance with Article XVII section 250-69 be granted approval by the Town Board upon receipt of approval by the planning board of its positive recommendation and be issued a building permit to commence construction on the project in accordance with the plans as submitted and approved by the Planning Board through its site plan review.

ADOPTED = AYES 4, NAYS 0, 1 ABSTENTIA (Councilman Glasser abstained)

RESOLUTION#145-10

Approval of Adjustment for Home Depot Credit Card Use by Town Highway Department

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board after careful review of the custody and use of the Home Depot credit card for the Town of Sand Lake has reviewed whether or not the Town Highway Department shall maintain the custody of said credit card at the Town Highway Department, now therefore

BE IT RESOLVED, that the Home Depot credit card for the Town of Sand Lake shall be kept in the custody and control of the Commissioner of Public Works/Highway Superintendent for the Town Highway Department.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#146-10

Approval of Creation and Appointment of Disaster Preparedness Team

Councilwoman Kronau motioned and Councilman Glasser seconded to amend the following resolution:

WHEREAS, the Town of Sand Lake has been asked to participate in a program to create a Disaster Preparedness Team for the Town of Sand Lake, now therefore

BE IT RESOLVED, that the Town of Sand Lake hereby appoints Supervisor, Burton Rounds as the representative for the Town of Sand Lake's Disaster Preparedness team with Councilman Ray Turner to participate in conjunction with the Rensselaer County Bureau of

Public Safety in the development of a county-wide natural hazard mitigation plan.1

ADOPTED = AYES 5, NAYS 0

RESOLUTION#147-10

Approval of Additional Duties for Deputy Commissioner of Building-Zoning

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake's construction and engineering projects have become such that they require oversight by the Town of Sand Lake, and

WHEREAS, the Town Board desires to have one individual entrusted with the authority and control to review and supervise said projects for the Town of Sand Lake to further ensure costs and expenses with the projects are within reasonable limits for the projects and that the projects are being completed within the contractual guidelines as set forth, and

WHEREAS, the Town Board does not wish to create a new position but rather wishes to expand the current duties of the Deputy Commissioner of Building/Zoning to include the duties and title of Commissioner of Oversight for Engineering, Construction and Billing, duties and description as attached, now therefore

BE IT RESOLVED, that George Wright shall be authorized to act with the authority of the Town of Sand Lake Board as the Deputy Commissioner of Building/Zoning and Commissioner of Oversight for Engineering, Construction and Billing effective immediately.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#148-10

Appointment of Deputy Registrar of Vital Statistics

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Tami Thibeault is appointed Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#149-10

Appointment of Beach Aid for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Ashley McCann is hired for the 2010 Sand Lake Town Beach as a Beach-Aide at the rate of \$7.00 per hour retroactive to June 25, 2010.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#150-10

Approval of Increase Rate for Returning Staff for Youth Minimum Wage

Councilman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Federal minimum wage was raised to \$7.25 per hour effective July 24, 2009; and

WHEREAS, some counselors, according to the Town Pay Scale, are being paid the hourly rate of \$6.55; and

WHEREAS, it is required by law that any previously hired counselors must be paid minimum wage; now therefore

BE IT RESOLVED, the following Sand Lake Day Camp Staff will be paid the hourly rate of \$7.25 per hour: Courtney Kane, Mikayla Farash, Katie Vogel.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#151-10

Approval for Town Supervisor to Execute Grant Application for DPW Solar Panel Project

Supervisor Rounds motioned and Councilman Glasser seconded to change the following resolution.

WHEREAS, the Town of Sand Lake in working through NYSERDA to receive funding for the purchase and placement of solar panels<sup>2</sup> to power the Town's Highway Department which is a benefit to the Town of Sand Lake as it will experience a decrease cost in electric for said building, now therefore

BE IT RESOLVED, that the Supervisor is hereby authorized to execute the grant application as provided by NYSERDA to the Town of Sand Lake for the purpose of the DPW Solar Panel Project.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#152-10

Approval to Bid DPW Solar Panel Project

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake in working through NYSERDA to receive funding for the purchase and placement of solar panels to power the Town's Highway Department which is a benefit to the Town of Sand Lake as it will experience a decrease cost in electric for said building, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to send out for Bid the request for proposals for the materials, construction and labor as stated in the request for bid provided by the grant administrator, and

BE IT FURTHER RESOLVED, that said bids shall be returnable to the office of the Town Clerk no later than August 18, 2010 to be reported to the Town Board at the regularly scheduled workshop held on August 25, 2010 and to be awarded at the regularly scheduled meeting of the Town Board on September, 2010.

ADOPTED = AYES 5, NAYS 0

RESOLUTION# 153-10

Authority to Bid Roof for Town Hall Building

Councilman Splain motioned and Supervisor Rounds seconded the following resolution:

WHEREAS, Councilman Splain was provide the specifications for the repairs to the Town Hall Roof which are needed due to disrepair of said roof that is affecting the interior and structural integrity of the Town Hall Office Building, and

WHEREAS, the Town Board wishes to request proposals for the work to be done to the building prior to the winter months, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise requests for proposals for the repairs to the Town Hall Building pursuant to the specifications as provided by Steele Engineering, and be it further

RESOLVED, that said requests be returnable o the office of the Town controller

by Monday, August 2nd to be opened and reviewed by the Town Comptroller; and be it further

RESOLVED, that such bid be awarded at the August 11, 2010 meeting of the town board unless the Town Board desires to have a special meeting for the purpose of doing so.

ADOPTED = AYES 5, NAYS 0

RESOLUTION # Postponed

Amendment to Town of Sand Lake Parking Ordinance

RESOLUTION#154-10

Authority of the Supervisor to Execute the Inter Municipal Agreement with the Town of Nassau

Councilwoman Kronau moved and Councilman Splain seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to work with the Town of Nassau on the sewer project to allow for the Town of Nassau, upon completion of their sewer district to connect to the Sand Lake Sewer for transportation purposes to the Rensselaer County Facility; and

WHEREAS, the Town of Sand Lake Attorney and the Town of Nassau Attorney have been working on said agreement more commonly known as the Inter Municipal Agreement; and

WHEREAS, this agreement is necessary to allow for the towns to work together on this sewer project and act as a guideline for the shared costs and expenses of the project; now therefore

BE IT RESOLVED, that the Supervisor, upon approval by the Town Attorney, is hereby authorized to execute the Inter Municipal Agreement with the Town of Nassau, once the same is completed and finalized by the Town Attorneys for each town.

ADOPTED = AYES 5, NAYS 0

RESOLUTION#155-10

Budget Transfer/Amendments

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM       | TO         | AMOUNT | Reason |
|------------|------------|--------|--------|
| SS2 8120.1 | SS2 8120.4 | 250.00 |        |

Sewer Collection Pers. Sewer Collection Cont.

Budget Amendment

None at this time

ADOPTED = AYES 5, NAYS 0

COMMENTS FROM RESIDENTS: None at this time.

ADJOURNMENT

Supervisor Rounds made the motion to adjourn the meeting at 9:50 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE SPECIAL BOARD MEETING

August 2, 2010

The Special Town Board Meeting of the Sand Lake Town Board was held on August 2, 2010 at 3:45 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered to roll call:

PRESENT:                    Councilwoman Kronau  
                                  Councilman Splain  
                                  Councilman Turner

Supervisor Rounds

Town Attorney Donna Cole-Paul

ABSENT: Councilman Glasser

RECORDING SECRETARY: Barbara A. Biittig

OTHERS PRESENT: Edward Patanian, Judy Long.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

BUSINESS:

RESOLUTION#156-10

Award the Bid for Repairs to Bridge on Thais and Springer Road

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake was supplied with information as to the need to make certain repairs to the bridge which are located on Thais Road and Springer Road; and

WHEREAS, the Town Board issued a request for proposals from contractors at the regularly scheduled meeting of the board held in July, 2010; and

WHEREAS, said proposals (Bids) were received from local contractors; opened and reviewed at the Town Hall for the Town of Sand Lake in an open meeting; now therefore

BE IT RESOLVED, that E.J.P., Inc., is hereby awarded the work for the Thais Road and Springer Road bridge project for a cost of \$48,000.00; and

further

BE IT RESOLVED, that E.J.P., Inc. shall present the town with a contract for services outlining the work to be performed on the contract; and

BE IT FURTHER RESOLVED, that the Supervisor for the Town of Sand Lake shall have the authority to execute the contract with said E.J.P. Inc. once the same is approved by Town Attorney, Donna Cole Paul, Esq.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#157-10

Referral to Planning Board for Signage of Bon Acre PDD

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, an application was received by E.J.P., Inc, of an “ a÷xfor Sign Placement ”for the Planned Development District; and

WHEREAS, in accordance with Section 250-145(a) of the Sand Lake Town Code for the Bon Acre Hamlet PDD, said application has to be referred to the Planning Board for approval; now therefore

BE IT RESOLVED, that said application of Edward J. Patanian, President of EJP, Inc., for the placement and design of signage for the Bon Acre Hamlet, PDD, also known as "Westfall Village" is hereby referred to the planning board for the Town of Sand Lake for review and determination.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#158-10

Set Public Hearing for Cable Franchise Agreement

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Public Hearing for the Cable Franchise Renewal with Time Warner Cable pursuant to the franchise agreement is hereby set for September 8, 2010 at 7:30 pm.

ADOPTED = AYES 4 NAYS 0

COMMENTS FROM RESIDENTS:

Judy Long, 127 Glass Lake Road, Averill Park, N.Y. 12018 voiced her concern over the Glass Lake issue and the fact that Glass Lake as a "bq÷" Lake should not be allowed to use the Grant monies that they received. Her and several other residents are very upset with this being allowed. She will foil this Grant with the State.

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 4:15 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

August 11, 2010

The monthly meeting of the Sand Lake Town Board was held on August 11, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:                    Councilman Splain  
                                  Councilwoman Kronau  
                                  Councilman Glasser  
                                  Councilman Turner

Supervisor Rounds

Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Bill Glasser, Barbara Martinage, Russ Bennett, Clyde Heffner, Tom Hatcher, Cheri Foland, Judy Long, Irv Lobdell, Marlene Thompson, Fred Schreyer and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES: June 16, 2010, July 14, 2010, August 2, 2010

Supervisor Rounds made the motion to approve the minutes. No one seconded this motion.

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

·Total fees paid to the Supervisor for the month of July 2010 - \$11,037.11

·Money Given to Rensselaer County for Dog Licenses - \$112.80

·Money Given to NYS Ag. & Markets for spay/neuter program - \$30.00

·Money Given to NYS Environmental Conservation - \$238.09

·Paid to NYS Health Department for Marriage Licenses - \$157.50

·To date we have issued over 262 passports since the beginning of the year. This is Revenue for the Town for over \$8,000. We had a site visit from the US Department of State for Passports. Several new regulations and requirements for passport agents have been mandated. Due to these changes we had to

make changes in the way we issue passports. We did this before the initial site visit and passed with flying colors. It is now mandatory to have a site visit every two years.

·A group of Town Clerk's were allowed to visit the Board Of Elections to see the new voting machines. The Board of Elections plans to visit Fair's etc. with these machines so that people can view these machines before they are used on election day. Within the

next few weeks we will have mandatory training for those people working the poles.

These machines are very efficient but as whenever something is new it is scary at first until we learn how. As soon as I have information on where these machines can be viewed by the public I will put it on the web and TV. Reminder to town residents who's

polling place was the Sand Lake School it has been changed to Sand Lake Town Hall.

Residents will receive a post card notifying them of this change.

·On June 22, 2010, Governor Paterson signed a measure into law as part of the 2010-2011

State Budget that moves the remainder of the dog licensing function required by Article 7 of the Agriculture and Markets Law to the level of local government. As a result, the existing roles of both county government and the New York State Department of Agriculture and Markets in the licensing of dogs will be eliminated on January 1, 2011.

This means that the responsibility of licensing dogs in each town is no longer state

run but each towns will be handling it on its own. After meeting with several neighboring town Clerk's, from Schodack, North Greenbush, East Greenbush, Berlin, Nassau we are trying to establish a uniform system with the fees, tags etc. Even though the state is no longer

involved with the licensing of dogs, it is still state mandated that some from of dog licensing be done by the town. I have given the new licensing law changes to Donna Cole-Paul for her to review as we will need a new town law regarding this. Great news I was

informed that BAS is going to enhance our BAS Town Clerks module to include dog licensing. AT NO CHARGE. They are going to obtain the state data base, including non BAS clients. We will have a nominal fee probably in the Spring.

·Watch channel 17 for information on all of the things that I have mention for dates and information.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk’s Office.

BUILDING/ZONING – Given by Supervisor Rounds- On File in the Town  
Clerk’s Office.

