

TOWN OF SAND LAKE
Town Board Workshop
January 31, 2024

A Town Board Workshop of the Town of Sand Lake was held on January 31, 2024 at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Supervisor Clemens
 Deputy Supervisor Nippes
 Councilman Glasser
 Councilman Krokos - Absent
 Town Attorney Danaher
 Town Clerk Barbara Hansen

OTHERS PRESENT: Bill Glasser, Brian Hunt, Wayne Gendron

Supervisor Clemens made a motion to approve the Minutes of the December 27, 2023 Town Board Workshop; the January 1st, 2024 Organizational Minutes and the January 10th, 2024 Town Board Meeting. It was seconded by Councilman Glasser, all were in favor and the motion carried.

Town Clerk's Report:

We are now accepting Applications for the Military Banner Program. All information is available on the Town's website or please call my office and we will assist you.

A reminder Passports are done by appointment only so please call before coming in.

NYS Agriculture and Markets Law requires all dogs to have a License and an up to date Rabies Vaccination, so please license your dog.

Supervisor's Report: Starting February 1st, I will be sending a Newsletter via email sharing events going on in Town Hall and around the Town. If you would like to receive the Newsletter please sign up with the Town Clerk or email me and you will be added to the list.

Beach: We should be receiving our final permit from DEC for the Beach Enhancement Project in the next few weeks and should be able to start work when weather permits.

We postponed the Family Ice Skating event to February 17th and hope to have more and safer ice by then.

Deputy Supervisor Nippes' Report: Sand Lake Kiwanis Annual Ice Fishing Contest is coming Kiwanis President Wayne Gendron is here and will have more details on this.

Councilman Glasser: No Report.

DPW Commissioner, Kevin Rifenburgh, is not here tonight but I want to thank him and the entire highway department. They have been very busy with several storms in the past two weeks.

Public Comment: Kiwanis President Wayne Gendron said he is not optimistic the Kiwanis Ice Fishing event will take place on the scheduled date of February 10th due to current ice conditions and is almost sure it will be postponed to February 24th.

Summerfest dates have been locked in for August 2nd, 3rd and 4th. The Town's Summer Concert Series starts Thursday, August 1st and we may open Summerfest a day early to coincide with the Opening concert featuring a local band, "1001".

The County Legislature just approved the purchase of new voting machines throughout the County. They are more efficient, have better handicap accessibility and should be a significant improvement.

There being no other Public Comment the Board moved into **BUSINESS**.

RESOLUTION #2024-01-56

Approving the 2024 Agreement with the Sand Lake Ambulance, Inc.

Moved by: Councilman Glasser

Seconded by: Deputy Supervisor Nippes

WHEREAS, Sand Lake Ambulance Inc., is a Not-For-Profit Corporation organized exclusively for charitable and educational purposes and for the purpose of operating, conducting, and maintaining an ambulance service to serve the persons in the Town of Sand Lake, including the area within the Town's boundaries; and

WHEREAS, emergency ambulance services are vital and necessary to the health and welfare of the inhabitants of the Town; and

WHEREAS, the Town of Sand Lake has previously contracted with Sand Lake Ambulance Inc. for services, and both parties are desirous of continuing said contract on a yearly basis; now therefore be it

RESOLVED, the Town of Sand Lake does hereby engage Sand Lake Ambulance Inc. to furnish general and emergency ambulance services to and for the Town in accordance with the terms of the attached agreement.

AYES 3 NAYS 0 1 ABSENT

RESOLUTION #2024-01-57

Board of Assessment Review Re-Appointment

Moved by: Supervisor Clemens

Seconded by: Deputy Supervisor Nippes

Be it Resolved, the Town Board of the Town of Sand Lake hereby re-appoints Caroline D. Melkonian to the Board of Assessment Review for a term ending 9/30/2028; and

Be it Further Resolved, that upon certification of said Resolution, the Town Clerk's Office is hereby directed to update the Board of Assessment Review member list to reflect said appointment.

