

**TOWN OF SAND LAKE TOWN BOARD MEETING
APRIL 13, 2016**

A meeting of the Sand Lake Town Board was held on April 13, 2016 at 7:35 P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

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

ABSENT: Councilman Turner

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: , Bill Glasser, Scott Blair, Bill Hoffay, Fred Erickson, Brian Hunt, Rob Dressner, Frank Lewandusky, 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 March 9, 2016 Town Board Meeting. This was seconded by Councilwoman Glasser.

MOTION CARRIED = UNANIMOUS

Supervisor Fasoldt moved to approve the minutes of March 30, 2016 Workshop Meeting. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS: TOWN CLERK- Barbara A. Biittig

- Money paid to Supervisor for March 2016, \$6,870.25
- Money paid to NYS Ag & Markets for spay/neuter program \$87.00
- Money paid to NYS Health Dept. for Marriage Licenses \$45.00
- Money paid to NYS Conservation for March 2016 \$242.30

The Presidential Primary Day is Tuesday, April 19, 2016. Dist #1 will vote at the AP SL Fire House, Dist's #2,3 & 6 you will vote at the West Sand Lake School , and Dist's #4 & 5 at the Sand Lake Town Hall. Polls are open from Noon until 9 PM.

Other Primary dates are the Federal Primary June 28, 2016

State & Local Primary Sept 13, 2016

General Election November 8, 2016

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The Receiver of Taxes Jill Quell has asked me to remind residents that the Tax Office closed on April 1, 2016. Now all unpaid or problems with taxes should be directed to the Rensselaer County Bureau of Finance. You may also obtain a copy of your 2015 Town & County Taxes by going on line to the town web site at townofsand-lake.us.

Notice from the US Department of State with regard to passports. It now requires 3 weeks for expediting instead of 2 weeks. With many more people traveling the turnaround time is longer. Please file early for your passports.

The Town of Sand Lake will hold a Cleanup Day to celebrate Earth Day on Sat, April 23, 2016 from 7 am to 3 pm for residents to dispose of leaves, brush, paint and metal. There is no charge; however, residents will need to show identification such as a driver's license. Use of the Convenience Facility will require a permit as usual.

The Rensselaer Co Legislature will hold an electronics recycling Event on Sat, April 23, 2016 from 9:30 am – 2:00 pm, at the Rensselaer Co Office Building, 1600 7th Avenue, Troy, New York for information call 518-270-2888.

I have received two applications for Peddlers Permits from Mr. Ding A Ling and Jason Robelotto (Italian Ice). I also received a Liquor License from Westfall Station Café, LLC, 13A Averill Ave, Averill Park, NY 12018.

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:

- Town Financial Report filed – Added to savings and General Fund. Received a increase in the sales tax. Allows the Town to save for the future.
- Capital District Improvement Project made the final list- Vote will be in June.
- Planning Oversight Committee- Three Vacancies- Will be placing an ad in the Advertiser.
- EJP Mine – Town received correspondence from DEC regarding response to comment and a copy of the DEC Permit. Mr. Patanian will be going before the ZBA to seek a special exception permit from the Town.
- Update on Route 150 and poor condition of the road

COMMITTEE REPORTS:

YOUTH – Lindsay Marshall – Read by Supervisor.

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 – On file in the Town Clerk's Office. Read by Supervisor.

BOARD MEMBERS REPORTS:

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

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

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

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.

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 Read by Supervisor

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

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

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

COMMENTS FROM RESIDENTS:

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

RESOLUTION#2016-04-49

Authorization – Agreement with Gasboy International, LLC

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, the Town of Sand Lake currently contracts with Gasboy International, LLC to provide the Public Works Department with a reliable fleet fueling and management system; and

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Whereas, the contract with Gasboy International, LLC is scheduled to expire on May 11, 2016; now therefore,

Be it Resolved, that the Town Board hereby authorizes the Town Supervisor, upon review of Counsel, to enter into the attached agreement with Gasboy International, LLC.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-50

Authorize Agreement - Averill Park School District Transportation

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

Whereas, the Town of Sand Lake will host a Summer Day Camp at the Miller Hill Elementary School from July 5, 2016 through August 12, 2016; and