YOUTH – Given by Barbara Glasser -on file in the Town Clerk’s Office.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – Paul Splain - On file in the Town Clerk’s Office. Resigned from this  
Department.

CABLE – Paul Splain – On file in the Town Clerk’s Office.

PHYSICAL FACILITIES – Paul Splain - On file in the Town Clerk’s Office.

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

COMMENTS FROM RESIDENTS:

Judy Long, Glass Lake Road, Averill Park, questioned where does the property line for Glass Lake Preservation go to. What is their tax amount and stated that she has concerns regarding Glass Lake.

Barbara Martinage had questions regarding the upcoming zoning meeting on August 17, 2010 and the need "open government".

Fred Schreyer, Glass Lake Road, Averill Park, opposed the shutting off the access to Glass Lake. He referred to the picture in town hall of the glass lake that has been there for many years and in it there are neither fences nor "trespassing signs".

Irv Lobdell, a non resident has fished at Glass Lake for over 40 years. "I want the right to fish restored and I paid for the fish in the lake". He stated that night fishing at Glass Lake is very popular and he especially likes doing this.

APPROVAL OF CHANGE TO THE AGENDA:

Councilman Splain made a motion to amend the Agenda. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

RESOLUTION#159-10

Approval of Sign Application for Westfall Village

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town Board on August 2, 2010 referred the application of E.J.P., Inc. to the Planning Board for a site plan review pursuant to Section 250-145(a) of the Sand Lake Town Code for the purpose of erection of a sign for the identification of Bon Acre Hamlet, PDD, also known as “>wúqVillage”, and

WHEREAS, on August 4, 2010 the Sand Lake Planning Board hereby reviewed said application and provided a positive recommendation to the Sand Lake Town Board on August 5, 2010, now therefore

BE IT RESOLVED, that the Sand Lake Town Board does hereby approve the application for said E.J.P., Inc.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#160-10

Approval of Increase Rate for Returning Staff

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, certain Youth Camp Staff who have returned have not received their increases in rate as stated in the 2010 Budget; and

WHEREAS, Lindsey Kehn and Alex Navratil did not receive their budgeted increase for pay as stated in the 2010 Budget.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#161-10

Appointment of Substitute Beach Life Guard for 2010 Season

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Alyssa Bonesteel is hired for the 2010 Sand Lake Town Beach as a Substitute Beach Lifeguard at the rate of \$10.25 per hour retroactive to June 25, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#162-10

Approval to Hire Public Sector HR for Revision of Employee Handbook

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake has adopted an employee handbook and wishes to amend and update the same, and

WHEREAS, the Town has received quotes for updating the same and after reviewing has received a low quote of \$750.00 from Public Sector HR Consultants, now therefore

BE IT RESOLVED, that the Supervisor of the Town of Sand Lake is hereby authorized to contract with Public Sector HR Consultants for the purpose of amending and updating the Town of Sand Lake Employee Handbook at a cost to the Town of \$750.00 with the terms and conditions as contained in the attached proposal.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#163-10

Authorization to pay Monolith Associates for work completed on DPW Solar Panel Grant

Councilwoman moved and Councilman Turner seconded the following resolution:

WHEREAS, Monolith Solar Associates, LLC, performed the foundational work for the NYSERDA grant for the Town of Sand Lake, and

WHEREAS, without their assistance the Town of Sand Lake would not have been successful in its receipt of the grant which was awarded to the Town of Sand Lake in the amount of \$233,100.00, and

WHEREAS, the grant will provide the Town with solar panels which will considerably reduce the cost of utility expense for the Town; now therefore

BE IT RESOLVED, that Monolith Solar Associates, LLC, shall be compensated the amount of \$6,990.00 for its work in grant writing and acquisition as services received by the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#164-10

Approval of Assessor to attend conference

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Sand Lake Town Assessor has requested to attend the NYS Assessors' Association Conference and Seminar which will be held on September 26-29, 2010, and

WHEREAS, the cost for said Seminar, with travel, lodging and meals, will be for a total expense of \$824.00; now therefore

BE IT RESOLVED, that the Assessor, Judith Goodyer, is hereby approved for expenses for the NYS Assessors' Association Conference and Seminar for a cost up to \$825 for attendance at the conference.

ADOPTED= AYES 5 NAYS 0

RESOLUTION#165-10

Approval for Town Judge to Attend Conference

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, Paul Toomey, Sand Lake Town Justice, is required to attend training on an annual basis to maintain his ability to act as Town Justice, and

WHEREAS, he has requested to attend the NYS Magistrates Association's 101st annual conference at the Villa Roma Resort and Conference Center, September 26 – September 29,

2010 in order to receive said required training at a cost of no more than \$750.00 for lodging, meals and travel, and

WHEREAS, payment for said expenses is required to be paid in advance, now therefore

BE IT RESOLVED, that Paul Toomey is hereby authorized to attend and receive reimbursement for his attendance at said conference for training as required for a total amount not to exceed \$750.00 to be paid in advance.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#166-10

Approval to Extend Contract for Senior Van Grant

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that the Supervisor is hereby authorized to execute and file the necessary paperwork to request an extension for the Senior Van grant. This extension is through the Department of State Community Project Agreement and will extend purchases made for the van until 7/31/2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# \_\_\_\_\_ DISCUSSION ITEM – NO ACTION TAKEN AT THIS TIME

Approval to Re-zone Old Town Garage from RR2 to PDD

RESOLUTION#167-10

Approval of Pricing Agreement with JGS Recycling.

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake meet with representatives of JGS Recycling at the July workshop regarding providing services to the Town for the removal of scrap materials including FREON removal, and

WHEREAS, the Town of Sand Lake Highway would like to utilize the services of JGS Recycling to remove the scrap and other materials which need to be removed, and

WHEREAS, JGS Recycling has provided a schedule of fees for the removal of materials, with said schedule being attached hereto, now therefore

BE IT RESOLVED, that the Town of Sand Lake Highway Department is hereby authorized to utilize the services of JGS Recycling for the purposes of scrap material and waste recycling and removal.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#168-10

Award Bid for Parapet Removal and Adjacent Roof Repairs

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

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

Councilman Splain moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake was supplied with information as to the need to make certain repairs to the roof which is located at Sand Lake Town Hall; and

WHEREAS, the Town Board issued a request for proposals from contractors at the regularly scheduled meeting of the board held in July, 2010; and

WHEREAS, said proposals (Bids) were received from local contractors; opened and reviewed at the Town Hall for the Town of Sand Lake in an open meeting; now therefore

BE IT RESOLVED, that JM Clark Construction is hereby awarded the work for

parapet removal and adjacent roof repair for a cost of \$21,360.00; and  
further

BE IT RESOLVED, that JM Clark Construction shall present the town with  
a contract for services outlining the work to be performed on the contract; and

BE IT FURTHER RESOLVED, that the Supervisor for the Town of Sand Lake shall execute the  
contract with said JM Clark Construction once the same is approved by Town Attorney, Donna Cole Paul,  
Esq.

ADOPTED = AYES 3 NAYS 2 (Supervisor Rounds, Councilwoman Kronau voted Nay)

RESOLUTION169-10

Create Capital Project for Roof Repair

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town wishes to create a capital project for the sole purpose of expending monies  
for the roof construction repair, and

WHEREAS, the Town has a capital reserve for buildings (A885) which can be utilized to fund said  
project, and

WHEREAS, the project is necessary due to the condition of the parapets and roof section on the  
Town Hall, now therefore