AYES 3 NAYS 0 ABSENT

RESOLUTION #2024-01-58**Board of Assessment Review Appointment to fill Unexpired Term****Moved by: Supervisor Clemens****Seconded by: Deputy Supervisor Nippes**

Be it Resolved, the Town Board of the Town of Sand Lake hereby appoints Scott Gallerie, Sr. to the Board of Assessment Review to fill the unexpired term of Jennifer Hallock; said term ending on 9/30/2025

Be it Further Resolved, that upon certification of said Resolution, the Town Clerk's Office is hereby directed to update the Board of Assessment Review member list to reflect said appointment.

AYES 3 NAYS 0 ABSENT 1**RESOLUTION #2024-01-59****Designation of the Town of Sand Lake Town Board as Lead Agency for State Environmental Quality Review Act (SEQRA) Review for the Sand Lake Beach Sidewalk Connector Project (P.I.N. 1762.57)****Moved by: Supervisor Clemens****Seconded by: Deputy Supervisor Nippes**

WHEREAS, the Town Board authorized and approved the Sand Lake Beach Sidewalk Connector Project (P.I.N. 1762.57), Town of Sand Lake, Rensselaer County, and

WHEREAS, the Town's consulting engineer, Creighton Manning Engineering, has advised the Town Board that the proposed Project is an Unlisted Action in accordance with the rules and regulations of the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the Town of Sand Lake is duly qualified to act as Lead Agency for compliance with SEQRA which requires environmental review of certain actions undertaken by local governments and in accordance with the coordinated review procedures of SEQRA, the Town of Sand Lake Town Board wishes to be designated as the SEQRA Lead Agency for the proposed Projects; now, therefore, be it

RESOLVED that the Town of Sand Lake hereby indicates its wish to be Lead Agency for SEQRA review of the proposed Sand Lake Beach Sidewalks Project (P.I.N. 1762.57); and be it further

RESOLVED that the Town Board of the Town of Sand Lake authorizes and directs the Town of Sand Lake's Town Supervisor to send a copy of the Short Environmental Assessment Form Part I presented at this meeting, along with a certified copy of this resolution stating the Town of Sand Lake's intention to be declared as Lead Agency, to any and all communities or agencies that it is necessary to give written notice to in accordance with New York State Town Law, including the New York State Department of Environmental Conservation, New York State Department of Transportation, and New York State Office of Parks, Recreation and Historic Preservation.

AYES 3 - NAYS 0 ABSENT 1

RESOLUTION #2024-01-60**Appointing Members of the Planning Oversight Committee****Moved by: Councilman Glasser****Seconded by: Supervisor Clemens**

WHEREAS, the Planning Oversight Committee has been an integral part of the operations of the Town by Maintaining focus on the recommendations contained in the Comprehensive Plan; and

WHEREAS, applications for membership on the Planning Oversight Committee were received by Monica Ryan and Rick Baird, and were reviewed and approved by the Committee, now, therefore be it

RESOLVED that the Town Board hereby appointments Monica Ryan and Rick Baird to the Planning Oversight Committee Effective February 1st, 2024.

AYES 3 - NAYS 0 ABSENT 1**RESOLUTION #2024-01-61****Appointing A Member of the Zoning Board of Appeals****Moved by: Supervisor Clemens****Seconded by: Deputy Supervisor Nippes**

WHEREAS, the Zoning Board of Appeals has a vacancy to be filled; and

WHEREAS, the Town Board considered two candidates resumes and expressions of interest; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby appoints Joel Abelove to the Zoning Board of Appeals for a term ending December 31, 2024; and be it further; and be it further

RESOLVED, the appointee shall complete the required training in Harassment and Discrimination, Work Place Violence, and four credit hours related to planning and/or zoning

AYES 3 - NAYS 0 ABSENT 1**RESOLUTION #2024-01-62****Appointing Members of the Water Committee****Moved by: Supervisor Clemens****Seconded by: Deputy Supervisor Nippes**

WHEREAS, the Water Committee was formed in April of 2021 and has no active members; and

WHEREAS, the Town Board has determined a need to reactivate the committee, and assess potential water and funding sources for the introduction of municipal water throughout Sand Lake; and

WHEREAS, the Town Board considered multiple candidates resumes and expressions of interest; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby appoints Ed Patanian as chairperson to the Water Committee, and William Glasser, Paul Glasser Jr., and Michelle LeClair as members of the Water Committee effective February 1st, 2024.

