

**TOWN OF SAND LAKE TOWN BOARD MEETING
JULY 11, 2012**

A meeting of the Sand Lake Town Board was held on July 11, 2012 at 7:30P.M. at the Sand Lake Town Hall. After the Pledge of Allegiance, the following answered roll call:

PRESENT: Councilman Turner
Councilman Splain
Councilman Cioffi
Councilwoman Kronau
Supervisor Fasoldt
Town Attorney Russell Bennett

RECORDING SECRETARY: Barbara A. Biittig, Town Clerk

OTHERS PRESENT: Clyde Heffner, Justin Schultz, Kristy Youngstein, R Wheland, Bernie Mardon, Barbara Martinage, Fred Erickson, Tom Hatcher, Beth Cioffi, Brian Hunt, Lindsay Marshall, Rob Dressner, Ralph Timer, Michael Sheehan and others.

APPROVAL OF MINUTES –

Supervisor Fasoldt moved to approve the minutes of June 13 and June 27, 2012.
This was seconded by Councilman Cioffi.

MOTION CARRIED = UNANIMOUS

MONTHLY REPORTS: TOWN CLERK- Barbara A. Biittig

- Total fees paid to the Supervisor for the month of June 2012 - \$21,184.97
- Money Given to NYS Ag. & Markets for spay/neuter program - \$99.00
- Money Given to NYS Environmental Conservation - \$795.53
- Money Given to NYS Health Dept. for Marriage Licenses – \$180.00

My office attended a tour of the Rensselaer County Records site on Tuesday, June 19th given by Frank Merola, along with several other Town Clerks. I was please to see first hand that our office records is not the best but by far not the worst. I will be going to visit Donna Conlin, Town Clerk of Schodack to view her records room and other functions that are in place with her. She probably has one of the most up to date offices and also has a satellite Motor Vehicle office at her site.

June was an extremely busy month for passports. A reminder, that my office does pictures, renewals and new passports.

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Just a reminder from the Animal Control Officer that the Town of Sand Lake has a leash law and dogs should not be allowed to run free.

Hunting licenses go on sale in August. My office will be taking training dealing with the upcoming hunting licenses and new guidelines. Information will be available as soon as this information is received from DEC.

Please do not hesitate to contact my office if I can ever be of assistance to you.
Call 518-674-2026 ext 22.

SUPERVISOR'S REPORT:

- Bridge replacement at Eastern Union Tpk. being done by Rensselaer County – thanked the Highway for all their help with the signage, etc.
- Encouraged the Town to be vigilant due to many types of vandalism – theft of road signs, vandalism at Town Beach. Town of Nassau has the same problems.
- Monies given to the Town due to Hurricane Irene total \$90,763.36
- June 19 attended Rensselaer County Supervisors Association
- June 25 met with the Averill Park School District
- Attended the Planning Oversight Committee – Grant Funds
- Continue to work on the proposed Zoning page by page with Lawrence Howard.

COMMITTEE REPORTS:

YOUTH – Lindsay Marshall – Youth Director – Summer Camp still has many openings and all is going very smoothly. Thanked Art Hoffman from Highway Bowling.

BICENTENNIAL- Fred Erickson- Co-Chair of the Bicentennial Celebration – It is forty five days until the big event at Westfall Village on August 25 ad August 26, 2012. Mr. Erickson encouraged residents to find ways to celebrate – like planting trees. Farmers market is the 2nd and 4th Sat of the month.

PLANNING OVERSIGHT COMMITTEE- Fred Erickson – Thanked the volunteers. No meeting in July. Next meeting is August 2, 2012.

BUILDING/ZONING – Lawrence Howard – None at this time

PLANNING BOARD – Justin Schultz – Planning Board Chairman – Report on file in the Town Clerk's Office.

ENGINEER -Lindsay Kestner – Report on file in the Town Clerk's Office

BOARD MEMBER REPORTS:

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PUBLIC WORKS - On file in the Town Clerk's Office.
HIGHWAY - On file in the Town Clerk's Office.
CONVENIENCE FACILITY – Paul Splain - On file in the Town Clerk's Office.
INSURANCE – Paul Splain – None at this time.
CABLE - Paul Splain – None at this time
ANIMAL CONTROL – Ray Turner - On file in the Town Clerk's Office
LIBRARY – Ray Turner - On file in the Town Clerk's Office.
PHYSICAL FACILITIES – Mark Cioffi - On file in the Town Clerk's Office.
INTERNAL CONTROL – Mark Cioffi - On file in the Town Clerk's Office.
BEACH – Mark Cioffi - On file in the Town Clerk's Office.
STREET LIGHTS – None at this time
PARKS AND RECREATION - On file in the Town Clerk's Office.
YOUTH – Christine Kronau - On file in the Town Clerk's Office.
SENIORS/SENIOR VAN – Christine Kronau - On file in the Town Clerk's Office.
AMBULANCE/PUBLIC SAFETY – Christine Kronau - On file in the Town Clerk's
VETERANS – Christine Kronau – On file in the Town Clerk's Office.
PLANNING OVERSIGHT/LINKAGE STUDY – On file in the Town Clerk's Office.

Supervisor Fasoldt responded to Town Resident Scott Paul's, questions from the June 13, 2012 Town Board Meeting in regard to budgetary codes utilized by the Town. Billing for the use of the Town Highway Garage's fuel by the West Sand Lake Fire Departments; the Sand Lake Ambulance's reports and financial reporting stating it was on time in accordance with the Contract with the Town. Discussed the Tax filings by the Ambulance and responded to a question regarding a day camp employee.

COMMENTS FROM RESIDENTS:

Kristy Youngsten, the Treasurer for the Sand Lake Ambulance, stated they are committed to financial transparency and are open for questions. She stated that Councilwoman Kronau received the financial report at the meeting for April to July and that there is no need for residents to file foils requests, but rather her books are open to anyone who would like to review them.

Introduction – An Ordinance

Parking Ordinance - Second Dyke Road

Whereas, parking on the north side of Second Dyke Road has increased and has created dangerous conflicts between pedestrians and motorists, and

Whereas, such parking would impede passage of emergency vehicles, now therefore,

Be it Resolved that a public hearing be held at 7:30 p.m. August 8, 2012, regarding adoption of the following amendment to the Sand Lake Parking Ordinance, and be it further

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Resolved, that the Town Clerk publish notice of such hearing in the Troy Record no later than ten days prior to such hearing:

Section A.6 of the Town of Sand Lake Parking Ordinance, as adopted as adopted December 9, 1987 and amended December 29, 2010 and as from time to time amended, is hereby amended to read as follows:

6) There shall be no parking or standing on the south side of Second Dyke Road from its intersection with Calkins Farm Road east to its intersection with North Nassau Road (County Road 47), a distance of .70 miles, or on the north side of Second Dyke Road from its intersection with Zack Lane 356 feet east to a point in the northerly line of Second Dyke Road and such areas are designated a tow away zone.

RESOLUTION # 2012-07-96

Authorization - Street Light Request – West Sand Lake Volunteer Fire Company

Supervisor Fasoldt moved and Councilman Cioffi seconded the following resolution:

Whereas, the West Sand Lake Volunteer Fire Company No. 1 has made a formal request to the Town Board for the installation of a directional lighting fixture located on an existing power pole to illuminate pedestrian cross walks on Firehouse Lane for necessary safety and security; and

Whereas, Dennis P. Sinnott, President of the West Sand Lake Volunteer Fire Company No. 1 has garnered support from surrounding neighbors and provided a list of residents in favor of the lighting fixture to the Town, and

Whereas, the Marketing Department of New York State Electric & Gas will provide a new 250 watt HPS F flood light fixture to install for approximately \$13.11 per month billed to the Town of Sand Lake's existing street light program; now therefore

Be it Resolved, that the Board authorizes the Supervisor to take any and all necessary actions to ensure the completion of the proposed lighting installation.

ADOPTED= AYES 5 NAYS 0

RESOLUTION # 2012-07-97

Acceptance of Defibrillators – Sand Lake Ambulance

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

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Whereas, the acquisition, deployment and use of automatic external defibrillators (AED) has been increasing in New York in an effort to reduce the numbers of deaths associated with cardiac arrest, and

Whereas, the ready availability of such defibrillators at public locations has saved lives, and

Whereas, Sand Lake Ambulance has offered a donation to the Town of Sand Lake of two automated external defibrillator units for use at the Sand Lake Town Hall & Library and at the Sand Lake Town Beach, and

Whereas, Sand Lake Ambulance has made a commitment to provide continued training and support to the Town of Sand Lake for town staff and other interested parties to educate individuals in the proper utilization of the AED equipment; and

Whereas, the Town of Sand Lake can provide reprogramming and recertification of the automated external defibrillators units at a nominal fee; now therefore