BE IT RESOLVED that the Town Comptroller is hereby authorized to create said capital project  
fund, Roof Repair Capital Project (H009), for the purpose of funding necessary repairs, and

~~~~~ BE IT FURTHER RESOLVED, that the Town Comptroller is authorized to transfer from the Capital Reserve Fund for Buildings (A885) in an amount not to exceed \$21,360.00 to

create a Roof Repair Capital Project (H009) to be used to finance the cost of the repair of the Town Hall.

~Increase appropriations A 9950.9 Transfers to Capital by appropriating A885 Capital Reserve for Buildings in the amount of \$21,360.00.

Increase revenue H009 5031 Transfers In and increase appropriations H009 1620.2 Roof Repair Capital Project \$21,360.00.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#170-10

Approval of Compensation for Former Building Department Clerk

Councilwoman Kronau made a motion and Supervisor Rounds seconded to change the following resolution from Assessor Clerk to Building Department Clerk.

MOTION CARRIED - UNANIMOUS

Councilwoman Kronau made a motion and Supervisor Rounds seconded the following resolution:

WHEREAS, Michelle Kehn was employed thirty five (35) hours per week as Building Department Clerk in 2007 and 2008, in accordance with Resolution #27-07; and

WHEREAS, at the time of the increase in her hours to full time, Ms. Kehn was covered by a family health insurance policy and, accordingly, declined to take health insurance through the Town; and

WHEREAS, Section 807 of the Employee Handbook provides that employees having alternative coverage and declining Town insurance are entitled to receive \$1500 reimbursement per year; and

WHEREAS, Ms. Kehn duly requested reimbursement from the former Town Supervisor but was not paid; now therefore

BE IT RESOLVED, the Supervisor is authorized and directed to reimburse Ms. Kehn in accordance with the provisions of the Employee Handbook \$1500 for each of the years 2007 and 2008.

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

RESOLUTION#171-10

Budget Transfers

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|-------------------------|-----------------------------------|-----------|--------|
| A 1990.4
Contingency | A 1430.4
Personnel Contractual | \$1250.00 | |
| A 1990.4
Contingency | A 1110.4
Justice Contractual | \$750.00 | |
| H016 8120.4150 | H016 8120.4130 | \$8035.00 | |

Western Burden Lk

West. Burden Lk

Contingency

Engineering

Budget Amendment

Increase appropriation A 7989.4 Culture and Recreation Contractual (Bicentennial) in the amount of \$50.00 by appropriating Board Designated Bicentennial account A 892 in the amount of \$50.00 for the donation to Veterans Memorial.

ADOPTED = AYES 5 NAYS 0

RESOLUTION #172-10

Authorization for Supervisor to Execute Easement for New York State Electric and Gas at Butler Park.

Councilman Splain motioned and Councilman Glasser seconded the following resolution:

WHEREAS, Averill Park Pop Warner Football League has requested permission to install a light pole at Butler Park for the purpose of placing a light on the Town's property at Butler Park located on Gettle Road, Sand Lake; and

WHEREAS, the Town Board granted the request of Pop Warner conditioned upon the installation being of no cost to the Town of Sand Lake; and

WHEREAS, Pop Warner has been working with New York State Electric & Gas (NYSEG) for the purpose of installing said pole and placement of said light; and

WHEREAS, NYSEG requires that an easement be signed granting NYSEG the right to install a pole, wiring, lighting and necessary appurtenances on Town property; now therefore

BE IT RESOLVED, that the Town Board for the Town of Sand Lake shall hereby authorize the Supervisor to execute an easement to New York State Electric and Gas Corporation for the purpose of installing a pole, wire, lighting, and necessary appurtenances at Butler Park located on Gettle Road, Town of Sand Lake, New York, and more fully described in the easement as attached herewith.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:51 P.M.

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE PUBLIC HEARING- SAND LAKE ZONING CODE

August 17, 2010

The Public Hearing-Sand Lake Zoning Code meeting was held on August 17, 2010 at 7:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilwoman Kronau
Councilman Glasser
Councilman Splain
Councilman Turner
Supervisor Rounds

ABSENT: Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig

OTHERS PRESENT: Bill Glasser, Rich Hunt, Carol Ciccarelli, Carmen Ciccarelli, Lori Woltmann, Elizabeth Foley, John LaRose, Ray Seney, Sarah-Marie Chandler, Brian & Diane Hunt, Ken and Sandy Gnierke, Paul Counterman, Ed Patanian, Tom Carroll, Phil Markham, Joanne Puppel, Christy Carton, Bob Carton, Tom Hatcher, Lawrence Howard, Joe Cybulski, Anthony Snow, Dan Wallace, Lynn Gustafson, Peter Gustafson, Bonnie Jean Conlee, Barbara

Martinage, Flora Fasoldt, Michele Bellard, Nicole Kittel, Herbert Kittle and others.

Public Hearing Notice – Barbara Biittig, Town Clerk

NOTICE IS HEREBY GIVEN, that the Sand Lake Town Board will hold a Public Hearing on Tuesday, August 17, at 7:00 P.M. at the Sand Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to

continue the previously opened public hearing on the revised Draft Sand Lake Zoning Code. Revisions to the draft code include replacing the Commercial Extraction Overlay with a much smaller Agricultural/Residential 2 zone, located south of Springer Road. This new zone takes into account the boundaries of some existing mines as well as limited areas where additional mining will be allowed as a special permit use. The additional areas were

delineated with 250' or 500' buffers from residential areas, while still taking into account the location of gravel and sand resources. This new zone, including a detailed District Purpose, has been added to the ordinance in Articles 3, 4, and 5. The draft code is available for review during business hours at the Library and the Town Clerk's Office, 8428 Miller Hill Road, and on the internet at <http://www.townofsandlake.us>

COMMENTS FROM ELAN – A brief statement regarding the above article was made and some of the changes that had been made were given. On file in the Town Clerk's Office.

COMMENTS FROM RESIDENTS:

·Lynn Gustafson, 42 Summit Drive, WSL. Read a letter addressed to the Board. On file in the Town Clerk's Office.

·Barbara Martinage, 8 Glenwood Terrace, Averill Park. On file in the Town Clerk's Office.

·Brian Hunt

·Jan Hunt, 90 Old South Road, WSL. Concerned she has counted 90+ trucks on her road.

·Tom Hatcher-On file in the Town Clerk's Office.

·Ed Patanian

·Bill Dexter- Questioned "€Quality of Life" ·Fred Garner

·Herbert Kittle

·Ray Seney- On file in the Town Clerk’s Office.

·Phil Markham, 4 Edward Drive, AP.- Main concern was the water and lack of.

·Joe Quell

·Christy Carton, 11 Pond Hollow Road, AP

·Tom Carrol

·Laurie Schultz, Thais Road

·Judy Roberts – Spoke on “.qPwAgainst Mining” ·Mike Larkin, Woodlawn Court, AP. “no water, now.”

Supervisor Rounds motioned to close the Public Hearing. This was seconded by Councilwoman Kronau.

| | | | |
|-------|---------------------|-----------|---|
| VOTE: | Councilwoman Kronau | Yes | With the stipulation that if changes made then a need to reopen the Public Hearing was necessary. |
| | Councilman Glasser | Yes | |
| | Councilman Splain | ABSTAINED | Was not prepared to vote tonight. |
| | Councilman Turner | Yes | That if changes were made then another Public Hearing would be necessary. |
| | | NO | Changed to NO |
| | Supervisor Rounds | | Withdrew his motion – “encouraged all to find an end to this situation .” |

ADJOURNMENT

Supervisor Rounds motioned to adjourn the meeting at 8:32 P.M. This was seconded by Councilman Turner.

MOTION CARRIED-UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

SAND LAKE EMERGENCY TOWN BOARD MEETING

August 24, 2010

An Emergency meeting of the Sand Lake Town Board was held on August 24, 2010 at 9:00 A.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

PRESENT

Councilman Glasser

Councilman Splain

Councilman Turner

Town Clerk Barbara Biittig

ABSENT: Supervisor Rounds
Councilwoman Kronau
Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

BUSINESS:

To Discuss the Averill Park Community Pride Program

Question: What is the Town's involvement in the Averill Park Community Pride Program?

Councilman Glasser stated that he heard about the program from a phone call, Councilman Splain read about it in the Advertiser newspaper, and Councilman Turner also read it in the newspaper.

All stated they did not have any knowledge of the Town being involved in this program. Yet, the article stated that Averill Park Community Pride and the Town of Sand Lake are working together. This program did not have board approval.

Councilman Glasser was going to call Valerie Balga regarding the article in the Advertiser ("Averill Park Community Pride and the Town of Sand Lake are working together to complete the Banner Program by October 2010".) and her web page that stated("In concert with the Town of Sand Lake") including the Town Logo. See attachments.

He was also going to invite Valerie Balga to attend the monthly workshop to be held on August 25, 2010 for more information.

It was agreed that a letter be drafted by Deputy Town Attorney Fred Schreyer be made available to Valerie Balga asking her not use the Town's name on all materials until time when the Board has a chance to review this program.

ADJOURNMENT

Councilman Glasser motioned to adjourn the meeting at 9:20 A.M. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

September 8, 2010

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

PRESENT: Councilman Splain
 Councilwoman Kronau
 Councilman Glasser

Councilman Turner

Supervisor Rounds

Town Attorney Donna Cole-Paul

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

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

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

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

MOTION CARRIED = UNANIMOUS

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

Public Hearing for Cablevision Renewal:

PUBLIC NOTICE

TOWN OF SAND LAKE

PUBLIC HEARING

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

Barbara A. Biittig

Town Clerk

COMMENTS:

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

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

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

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

MOTION PASSED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

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

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

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

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

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

Primary day is next Tuesday, September 14, 2010 polls are open from 12:00 Noon until 9:00 PM. There are Primary's for the Democratic, Republican, and Conservative Parties.

New computerized machines will be used this year. These machines were demonstrated at several Fairs this year. We had a training class for all inspectors yesterday at the Sand Lake Town Hall. I have requested that the Board of Elections hold a demonstration of these new machines at the Sand Lake Town Hall before the General Election on November 2, 2010. I will let the Residents know of this date.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – None at this time.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – None at this time.

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

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

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

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

YOUTH – None at this time.

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

COMMENTS FROM RESIDENTS:

Katherine McCall, 79 Glass Lake Road, Averill Park. She would like the town to “za public stand” regarding public access to Glass Lake. She, her husband and small daughter were threatened and had pictures taken of their daughter while walking near the dam by Bob Mitchell.

Dan Holser – “Taxes are Ridiculous ”

Valerie Balga – Presentation on Community Pride

APPROVAL OF AGENDA

BUSINESS:

RESOLUTION#173 - 10

Set new date for Public Hearing on Town Road Map

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#174 - 10

Set Public Hearing for Parking Ordinance

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#175- 10

Award bid for DPW Solar PV Project

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#176 - 10

Create Capital Project for DPW Solar PV Project

Supervisor Rounds moved and Councilwoman Kronau seconded the following resolution:

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

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

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

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

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

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

Increase A522 9950.9 - Transfer to Capital in the amount \$25,900

Increase A 599 Appropriated Fund Balance in the amount of \$25,900

ADOPTED = AYES 5 NAYS 0

RESOLUTION#177- 10

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

Councilman Turner moved and Councilman Splain seconded the following resolution:

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#178 - 10

Set Budget Workshop Dates

Councilman Splain moved and Councilman Turner seconded the following resolution:

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

·October 14, 2010 @ 6:00 pm;

·October 20, 2010 @ 6:00 pm;

·October 27, 2010 @ 6:00 pm.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#179- 10

Approval for Planning Board Chairman to Attend Training Conference

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

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

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

BE IT RESOLVED, that Justin Schultz, as Planning Board Chairman is hereby authorized to attend the New York Planning Federation Annual Training Conference at Lake

Placid, New York on September 26 to September 28, 2010 at a cost of \$507.20 plus mileage of \$.50 per mile.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#180- 10

Approval to Appoint Storm Water Management Officer (MS4 Officer)

Councilman Splain moved and Councilman Turner seconded the following resolution:

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION# _____ - 10 - TABLED

Increase Hours for Accounts Payable Clerk

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

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

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

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

Budget transfer

Increase A 1430.1 \$2275.00

Personnel

Decrease A 1990.4 \$2275.00

Contingency

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

RESOLUTION#_____ - 10 - TABLED

Increase Hours for Zoning Board Clerk

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

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

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

Budget Transfer

Increase A 8010.1 \$1300.00

Zoning Personnel

Decrease A 1990.4 \$1300.00

Contingency

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

RESOLUTION#181- 10

Approval of Zoning Board Members to Attend Mandatory Training

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 182-10

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

Councilman Splain moved and Councilman Glasser seconded the following resolution:

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

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

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

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