AYES 3 – NAYS 0 ABSENT 1

RESOLUTION #2024-01-63

Authorizing Purchase of Push To Talk Radio System for Department of Public Works & Sewer Department

Moved by: Councilman Glasser

Seconded by: Supervisor Clemens

WHEREAS, the Department of Public Works, and Sewer Departments Push To Talk Radio System is no longer supported or maintained; and

WHEREAS, the Push To Talk Radio system plays a critical role in the day to day operation and communication of the Department of Public Works and Sewer Department; and

WHEREAS, , the Commissioner of Public Works obtained three quotes for the Push To Talk Radio as required by the Town of Sand Lake Procurement Policy; and

WHEREAS, the lowest responsible quote was from Goin' Mobile, LLC in the amount of \$23,245, now, therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby authorizes the Commissioner of Public Works to contract with Goin' Mobile, LLC to furnish and install the Push to Talk Radio system as specified on the attached quote in an amount not to exceed \$23,245.

AYES 3 - NAYS 0

ABSENT 1

RESOLUTION #2024-01-64 - TABLED

Authorizing the Town Clerk to Sell 2024 Brush Permits

WHEREAS, the use of the brush pile at the Department of Public works has seen a significant increase in usage over the last two years; and

WHEREAS, cost to grind or remove the brush pile annually has increased significantly and is being utilized by commercial businesses and out of town residents; and

WHEREAS, the Town Board and Commissioner of Public Works has created a fee schedule for the sale of 2024 Brush Permits to cover the increased usage and cost of brush disposal; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby authorizes the Town Clerk to sell 2024 Brush Permits starting February 1st 2024, with an effective date March 1st, based on the attached fee schedule.

A Motion to table this Resolution was made by Supervisor Clemens and seconded by Deputy Supervisor Nippes. Roll call was taken and all were in favor to table. Ayes 3 –Nays 0 –Absent 1. The Motion to table was moved to consider further amendments to the brush permit price schedule.

RESOLUTION #2024-01-65

Authorizing the Solicitation of Expressions of Interest and Retainage of Foit Albert Associates, Architecture, Engineering, and Surveying, PC to Prepare a Funding Application for Johnny Cake Lane, and First Dyke Road Bridge

Moved by: Supervisor Clemens

Seconded by:

WHEREAS, the Town Supervisor solicited Expressions of Interest (EOI) to assist in preparing a funding applications for the replacement of the Johnny Cake Lane, and First Dyke Road Bridges under the Bridge NY Program; and

WHEREAS, a request for Expressions of Interest was published and responded to by Foit Albert Associates PC; and

WHEREAS, Foit albert Associates had responded to the EOI with a highly qualified and experienced team demonstrating a familiarity with the Bridge NY Program and detailed knowledge of the Johnny Cake Lane and First Dyke Road Bridges; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby authorizes the Town Supervisor award the project of preparing and submitting the Bridge NY Funding Application on behalf of the Town of Sand Lake to Foit Albert Associates PC.

AYES 3 – NAYS 0 ABSENT 1

RESOLUTION # 2024-01-66

Authorizing Budget Transfers and Amendments

Moved by: Councilman Glasser

Seconded by: Deputy Supervisor Nippes

Be It Resolved the following transfers are made to the 2024 Budget:

From	To	Amount
A 8010.1 Planning Personal	A 8010.4 Planning Contractual	\$25,000
A 1990.4 Contingency Contractual	A 1315.4 Comptroller Contractual	\$260

Budget Amendments Increase appropriation DA 522.5130.2 Machinery Equipment in the amount of \$582,000 by appropriating DA 599 Highway Fund Balance in the amount of \$582,000 due to funds received from December DPW Equipment Procurement Project Bond.