Be It Resolved, that the Town Board authorizes the Supervisor to accept the donation of the Sand Lake Ambulance of two automated external defibrillator units to ensure an effective intervention for sudden cardiac arrest and be it further,

Resolved, that the Town will obtain reprogramming and recertification of such defibrillators, training of staff and will deploy such defibrillators.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-98

Appointment – Deputy Commissioner of Building/Zoning

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, upon the June 30, 2012 retirement of the Deputy Commissioner of Building and Zoning there exists a vacancy, and

Whereas, Michael F. Wager has served for over five years as Assistant Code Enforcement Officer within the Building and Zoning Department with job duties and responsibilities including but not limited to building inspections, code enforcement, fire inspections, MS-4 coordination, sewer inspection, and flood plain administration, now therefore,

Be it Resolved, that the Town Board hereby appoints Michael F. Wager as Deputy Commissioner of Building and Zoning for the Town of Sand Lake effective immediately at his current salary of \$42,848 and,

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Be it Further Resolved, that the duties, responsibilities and salary are to be reviewed during the upcoming annual 2013 budget process.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-99

Naming of a Way – Church Way – Trinity Lutheran Church, West Sand Lake

Councilman Cioffi moved and Councilwoman Kronau seconded to change resolution from **Averill Park Post Office** to *West Sand Lake Post Office*.

MOTION CARRIED = UNANIMOUS

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Whereas, the close proximity of the entrances to Rite Aid and Trinity Lutheran Church on Route 150 in West Sand Lake has caused motorist confusion related to ingress which could result in potential motorist and pedestrian accidents and could delay emergency response; and

Whereas, in order to promote safety on our State's highway, the Town of Sand Lake Department of Public Works/Highway Department has determined that the placement of appropriate signs distinguishing the two entrances would assist motorists with the efficient and safe flow of traffic at this location, and

Whereas, the Congregational Council of Trinity Lutheran Church has also requested that the Town of Sand Lake erect a permanent road sign indicating the roadway leading to the church parking lot, now therefore,

Be it Resolved, that the entry to the Trinity Lutheran Church be named Church Way and that the Department of Public Works/Highway Department place a road sign at the entrance to such church; and be it further

Resolved, that in accordance with subdivision 9 of Section 64 of the Town Law, the Town Clerk shall within 10 days notify the Assessor, the Planning Board, the County Clerk, the County Engineer, Rensselaer County Bureau of Research & Information Services and the West Sand Lake Post Office of such change.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-100

Appointment - Cable TV Technician

Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

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Be it Resolved, that Kyle Ernest is hereby appointed as Cable TV Technician for the Town of Sand Lake to be compensated at a rate of \$7.90 per hour.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-101

Adoption –Community Van Service Guidelines

Councilwoman Kronau moved and Councilman Cioffi seconded the following resolution:

Whereas, the Town of Sand Lake is committed to assisting with the transportation needs of our senior citizens and as practicable the transportation needs of non-senior residents with disabilities , and

Whereas, on April 11, 2012 the Sand Lake Town Board unanimously authorized the purchase of a community van equipped with wheelchair accessibility to meet Americans with Disabilities Act (ADA) requirements, and

Whereas, the Town of Sand Lake awaits the arrival of the new community van and has agreed to operate the van with volunteers for at least a minimum period of three years, and

Whereas, many residents have begun to inquire as to the procedures and guidelines for scheduling the van's use; now therefore,

Be it Resolved, that the Town Board hereby adopts the following Town of Sand Lake Community Van Service Guidelines to best meet the needs of our residents.

ADOPTED = AYES 5 NAYS 0

Town of Sand Lake

Community Van Service Guidelines

- . The Town of Sand Lake Community Van provides a transportation option primarily to senior residents age 60 and over. The van may provide service to other individuals who are permanently or temporarily disabled and require transportation for medical needs.

- . Community volunteers will assist with van reservations and drive the vehicles.