Whereas, the Town of Sand Lake Summer Day Camp, has in the past, and plans to utilize transportation from the Averill Park School District for fieldtrips during the 2016 summer season; now therefore,

Be it Resolved, that the Town Board authorizes the Town Supervisor, upon review of counsel, to enter into the attached agreement with the Averill Park School District for the purpose of transporting Summer Day Camp children and staff at the driver's contractual hourly rate including FICA and the sum of \$1.00/mile.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-51

Declare – Surplus Highway Department Equipment

Supervisor Fasoldt moved and Councilwoman Kronau 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:

- . **10 Ton Raygo Roller Model Rustler/Serial # 56A182**
- . **Lee Boy Paver Model 1000/Serial # 313S**

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 4 NAYS 0

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RESOLUTION#2016-04-52

Authorization – Contract with Trampoline Advertising & Design

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

Whereas, in July of 2015, the Towns of Sand Lake, Nassau and Poestenkill received a matching grant from the Hudson River Valley Greenway Communities Grant Program for a project entitled, The Rensselaer Plateau – Communities Signage Project; and

Whereas, the grant calls for professional services to assist the Towns in developing a design/marketing logo to raise awareness of the Rensselaer Plateau; now therefore,

Be it Resolved, that the Town Board authorizes the Town Supervisor, upon review of Counsel, to enter into the attached agreement with Trampoline Advertising and Design Co. for the purposes of developing a logo for an amount not to exceed \$5,000.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-53

Authorization – Closure - Town Hall Renovations Capital Project H009

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

Whereas, the renovations to the Town Hall were completed in 2015 and no additional repairs are anticipated to be scheduled; now therefore,

Be It Resolved, that the Town Board hereby authorizes the closure of the Town Hall Renovations Capital Project (H009), effective March 31, 2016.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-54

Authorization – Closure – H015 Outfall Mapping

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, in 2015, the Town of Sand Lake received a grant from New York State Department of Environmental Conservation for expanded urban area outfall mapping; and,

Whereas, the expanded urban area outfall mapping project was completed and the maximum allowable amount of grant funding was received in February 2016; now therefore,

Be It Resolved, that the Town Board hereby authorizes the closure of Outfall Mapping Capital Project (H015), effective March 31, 2016; and,

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Be It Further Resolved, that the unexpended cash balance of \$2,660.00 and all residual assets and liabilities be transferred to the General Fund.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-55

Adopt - Building Department Fee Schedule

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, the Deputy Commissioner of Building and Zoning has recommended that the Town Board amend the schedule of building department permit fees for various Town services in accordance with the rate of inflation and in comparison with similar Towns; and,

Whereas, the Town Board has reviewed the recommendations of the Deputy Commissioner and adjusted the fees accordingly to ensure the fees are appropriate for the service provided; now therefore,

Be it Resolved, that the Town Board of the Town of Sand Lake hereby adopts the attached Building Department Permit Fee Schedule amended April 13, 2016.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-56

Adopt – Planning Board and Zoning Board of Appeals Fee Schedule

Supervisor Fasoldt moved and Councilwoman Glasser seconded the following resolution:

Whereas, the Chairpersons of the Planning Board and Zoning Board of Appeals have recommended that the Town Board amend the schedule of fees for various Town services in accordance with the rate of inflation and in comparison with similar Towns; and,

Whereas, the Town Board has reviewed these recommendations and adjusted the fees accordingly to ensure the fees are appropriate for the service provided; now therefore,

Be it Resolved, that the Town Board of the Town of Sand Lake hereby adopts the attached Planning Board and Zoning Board of Appeals Fee Schedule amended April 13, 2016.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-57

Authorization - Right of Entry Agreement with Time Warner/New York State Police

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

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Whereas, Time Warner has been awarded a contract by the New York State Police to upgrade their data flow, internet connectivity and intra organizational communications via high speed fiber optics network; and

Whereas, the underlying infrastructure is fiber optics which once installed will allow the New York State Police to dramatically upgrade their network speed, reliability, and the cost effective utilization of communications to improve their operations; now therefore,

Be it Resolved, that the Town Board hereby authorizes the Supervisor, upon review of Counsel, to enter into the attached Right of Entry Agreement with Time Warner Cable to permit Time Warner ingress and egress to the property and buildings at 8428 Miller Hill Road, Sand Lake, NY 12153.

