

**TOWN OF SAND LAKE TOWN BOARD MEETING
MAY 10, 2017**

A meeting of the Sand Lake Town Board was held on May 10, 2017 at 7:30 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilwoman Kronau
Councilman Turner
Councilwoman Glasser
Councilman Beebie
Supervisor Fasoldt
Town Attorney Scott Ely

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: , Bill Glasser, Fred Erickson, Ed Knapp, Scott Blair, Brian Hunt, Stuart Nippes, Chris Morton, Lorie & Ken Schulz, Lee Smith, Karol & Michael O'Sullivan, Barbara & Paul Counterman, Bob Dragonetti, Adam Stewart, Tom Carroll, Leslie Carroll, Fiona Carroll, Jan Colabelli, Jim Colabelli, Barbara Martinage, Rusty Blair, William Kely, Bob & Christy Carton, K Mason, Jack Rifenburg, Lewis Oliver, Sheila Mahar, Peter Sanzen, Tom Cetrino, John Macri, Dan Holser, Paul Glasser Jr., Dawn Hunt Bucci, Amy Ferguson, Nancy Fischer, Bill Hoffay, Linda Mandel Clemente, Tom Hatcher and others.

CALL TO ORDER

Supervisor Fasoldt opened the Town Board meeting at 7:30 pm.

APPROVAL OF MINUTES –

Supervisor Fasoldt moved to approve the minutes of April 12, 2017 Town Board Meeting. This was seconded by Councilman Beebie. Councilwoman Kronau abstained.

MOTION CARRIED = UNANIMOUS

Supervisor Fasoldt moved to approve the minutes of April 26 ,2017 Workshop Meeting. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS: TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor for April 2017 \$10,655.35
- Money paid to NYS Ag & Markets for spay/neuter program \$83.00
- Money paid to NYS Health Dept. for Marriage Licenses \$45.00
- Money paid to NYS Conservation for April 2017 \$951.40

This year my office will be involved with Census for 2020. This is extremely important to every town to do it correctly and timely. The more involved we are the better chances of any monies that may become available for the town. I have scheduled next Wed, May 17, 2017 from 10:30 to 12:30 for training here at Sand Lake for use from the state to have its first training site. This will be a site for all to come from all towns around us.

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Reminder to all dog owners that all dogs that live in the town must be licensed, this is renewable every year. Spayed and neutered dogs are \$8 and others are \$11. Also, this is a state law and the town does have a leash law. For further information check the town's web site.

From the Passport Office. Due to the increased number of passports that are being processed this year it is now necessary for groups of 5 or more to make appointments. Please call to arrange a time.

The Town Historian Bob Moore will be featured in an article in the Washington Post with regard to the unsolved mystery of the death of Hazel Drew who died here in Sand Lake. The Historical Society is selling T-shirts with Who Killed Hazel Drew on them for \$12. Any questions you can call Bob at 518-674-2026.

If you have any questions, concerns please feel free to contact me at 518-674-2026 ext 22 or my home at 518-674-5721.

SUPERVISOR'S REPORT:

- Increase in the fund balance.
- Update on Grants.

COMMITTEE REPORTS:

YOUTH – Lindsay Marshall – On file in the Town Clerk's Office . Given by Councilwoman Kronau.

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

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

Fred Erickson – Planning oversight committee – On file in the Town Clerk's Office.

ENGINEER - Lindsay Kestner – None at this time.

BOARD MEMBERS REPORTS:

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

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

PLANNING OVERSIGHT/LINKAGE STUDY – Given by Fred Erickson

CABLE – –None at this time.

PLANNING & ECONOMIC DEVELOPMENT – Steve Beebie– On file in the Town Clerk's Office.

PHYSICAL FACILITIES – Ray Turner– On file in the Town Clerk's Office. Read by Supervisor

INTERNAL CONTROL – Ray Turner – On file in the Town Clerk's Office. Read by Supervisor

PARKS AND RECREATION –Ray Turner - None at this time.

