

TOWN OF SAND LAKE
Town Workshop Meeting
May 29, 2024

A Town Workshop Meeting of the Town of Sand Lake was held on May 29, 2024, at the Sand Lake Town Hall.

CALL TO ORDER: Supervisor Clemens opened the meeting at 7:00 pm

After the Pledge of Allegiance, the following answered roll call:

PRESENT: Supervisor Clemens
 Deputy Supervisor S. Nippes
 Councilman Krokos
 Councilman P. Glasser
 Councilwoman K. Mason
 Town Attorney Danaher
 Also in attendance: Special Counsel Philip Dixon

RECORDING SECRETARY: Barbara Hansen, Deputy Town Clerk

OTHERS PRESENT per sign in sheet: Bill Glasser, Tom Cetrino, Justin Hillman, William Hoffay, Scott Blair, Carl Markesun, B&D Hunt, Robert & Elaine Dickinson, M.E. Trumbull, Chuck and Robin Kimberling, Earl Dakin, Karol and Mike O’Sullivan, Valorie Falco, Jennifer Olsen, Roy Jacobson, Ed Patanian, Erin Walsh, Andrew Karl, Sarah Jones, Dawn Hunt, Daryl Bart, Garrett DeGraff, Peter Schaefer, John Sniezyk, Joseph F. and Dana Molloy, Pat & Rich Riedel, Monica Ryan, Rob Dressner and others not listed on the sign in sheet.

Prior to opening the Public Hearing on Proposed Local Law #3 of 2024 to “Update the Zoning Code of the Town of Sand Lake” Supervisor Clemens explained the rationale for the update since a number of inconsistencies and need for clarification of terms has been found to exist in the Code since the last update done in 2017. He then opened the Public Hearing at 7:02 pm.

PUBLIC HEARING: A Public Hearing on Proposed Local Law #3 of 2024, Update to the Zoning Code of the Town of Sand Lake was scheduled at the last Town Board meeting for April 29, 2024 and duly noticed in the Troy Record on May 22, 2024. Supervisor Clemens asked if anyone was opposed to the proposed law. Several residents spoke with concerns and voiced opposition: Daryl Bart submitted a Petition in opposition signed with 173 signatures, Garrett DeGraff submitted a letter outlining his objections to various aspects of the law, Tom Cetrino submitted MIT’s paper “Environmental Risks of Mining” on behalf of Carolyn Wojtowicz, who could not attend the meeting. Robert Malik, Karol O’Sullivan, Rob Dressner. Joe Malloy and Justin Hillman also spoke in opposition. Ed Patanian, who served on the Zoning Committee that wrote the current Zoning Code, and also served on two different Comprehensive Plan Committees and the Mining Committee, spoke. He believes Planning and Zoning should be the forerunner on this issue and that the disbanded Mining Committee should be re-formed since mining is a specialized industry and a unique knowledge is needed to address it properly.

Supervisor Clemens then asked two more times if anyone else wished to speak in opposition. Since no one approached the podium he asked anyone in favor to come forward.

Scott Blair, a member of the Zoning Board, gave a short history of mining in the Town. He is in favor of removing the berms and wants to see reclamation begin per DEC guidelines. Earl Dakin posed the idea that the Town should get some benefit from the mining industry in return for inconvenience of the process. Brian Hunt gave the history of the Town mine on Springer Road which was the Town landfill prior to the mining operation.

Since no one else came forward to speak, Supervisor Clemens made a motion to close the Public Hearing at 7:54 p.m. It was seconded by Deputy Supervisor Nippes and all were in favor. Motion carried. Supervisor Clemens then called a brief recess. He re-opened the meeting at approximately 8:03 pm.

A motion was made by Supervisor Clemens to approve the Minutes of the May 8th, 2024 Town Board Meeting, seconded by Deputy Supervisor Nippes. All in favor, motion carried.

Town Clerk's Report: Summer Camp is full. Registration is closed. They have a number of exciting projects and field trips scheduled.

Beach Passes are available. Free to Sand Lake residents (proof of residency required). We are offering passes to residents of surrounding Towns for a fee of \$50.00 for the season. The Beach is scheduled to open June 29th.

Reminder: Primary Day is June 25th. Correction: Districts 1,4,5 & 6 will vote at Averill Park-Sand Lake Fire Department. Residents who normally vote in Taborton or at Town Hall will vote at AP-SL F.D for this Primary election only. Districts 2 & 3 will vote at West Sand Lake Fire Department as usual.