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

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

ADOPTED = AYES 5 NAYS 0

RESOLUTION#183- 10

Budget Transfer

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

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

Budget Amendment

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

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

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

This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

September 16, 2010

A special meeting of the Sand Lake Town Board was held on Thursday, September 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Bill Glasser, Barbara Martinage, Russ Bennett, Ed Patanian, John McEvelly, Tom Hatcher, Peter Gustafson, John LaRose and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

Public Hearing Notice on Revised Draft of Sand Lake Zoning Code – Barbara A. Biittig, Town Clerk

PUBLIC NOTICE

TOWN OF SAND LAKE

SPECIAL MEETING

The Town of Sand Lake will hold a Special Meeting on Thursday, September 16, 2010 at 6:00 P.M. at the Sand Lake Town Hall, 8428 Miller Hill Rd, Sand Lake, NY. The purpose is to continue the previously opened public hearing on the revised Draft Sand Lake Zoning Code.

By Order of the Town Board

September 8, 2010

Barbara A. Biittig, Town Clerk

COMMENTS FROM THE SUPERVISOR: Burton Rounds

“Please limit your comments to 5 minutes allowing all who wish to speak to do so. We have had an Open Public Hearing for approximately 5 months.”

COMMENTS FROM RESIDENTS:

Bill Glasser - Wanted to make it clear on “the Definition of a Lot”.

Tom Hatcher – Thanked the Sub Committee for all their hard work and he was glad when the zoning maps were changed. “The Town can not limit mining activities but can limit other items in the zoning code revision.”

Lawrence Howard – Planner/Attorney - Noted that existing areas are “grandfathered”.

Councilman Glasser made the motion to close the Public Hearing at 6:15 P.M. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

EXECUTIVE SESSION

AT 6:17 P.M. Councilman Glasser made the motion to go into Executive Session for possible litigation. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds called the meeting back to order at 6:35 P.M.

Councilman Glasser made the motion to close Executive Session. This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds made the motion to adjourn the meeting at 6:37 P.M. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE BOARD MEETING

October 13, 2010

The monthly meeting of the Sand Lake Town Board was held on October 13, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Art Mardon, Bernie Mardon, Christy Carton, Sand Gnrke, Judith Long, Irv Sewell, Tom Hatcher, Buster, Diane & Kristina Hunt, Russ Bennett, Linda Hastings, Bill Reinhardt, Jan Reinhardt, Flora Fasoldt, John MacMcEvelly, R. Mitchell, Dan Holser, Barbara Martinage, Lori Riley, Bill Glasser, Ed Patanian, and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of: September 8 & September 16, 2010.
This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

PUBLIC NOTICE
TOWN OF SAND LAKE
PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town of Sand Lake shall hold a Public hearing on the
Town Parking Ordinance. To be held on October 13, 2010 at 7:30 P.M. at the regular scheduled
meeting at the Sand Lake Town Hall, 8428 Miller Hill Road, Sand Lake, NY.

Barbara A. Biittig

Town Clerk

Supervisor Round made the motion to keep the public hearing open.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS

TOWN CLERK- Barbara A. Biittig

·Total fees paid to the Supervisor for the month of September 2010 - \$8,482.53

·Money Given to Rensselaer County for Dog Licenses - \$94.00

- Money Given to NYS Ag. & Markets for spay/neuter program - \$24.00
- Money Given to NYS Environmental Conservation - \$4,959.97
- Paid to NYS Health Department for Marriage Licenses - \$135.00

LaPerla Restaurant @ Gregory House has applied for a Liquor License renewal.

With Ag & Market's changes to the way we issue and do our dog licensing as of Jan 1, 2011 the town is in the process of writing a new law. I am working with the neighboring towns of Nassau, Schodack, and Poestenkill in an on going effort to share our ideas on how this new program should be implemented. Town residents will be informed on new fees etc. as soon as possible. Thank you to BAS who has agreed to handle our software changes this year at no additional charge.

Watch channel 17 for information on happenings at the Town Hall or feel free to call me at 674-2026 extension 22.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – Barbara Glasser – On File in the Town Clerk's Office

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION –None at this time.

CABLE – None at this time.

PHYSICAL FACILITIES – None at this time.

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

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

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

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

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

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

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

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

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

COMMENTS FROM RESIDENTS:

Fred Schreyer – Requests the Town Board to make a written inquiry into the Glass Lake Preservation Corporation and DEC regarding all matter pertaining to the attempted closure of the access to Glass Lake.

Daniel Holser – Regarding the Cooke Property.

Barbara Martinage – Regarding the Van.

S. Goldman – From the Office of Advocates for Disabilities.

Tom Hatcher – Read a letter written by Julia Thurm regarding zoning and mining.

APPROVAL OF AGENDA

Councilwoman Kronau moved and Councilman Glasser seconded to add Resolution #17 for Glass Lake to the agenda.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds moved and Councilman Turner seconded to approve the agenda.

MOTION CARRIED = UNANIMOUS

BUSINESS:

RESOLUTION#184-10

Approval of Change Order for Western Burden Lake Sewer Project

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, there are changes to the Town of Sand Lake Western Burden Lake Sewer project due to the need to modify the directional drilling required for the project;

WHEREAS, the changes which are required are as follows:

1. Alignment Revisions as detailed on the Change Order dated 9/27/2010 as attached and known as revision No. 2 to be installed at the contract unit price;
2. Directive to directionally drill lateral for grinder Pump No. 2, on the Shanley property as detailed on sheet 6 of 13 to be installed at the contract unit price;
3. Directive to add additional insured's per the attached letter to the change order of September 27, 2010.

WHEREAS, due to the above changes the total estimated increase in Contract Price will equal \$6,467.60 for a total contract price increase to \$303,202.10 from the original contract price of \$296,734.50; now therefore

BE IT RESOLVED, that the required changes to the lateral drilling required for the project are hereby approved; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute the change order with the amendments as stated above reflecting a change in the contractual price for drilling on Western Burden Lake to \$303,202.10.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#185-10

Referral of Westfall Village PDD/Townhomes & Pool House Building Projects to the Planning Board for Site Plan Review

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS EJP Homes, a division of EJP, Inc., has requested pursuant to Chapter 250-66 of the Sand Lake Town Code for the Bon Acre Hamlet, Westfall Village PDD an application for approval of the site plan review for the Townhomes and Pool House design; and

WHEREAS, the plan is for 24 Twin Homes (Townhomes) and the construction of a common area Pool House, and

WHEREAS, the Town Board wishes to refer said Site Plan Review to the Planning Board for the Town of Sand Lake due to their expertise and knowledge on the same; now therefore

BE IT RESOLVED, that the site plan review of the Westfall Village PDD, plan for 24 Townhomes and HOA Pool House shall be referred to the Planning Board for the Town of Sand Lake to be reviewed and then submitted to the Town Board for the Town of Sand Lake for final approval of the same.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#186 -10

Request to Department of Transportation for Reduction of Speed Limit on a Portion of Glass Lake Road

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, a request has been made by residents of the Town of Sand Lake to reduce the speed limit on Glass lake Road; and

WHEREAS, the public health, safety and welfare would be served by a reduction in the speed limit; now therefore

BE IT RESOLVED, 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 from 40 mph to 25 mph on Glass Lake Road from entrance of Rebecca Way to the end at the intersection of NY Routes 43/66; and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Supervisor and the Commissioner of Public Works to take whatever steps are reasonably necessary to carry out this resolution.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#187 - 10

Approval of Change Order of Town Hall Roof Project

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board was presented with a memo from the Maintenance Director, Josh Bucci, in regard to the repair work being performed on the Town Hall roof, and

WHEREAS, due to the current construction and repair work which is underway, it was discovered that the roof is in worse condition than originally thought to be and that repair work is needed on the west (left), east (right) and south (front) sides of the building, and

WHEREAS, the Town requested a review and report by Steele Engineering in regard to whether or not these repairs are immediately needed or if it is considered to be a separate phase of the project, and

WHEREAS, the report of the engineer indicated that there are serious concerns in regard to the condition of the roof, and that re-bidding this would create warranty issues with the roof materials and workmanship if a different company was utilized to perform said work, and

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

WHEREAS, the additional cost of said work is \$14,000, now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute a change order with J.M. Clark Construction for the labor and materials necessary to install a new roof on the west (left) side; the east (right) side and south (front) of the building for a cost of \$14,000.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#188 - 10

Approval of Memorandum of Agreement with the Town Highway Collective Bargaining Agreement

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the UPSEU and the Town of Sand Lake have finalized negotiations for the wage reopener for 2011 and 2012 contract years per the collective bargaining agreement; and

WHEREAS, the Town of Sand Lake and the UPSEU have agreed to an increase of 3% for 2011 wages for members of the collective bargaining unit and 3.25% for the 2012 year; and

WHEREAS, an Memorandum of Agreement reflecting the agreed upon changes to the contract has been provided and requires signatures of the Supervisor, Councilman Glasser and Attorney Cole Paul; and

WHEREAS, the negotiating team and the UPSEU negotiated and agreed on or about September 16, 2010; now therefore

BE IT RESOLVED, that the Town of Sand Lake wishes to accept the wage increases of 3% for 2011 and 3.25% for 2012 as negotiated by the negotiation team; and be it further

RESOLVED, that the negotiating team is hereby authorized to execute the Memorandum of Agreement and the Contract with amended provisions once provided by the UPSEU on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# ____ - 10(TABLED)

SEQRA review and approval for Sand Lake Zoning Code Update

Councilman Splain moved and Councilman Turner seconded to table the following resolution:

WHEREAS, on June 14, 2006 the Sand Lake Town Board adopted a Comprehensive Plan and Generic Environmental Impact Statement (GEIS) which set forth recommendations for changes to the Chapter 250, Zoning, and

WHEREAS, the Zoning Committee has prepared a draft of Chapter 250, Zoning, in accordance with the adopted Comprehensive Plan and Findings Statement of the GEIS, and

WHEREAS, the New York State Environmental Quality Review Act states that no further SEQR compliance is required if a subsequent proposed action will be carried out in conformance with the conditions and thresholds established for such actions in the generic EIS, and

WHEREAS, the draft Chapter 250, Zoning, has been prepared in accordance with the conditions and thresholds of the Comprehensive Plan and GEIS, now therefore

BE IT RESOLVED, that the Town Board finds that the proposed Chapter 250 requires no further review under the New York State Environmental Quality Review Act.

ADOPTED TO TABLE = AYES 4 NAYS 1 (Supervisor Rounds voted nay)

RESOLUTION# ____ - 10(TABLED)

Approval of Zoning Update

Councilman Splain moved and Councilman Turner seconded to table the following resolution:

WHEREAS, in accordance with the recommendations of the Town of Sand Lake Comprehensive Plan, the Town Board is deleting and repealing Chapter 210, Site Plan Review, in its entirety and creating a new Chapter 250, Zoning, of the Code of the Town of Sand Lake; and

WHEREAS, in accordance with §264 of New York State Town Law, public hearings were conducted on December 9, 2009, April 14, 2010, May 12, 2010, August 17, 2010, and September 16, 2010, for the purpose of obtaining comments from the public on the proposed Chapter 250, and

WHEREAS, in accordance with §239-m of the New York State General Municipal Law, the Town of Sand Lake received comment from the Rensselaer County Planning Board stating that the Bureau of Economic Development and Planning has determined that the proposal does not have a major impact on County plans and that local consideration shall prevail, now therefore be it

RESOLVED, that Local Law No. __ of 2010 is hereby adopted as follows:

LOCAL LAW NO. __ OF 2010 A LOCAL LAW deleting and repealing Chapter 210, Site Plan Review, in its entirety and creating a new Chapter 250, Zoning, of the Code of the Town of Sand Lake.

ADOPTED TO TABLE = AYES 4 NAYS 1 (Supervisor Rounds voted nay)

RESOLUTION#189 - 10

Approval of Bid for Purchase of a Four Way Plow for the Sand Lake DPW

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Sand Lake DPW has requested to purchase a four way plow to replace the current one way plow, including any and all valve bodies, plumbing, etc., for the proper use during winter slow plowing operations, and

WHEREAS, pursuant to the Town of Sand Lake's procurement policy purchase of equipment of this nature must be placed out to bid prior to purchasing the same, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of a four way plow, upon receipt and in conjunction with the specifications for the same from the Commissioner of Public Works; and be it further

RESOLVED, that said bids are to be received by the Town Clerk's Office no later than 9:30 A.M., October 27, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#190 - 10

Approval of bid for the purchase of a thirteen (13) foot stainless steel sander for the DPW

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

WHEREAS, the Sand Lake DPW has requested to purchase a thirteen (13) foot stainless steel sander to replace the eight year old sander, including any and all plumbing which would be required for correct operation and installation, and

WHEREAS, pursuant to the Town of Sand Lake's procurement policy purchase of equipment of this nature must be placed out to bid prior to purchasing the same, now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of a thirteen (13) foot stainless steel sander, upon receipt and in conjunction with the specifications for the same from the Commissioner of Public Works; and be it further