Increase appropriation DA 522.9785.6 Installment Purchase Principal in the amount of \$43,000 and increase appropriation DA 522.9785.7 Installment Purchase Interest in the amount of \$20,015 by appropriating DA 599 Highway Fund Balance in the amount of \$63,015 for 2024 DPW Equipment Procurement Project Bond Payments

AYES 3 – NAYS 0 ABSENT 1

RESOLUTION # 2024-01-67

EXTRACT OF MINUTES OF MEETING OF THE TOWN BOARD ADOPTING BOND RESOLUTION

At a meeting of the Town Board of the Town of Sand Lake, in the County of Rensselaer, in the State of New York on the 31st day of January, 2024:

Present: Supervisor Clemens, Deputy Supervisor Nippes and Councilman Glasser.

Absent: Councilman Krokos

Supervisor Clemens presented the following resolution and moved that it be adopted:

BOND RESOLUTION DATED JANUARY 31, 2024 OF THE TOWN BOARD OF THE TOWN OF SAND LAKE AUTHORIZING NOT TO EXCEED \$660,000 AGGREGATE PRINCIPAL AMOUNT OF SERIAL GENERAL OBLIGATION BONDS PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE A LED LIGHTING UPGRADE PROJECT THROUGHOUT THE TOWN, SAID AMOUNT TO BE OFFSET BY ANY POTENTIAL GRANTS RECEIVED, AT AN ESTIMATED MAXIMUM COST OF \$660,000, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all of the members of the Board) as follows:

Section 1. The Town shall acquire existing street lights throughout the Town from National Grid and acquire and install upgrades and improvements thereto, consisting of energy-efficient, light-emitting diodes (LED), including related equipment and accessories to achieve energy savings, at a maximum cost of \$660,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the “Bonds”) in the aggregate principal amount of not to exceed \$660,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution is the acquisition of existing street lights throughout the Town from National Grid and acquire and install upgrades and improvements thereto, consisting of energy-efficient, light-emitting diodes (LED), including related equipment and accessories to achieve energy savings (the “Purpose”).

Section 4. It is hereby determined and declared that (a) the maximum cost of said Purpose, as estimated by the Town Board, is \$660,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of said Purpose, and (c) the Town plans to finance the costs of said Purpose entirely from funds raised by the issuance of the Bonds and bond

anticipation notes hereinafter referred to and a potential grant from the New York State Power Authority.

Section 5. It is hereby determined that the Purpose is one of the class of objects or purposes described in Paragraph 35 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is fifteen (15) years. The proposed maturity of the Bonds authorized herein will be in excess of five (5) years.

Section 6. Subject to the provisions of the Local Finance Law, the power to further authorize the issuance of the Bonds and to authorize the issuance of bond anticipation notes issued in anticipation of the sale of the Bonds (including renewals thereof) and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer. The Supervisor is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 7. The faith and credit of the Town is hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property in the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable, to the extent the necessary funds are not provided from other sources.

Section 8. Pending the sale of Bonds herein authorized, the temporary use of funds from the Town's general fund, pursuant to the provisions of Section 165.10 of the New York Local Finance Law, is hereby authorized. This Resolution shall constitute the declaration of the Town's "official intent" to reimburse expenditures authorized by Section 1 with proceeds of the Bonds and notes, as required by United States Treasury Regulation Section 1.150-2.

Section 9. Based upon the record before it, including the general, specific and detailed knowledge of the Town Board of the proposed Project, and under the applicable standards of New York State Environmental Quality Review Act ("SEQRA") and 6 NYCRR Part 617.5, hereby determines that the Project is a Type II Action, and that no further action is required to satisfy the requirements of SEQRA.

Section 10. This resolution is adopted subject to a permissive referendum pursuant to Section 36.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

Section 11. When effective, a summary of this Resolution shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the official newspapers of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. Barclay Damon LLP is hereby appointed as bond counsel to the Town in connection with the issuance of the Bonds and bond anticipation notes authorized herein.

Section 13. This Resolution shall take effect upon the earlier of (a) the expiration of the time for filing a petition requesting that the issuance of the Bonds be submitted to referendum or (b) a positive vote upon the referendum authorizing the issuance of the Bonds.

The Motion having been duly seconded by Councilman Glasser, it was adopted and the following votes were cast:

AYES 3 – NAYS 0 ABSENT 1

There being no other business to come before the Board Supervisor Clemens made a motion to adjourn the meeting at 7:18 pm. It was seconded by Councilman Glasser and all were in favor – Motion Carried.