Supervisor Clemens' Report: Thanked everyone for coming in to express opinions at the Public Hearing. The Public Hearing has been posted on our website since the May 8th meeting and was duly posted in the Troy Record on May 22nd. He has been working with Attorneys Danaher and Dixon to address inconsistencies in the Zoning Code.

First Dyke Road: DOT gave a Red Flag Report on the bridge noting the outside girders are in need of immediate repair and which required reducing it to one lane. Our Town Engineer, Wayne Bonesteel, is working on a temporary remediation plan. We will then work on finding a path to replacement of the bridge. We did apply for a Bridge New York grant in January, but the bridge did not score high enough to qualify. We are exploring various other options.

Deputy Supervisor Nippes' Report: The Sand Lake Garden Club is re-landscaping the area around the monument at Butler Park.

Councilman Glasser: No report.

Councilman Krokos' Report: As noted Beach is opening June 29th.

Councilwoman Mason Report: SL Historical Society had their 50th anniversary Gala at Old Daley on Crooked Lake. It was a great event and was well attended.

Highway: DPW Commissioner Rifenburgh could not attend tonight's meeting but reported some paving has been done on Timberland Drive and hopes to get a jump start on several other paving projects scheduled for this year.

PUBLIC COMMENT:

Daryl Bart complimented the Memorial Day Service at Veterans' Park.

Ed Patanian questioned sewer rates and believes there are inequities in the billing process and it should be examined for possible updating.

BUSINESS:

RESOLUTION # 2024-05-114

Approving Kiwanis use of Butler Park for Summerfest 2024

Moved by: Supervisor Clemens

Seconded by: Deputy Supervisor Nippes

WHEREAS, the Kiwanis Club of Sand Lake is an integral part of the fabric of the Town of Sand Lake; and

WHEREAS, the group has requested the use of Butler Park for the annual Sand Lake Summerfest on August 2nd through August 4th 2024; and

WHEREAS, the Kiwanis Club of Sand Lake has requested that the Town waive the fees associated with the use of Butler Park for Summerfest; now therefore be it

RESOLVED, that the Sand Lake Town Board hereby waives the fees for the Kiwanis Club of Sand Lake's use of Butler Park for the 2024 Summerfest; and be it further

RESOLVED, that prior to the start of usage, the Kiwanis Club of Sand Lake is required to submit proof of liability insurance to the Office of the Town Clerk.

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-115

A RESOLUTION AUTHORIZING THE USE OF THE TOWN OF SAND LAKE CONVENIENCE FACILITY BY RESIDENTS OF THE TOWN OF POESTENKILL AND AUTHORIZING THE SALE OF CONVENIENCE FACILITY PERMITS TO POESTENKILL RESIDENTS

Moved by: Councilman Glasser

Seconded by: Supervisor Clemens

WHEREAS, the Town of Sand Lake operates a convenience facility for the benefit of its residents; and

WHEREAS, the Town of Poestenkill has expressed interest in allowing its residents to utilize Sand Lake's convenience facility; and

WHEREAS, the Town Board of Sand Lake recognizes the mutual benefit and convenience of allowing Poestenkill residents access to the Sand Lake convenience facility; and

WHEREAS, the Town Board of Sand Lake has determined that a fee of \$50 per year per permit is fair and reasonable to cover the costs associated with the use of the facility by non-residents; now therefore be it;

RESOLVED, that the Town Board of the Town of Sand Lake hereby authorizes the Town Clerk sell convenience facility permits to Poestenkill residents. Permits shall be valid during the calendar year of issuance. Poestenkill residents utilizing the facility shall adhere to all rules, regulations, and policies applicable to Sand Lake residents. This resolution shall take effect immediately upon its adoption.

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-116
Adjusting the Convenience Facilities Fee Schedule
Moved by: Councilman Glasser
Seconded by: Supervisor Clemens

WHEREAS, the Town’s Convenience Facility has seen an increase in usage for certain items; and

WHEREAS, the fees collected for certain items no longer covers the disposal cost to the Town of Sand Lake; and

WHEREAS, the Town of Sand Lake is contracting with a NYS DEC approved electronics recycling vendor which requires electronics to be disposed of at no charge by residents at municipal convenience facility; and

WHEREAS, the Town Board of The Town of Sand Lake worked with the aide to the convenience facility to create an updated fee schedule to cover the increased cost of disposal and comply with DEC Electronics waste regulations; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake be authorized to adjust the fee schedule for the following items at the convenience facility effective June 1st, 2024:

AYES 5 – NAYS 0 UNANIMOUS

Item	Previous Price 1/1-5/31	New Price 6/1/2024
Tire W/O Rim 13"-16"	\$ 4.00	\$ 6.00
Tire W/O Rim 17"-19"	\$ 5.00	\$ 6.00
Truck Tire 20-24"	\$ 15.00	\$ 18.00
With Rim Car & LT	\$ 7.00	\$ 10.00
TV	\$ 20.00	\$ -
CRT/Monitor	\$ 20.00	\$ -
Computer/Tower	\$ 10.00	\$ -

RESOLUTION # 2024-05-117**Authorizing Electronics Recycling Contract with EWASTE+****Moved by: Councilwoman Mason****Seconded by: Councilman Glasser**

WHEREAS, the Town of Sand Lake recognizes the importance of proper disposal and recycling of electronic waste to protect the environment and comply with New York State Department of Environmental Conservation (NYS DEC) regulations; and

WHEREAS, EWASTE+ is a NYS DEC approved vendor specializing in the safe and efficient recycling of electronic waste; and

WHEREAS, the Town of Sand Lake seeks to enter into a contract with EWASTE+ to provide electronics recycling services to the residents of Sand Lake; now therefore be it

RESOLVED, that the Town Board of the Town of Sand Lake hereby authorizes the Town Supervisor to execute a contract with EWASTE+ for the provision of electronics recycling services subject to approval as to form by the Town Attorney.

AYES 5 – NAYS 0 UNANIMOUS**RESOLUTION #2024-05-118****Moved by: Councilwoman Mason****Seconded by: Deputy Supervisor Nippes**

BE IT RESOLVED, that the Town Board of the Town of Sand Lake appoints the following staff for the 2024 Summer Camp Session:

NAME	POSITION	HOURLY RATE
Emma Parker	Assistant Director	\$20.00
Abe Weatherwax	Camp Counselor	\$15.00
Izzy Niver	Camp Counselor	\$15.00
Johnny Pember	Camp Counselor	\$15.00
Kaelin Pogue	Camp Counselor	\$15.00
Mackenzie Sheldrink	Camp Counselor	\$15.00
Mia Danford	Camp Counselor	\$15.00
Ciara Pogue	Camp Counselor	\$15.00
Meghan Rivers	Camp Counselor	\$15.00
Payton McCue	Camp Counselor	\$15.00
Riley O'Connell	Camp Counselor	\$15.00
Roscoe Carroll	Camp Counselor	\$15.00
Satchel Carroll	Camp Counselor	\$15.00
Tommy Galvin	Camp Counselor	\$15.00
Payton Stavrou	Camp Counselor	\$15.00
Rory McCue	Camp Counselor	\$15.00

Hannah Mitchell	Camp Counselor	\$15.00
Dan McAlonie	Camp Counselor	\$15.00
Christopher Gallant	Camp Counselor	\$15.00
Marlee Cook	Camp Counselor	\$15.00
Merrick Nalewajka	Camp Counselor	\$15.00

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-119

Appointing 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 on April 25th by Councilman Krokos; now therefore be it

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

NAME	POSITION	HOURLY RATE
Michael Sullivan	Head Lifeguard	\$17.50
Nicholas Carbone	Returning Lifeguard	\$16.50
Vincent Ring	Returning Lifeguard	\$16.50
Brenna Sambrook	Returning Lifeguard	\$16.50
Brodie Smith	Returning Lifeguard	\$16.50
Ellen Antolick	Lifeguard	\$16.00
Ethan Floge	Lifeguard	\$16.00
Colin Browe	Lifeguard	\$16.00
Chris Pageau	Lifeguard	\$16.00
Tucker Whitbeck	Returning Beach Aide	\$15.25
Liz Carbone	Returning Beach Aide	\$15.25
Tyler Cox	Returning Beach Aide	\$15.25
Justin Matthews	Beach Aide	\$15.00
Shawn Ratigan	Beach Aide	\$15.00
Ian Joseph	Beach Aide	\$15.00
Aidan Wallen	Beach Aide	\$15.00

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-120
Budget Transfers/Amendments
Moved by: Supervisor Clemens
Seconded by: Deputy Supervisor Nippes

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

From	To	Amount
None at this time.		

Budget Amendments

Increase appropriation A 6510.4955 Veterans Banners in the amount of \$3,375.00 by increasing revenue A 2770.9955 Unclassified Revenue in the amount of \$3,375.00 for the Military Banners Program.