BEACH – Ray Turner– None at this time.

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

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

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SENIORS/SENIOR VAN – Steve Beebie– On file in the Town Clerk’s Office.

ART, HISTORY & CULTURE- Christine Kronau – On file in the Town Clerk’s Office.

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

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

DISASTER PREPAREDNESS/EMERGENCY SERVICES- Barbara Glasser – On file in the Town Clerk’s Office.

COMMUNITY SUBSTANCE ABUSE AWARENESS – Barbara Glasser – On file in the Town Clerk’s Office.

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

STREET LIGHTS –Ray Turner – On file in the Town Clerk’s Office

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

CONVENIENCE FACILITY – Ray Turner– On file in the Town Clerk’s Office.

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

COMMENTS FROM RESIDENTS:

- Chris Morton
- Adam Stewart
- Dan Holser
- Lewis Oliver
- Anthony Valenti
- William Hoffay
- Linda Clemente
- Bob Dragnetti
- Tom Carroll & Fiona
- Laurie Schultz
- Tom Catrena
- Steve Valenti
- Brian Hunt
- Scott Blair

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

PRESENTATION:

Draft MS4 Annual Report – Supervisor Fasoldt - Due July 1, 2017

RESOLUTION#2017-05-28

Approval – SEQRA Determination – Proposed Local Law of 2017 – Chapter 250 Zoning Code

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

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WHEREAS, the Town of Sand Lake has proposed the adoption of a Local Law to update Chapter 250, Zoning, of the Town of Sand Lake Code including the updated Zoning Map, repeal Chapter 210 and amend Chapters 190 and 225 of the Town Code which reference Chapter 250; and

WHEREAS, the proposed local law updating the Zoning Code is necessary for the Town's zoning to be in conformance with the Town's Comprehensive Plan and to implement the many goals, objectives and specific recommendations within the Comprehensive Plan. The Town of Sand Lake Comprehensive Plan sets forth policy recommendations pertaining to Future Land Use; Hamlet Centers; Rural Character, Open Space, and the Environment; Economic, Housing, and Community Sustainability; and Infrastructure and Community Services within the Town; and

WHEREAS, this is a Type I Action subject to environmental review under the provisions of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Sand Lake Town Board has the responsibility for funding, drafting, and approving a local law updating the Zoning Code; and

WHEREAS, the Sand Lake Town Board, did, on February 8, 2017 declare itself lead agency for the environmental review of the proposed local law; and

WHEREAS, the Sand Lake Town Board, as Lead Agency for the purpose of environmental review, has reviewed the Full Environmental Assessment Form to be satisfactory with respect to its scope, content, and adequacy; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, the Town of Sand Lake has undertaken an extensive review of the potential environmental impacts associated with this Project; and

WHEREAS, the Town of Sand Lake has prepared an Evaluation of the Magnitude and Importance of Project Impacts and Determination of Significance setting forth the reasons why this Project will not have a significant impact on the environment and, upon its review along with documents in support of same, the Town Board now desires to make its determination of significance with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD MEMBERS OF THE TOWN OF SAND LAKE AS FOLLOWS:

RESOLVED, that based upon an examination of the Full Environmental Assessment Form Part 1 and 2 as reviewed against the criteria set forth in Section 617.7(c) of Title 6 of the New York Code of Rules and Regulations, the Town Board accepts and confirms the findings in the Part 3 Evaluation of the Magnitude and Importance of Project Impacts; and be it further

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RESOLVED, it is the Town Board's opinion and determination that no aspect of this Project will have a significant impact on the environment and therefore a full environmental impact statement with respect to this Project will not be required; and be it further

RESOLVED, that the project will have no significant impact on the environment, the Town Board hereby issues a Negative Declaration; and be it further

RESOLVED that the Supervisor is hereby authorized and directed to file a copy of the Negative Declaration in the Office of the Supervisor and the Clerk is hereby authorized to publish the Negative Declaration in the New York Department of Environmental Conservation Environmental Notice Bulletin ("ENB").