RESOLVED, that said bids are to be received by the Town Clerk's Office no later than 9:30 A.M. October 27, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# ____ - 10

Amendment to Code Enforcement Officer's Duties

This resolution will not be drafted as it will require a discussion with George Wright prior to the adoption of the same*

RESOLUTION#191- 10

Renewal of Clark Patterson for Landfill Monitoring Agreement

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

WHEREAS, upon completion of the Town's Landfill Closure project in 1994, NYSDEC regulations provide for environmental compliance monitoring consisting of groundwater monitoring, observation of landfill cap integrity, and gas monitoring; and

WHEREAS, the firm of Clark Patterson Associates, formerly Smith and Mahoney, P. C. designed, supervised the closure project, and has been performing said monitoring services since 1994; now therefore

BE IT RESOLVED, that Clark Patterson Associates be retained for 2010 at a cost of \$6,700 to perform landfill environmental compliance monitoring services as set forth in its proposal for 2010 Landfill Monitoring Services Agreement dated July 30, 2010.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#192- 10

Renewal of Harts Security Agreement for Sewer Monitoring

Councilman Glasser moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to contract with Hart's Alarm System to provide monitoring of the sewer pump stations for the contract period of October 2010 through September 2011; and

WHEREAS, the monthly monitoring fee is \$20.00 per month for the four sewer pump stations; and

WHEREAS, the monitoring services with regard to the procurement policy, fall under the exception of sole-source due to the fact that modifications would have to be made to the current system for another company to take over the monitoring of the system; and

WHEREAS, the Town Attorney has reviewed said monitoring contract and has approved the same; now therefore

BE IT RESOLVED, the Supervisor is hereby authorized to execute said contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#_____ - 10(TABLED)

Approval of Zoning Board Members to Attend Training

Supervisor Rounds moved and Councilman Splain seconded to table the following resolution:

WHEREAS, the Zoning Board Members, _____, have requested to attend training at the Capital District Regional Planning Commission and New York State Department of State Division of Local Government Services; and

WHEREAS, said training is being held at the William K. Sanford Town Library in the Town of Colonie on the 22nd of November, 2010 from 6:15 P.M. to 9:00 P.M. at a cost of \$10.00 per person; now therefore

BE IT RESOLVED, that the Zoning Board Members _____ are hereby authorized to attend said training held at William K. Sanford Town Library in the Town of Colonie on November 22, 2010 from 6:15 P.M. to 9:00 pm at a cost of \$10.00 per person, and be it further;

RESOLVED, that the Town shall pay for registration/tuition fees of said members attending.

ADOPTED TO TABLE = AYES 5 NAYS 0

RESOLUTION#193-10

Set Public Hearing for Increase Rate for Procurement Policy

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has enacted a Procurement Policy, which appears in Chapter 38 of the Sand Lake Town Code adopted on February 12, 1992, and

WHEREAS, the Town of Sand Lake wishes to amend the amount for Section 38-6 subsection I "ñworks contracts for less than \$500 "as an exemption from the procurement policy to raise the level of that exemption to \$1,000; and

WHEREAS, in order to amend said code, a public hearing is required; now therefore

BE IT RESOLVED, that the Town Clerk is hereby authorized to place a notice in the official town newspaper as follows:

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on November 10, 2010 at 7:30 P.M. at Town Hall, Sand Lake, New York regarding an increase in the exemption rate for the Town of Sand Lake Procurement Policy section 38-6 subsection I from \$500 to \$1,000 for Public Works Contracts.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#194 - 10

Authorization for Monolith Solar Association LLC to Connect New Distributed Generation Units to Town System.

Supervisor Rounds moved and Councilman Glasser seconded to table the following resolution

WHEREAS, The Town Board for the Town of Sand Lake has contracted with Monolith Solar Associates to construct and install a Solar Unit known as the "ĐSolar Project "at the Town's Department of Public Works, and

WHEREAS, in connection with said contract, the Town is required to sign a Contract for interconnection of new distributed generation units with capacity of 2 MW or less connected in parallel with utility distribution systems to connect the town's unit with Monolith to allow Monolith the ability to monitor and control the system, now therefore

BE IT RESOLVED, that the Supervisor for the Town of Sand Lake is hereby authorized to execute the contract for the interconnection of new distributed generation units between the Town of Sand Lake and Monolith Solar Associates once said contract has been reviewed and approved by the Town Attorney.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#195- 10

Budget Transfer/Amendments

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

Budget Transfer

| FROM | TO | AMOUNT | Reason |
|--------------------------|-------------------------|-----------|--------|
| A 1950.4 | A 7150.1 | \$638.00 | |
| Taxes on Muni Prop. Cont | Beach Personnel | | |
| A 1990.4 | A 1660.4 | \$2000.00 | |
| Contingency Cont. | Central Storeroom Cont. | | |
| A 5182.1 | A 5182.2 | \$908.00 | |

| | | |
|-----------------------|------------------------|-------------|
| Lighting Pers. | Lighting Cont. | |
| A 1990.4 | A 8030.4 | \$2000.00 |
| Contingency Cont. | Research | |
| A 8160.4 | A 8160.1 | \$3800.00 |
| Refuse & Garbage Cont | Refuse & Garbage Pers. | |
| DA 5110.1 | DA 5120.4 | \$11,467.00 |
| General Repairs Pers. | Bridges Cont. | |
| SS 9730.7 | SS 9710.7 | \$ 7,844.00 |
| Bond Anticipation | Serial Bond | |
| Interest | Interest | |

Budget Amendment

Increase appropriation SS2 8120.1000 Sewer Collection Personnel in the amount of \$1500.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$1500.00.

Increase appropriation SS2 8120.4000 Sewer Collection Contractual in the amount of \$3300.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$3300.00. Cover costs and replaced broken pumps.

Increase appropriation SS2 9030.8 Social Security in the amount of \$100.00 to be funded by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$100.00

Increase appropriation A 5182.2 Lighting Equipment in the amount of \$24,092 due to unanticipated revenue A 980 3887 State Aid in the amount of \$24,092 for Justice grant.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#196- 10

Glass Lake Access

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, members of the public have expressed their concern about closure by the Glass Lake Preservation Corporation of the access to Glass Lake on Glass Lake Road near the spillway, and

WHEREAS, in addition to the impact upon use of the lake for recreational purposes by the public, such closure may effect emergency access to the lake, the stocking of fish in the lake by the DEC, and past and future public grants for maintenance and repair of the dam, and

WHEREAS, at present this Board does not have a clear understanding of the reasons the Glass Lake Preservation Corporation has sought to close the access, upon what basis they claim a right to do so, and what enforcement actions the DEC has or is pursuing in respect of previous grants awarded to the Glass Lake Preservation Corporation for maintenance and repair of the dam or any other reason, now therefore

IT IS HEREBY RESOLVED AS FOLLOWS:

The Town Supervisor is hereby authorized and directed to make formal written inquiry of the Glass Lake Preservation Corporation and the New York State Department of Environmental Conservation as to the status of all matters pertaining to the attempted closure of access to Glass Lake, and to report his findings to the full Board at the earliest possible opportunity.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

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

This was seconded by Councilman Splain.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE BOARD MEETING

November 1, 2010

A Special meeting of the Sand Lake Town Board to establish the 2011 Preliminary Budget was held on Monday, November 1, 2010 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Steve Robelotto

CALL TO ORDER

PLEDGE OF ALLEGIANCE

RESOLUTION # 197-10

Establish the 2011 Preliminary Budget

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the following adjustments be made in the 2011 Tentative Budget to establish the

2011 Preliminary Budget:

| | | |
|----------------------------|---------------------------|-------------|
| A1220.1 Supervisor | \$9,135.00 Delete | |
| A1430.1 Personnel | \$ 2,635.00 | Additional |
| A1450.4 Elections | \$840.00 Delete | |
| A7550.4 Celebrations | A1660.4 Central Storeroom | \$300.00 |
| A1680.2 Central Data | \$8500.00 Delete | |
| A3510.4 Control of Animals | \$1500.00 Additional | |
| DA5142.1 Snow Removal | A5410.1 Sidewalks | \$6,000.00 |
| DA5142.4 Snow Removal | A5410.4 Sidewalks | \$2,000.00 |
| A8020.1 Planning | \$1,566.00 | Reduction |
| A3005 Mortgage Tax | \$25,000.00 Additional | |
| A2770 Miscellaneous | \$500.00 Additional | |
| DA5130 Machinery | \$20,000.00 Reduction | |
| A8030.4 Research | A1440.4 Engineer | \$15,000.00 |

All budget personnel items, .1, have been placed in the Employee Compensation Schedule.

BE IT FURTHER RESOLVED, that the above changes herein be placed in the 2011 Preliminary Budget.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:26 P.M.

This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE PUBLIC HEARING

November 4, 2010

The Public Hearing of the Sand Lake Town Board was called by Supervisor Rounds at 7:35 P.M. at the Sand Lake Town Hall, 8428 NY 66, Sand Lake, New York. After the Pledge of Allegiance, the following answered roll

call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Joe Johnson

DEPUTY CLERK TO READ THE NOTICE:

NOTICE OF HEARING
PRELIMINARY BUDGET
TOWN OF SAND LAKE
RENSSELAER COUNTY, NEW YORK

NOTICE IS HEREBY GIVEN that the Preliminary Budget for the Town of Sand Lake for the fiscal year beginning January 1, 2011 has been established and is on file in the Office of the Town Clerk at Town Municipal Offices, 8428 NY 66, Sand Lake, New York where it is

available for inspection at regular business hours.

FURTHER NOTICE IS GIVEN that the Town Board of the Town of Sand Lake will hold a Public Hearing thereon at the Town Hall, 8428 NY 66, Sand Lake, New York on Thursday, November 4, 2010 at 7:30 PM.

Dated: October 27, 2010

Barbara A. Biittig

Town Clerk

COMMENTS FROM THE PUBLIC:

Joe Johnson wanted to have someone clarify the difference between a Tentative Budget and the Preliminary Budget. After disussiion of the differences that the Tentative Budget is what the Supervisor present to the Town Board and the Preliminary Budget is the changes that are made after workshops and meeting, Joe Johnson went on to say he had reviewed the Preliminary Budget and stated there was no difference between the Preliminary Budget and the Tentative Budget.

After further discussion it was decided that the numbers in the Tentative Budget column were wrong but the numbers in the Preliminary Budget column were correct. The numbers in the Tentative Budget just need to be changed back to reflelct the original numbers.

Supervisor Rounds made a motion to continue the Public Hearing on the November 10, 2010 Board Meeting at 7:30 P.M. This was seconded by Councilwoman Kronau.

MOTION CARRIE = UNANIMOUS

RESOLUTION # 198-10

Amend the Preliminary Budget dated November 1, 2010

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that the Preliminary Town Budget dated November 1, 2010 filed with the Town Clerk on November 2, 2010 be amended to insert under the line item Tentative Budget 2011, the numbers that were contained in the Supervisors original Tentative Budget dated September 30, 2010.

ADOPTED = AYES 5 NAYS 0

ADJOURNMENT:

Councilman Glasser made the motion to adjourn the Public Hearing at 8:37 P.M. this was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Tami Thibeault

Deputy Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

November 17, 2010

A Special meeting of the Sand Lake Town Board was held on November 17, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Steve Robelotto, Pat Stevens

CALL TO ORDER

PLEDGE OF ALLEGIANCE

COMMENTS FROM RESIDENTS: None at this time

APPROVAL OF AGENDA

Councilman Turner moved to approve the Agenda. This was seconded by Supervisor Rounds.

MOTION CARRIED = UNANIMOUS

RESOLUTION # 210-10

Adoption of 2011 Budget

Councilwoman Kronau moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town Board established its Preliminary Budget on November 9, 2010 and a Public Hearing was held on November 10, 2010 on said; now therefore

BE IT RESOLVED, that the 2011 Preliminary Budget is hereby adopted as the 2011 Annual Budget.

DEFEATED = AYES 1 NAYS 4 (Councilman Turner, Councilman Glasser, Councilman Splain & Supervisor Rounds voted NAY)

RESOLUTION#211-10

Adoption of 2011 Employee Compensation and Wage Schedule

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that the attached 2011 Employee Compensation Schedule and 2011 Wage Schedule for Highway and Sewer Personnel is adopted.

DEFEATED = AYES 2, NAYS 3 (Councilman Turner, Councilman Glasser, Councilman Splain voted NAY)

COMMENTS FROM RESIDENTS: None at this time

ADJOURNMENT:

Councilman Glasser made the motion to adjourn the meeting at 6:55 P.M.
This was seconded by Councilman Turner.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

TOWN OF SAND LAKE TOWN BOARD MEETING

December 8, 2010

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

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Clyde Heffner, Justin Schultz, John "Mac" McEvilly, Fred Schreyer, Mark Cioffi, Beth Cioffi, Rob Drermer Esq, Tom Hatcher, Joe Phillips, Russ Bennett, Richard Ferraro, and others.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES:

Supervisor Rounds made the motion to approve the minutes of: November 10 and November 17, 2010. This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

APPROVAL OF THE AGENDA

Supervisor Rounds made the motion to approve the agenda. Councilman Turner seconded the approval of the agenda.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS:

TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of November 2010 - \$4,453.90
- Money Given to Rensselaer County for Dog Licenses - \$104.57
- Money Given to NYS Ag. & Markets for spay/neuter program - \$39.00
- Money Given to NYS Environmental Conservation - \$2,823.78

Reminder to residents that a Public Hearing on the New Dog Licensing Law will be held on Wednesday, December 29, 2010 that will go into effect as of Jan 1, 2011. Also, there is also

a Public Hearing on that same night regarding the establishment of a Town's New Fee Schedule.

The Town of Sand Lake Youth Department is having a Holiday Tree Lighting at the Town Hall on December 16th at 7:00 PM. Please come for refreshments, singing, and to see Santa. Please bring a food item or unwrapped toy for the Kiwanis basket. Thanks to the Sand Lake Kiwanis for their donation of the tree, thanks to Josh Bucci for setting it up and to the highway department to getting the tree.

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

COMMITTEE REPORTS:

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