Increase appropriation H023 5182.2 Street Lighting Capital Outlay in the amount of \$660,000 by appropriating H023 599 LED Lighting Upgrade Capital Project Fund Balance in the amount of \$660,000 from funds received from LED Lighting Upgrade Bond.

Increase appropriation A 522.7140.4 Playground & Rec Facility Contractual in the amount of \$5,000.00 by appropriating the Board Designated Park Improvement Account A 895 in the amount of \$5,000.00 for the install of stone veneer on the Butler Park stage columns.

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-121

Amending the Highway Permanent Improvements Budget-Department of Public Work
Moved by: Supervisor Clemens
Seconded by: Deputy Supervisor Nippes

WHEREAS, Highway Fund Estimated Revenue DA 3501, CHIPs State Aid in the 2024 Highway Fund Estimated Revenue reflects an amount of \$166,243.00; and

WHEREAS, the actual revenue from the combined total of Capital Highway Improvement Program (CHIPs), Extreme Winter Recovery (EWR); PAVE-NY, and Pave Our Pothole (POP) Programs totals \$382,327.86, the sum difference being \$216,084.86; now therefore be it

RESOLVED, the Town of Sand Lake 2024 Town Budget is amended as follows:
 Amend Highway Fund Revenue Line DA 3501 - CHIP's State Aid to reflect the amount of \$382,327.86. Amend Highway Fund Appropriation DA 5112.2-Permanent Improvements, to reflect the amount of \$382,327.86.

AYES 5 – NAYS 0 UNANIMOUS

RESOLUTION # 2024-05-122**Authorizing Agreement with Kevin J. McGrath Land Surveying****Moved by:**

WHEREAS, the Town of Sand Lake desires to have a professional land survey conducted at the Town Beach on Reichards Lake to mark out the location of the parking lot; and

WHEREAS, Kevin J. McGrath Land Surveying has provided a proposal to perform the necessary surveying work for a fee of \$1,500; now therefore be it

RESOLVED, that the Town Supervisor is hereby authorized to execute an agreement with Kevin J. McGrath Land Surveying in the amount of \$1,500 to perform surveying work at the Town Beach on Reichards Lake subject to approval as to form by the Town Attorney.

AYES 5 – NAYS 0 UNANIMOUS**RESOLUTION # 2024-05-123****Authorizing Paving Projects for the 2024 Construction Season - Department of Public Works****Moved by: Supervisor Clemens****Seconded by: Deputy Supervisor Nippes**

WHEREAS, in accordance with Town procurement policy and General Municipal Law, all public works projects in excess of \$35,000 require Town Board approval; and

WHEREAS, the Rensselaer County Bid for Conventional Asphalt Paving was awarded on April 1st, 2023 until December 31, 2023 and was extended until December 31, 2024, and the results of the bid were made available to municipalities and school districts in the State of New York; and

WHEREAS, the Commissioner of Public Works has reviewed the needs of the Town and determined that as many of the following pavement preservation projects as possible will be completed this season subject to available funding; and

ROAD NAME	PROCESS	ESTIMATED COST	FUNDING SOURCE
Rolling Ridge Dr	2" Overlay Hot Mix Asphalt w/ Wing Gutters	\$47,801.50	DA5112.2 Permanent Improvements Contractual
Timberland Dr	2" Overlay Hot Mix Asphalt w/ Wing Gutters	\$81,147.05	DA5112.2 Permanent Improvements Contractual

First Dyke Rd	Mill & Fill, 2” Overlay Hot Mix Asphalt	\$134,897.84	DA5112.2 Permanent Improvements Contractual
Loon Creek Ln	Mill & Fill, 2” Overlay Hot Mix Asphalt	\$44,563.80	DA5112.2 Permanent Improvements Contractual
Thais Rd (From Bridge at Springer Rd to Rt 43)	Mill & Fill, 2” Overlay Hot Mix Asphalt	\$91,225.28	DA5112.2 Permanent Improvements Contractual & DA5110.4
Methodist Farm	Chip Seal Hot Mix	\$61,897.00	DB5110.4 General Repairs Contractual

RESOLVED, that the Commissioner of Public Works is hereby authorized to approve paving expenses not to exceed \$461,532.47 for paving of the abovementioned roads, of which \$382,327.86 from CHIPS State Aid DA 5112.2, and \$79,204.61 from General Repairs DA 5110.4

There being no other business to come before the Board Supervisor Clemens made a motion to adjourn the meeting at 8:23 pm. It was seconded by Deputy Supervisor Nippes. All were in favor and the motion passed unanimously.

