

**TOWN OF SAND LAKE  
TOWN BOARD MEETING  
June 12, 2024**

A Meeting of the Town Board of the Town of Sand Lake was held on June 12, 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**

**Councilwoman Mason**

**Town Attorney Danaher**

**Recording Secretary:** Barbara Hansen, Town Clerk

**OTHERS PRESENT:** Kevin Rifenburgh, Brian Hunt, Scott Blair, Bill Glasser, Joseph Malloy, R. Blair, Daryl Bart and Robin Van Brocklen

Supervisor Clemens made a motion to approve the Minutes of the May 29<sup>th</sup>, 2024 Town Board Workshop. It was seconded by Dep Supervisor Nippes and all were in favor, motion carried.

**Town Clerk's Report:**

Total Revenue, May 2024	\$14,286.75
NYS Ag & Markets	63.00
NYS DEC	497.07
NYS Dept of Health – Marriage	157.50
Paid to Town of Sand Lake	\$13,569.18

**Election:** Primary Election will be held June 25<sup>th</sup>, 2024. Districts 1,4,5,& 6 will vote at the Averill Park-Sand Lake Fire Department for this election only. If you normally vote in Taborton or at Town Hall you will be voting at AP-SL Fire Department. Districts 2 & 3 will vote at West Sand Lake Fire Department as usual.

**Dog Park:** We are hoping to get a Dog Park constructed on Eastern Union Turnpike near the walking trails. We've formed an Ad hoc committee and are trying to come up with ideas for fundraising. We plan to have a table set up at Kiwanis' Summerfest and are looking for volunteers. Please give me a call if you have any suggestions or would like to help. We hope to have a meeting in the near future and all interested parties are welcome.

**Supervisor's Clemens' Report:** Trails Committee Task Force: Will be holding a Public Forum Monday, July 15<sup>th</sup> at Algonquin Middle School Main Gymnasium, 5:00 – 8:00 pm. There will be conceptual plans prepared by the Engineers with some proposals for consideration. This is just a feasibility study at this point.

**Speed Limit Reduction:** DOT has approved our request to reduce the speed limit on Garner Road from 40mph to 30mph. It may take 60+/- days for DOT to update their system and put the reduction into effect.

Energy: We hired Siemens Energy to inspect all facilities the Town owns and report where improvement is possible to make our systems more efficient. Inspections will begin next week.  
 Capital Projects: Several large capital projects have been completed over the last 2 years e.g. Stop 13 Road Bridge and Sidewalk rehabilitation project and others. Some of the projects were completed more than two years ago and we are still waiting for reimbursement from DOT. We just received work from DOT that our final payments will be coming in the next few weeks, totaling approximately \$600,000. This opens the door for us to keep moving onto new projects.

**Deputy Supervisor Nippes' Report:** Butler Park Pickleball Court is coming along nicely. A special thank you to the Garden Club and Bill Glasser for landscaping around the monument at the entrance to the Park.

Seniors: Meet the 1<sup>st</sup> Thursday of the month at the Averill Park – Sand Lake Fire Department and they have several trips coming up.

**Councilman Glasser's Report:** Veterans have a BBQ this Saturday. Call the VFW post to order or check out their Facebook page.

Wreaths of America was very popular last year and we plan to start again July 1<sup>st</sup>. Again check out the Veterans of Sand Lake Facebook page for more information.

I will be speaking to the Sand Lake Seniors at their August 8<sup>th</sup> meeting.

Emergency Services: AP-SL FD breakfast sandwich fundraiser Saturday, June 23<sup>rd</sup>; WSL FD has BBQ June 27<sup>th</sup>; Taborton had their pizza night which was a huge success. Please support these groups, they work hard for the community.

**Councilman Krokos' Report:** SL Library Mural: The first phase of this project, painting of the sign, has been completed. The entrance to the Library is the next phase and will begin soon.