PLANNING BOARD – Justin Schultz - On file in the Town Clerk's Office.

BUILDING/ZONING – Fred Schreyer- On File in the Town Clerk's Office.

YOUTH – None at this time.

BOARD MEMBERS REPORTS:

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

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

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

PARKS AND RECREATION – None at this time.

CABLE – None at this time

PHYSICAL FACILITIES – None at this time.

INTERNAL CONTROL – Paul Splain- On file in the Town Clerk's Office

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

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

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

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

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

STREET LIGHTS – John Glasser - On file in the Town Clerk’s Office.

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

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

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

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

COMMENTS FROM RESIDENTS:

Justin Schultz- Planning Board Chairman- Voiced his issues with the board regarding the denial of his raise request at Budget time. He felt that he did more in his job then a board member and he made less. He stated that his raise had been denied him because of Councilman Glasser.

Councilman Glasser stated that he was only one vote on the Board and that Mr. Schultz’s raise request was denied due to a majority vote of 4 to 1. Councilman Glasser stated that a raise of over 20% was not appropriate at this time due to our economy and that other departments had

also asked for raises and did not get them. Councilman Glasser had received letters from concerned residents about Mr. Schultz’s request and that a raise at this time was unfair to the taxpayer.

RESOLUTION# 212-10

Reappointments to Board of Trustee to Sand Lake Town Library

Councilman Turner moved and Supervisor Rounds seconded the following resolution:

WHEREAS, two positions on the Board of Trustees are set to expire on December 31, 2010, and

WHEREAS, those positions are currently held by Cris Blanchard and Marla LaMontagna and they have sent a letter of intent to President of the Board of Trustees to continue in those positions for an additional five (5) years; now therefore

BE IT RESOLVED, that upon the recommendation of the President of the Board of Trustees, for the Town of Sand Lake, that Cris Blanchard and Marla LaMontagna are reappointed to the Board of Trustees to the Sand Lake Town Library Board of Trustees for a term commencing on January 1, 2011 to end on December 31, 2015.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#213-10

Appointment of Deputy Town Clerk to Permanent Status

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, Tami Thibeault has completed her six (6) month probation as Deputy Town Clerk and the Town Clerk now wishes to make her a permanent Deputy Clerk, now therefore

BE IT RESOLVED, that Tami Thibeault is hereby now appointed to the Town Clerk's Office as a Deputy Town Clerk on a permanent basis at a rate of \$ 14.21 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#214-10

Appointment of Deputy Registrar of Vital Statistics

Councilman Splain moved and Supervisor Rounds seconded the following resolution:

BE IT RESOLVED, that Jane McClellan is appointed as a Deputy Registrar of Vital Statistics.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#215-10

Recognition of Nick Cioffi

Councilman Glasser moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, the Town of Sand Lake wishes to acknowledge the achievements of a local Averill Park High School Student Athlete; and

WHEREAS, Nicholas (Nick) Cioffi is a senior at Averill Park High School and plays Varsity Baseball as a pitcher; and

WHEREAS, Nick as a Junior for Averill Park was awarded the title of "0°+óCouncil Pitcher of the Year"; and

WHEREAS, Nick has also played baseball for the South Troy Dodgers Elite baseball organization for several years as a pitcher; and

WHEREAS, Nick has signed his letter of intent with Towson University in Maryland for a scholarship to play National Collegiate Athletic Association (NCAA) Division I Baseball for the University; now therefore

BE IT RESOLVED, that the Town of Sand Lake Board wishes to recognize the athletic achievements of Nicholas Cioffi, to provide him with a certified copy of this resolution, and be it further

RESOLVED, that the Town Board wishes to congratulate him and his family on his outstanding accomplishments in athletics and wishes him well in the future.

ADOPTED = AYES 5 NAYS 0

RESOLUTION# (Discussion item)–

Introduction of Town of Sand Lake Dog Law

Public Hearing Wednesday, December 29, 2010 at 6:00 P.M.

RESOLUTION # 216-10

Set Special Meeting for End of Year Budgetary & Financial Matters

Councilwoman Kronau moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that a Special Town Board meeting be convened on December 29, 2010 at 6:00 PM at the Town Hall, NY 66, Sand Lake, New York for the purpose of taking action on year end budgetary and financial matters consisting of Budget transfers, amendments, fund transfers and paying bills and year end miscellaneous.

BE IT RESOLVED, that a public hearing will be held on December 29, 2010 at 6:00 PM at the Town Hall, NY 66 Sand Lake, NY for the purpose of reviewing the Dog Licensing law for the Town of Sand Lake and

BE IT FURTHER RESOLLVED, that a public hearing will be held on December 29, 2010 at 6:00 PM at the Town Hall, NY 66, Sand Lake, New York, for the purpose of reviewing the proposed rate increases for the Town of Sand Lake Fees.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 217-10

Monitoring Agreement with Hart Alarm System

Councilman Turner moved and Supervisor Rounds seconded the following

resolution:

WHEREAS, the Town of Sand Lake wishes to contract with Hart Alarm System to provide monitoring of the sewer pump station located at 56 Methodist Farm Road for the contract period of January 2011 through December 2011; and

WHEREAS, the monthly monitoring fee is \$20.00 per month for the sewer pump station #5; and

WHEREAS, the monitoring services with regard to the procurement policy, fall under the exception of sole-source due to the fact that modifications would have to be made to the current system for another company to take over the monitoring of the system; and

WHEREAS, the Town Attorney has reviewed said monitoring contract and has approved the same; now therefore

BE IT RESOLVED, the Town Supervisor is hereby authorized to sign said contract on behalf of the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 218-10

Solicit Bids for Waste Removal 2011

Councilman Glasser moved and Councilman Turner seconded the following resolution:

BE IT RESOLVED, that the Town Clerk is authorized to advertise for bids for the purpose of Refuse Removal for the year 2011. The specifications are available at the Town Clerk's Office during regular business hours.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#219-10

Budget Transfer

Supervisor Rounds moved and Councilman Glasser seconded the following resolution:

| FROM | TO | AMOUNT | Reason |
|---------------------------------|---|---------|--------|
| A 1650.2 | A1650.1 | 352.00 | |
| Central Communication Equipment | Central Communication Personnel | | |
| A 1680.2 | A 1680.4 | 669.00 | |
| Data Processing Equip | Data Processing Contractual | | |
| A 1910.4 | A1660.4 | 1300.00 | |
| Unallocated Insurance | Central Storeroom Contractual | | |
| A 1990.4 | A 8030.4 | 3000.00 | |
| Contingency | Research | | |
| A 8510.4 | A 1410.4 | 300.00 | |
| Community Beautification | Town Clerk Contractual | | |
| A 8510.4 | A 7150.4 | 100.00 | |
| Community Beautification | Special Recreation Contractual
(beach) | | |

Budget Amendment

Increase appropriation SL1 5182.4 Street Lighting Contractual in the amount of \$5000.00 to be funded by appropriating the Consolidated Light Fund Balance SL1 599 in the amount of \$5000.

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS

Justin Schultz apologized to Supervisor Rounds, Councilman Turner, Councilwoman Kronau and Councilman Splain for his remarks that he had made earlier.

ADJOURNMENT:

Supervisor Round made the motion to adjourn the meeting at 8:20 P.M.

This was seconded by Councilman Glasser.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk

December 29, 2010

A special meeting of the Sand Lake Town Board was held on December 29, 2010 at 6:00 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Justin Schultz, Rob Dressner, Russ Bennett and others:

CALL TO ORDER

PLEDGE OF ALLEGIANCE

WORKSHOP SECTION:

1. Speaker: Debra Roy

Topic: To discuss future improvements to the Sand Lake Center for the Arts Building.

2. Discussion of the continuation of the Storage Lease as proposed by NYSEG on December 22, 2010.

3. Paul Rowe spoke on changes in the Convenience Facility.

TOWN OF SAND LAKE

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on Wednesday, December 29, 2010 at 6:00 PM at Town Hall, Sand Lake, New York for Public Comment regarding establishment of a New Fee Schedule. Also, for Public Comment on the New Town Law for Dog Licensing.

By Order of the Sand Lake Town Board

Barbara A. Biittig, Town Clerk

December 1, 2010

Supervisor Rounds opened the Public Hearing at 6:30 P.M.

Catherine Crawmer answered general questions concerning the new dog law.

Supervisor Rounds motioned to close the Public Hearing at 6:55 P.M. Councilwoman Kronau second the motion.

MOTION CARRIED = UNANIMOUS

RESOLUTION#220- 10

Enactment of Animal Control and Licensing Law for Town of Sand Lake

Councilman Glasser moved and Supervisor Rounds seconded the following resolution:

WHEREAS, pursuant to the changes made to article 7 of the New York State Agriculture and Markets Law, town boards must adopt a local law in order to properly license and control dogs and animals within the Town's Boundaries; and

WHEREAS, the Town Board wishes to amend its existing Chapter 75 of the Sand Lake Town Code in its entirety and replace it with a new Chapter 75 of the Sand Lake Town Code which is attached hereto and made a part hereof, to incorporate the provisions of licensing and animal control within its borders; and

WHEREAS, the Town Board has held a public hearing on this issue and the proposed law on December 29, 2010, now therefore

BE IT RESOLVED, that the attached proposed law entitled "Animal Control and Dog Licensing Law of the Town of Sand Lake, County of Rensselaer", formerly Chapter 75 of the Town of Sand Lake Code as adopted by the Town Board of the Town of Sand Lake; Art. I 7-14-1982 by L.L. No. 1-1982; Art. II, 7-11-1984 as L.L. No 1-1984 amended in its entirety 11-8-1995 by L.L. No. 3-1995 and hereby amended in its entirety on December 29, 2010 by L.L. No. 2-2010, be adopted in its entirety, and be it further

RESOLVED, that the Town Clerk shall file this Chapter of the Law with the State of New York and cause the same to be incorporated into the Code for the Town of Sand Lake.

ANIMAL CONTROL AND LICENSING

Local Law No: 1 Of the Year 2011

BE it enacted that Chapter 75 of the Code of the Town of Sand Lake is hereby repealed and replaced with a new Chapter 75 which is herein adopted as follows:

Chapter 75

Section 1: Title:

The title of this Law shall be "óráControl & Dog Licensing Law of the Town of Sand Lake, County of Rensselaer."

Section 2: Authority:

This local law is enacted pursuant to the provisions of (Chapter 59; Part T of the Laws of 2010) Article 7 of the Agriculture and Markets Law and the Municipal Home Rule Law of the State of New York.

Section 3: History:

This Local Law is adopted by the Town Board of the Town of Sand Lake: Art. I 7-14-1982 by L.L. No. 1-1982; Art. II, 7-11-1984 as L.L. No.1-1984 amended in its entirety 11-8-1995 by L.L. No. 3-1995.

Chapter 75 of the Code of the Town of Sand Lake is hereby repealed and a new Chapter 75 is adopted as follows:

Section 4: Purpose:

A. DOGS:

Effective January 1 2011, the State of New York relinquishes the responsibility of dog licensing to local municipalities. The Town of Sand Lake is required to adopt legislation relating to this issue. The Town Board of Sand Lake finds that uncontrolled behavior of licensed and unlicensed owned dogs and dogs with unidentified owners have caused physical harm to persons and damage to property, and otherwise create a nuisance within the Town. The purpose of this chapter is to provide for the licensing and identification of dogs and protection of persons and property by enforcing regulations on the activities of dogs that are consistent with both the rights and privileges of dog owners as well as the rights and privileges of other citizens within the Town of Sand Lake.

B. OTHER SPECIES OWNED ANIMALS:

The Town Board of Sand Lake finds that owned animals of species other than dogs, when uncontrolled, cause property damage and create traffic hazards within the Town of Sand Lake. The purpose of this chapter is to provide regulations for the control of such owned animals.

Section 5: Definitions:

All terms not specifically defined herein shall have the meaning assigned to such terms within Article 7 Section 108 of the Agriculture and Markets Law of New York State.

The word "shall" is intended to be mandatory.

IDENTIFICATION TAG- A tag issued by the Town Clerk which sets forth the identification number together with the name of the Town and State, the telephone number of the Town Clerk and any other information deemed necessary by the Town Clerk.

TOWN – means the Town of Sand Lake, County of Rensselaer, State of New York.

CLERK - The Town Clerk or Deputy Town Clerk(s) of the Town of Sand Lake or their duly authorized agents.

ANIMAL CONTROL OFFICER - A person or persons appointed by the Town for the purpose of enforcement of the duties of Dog Control Officer as described in Agriculture and Market Law and the municipal animal control law of the Town of Sand Lake.

DANGEROUS DOG - As defined within Article 7 of Agriculture and Markets Law.

DOG - Any male or female member of the species canis familiaris licensed or unlicensed.

OTHER SPECIES OWNED ANIMAL - Any species of animal listed in this chapter that is owned or harbored within the Town of Sand Lake, including any pure breed or mixed breed cat, horse, cattle, poultry, llama, alpaca, goat, pig, emu or reptile.

TOWN KENNEL, SHELTER or HOLDING FACILITY- Any facility under contract with the Town or authorized by the Animal Control Officer for the temporary housing of animals seized for violations of this law or held for safekeeping.

HARBOR- To provide food and/or shelter to any species of animal listed in this chapter.

DOG OWNER- Any person a minimum of eighteen years of age who harbors a dog is responsible for licensing and providing humane care for that dog. If a dog owner is under the age of eighteen years of age a parent or guardian will be deemed the owner. If the dog is not licensed the head of the household in which the animal resides shall be deemed the owner and shall be responsible for any acts of violation of both Agriculture and Markets Law and this chapter of the law of the Town of Sand Lake.

DOG OWNER OF RECORD- Means the person in whose name a dog was last licensed pursuant to this chapter, except if any license is issued on application of a person under eighteen years of age, the owner of record shall be deemed to be the parent or guardian of such person.

PERSON- A person, partnership, corporation, association or other organized group of persons, business entity, municipality, or other legal entity.

OWNER OTHER SPECIES OF OWNED ANIMAL - Any species of animal as defined within this chapter harbored within the Town of Sand Lake is considered owned by the head of the household of the property where the animal resides and shall be responsible for any acts of violation of this chapter of the law of the Town of Sand Lake.