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-29

Adoption – Proposed Local Law of 2017 – Chapter 250 Zoning Code of the Town of Sand Lake

Supervisor Fasoldt moved and Councilman Turner seconded the following resolution:

WHEREAS, on or about January of 2005, the Sand Lake Town Board determined to update its Comprehensive Plan; and

WHEREAS, on June 14, 2006, the Board adopted two resolutions, the first being Resolution 87-06 which adopted a Findings Statement pursuant to SEQRA and the second being Resolution 88-06, which adopted the Comprehensive Plan; and

WHEREAS, one of the goals of the Comprehensive Plan was a revision of the Town's zoning code in such a manner as to implement the Comprehensive Plan; and

WHEREAS, a public presentation was held on January 17, 2017 to review the draft Zoning Code and Zoning Map; and

WHEREAS, the Town Board introduced a new Chapter 250, Zoning (hereafter "Zoning Code"), Zoning Map and amendments to Chapter 190, Right-to-Farm and Chapter 225 Subdivision of Land (hereafter "amendments") on February 8, 2017; and

WHEREAS, the Town Board referred the proposed Zoning Code, Zoning Map and related Amendments to the Town of Sand Lake Planning Board on February 8, 2017 and the Planning Board provided the Town Board with a positive recommendation on March 6, 2017; and

WHEREAS, the Zoning Map establishes six zoning districts and three overlays the purposes of which are described in the Zoning Code; and

WHEREAS, the Town Board referred the proposed Zoning Code, Zoning Map and related Amendments to all adjacent communities and Rensselaer County Economic Development

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and Planning Department for review pursuant General Municipal Law Section 239-m on February 8, 2017; and

WHEREAS, the Town Board received a determination from Rensselaer County that local consideration shall prevail on March 3, 2017; and

WHEREAS, a public hearing was held on March 21, 2017 and duly noticed in accordance with State and local laws; and

WHEREAS, the Town Board was provided a Full Environmental Assessment Form at its Workshop Meeting on April 26, 2017; and

WHEREAS, the Town Board carefully reviewed the Full Environmental Assessment Form and has determined that this action will have no significant adverse impact on the environment and a Negative Declaration was issued at a Town Board Meeting on May 10, 2017; and

IT IS HEREBY RESOLVED AS FOLLOWS:

- 1) That the proposed Local Law is adopted; and
- 2) That the Town Clerk certify a copy of Local Law and enter it into the minutes of the and said minutes shall reflect the adoption of the updated Zoning Map and the Clerk shall maintain the Zoning Map and make it available for public inspection; also the Clerk shall publish a summary of the Zoning Code including the title announcing its adoption and its availability in the Clerk's office for inspection;
- 3) That the Town Attorney is directed to file this Local Law with the Department of State.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-30

Authorization – CT Male - Annual Reclamation Report – Town Mine Springer Road

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, on May 20, 2014 the New York State Department of Environmental Conservation issued a renewal permit under the Environmental Conservation Law to the Town of Sand Lake for the Town's mine on Springer Road; and,

Whereas, this area is to be reclaimed in accordance with the approved Mine Land Use Plan and Reclamation Plan; and,

Whereas, a special condition of the permit requires the Town of Sand Lake submit an annual Reclamation Progress Report, including plans and narrative, to the New York State Department of Environmental Conservation Region 4 Mined Land Reclamation Specialist; now therefore,

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Be it Resolved, the Town Board hereby authorizes the Supervisor, upon review of Counsel, to enter into an agreement with CT Male Associates related to documentation and field review in preparation of a 2017 annual report for a fee not to exceed \$2,500.00.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-31

Authorization – Purchase of a 2018 International Tandem Truck

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

Be it Resolved, that the Town Board of the Town of Sand Lake hereby authorizes the Supervisor, upon the recommendation of the Commissioner of Public Works/Highway Superintendent, to purchase a 2018 International Tandem Model 7600 Heavy Duty Tandem Axle Truck with dump body, plow and wing and all necessary hydraulics, attachments and auto chains for a cost not to exceed \$203,338.00 from Delurey Sales and Service Inc.