Beach: Will be opening June 29<sup>th</sup>. We have a full staff and passes can be obtained from the Town Clerk's Office.

Nopiates Committee: Overdose Awareness Day August 28<sup>th</sup>. There will be a procession starting at 6:00 pm from WSL Elementary to Butler Park.

**Councilwoman Mason:** SLCA – congratulations to the Art Center. They are the recipient of grant enabling them to bring quality, affordable art programs to the community. Thank you to our Senators and Assembly members for their assistance in obtaining the grant.

Sand Lake Historical Society: They are looking for new members to serve on their new museum committee. Please reach out to them if interested.

Community Events: Supervisor Clemens and I met with youth director, Erica Genung and we have 2 events planned. July 13<sup>th</sup>, 11:00 -2:00 there will be a Summer Funday at the Town Beach. Also on October 5<sup>th</sup> from 11:00 - 4:00 a Family Fall Festival at Butler Park. We hope to have food, entertainment and fun activities for the kids. More details to come.

**DPW: Commissioner Rifenburg:** Paving completed on Timberland and Rolling Ridge. Summit Drive is almost completed. Pickleball court is well underway.

**PUBLIC COMMENT:** Joe Molloy, Summit Drive. Thanked the highway department for the great job they did in his neighborhood.

Daryl Bart, resident and Burden Lake Association Member: She addressed the Board representing the Burden Lake Association. She stated they had their monthly meeting last night and she reported there was lengthy discussion regarding summer fundraising to handle water quality, the closure of Burden Lake Road over the dam coming into its third year and the project on 1<sup>st</sup> Dyke Road that was discussed last week. She stated the Trustees and senior officials of the Burden Lake Association (BLA) put together a letter that they asked her to read to the Board tonight since she advised them she would be attending tonight's meeting. She stated: On behalf of the BLA, this letter was written by Carl Michael, a resident of the 2<sup>nd</sup> Burden Lake and co-secretary of the BLA. She stated the letter was on behalf of the Board and 162 members of the BLA. The letter stated the mission of BLA is to keep the lake clean and safe, and addressed road safety and motorized water vessel activity they believe to be dangerous and unlawful. People are disregarding signage on 1<sup>st</sup> Dyke Road prohibiting launching of motorized boats and other vehicles such as jet skis, causing dangerous traffic issues. Since the BLA has no authority to police or regulate public activities along 1<sup>st</sup> Dyke Road, the BLA requests the Town of Sand Lake enforce actions to prevent launching of motorized vehicles. The BLA is also requesting the Town to install barriers in between guardrails to close gaps and prevent this activity. They thanked the Board for listening to their concerns and look forward to working with the Town to find solutions to these issues. (Signed) Carl Michael on behalf of the Burden Lake Board and membership. She also mentioned the BLA and BL Conservation Association plan to have several summer fundraisers partnering with Kay's Pizza to sell raffle tickets to help preserve their water quality. She noted 100% of funds raised go to water treatment, preventing invasive species and they coordinate with both lakes. She then asked the Board to support their fundraising efforts.

Rob Dressner: Regarding revisions to the Town Zoning Code: he suggested it would be helpful to have more clarification to the changes.

Supervisor Clemens said the Board was still reviewing comments from the Planning Board meeting.

There being no other Public Comment the Board moved to Business.

**BUSINESS:**

**RESOLUTION # 2024-06-124**

**Appointing Additional Town of Sand Lake Lifeguards and Beach Aides for the 2024 Beach Season**

**Moved by: Councilman Krokos**

**Seconded by: Supervisor Clemens**

**WHEREAS**, Lifeguards and Beach Aides are appointed annually by the Town Board in accordance with New York State Parks, Recreation, and Historic Preservation Guidelines; and

**WHEREAS**, Councilman Krokos solicited applications to fill these positions; and

**WHEREAS**, applications were received and reviewed, and interviews conducted by Councilman Krokos; now therefore be it

**RESOLVED**, that the Town Board of the Town of Sand Lake appoints the following additional Lifeguards and Beach Aides for the 2024 Beach Season subject to receipt of their Lifeguard and CPR Certification as applicable:

<b>NAME</b>	<b>POSITION</b>	<b>HOURLY RATE</b>
Luke Floge	Assistant Head Lifeguard	\$17.50
Meredith Gaylord	Beach Aide	\$15.00
Christopher Gallant	Beach Aide	\$15.00

**AYES 5 – NAYS 0 UNANIMOUS**

**RESOLUTION # 2024-06-125**

**Authorizing the Purchase of Stock Streetlight Materials**

**Moved by: Councilwoman Mason**

**Seconded by: Supervisor Clemens**

**WHEREAS**, the Town of Sand Lake is committed to maintaining and improving its public infrastructure, including the provision and upkeep of street lighting to ensure safety and visibility for its residents and visitors; and

**WHEREAS**, the Town of Sand Lake requires the purchase of stock street light materials to support the ongoing maintenance and replacement of its street lighting system; and

**WHEREAS**, in accordance with the Town of Sand Lake’s Procurement Policy, two quotes were secured for the necessary street light materials; and

**WHEREAS**, Thorpe Electric Supply provided the lowest responsible quote in the amount of Seven Thousand Four Hundred Seventy-Four Dollars (\$7,474.00); and

**WHEREAS**, the other quote was reviewed and it was determined that Thorpe Electric Supply met all specifications and requirements set forth by the Town for this purchase; now therefore be it

**RESOLVED**, that the Town Board of the Town of Sand Lake hereby authorizes the purchase of stock street light materials from Thorpe Electric Supply in the amount of Seven Thousand Four Hundred Seventy-Four Dollars (\$7,474.00).

**AYES 5 – NAYS 0 UNANIMOUS**

**RESOLUTION # 2024-06-126**

**A RESOLUTION TO APPROVE AS TO FORM PROPOSED LOCAL LAW NO. 4 OF 2024 ESTABLISHING A SCHOOL SPEED ZONE, AND SCHEDULING A PUBLIC HEARING THEREON**

**Moved by: Supervisor Clemens**

**Seconded by: Deputy Supervisor Nippes**

**WHEREAS**, the Town of Sand Lake is desirous of establishing a School Speed Zone as set forth in the attached Proposed Local Law; and

**WHEREAS**, the Town Board has reviewed proposed Local Law No. 4 of the year 2024, attached hereto; and

**WHEREAS**, such Local Law appears appropriate as to form and it appearing appropriate for a Public Hearing to be scheduled so as to consider public comments on such proposed Local Law.

**NOW, THEREFORE, BE IS RESOLVED**, that proposed Local Law No. 4 of the year 2024 is hereby approved as to form; and

**BE IT FURTHER RESOLVED**, that a Public Hearing will be held at 7:00 pm on June 26, 2024, at the Town Hall of the Town of Sand Lake located at 8428 NY Route 66, Averill Park, New York, 12018 so as to the allow the Town Board to hear Public Comment on proposed Local Law No. 4 of 2024; and

**BE IT FURTHER RESOLVED**, that the Town Clerk is hereby authorized and directed to issue appropriate Public Notice of the Public Hearing scheduled herein.

**AYES 5 – NAYS 0 UNANIMOUS**

## Local Law Filing

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### **Town of Sand Lake Local Law No. 4 of the year 2024**

#### **A local law establishing a School Speed Zone under the Municipal Code of the Town of Sand Lake.**

Be it enacted by the Town Board of the Town of Sand Lakes follows:

#### Section 1. Purpose and Intent

The purpose and intent of this Local Law is to promote the safety, health and welfare of school-aged children traveling to and from certain school buildings located within the Town of Sand Lake. Review of the existing law in this regard reveals certain inconsistencies as well as the omission of certain qualifying highways that should be included in a School Speed

Zone to ensure maximum safety of students who drive, walk and/or bicycle to and from the school facility.