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- . Transportation service is strictly “curb to curb” and includes handicapped accessibility with hydraulic wheelchair lifts if needed. Assistance can be provided on ramps built to code and from the curb into and out of the vehicle.
- . No lifting of clients is permitted. The community van service will not provide assistance with non wheelchair accessible entranceways.
- . All passengers who utilize the service must be able to sit upright during transports and be able to follow basic directions and communicate basic needs. Ambulatory clients must be able to enter and exit vehicles with little or no assistance.
- . Transportation service is offered within a 20 mile radius of the Sand Lake Town Hall, and is prioritized based on the following:
 1. Chemotherapy/Radiation/Dialysis
 2. Hospital Appointments/Admissions
 3. Medical Appointments - Persons in Wheelchairs
 4. Doctor’s Appointments
 5. Clinic Appointments
 6. Therapy Appointments
- . We are unable to transport persons to and from places of employment.
- . Reservations for transportation are made on a pre-arranged basis by calling the community van volunteers at

(518) 674- 2026 ext. 65 or (518) 674- 3050, Monday through Friday, from 9:00 am to 3:00 pm.
- . Reservations should be made as far ahead as possible for medical appointments.
- . Transportation is available weekdays from 8:00 am to 3:00 pm.
- . Residents are encouraged NOT to make appointments after 2:00 pm.
- . When the Averill Park School District cancels or delays due to inclement weather, the Sand Lake Community Van may cancel.
- . The Community Van Service Liaison reserves the right to make decisions regarding the appropriateness of transportation at any time.

RESOLUTION # 2012-07-102

Authorization – Submit Grant Application

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Supervisor Fasoldt moved and Councilman Cioffi seconded the following resolution:

NYS Office of Parks, Recreation and Historic Preservation

Whereas, the Town of Sand Lake lacks park and recreational space, and

Whereas, planning for park, recreational and open space planning is a necessary step to enhancing the Town's amenities, and

Whereas, existing Town owned properties may be used in lieu of Town funding for its share of the cost of a State and Town cooperative grant, and

Whereas such in-kind match will result in no Town out-of-pocket costs, now therefore,

Be it Resolved, that the Town Board authorizes the Supervisor to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$25,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this the Town of Sand Lake for preliminary designs for park land in town and, if appropriate a conservation easement/preservation covenant to the deed of the assisted property.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-103

Authorization – Contract with Excelsior Drum & Bugle Corps

Supervisor Fasoldt moved and Councilman Cioffi seconded the following resolution:

Whereas, the Town of Sand Lake Bicentennial Committee has planned a Town of Sand Lake Bicentennial Parade on Saturday, August 25, 2012 at 10 AM, and

Whereas, the Town of Sand Lake Bicentennial Committee has requested that the Town enter into an agreement with the Excelsior Drum & Bugle Corps to perform in the Town's Bicentennial Parade; now therefore,

Be It Resolved, that the Town Board hereby authorizes the Supervisor, upon review of Counsel, to retain the services of the Excelsior Drum & Bugle Corps for a fee not to exceed \$1,500.

ADOPTED = AYES 5 NAYS 0

RESOLUTION # 2012-07-104

Budget Transfer/Amendments

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Supervisor Fasoldt moved and Councilwoman Kronau seconded the following resolution:

Budget Transfer

From	To	Amount	Reason
A 1650.2 Central Communication Systems Equipment	A 1650.4 Central Communication Systems Contractual	1000.00	

Budget Amendment

Budget Amendments for Circle Theater

WHEREAS, the Town of Sand Lake and the Sand Lake Center for the Arts-Circle Theatre Players (SLCA-CTP) were approved for a grant from the Hudson River Valley Greenway Conservancy entitled SLCA-CTP Performance Space Upgrade-Architectural Drawing in 2011; and

WHEREAS the Town is required to administer the project under the terms of the grant agreement; and

WHEREAS the 2012 General Fund Budget needs to be modified to include the ongoing grant transactions; now therefore

BE IT RESOLVED, the 2012 Budget be increased as follows:

Increase

Revenues – A3089 State Aid \$2340.00

Increase

Expenditures – A 7560.4 Other Performing Arts \$2340.00

ADOPTED = AYES 5 NAYS 0

COMMENTS FROM RESIDENTS:

Fred Erickson thanked Supervisor Fasoldt for answering the questions that were asked of her. He thanked her for Open Communication and Good Government.

Supervisor Fasoldt moved to go into Executive Session for GLPC vs. Town of Sand Lake and Yost vs. Town of Sand Lake at 8:45 PM. This was seconded by Councilwoman Kronau.

MOTION CARRIED = UNANIMOUS

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Supervisor Fasoldt reopened the meeting at 9:17 PM and announced they had expanded executive session to add another item to include a personnel matter that involved confidential medical information.

Supervisor Fasoldt motioned to adjourn the meeting at 9:18 PM.

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