DOG: RUN AT LARGE – A dog is deemed running at large if it is off the premises of the dog’s owner and on private lands of another without permission of that land owner. A dog is deemed running at large if it is not on a leash or accompanied by its owner or another responsible person able to control it. No dog shall be deemed to be at large if it is licensed and accompanied by its owner and is actively engaged in hunting or training for hunting on unposted land or on posted land with the permission of the owner of the land.

OTHER SPECIES OWNED ANIMAL: RUN AT LARGE- Any species of owned animal, other than a dog, as described in this chapter, is deemed running at large when it is off the property of its owner while not under the control of the owner and on private lands without the permission of the land owner and any species of owned animal presenting a potential traffic hazard while wandering in or near public roadways.

EUTHANASIA or EUTHANIZE - To bring about the death by a humane method as defined in Agriculture and Markets Law.

SEIZE or SEIZURE- Refers to the Animal Control Officer taking possession of a dog or other owned animal as defined within this section for the purposes of protecting the public, protecting or providing care for that animal and all seizures described within Article 7 of the Agriculture and Markets Law.

BOARDING AND ASSOCIATED CHARGES – The rate charged by the town kennel, shelter contracted with the Town or holding facility authorized by the animal control officer for the housing, general care, feeding, veterinary care, vaccination and transportation of a seized animal.

SERVICE DOG or GUIDE DOG or HEARING DOG -Any dog that has been trained to assist a person with a disability and is being utilized for that purpose and any dog that is being trained and will be used by a person with a disability.

PERSON WITH DISABILITY- Any person with a disability as defined in New York State Executive Law and/or Americans with Disabilities Act.

RESIDENT- (A person) an individual who maintains a residence within the town of Sand Lake, County of Rensselaer, State of New York.

SENIOR RESIDENT- Any resident of the Town of Sand Lake age 65 or older.

WAR DOG- Any dog which has been honorably discharged from the US armed services.

POLICE or DETECTION DOG- Any dog currently being used in police work.

WORKING SEARCH DOG- Any dog trained to aid in the search of missing persons that is actually used for such purposes provided that such services provided are performed without charge.

Section 6: Dog Licensing and Rabies Vaccination Requirements:

A. No license shall be transferable. Upon transfer of ownership all dogs, unless otherwise exempted, must be licensed when reaching the age of 4 months old and that license updated before or on the date of expiration. No license shall be required for any dog which is under the age of four months and which is not at large.

B. Each license application shall be accompanied by proof that the dog has been vaccinated against rabies or a statement from a licensed veterinarian that such vaccination would endanger the dog's life in

which case vaccination shall not be required. All dogs must have a rabies vaccination when reaching the age of 4 months of age unless

C. All dogs when reaching the age of 4 months must be identified by a current license tag affixed to a collar placed on the dog unless the dog is actively participating in a dog show or competition

D. The Town of Sand Lake does not allow the licensing of dogs by a shelter. The shelter MUST send the adoptive dog owner to the Town Clerk of the Town of Sand Lake or the City in which the dog will be harbored for licensing OR to the Town Clerk of the Town, where the Shelter is located for the purchase of the license for adoption.

E. Fee Exemptions- All dogs must be licensed over the age of 4 months however, there shall be no fee for any license issued for the following: a. Guide Dog, Hearing Dog, Service Dog, Working Search Dog, Police Dog or Detection Dog (as defined within article 7 of the State Agriculture and Markets Law).

F. Dogs can only be licensed to the location at which the dog is harbored. In the event of a change in the ownership or change of address where the dog is harbored, a written report of such change shall be filed with the Town Clerk within 10 days of such change.

G. Dog license fees will be as follows: For a spayed or neutered dog (proof required)

the fee will be \$8.00 for a one year license. Which shall include the assessment of the mandatory New York State surcharge of \$1 for the purpose of carrying out animal population control. The license fee for an unaltered (unsprayed or unneutered) dog will be \$11.00 for a one year license. Which includes the assessment of the mandatory New York State surcharge of \$3 for the purpose of carrying out animal population control). The Town of Sand Lake will not issue purebred (kennel) licenses. All dogs must be individually licensed.

H. Enumeration fee: When the Town Board determines the need for a dog enumeration, an additional fee of \$10 will be assessed to all dogs found unlicensed or renewed during the time the enumeration is conducted.

I. A replacement tag fee of \$2.50 shall be charged to offset the costs associated with the provision and replacement of the identification tags.

Section 7: Licensing Grace Period for Dogs:

A. Any dog harbored within the Town which is owned by a resident of New York City or licensed by the City of New York, or which is owned by a non-resident of New York State and licensed by a jurisdiction outside the State of New York, shall for a period of thirty (30) days be exempt from the licensing and identification provisions of this local law.

Section 8: Dog Licensing Violations:

It shall be an offense, punishable as hereinafter set forth for:

- A. Any person to own or harbor an unlicensed dog or permit a dog license to expire.
- B. Any person to own or harbor a dog that is not identified by a tag as required by this chapter.
- C. Any person to knowingly affix to any dog any false or improper identification tag, rabies vaccination tag or special identification tag for identifying guide, service, hearing dogs, police, detection dogs or working search dogs.
- D. Any person owning or harboring a dog to fail to keep rabies vaccination current for any dog over 4 months of age unless the owner provides a statement certified by a licensed veterinarian stating that because of age or other reason the life of

the dog would be endangered by the administration of vaccine.

- E. Any dog owner of record to fail to report a change of ownership, lost, stolen or deceased dog to the Town Clerk within 10 days of such change in status.

Section 9: Prohibited Acts of Dogs:

- A. It shall be unlawful to permit any dog to run at large.

- B. No person shall own or harbor any dog that howls or barks continuously for an unreasonable length of time (an unreasonable length of time is to be left to the discretion of the animal control officer).

- C. No person shall own or harbor any dog allowed to chase or otherwise harass any person in such a manner as to reasonably cause intimidation or put such person in reasonable apprehension of bodily harm or injury or to cause bodily harm or injury to any person.

- D. No person shall own or harbor any dog that is allowed to chase, run alongside or bark at any motor vehicle, horse or bicycle or otherwise present a traffic hazard on an public roadway.

- E. No person shall own or harbor any dog that causes any damage to any property or destroy or deface such property within the town. It shall be considered property damage for a dog to dig holes on improved real property, including but not limited to, lawns, gardens, shrubs and ornamental flowers, or to destroy by tearing, chewing or scratching any personal property.

- F. No person shall own or harbor any dog that creates a nuisance by defecating or

urinating on public or private property other than the owner of the dog.

G. No person shall own or harbor a dog that attacks any other dog, or any other species of owned animal described in this chapter.

H. No person shall allow any dog to chase or harass deer or other wildlife.

I. No person shall drop any dog within the geographical limits of the Town of Sand Lake and leave same unattended or abandoned.

J. No person shall permit any dog to be in or on any park, beach or recreational property owned by the Town of Sand Lake, whether leashed or otherwise, except for Service Dogs, Hearing Dogs, Guide Dogs, Police Dogs, Working Search Dogs or Detection Dogs or by exemption of the Town Board for community events. (Added 9-11-1998 by L.L. No. 3-1998).

Section 10: Prohibited Acts of Other Species Owned Animals:

A. No person shall own or harbor any species of owned animal, described in this chapter, to run at large.

B. No person shall own or harbor any species of owned animal, described in this chapter, to cause damage of private property other than on the property of the animal owner.

Section 11: Keeping of Dogs:

(The regulation and enforcement of the keeping and maintenance of a dog pursuant to this section is provided to the Town of Sand Lake by Agriculture and Markets Law Article 7 Sec. 122 re: municipal authority enact local law.)

Dogs kept within the Town of Sand Lake must be maintained in a humane manner.

Any dog owner or person harboring a dog is required to:

- A. Provide dog with necessary access to sustenance; food or drink

- B. Provide dog with appropriate shelter for dog left outside which must (1) have a waterproof roof (2) be structurally sound with insulation appropriate to local climatic conditions and sufficient to protect the dog from inclement weather (3) Be constructed to allow each dog adequate freedom of movement to make normal postural adjustments, including the ability to stand up, turn around and lie down with its limbs outstretched; and (4) allow for effective removal of excretions, other waste material; dirt and trash. The housing facility and the area immediately surrounding it shall be regularly cleaned to maintain a healthy and sanitary environment and to minimize health hazards. For dogs that are restrained in any manner outdoors, shade by natural or artificial means must protect the dog from direct sunlight at all times when exposure to sunlight is likely to threaten the health of the dog.

- C. Upon a finding of any violation of this section, any dog or dogs seized pursuant to the provisions of this article that have not been voluntarily surrendered by the owner or custodian or forfeited pursuant to court order shall be returned to the

owner or custodian only upon proof that appropriate shelter, as required by this section, is being provided, the dog is licensed and all charges associated with such seizure have been paid.

D. Upon a finding that a seized dog has been improperly kept the owner or person harboring said dog will pay all boarding and associated charges in full from the time of seizure and in advance no less than 5 days should continuance of court

procedures be scheduled. The owner or person who harbors said dog will be responsible for all charges associated with the disposition of the dog should the dog be abandoned at any time before, during or after the court proceedings.

E. A dog will be considered abandoned if the owner or person responsible for paying the boarding and associated charges for housing the dog does not pay the amount in full as per this section. A dog so abandoned will become the property of the Town of Sand Lake and will be disposed of in accordance with Agriculture and Markets Law.

Section 12: Seizures:

A. Any police officer or peace officer may seize any animal pursuant to Section 373 Article 26 of the Agriculture and Market Law.

B. The Animal Control Officer may seize any dog as per Section 117 and/or Section 123 Article 7 of the Agriculture and Market Law.

C. The Animal Control Officer, any police officer or peace officer may seize any dog not being kept to the minimum standards of 75-9 of this chapter.

D. Redemption of a seized dog by the owner must include proof of licensing and payment of all boarding and associated charges in full before a dog is released. The owner of a dog held at the town

kennel awaiting court proceedings must submit advance payment of all boarding and associated charges in the amount of a minimum of 5 days expenses at all times during the time the dog is held. The owner of the dog shall be responsible for all charges associated with the disposition of the dog should the dog be abandoned at any time before, during or after the court proceedings. A dog will be considered abandoned if the owner or person responsible for paying the boarding and associated charges for housing the dog does not pay the amount in full as per this section. A dog so abandoned will become the property of the Town of Sand Lake and will be disposed of in accordance with Agriculture and Markets Law.

E. The Animal Control Officer may seize any other species of owned animal as described in this chapter if running at large when it is off the property of its owner while not under the control of the owner and on private lands without the permission of the land owner and any species of owned animal presenting a potential traffic hazard while wandering in or near public roadways. The Animal Control Officer may arrange for care or shelter with an appropriate entity; kennel, stable, farm or veterinary until an owner is located or for 5 days from the date of seizure. If no owner comes forward within a 5 day period the owner will relinquish ownership and the animal may be adopted out or euthanized. If the owner is located after the 5 day period the owner will be responsible for all charges associated with the seizure, boarding, veterinary care and disposition of that animal.

Section 13: Penalties:

A. Penalties for offenses: Any person convicted of a violation of this chapter shall be liable for a penalty of not less than \$25 or more than \$50 for a first violation occurring within the past five years; of not less than \$50 or more than \$100 for a second violation occurring within the past five years; and of not less than \$100 or more than \$500 where the person is found to have committed two or more violation within the past five years.

ADOPTED = AYES 5 NAYS 0

TOWN OF SAND LAKE

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE, that the Town Board of the Town of Sand Lake, New York will hold a public hearing on Wednesday, December 29, 2010 at 6:00 PM at Town Hall, Sand Lake, New York for Public Comment regarding establishment of a New Fee Schedule. Also, for Public Comment on the New Town Law for Dog Licensing.

By Order of the Sand Lake Town Board

Barbara A. Biittig, Town Clerk

December 1, 2010

Supervisor Rounds opened the Public Hearing at 6:56PM.

No comments from residents were made. Supervisor Rounds motioned to close the Public Hearing at 6:59PM and Councilwoman Kronau seconded the motion to close.

MOTION CARRIED = UNANIMOUS

RESOLUTION#221- 10

Sewer Department Fee Schedule Amendment

Councilman Turner moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Sewer Department has researched the fees charged applicants for various services provided by other Sewer Departments in Towns similar to the Town of Sand Lake, and the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 Town of Sand Lake Sewer Department fee schedule is as follows:

Town of Sand Lake Sewer Department

Fee Schedule

1. Permit / Inspection / Installation (with stub) ----- \$135.00
2. Permit / Inspection / Installation (without Stub) - \$475.00

And,

BE IT FURTHER RESOLVED, that the Town Clerk and the Sewer Department will post notice of such fee schedule, and be it further