## Section 2.Code Amendments

Section 243-8 shall be added to the current Town Municipal Code and shall be entitled "School Speed Zone" and shall read as follows:

### Section 243-8. School Speed Zone — Twenty Miles per Hour.

In accordance with the applicable provisions of the New York State Vehicle and Traffic Law, maximum school speed limits of 20 miles per hour are hereby established on days in which children are attending school between the hours of 7:00 am and 6:00 pm or a period when the beacons attached to the school zone speed limit sign are flashing and such sign is equipped with a notice that indicates that the school zone speed limit is in effect when such beacons are flashing, provided, however, that such beacons shall only flash during student activities at the school and up to thirty minutes immediately before and up to thirty minutes immediately after such student activities, pursuant to New York State Vehicle and Traffic Law Section 1180 (c), on the following designated highways and in the following designated areas on those highways:

- (a) Gettle Road from its intersection with Magnolia Drive to its intersection with High School Road.

## Section 3.Severability

The invalidity of any section, clause, sentence or provision of this local law shall not affect the validity of any other part of this local law which can be given effect without such invalid part or parts.

## Section 4.Effective Date

This local law shall take effect upon the filing of certified copies thereof with the Office of the Secretary of State in accordance with the Municipal Home Rule Law.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 2024 of the

Town of Sand Lake was duly passed by the Town Board of Sand Lake on \_\_\_\_\_ in (Name of Legislative Body) accordance with the applicable provisions of law.

2. (~~Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer.\*~~)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County) (City) (Town) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_, and was (approved)(not approved)(repassed after \_\_\_\_\_ (Name of Legislative Body) disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_ (Elective Chief Executive Officer\*) in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County) (City) (Town) (Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_, and was (approved)(not approved)(repassed after \_\_\_\_\_ (Name of Legislative Body) disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_. Such local law was \_\_\_\_\_ (Elective Chief Executive Officer\*) submitted to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_, 20\_\_\_\_, in accordance with the applicable provisions of law.

4. (~~Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.~~)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_, and (approved)(not approved)(repassed after \_\_\_\_\_ (Name of Legislative Body) disapproval) by the \_\_\_\_\_ on \_\_\_\_\_, 20\_\_\_\_. Such local law was subject \_\_\_\_\_ (Elective Chief Executive Officer\*) to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_, 20\_\_\_\_, in accordance with the applicable provisions of law.

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\*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or

village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_, \_\_\_\_\_, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_, 20\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

\_\_\_\_\_  
Town Clerk

(Seal)

Date: \_\_\_\_\_, 2024

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK  
COUNTY OF RENSSELAER

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



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Signature

Title: Town Counsel of the Town of Sand Lake

Date: \_\_\_\_\_ 2024

**RESOLUTION # 2024-06-127**

**Approval -2023 Annual Town Comptroller Audit- Town Supervisor, Receiver of Taxes, Town Clerk, Town Library**

**Moved by: Councilman Glasser**

**Seconded by: Supervisor Clemens**

**Whereas**, the Town Comptroller is required to complete an annual audit in accordance with Section 34 of Town Law of all Town Officials who handle cash; and

**Whereas**, the Town Comptroller has adopted audit procedures based on the Local Management Guide, Fiscal Oversight Responsibilities published by the State of New York Office of the State Comptroller (January, 2010) to be applied to the records of each Town Official; and

**Whereas**, the Town Comptroller has conducted and completed the 2023 audit related to the receiving and dispersing of moneys with no issues or matters to be reported for corrective action; now therefore

**Be it Resolved**, that the Town Board hereby accepts the 2023 Town Comptroller Audit of Town Officials- Supervisor, Tax Receiver, Town Clerk, Town Library, with the completed checklist, Comptroller's comments, suggestions and conclusions and directs the Town Comptroller to file a copy of the audits with the Town Clerk.