ADOPTED = AYES 5 NAYS

RESOLUTION#2017-05-32

Declare – Surplus Highway Department Equipment

Supervisor Fasoldt moved and Councilman Turner seconded the following resolution:

Be it Resolved, that pursuant to Section 142.5 of Highway Law, the Commissioner of Public Works/Highway Superintendent is hereby authorized to declare the following equipment surplus and sell or exchange such equipment:

- . **1993 International Tandem Vin #1HTGGC6T4PH16292**
- . **2005 Chevrolet Pickup Vin # 1GCHK24G35E288333 with Fisher Plow 9 Foot Minute Mount 2; with Air Plow Sander Gas/Stainless - Serial #18104(Pickup)**
- . **1995 8 Foot Stainless Sander Zwack Z85 Hydraulic Serial #98044**
- . **2001 10 Foot Stainless Sander Zwack Z510HS Hydraulic Serial # Z2058**
- . **2005 Fisher Minute Mount 2 9 Foot Plow for Chevrolet**

Be it Further Resolved, that the Commissioner of Public Works/Highway Superintendent is authorized to apply any proceeds from the sale of surplus equipment toward the purchase of machinery, tools and/or other highway equipment.

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-33

Board Designated Accounts — Sidewalk Enhancement Project

Supervisor Fasoldt moved and Councilwoman Glasser seconded the following resolution:

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Whereas, the Town of Sand Lake recognized the need for long-term planning and proper administration of town funds and accounts; and

Whereas, pursuant to the regulations of the New York State Comptroller, the Town Board established a Board Designated Sidewalk Enhancement Project Account to assist in maintaining the integrity of accounts while avoiding unnecessary borrowing and/or tax increases; and

Whereas, the Town Board has determined that the following expenditures can be anticipated and are a town priority; now therefore,

Be it Resolved, that the following Board Designated Sidewalk Enhancement Project Account be supported with 2016 surplus funds in the amount of:

Sidewalk Enhancement Project - \$75,000

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-34

Board Designated Accounts —Park Improvements

Supervisor Fasoldt moved and Councilman Turner seconded the following resolution:

Whereas, the Town of Sand Lake recognizes the need for long-term planning and proper administration of town funds and accounts; and

Whereas, pursuant to the regulations of the New York State Comptroller, Town Boards are able to establish Board Designated Accounts to effectively manage fund balance and provide Town Boards with a financial guide to assist in maintaining the integrity of accounts while avoiding unnecessary borrowing and/or tax increases; and

Whereas, the Town Board has determined that the following expenditures can be anticipated and are a town priority; now therefore,

Be it Resolved, that the following Board Designated Account is established with 2016 surplus funds in the amount of:

Park Improvement - \$75,000

ADOPTED = AYES 5 NAYS 0

RESOLUTION#2017-05-35

Dispensing of Alcoholic Beverages at Butler Park – Sand Lake Kiwanis

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

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Be it Resolved, that The Towne Tavern of 2850 State Route 43, Averill Park, New York 12018 is permitted to dispense alcoholic beverages for the Kiwanis Summerfest on June 2017 and Kiwanis Clean-up Day at Butler Park in accordance with provisions of 73-7 of Sand Lake Code and upon condition that appropriate permits are obtained from the New York State Liquor Authority and insurance coverage is provided satisfactory to the Town Board and Town Attorney.

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS:

- Fred Erickson
- Brian Hunt

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

Supervisor Fasoldt moved to adjourn the meeting at 8:57 PM. This was seconded by Councilman Beebie.

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

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