RESOLVED, that the Sewer Department fee schedule be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and other factors affecting the fee schedule.

RESOLUTION#222- 10

Building Department Fee Schedule Amendment

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Building Department has researched the fees charged applicants for various services provided by other Building Departments in Towns similar to the Town of Sand Lake, and

WHEREAS, the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 the attached "xsof Sand Lake 2011 Building Department Fee Schedule "dated 1/1/2011 will be implemented and disseminated as the official fee schedule for the Building Department; and be it further

RESOLVED, that the Town Clerk and the Building Department will post notice of such fee schedule; and be it further

RESOLVED, that the Building Department fee schedule shall be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and/or other factors which shall affect said schedule.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#223- 10

Planning Board Fee Schedule Amendment

Councilman Splain moved and Councilwoman Kronau seconded the following resolution:

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation; and

WHEREAS, the Board for the Town of Sand Lake wishes to amend those fees in accordance with said rate of inflation and with similar towns and has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Planning Board has researched the fees charged applicants for various services provided by other Planning Boards in Towns similar to the Town of Sand Lake, and

WHEREAS, the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1st, 2011 the Town of Sand Lake Planning Board fee schedule is as follows:

TOWN OF SAND LAKE PLANNING BOARD:

FEE SCHEDULE 2011 Rate

| | |
|---|------------|
| Boundary Line Adjustment (per line) | \$180.00 |
| Rezoning | \$455.00 |
| Scenic Preservation Zone | \$45.00 |
| Site Plan Review: | |
| Buildings | \$180.00 |
| Signs | \$20.00 |
| Special Exceptions | \$93.00 |
| Special Exception w/Site Plan (if required) | \$273.00 |
| Special Permission | \$93.00 |
| Subdivision (per lot) | \$180.00 |
| Wireless Telecommunications: | |
| -Telecommunications Towers: | |
| Special Permit (per year): | |
| Site Plan Review: | |
| | \$1,095.00 |
| | \$190.00 |
| -Telecommunications Antennaes: | |
| Special Permit (per year): | |
| Site Plan Review: | |

\$1,095.00

\$190.00

BE IT FURTHER RESOLVED, that the Town Clerk and the Planning Board Chairman will post notice of such fee schedule; and be it further

RESOLVED, that the Planning Board fee schedule shall be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and/or other factors which shall affect said schedule.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#224- 10

Zoning Board of Appeals Fee Schedule Amendment

Councilman Splain moved and Councilman Turner seconded the following resolution:

WHEREAS, the granting of Variances and Special Exemptions are for the direct benefit of the requesting property owner, and

WHEREAS, Section 250-119 of the town zoning code requires that the Town Board establish and post a schedule of fees, and

WHEREAS, it has been several years since the Town's fees for services have been updated to keep pace with the rate of inflation and the Town Board has held a public hearing on the increase of these fees on December 29, 2010; and

WHEREAS, at the request of the Town Board, the Zoning Board of Appeals has researched the fees charged applicants for various services provided by other Zoning Board's in Towns similar to the Town of Sand Lake, and the Town Board has adjusted those fees for inflation; now therefore

BE IT RESOLVED, that effective January 1, 2011, the Town of Sand Lake, Zoning Board of Appeals fee schedule is as follows:

ZONING BOARD OF APPEALS

FEE SCHEDULE 2011 RATE

Area Variance \$80.00

Use Variance \$105.00

Interpretations \$80.00

BE IT FURTHER RESOLVED, that the Town Clerk and the Zoning Officer will post such notice of the amendment to the fee schedule, and be it further

RESOLVED, that the Zoning Board of Appeals fee schedule be reviewed and amended by resolution each year, at the December Town Board meeting, to reflect any increase in the inflation rate and other factors affecting the fee schedule.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds reopened the Public Hearing of October 13, 2010 that was never closed at 7:12 PM on the Town Parking Ordinance.

No public comments were made.

Supervisor Rounds closed the Public Hearing at 7:25 PM. Councilman Turner seconded the closing.

MOTION CARRIED = UNANIMOUS

RESOLUTION#225- 10

Town Parking Ordinance

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

WHEREAS, the Town of Sand Lake enacted a Parking Ordinance on December 9, 1987 by resolution of the board which consolidated which was originally several separate parking ordinances as were adopted as Ordinance No 3 on August 6, 1954, as amended August 19, 1955; the ordinance which was adopted on July 23, 1970 and an additional ordinance which was adopted September 9, 1971 all of which were repealed and consolidated on December 9, 1987, and

WHEREAS, the Town of Sand Lake, has been advised that the parking of vehicles along town roads, most notably during snow storms, has become a nuisance and may impede the passage of emergency vehicles as well as Town Highway Vehicles in their mission to clear the roads of snow, and

WHEREAS, the Town Board for the Town of Sand Lake on October 13, of 2010 held a public hearing for the amendment of this ordinance and closed the public hearing on December 29, 2010, and

WHEREAS, the town's present parking ordinance is ineffective in allowing the Highway Department to tow vehicles which are in the roadway during such snow emergency periods, now therefore

BE IT RESOLVED, that the parking ordinance as adopted December 9, 1987 be modified and amended as follows:

TOWN OF SAND LAKE PARKING ORDINANCE

A. Parking Restrictions

1. There shall be no parking on either side of Crystal Lake Road from at its intersection with Route 66 east to its intersection with (County Route 45) a distance of .67 miles;
2. There shall be no parking on either side of Gettle Road from its intersection with Route 43 east to its intersection with County Route 45 (Old Route 66) a distance of .82 miles; provided however that parking is permitted in designated areas adjacent to Butler Park, such non-designated areas shall be considered a "x-away zone";
3. There shall be no parking, except in designated parking areas, on Glass Lake Road from Route 43 and 66 west to New York Telephone pole 11, a distance of .30 miles and such area is designated a "x-away zone";
4. There shall be no parking on the south side of First Dyke Road from New York State Gas and Electric Pole L-69-8 east to pole L-69-2, a distance of .25 miles;
5. There shall be no parking on either side of Crystal Avenue;
6. There shall be no parking or standing on the south side of Second Dyke Road from its intersection with Zack Lane east to its intersection with (County Route 47), a distance of .70 miles and such area is designated a "x-away zone";

7. There shall be no parking on either side of Teal Road from its intersection with Route 43 and 66 to New York State Gas and Electric Pole 9, a distance of .4 miles;

8. There shall be no parking on either side of Creek Lane.

B. Snow Emergencies

1. There shall be no parking along ANY town road during any snow emergency;

2. A "snow emergency" shall exist when two or more inches of snow has accumulated and has not been plowed by a Town Highway vehicle;

3. During said snow emergency, all vehicles parked on town roads or in town right of ways shall be considered to be parked in a "x-away zone" for the purposes of this section;

4. When any vehicle is parked unattended on any Town highway in violation of this ordinance, said vehicle may be removed under the direction of the Sand Lake Town Highway Superintendent or his designee;

5. If any vehicle shall be removed pursuant to this section as provided in this ordinance, such vehicle may be stored in any place designated by the Highway Superintendent, to be held there until such time as the owner or operator of such vehicle shall call for and remove the same.

6. Prior to the return of any vehicle removed pursuant to this section, the owner or operator of such vehicle shall pay to the tow truck owner or operator the amount of all reasonable charges and expenses actually and necessarily incurred in removing the vehicle.

C. Definitions

1. Where parking is prohibited by this ordinance, no person shall park a vehicle, whether occupied or not, but may stop temporarily to load or unload passengers or merchandise;

2. Where standing is prohibited by this ordinance, no person shall stand or park a vehicle, whether occupied or not, but may stop temporarily to receive or discharge passengers;

3. TOW-AWAY ZONE: this is defined as an area wherein the Town has a right to enforce this parking ordinance by use of a tow truck to physically remove the vehicles left unattended.

4. Emergency and police vehicles are exempt from this ordinance.

D. Violations

1. Each violation of this ordinance shall be punishable by a fine of one-hundred dollars (\$100);

2. Whenever a police officer or code enforcement officer finds a vehicle or trailer parked in an area designated as a tow-away zone, he or she is authorized to cause such vehicle or trailer to be removed to a garage, automobile impound or other place of safety. The owner or other person lawfully entitled to the possession of such vehicle may be charged with the reasonable and actual cost for removal and storage, payable before the vehicle or trailer is released;

3. If the owner or other person lawfully entitled to the possession of such vehicle shall fail to retrieve the vehicle, the towing agency or place of storage may file a lien against the vehicle and liquidate the same pursuant to the Lien Laws of the State of New York.

E. Signs

1. The parking restrictions contained in this ordinance shall be posted in accordance with State regulations.

F. Effective Date

1. This ordinance shall be effective ten (10) days after publication of a summary or the entire Ordinance in the Troy Record and upon the posting of the signs in accordance with Article E herein.
2. This ordinance in its entirety shall be considered Ordinance No 1 for 2010

G. Filing

1. This ordinance shall be filed in the Town Clerk's Office and shall be placed in the Town Code for the Town of Sand Lake.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#226-10

Year End Budget Transfers/Amendments and Encumbrance

Councilwoman Kronau moved and Supervisor Rounds seconded the following resolution:

Budget Transfer

| FROM | TO | AMOUNT |
|-------------------------------|----------------------------|--------|
| A 1010.4
Town Board Contr. | A 1110.4
Justice Contr. | 100.00 |
| A 1355.1 | A 1110.1 | 650.00 |

Assessor Personal Svc. Justice Personal Svc.

A 3310.4 A 1110.1 2000.00

Traffic Control Contr. Justice Personal Svc.

A 1355.1 A 1355.4 1000.00

Assessor Personal Svc Assessor Contractual

A 1355.2 A 1355.4 500.00

Assessor Equipment Assessor Contractual

A 1620.2 A 1620.1 75.00

Buildings Equipment Buildings Personal Svc

A 1620.2 A 1620.4 6925.00

Buildings Equipment Buildings Contractual

A 1410.1 A 1620.4 1000.00

Town Clerk Personal Svc. Buildings Contractual

A 7140.4 A 1660.4 1000.00

Playground & Rec Contr. Central Storeroom Contract.

A 1460.2 A 1680.4 1000.00

Record Mngmt Equip. Data Processing Contract.

| | | |
|-----------------------------|---------------------------|---------|
| A 3620.1 | A 1680.4 | 2000.00 |
| Building Inspector Pers Svc | Data Processing Contract. | |
|
 | | |
| A 3510.2 | A 3510.4 | 308.00 |
| Control of Dogs Equip | Control of Dogs Contract. | |
|
 | | |
| A 1315.4 | A 3510.4 | 180.00 |
| Comptroller Contract | Control of Dogs Contract. | |
|
 | | |
| A 7140.1 | A 3510.4 | 800.00 |
| Playground & Rec. Pers | Control of Dogs Contr. | |
|
 | | |
| A 5132.2 | A 5132.4 | 3537.00 |
| Town Garage Equipment | Town Garage Contract. | |
|
 | | |
| A 7140.1 | A 1430.1 | 135.00 |
| Playground and Rec Persl. | Personnel Personal Svc. | |
|
 | | |
| A 3620.1 | A 8030.4 | 5000.00 |
| Building Inspector Pers Svc | Research Contr | |
|
 | | |
| A 1990.4 | A 8030.4 | 1388.00 |
| Contingency | Research Contr. | |

Budget Amendment

Increase appropriation A7989.4 Culture and Recreation Contractual (Bicentennial Planning) in the amount of \$500.00 to be funded by appropriating the Bicentennial Fund A 892 in the amount of \$500.00. Requested by the committee for the Sand Lake Union Cemetery Association.

Increase appropriation SS2 8120.1 Sewer Collection Personal Services in the amount of \$1000.00 by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$1000.00. Increase appropriation SS2 8120.4 Sewer Collection Contractual in the amount of \$500.00 by appropriating the Sewer District 2 Fund Balance SS2 599 in the amount of \$500.00. Increase appropriations SS2 9030.8 Sewer District 2 Social Security in the amount of \$100.00 by appropriating the Sewer District 2 Fund Balance in the amount of \$ 100.00.

Authorize Supervisor to Encumber Appropriations

WHEREAS, each department head is required to file with the Supervisor a list of unpaid obligations as of the close of the fiscal year pursuant to Section 110 of Town Law; and

WHEREAS, in turn the Supervisor is required to encumber the applicable appropriation account balances; now therefore

BE IT RESOLVED, that the Supervisor is authorized to encumber the following in the 2010 Budget:

AMOUNT:FROM:DESCRIPTION: DA 5130.2 Machinery Equipment - \$9,625 to Zwack for Plow, \$7,220.00
A 1460.4 Records Management Contractual to General Code for Zoning Update to Town Code.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#227- 10

Award Bid Waste Removal 2011

Supervisor Rounds moved and Councilman Turner seconded the following resolution:

WHEREAS, the Town of Sand Lake advertised for proposals for refuse removal services; and

WHEREAS, proposals have been received and reviewed by the Town of Sand Lake; now therefore

BE IT RESOLVED, that the Town of Sand Lake shall refuse all submitted bids and in the alternative shall accept state contract pricing for refuse removal services for the Town of Sand Lake for the Year 2011 beginning January 1, 2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#228-10

Appointment to Planning Board

Councilman Splain moved and Councilman Glasser seconded the following resolution:

BE IT RESOLVED, that Robert Bentz is hereby appointed to the Sand Lake Planning Board for a term to end on December 31, 2018, effective January 2, 2011.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#TABLED-10

Appointment to Zoning Board of Appeals

RESOLUTION#229 - 10

Authorization for Receiver of Taxes on Town Bank Account

Councilman Turner moved and Councilman Glasser seconded the following resolution:

WHEREAS, the Town of Sand Lake has a newly elected Receiver of Taxes, and

WHEREAS, the Receiver of Taxes must be authorized signature on the Town of Sand Lake Receiver of Taxes bank account, now therefore

BE IT RESOLVED, Jill Quell, Receiver of Taxes, is an authorized signature on the Town of Sand Lake Receiver of Taxes bank account effective January 1, 2011, and

BE IT FURTHER RESOLVED, that Charlotte Foster is removed as an authorized signature on the Town of Sand Lake Receiver of Taxes bank Account effective December 31, 2010.

ADOPTED = AYES 5 NAYS 0

Supervisor Rounds motioned to go into Executive Session at 7:45 PM. This was seconded by Councilman Glasser stating for "só>" issues.

MOTION CARRIED = UNANIMOUS

Supervisor Rounds reopened the meeting at 8:40 PM.

Councilman Turner motioned to close the meeting. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

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

Respectfully submitted,

Barbara A. Biittig

Town Clerk