**AYES 5 – NAYS 0 UNANIMOUS**

**RESOLUTION # 2024-06-128**

**Approval -2023 Annual Town Comptroller Audit- Town Justices**

**Moved by: Councilman Glasser**

**Seconded by: Deputy Supervisor Nippes**

**Whereas**, the Town Comptroller is required to complete an annual audit in accordance with Section 2019-A of the Uniform Justice Court Act of all Town Justices; and

**Whereas**, the Town Comptroller has conducted and completed the 2023 audit related to the receiving and dispersing of moneys with no issues or matters to be reported for corrective action; now therefore

***Be it Resolved***, the Town Board hereby accepts the 2023 Town Comptroller Audit of Town Justices and directs the Town Comptroller to file a copy of the audit with the Town Clerk and the Uniform Justice Court.

**AYES 5 – NAYS 0 UNANIMOUS**

**BRIDGE NY RESOLUTION BY MUNICIPALITY  
(Bridge Project)  
RESOLUTION NUMBER: 2024-06-129**

**Moved by: Supervisor Clemens (as printed)**  
**Seconded by: Deputy Supervisor Nippes**

**Authorizing the implementation and funding in the first instance of 100% of the costs of a transportation project, which may be eligible for federal-aid and/or state-aid, or reimbursement from Bridge NY funds.**

WHEREAS, a project for the Bridge NY, BIN 2201960, Stop 13 Road over Wynants Kill, Town of Sand Lake, P.I.N. 1761.24 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-federal funds; and

WHEREAS, the Town of Sand Lake will design, let and construct the Project: and

WHEREAS, the Town of Sand Lake desires to advance the Project by making a commitment of 100% of the costs of the work for the Project or portions thereof.

NOW, THEREFORE, the Town Board, duly convened does hereby

RESOLVE, that the Town Board hereby approves the above-subject Project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of Sand Lake to pay 100% of the cost of Design, ROW Incidentals and Acquisition, and construction/CI work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds; and it is further

RESOLVED, that the sum of \$1,483,129.00 has previously been appropriated pursuant to Resolution #2019-08-79 "Approval to Create Capital Project – Stop 13 Road Bridge Replacement" in August 2019 and Resolution 2020-08-70 "Approval to Appropriate Additional Funds – Stop 13 Bridge Replacement" in August 2020 and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the additional sum of \$1,219,800.00 has previously been appropriated pursuant to Resolution 2021-12-80 and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that the Town Board hereby agrees that the Town of Sand Lake shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the Town of Sand Lake; and it is further

RESOLVED, that in the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Town Board of the Town Sand Lake shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, that Town of Sand Lake hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Supervisor of the Town Board of the Town of Sand Lake be and is hereby authorized to execute on behalf of the Town of Sand Lake all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Town of Sand Lake's funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

**AYES 5 – NAYS 0                      UNANIMOUS**

**RESOLUTION # 2024-06-130**

**Budget Transfers/Amendments**

**Moved by: Councilman Krokos (as printed)**

**Seconded by: Supervisor Clemens**

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

<b>From</b>	<b>To</b>	<b>Amount</b>
A 3510.1	A 3510.4	\$3,000
Control of Dogs Personal	Control of Dogs Contractual	
A 1990.4	A 7140.4	\$3,000
Contingency Contractual	Playground & Recreation Contractual	
A 1220.1	A 1420.4	\$2,500
Supervisor Personal	Attorney Contractual	

**Budget Amendments**

Increase appropriation A 522.7140.4 Playground & Rec Facility Contractual in the amount of \$8,000.00 by appropriating the General Fund Fund Balance A 599 in the amount of \$8,000.00 for the construction of the Pickleball court.

**AYES 5 – NAYS 0                      UNANIMOUS**

There being no other business to come before the Board Supervisor Clemens made a motion to adjourn the meeting at 7:27 pm. Seconded by Dep Supervisor Nippes, all were in favor the motion carried.