ADOPTED = AYES 4 NAYS 0

RESOLUTION#2016-04-58

AUTHORIZING THE SCHEDULING OF A PUBLIC HEARING PURSUANT TO SECTION 202-b OF THE TOWN LAW WITH RESPECT TO INCREASED COSTS RELATIVE TO GUNDRUM POINT SEWAGE SYSTEM IMPROVEMENTS IN TOWN SEWER DISTRICT NO. 1 IN THE TOWN OF SAND LAKE

Supervisor Fasoldt moved and Councilman Beebie seconded the following resolution:

WHEREAS, the Town Board of the Town of Sand Lake on January 31, 2014 conducted a duly noticed public hearing in accordance with the requirements of Section 202-b of the Town Law with respect to a map, plan, and report (including a cost estimate) relative to proposed improvements to sewer facilities in the Gundrum Point area of Sewer District No. 1 in the Town of Sand Lake (the "Project"), which map, plan, and report with respect to the Project had been prepared by a licensed engineer; and

WHEREAS, the Town Board on such date and following such public hearing determined that the Project constituted a Type II action under 617(c)(2) of the State Environmental Quality Review Act and further determined to accept such plan, map, and report and the contract for engineering services related to the Project with Mark L. Kestner, PE, Consulting Engineer PLLC (the "Engineer"); and

WHEREAS, the Town Board on such date further determined to (a) submit an application to the New York State Environmental Facilities Corporation ("EFC") for subsidized financing for the Project, (b) to undertake the Project an estimated maximum cost of \$313,000, and (c) to finance the Project by the issuance of bonds under the Local Finance Law in an amount not to exceed \$313,000; and

WHEREAS, during the course of the construction activities relating the Project, the contractor encountered unforeseen underground conditions, including deteriorated conditions of

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existing underground sewage system improvements, that required additional construction activities and expense, and resulted in change orders which the have been approved by the Engineer and the Town Board as in accordance with the construction contract; and

WHEREAS, the Town Board has determined to permanently finance up to \$313,000 of the total costs of the Project, including costs associated with such financing, with proceeds of the Bonds issued for the Project to EFC; and

WHEREAS, Section 202-b of the Town Law requires that the map, plan and report (including the cost estimate) be amended to reflect such unanticipated work and increased costs, and a public hearing be held on notice as provided in the Town Law, before such work and costs can be financed under the Local Finance Law; and

NOW, THEREFORE,

BE IT RESOLVED, that the Town Supervisor is directed and authorized to enter into an agreement for compensation of the Engineer to prepare such amendment as may be required to such map, plan, and report to reflect such unanticipated work and increased costs with respect to the Project; and

BE IT FURTHER RESOLVED, that a public hearing with respect to such amendment to the map, plan and report, be held on April 27, 2016, at the Town of Sand Lake Town Hall at 7:30 p.m., and that notice of such public hearing be published and posted prior thereto not less than 10 days in advance thereof in accordance with the requirements of Town Law Section 202-b, and that the amended map, plan, and report be available for inspection in the office of the Town Clerk not later than the date of publication of notice of such public hearing; and

BE IT FURTHER RESOLVED, that the Sand Lake Town Board will hold a special Town Board meeting on April 27, 2016 at 7:30 PM for the purpose of considering, after such public hearing, (a) approval of the amended map, plan, and report with respect to the Project and (b) approval of an increase in the estimated maximum cost of the Project above the \$313,000 to be financed with EFC, such additional costs to be paid with other funds available to the Town for such purpose.

ADOPTED = AYES 4 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

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Supervisor Fasoldt moved to adjourn the meeting at 8:37 PM. This was seconded by Councilman Beebie.

MOTION CARRIED = UNANIMOUS

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Respectfully submitted,

Barbara A. Biittig
Town Clerk