

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

There is another company interested in the other chief's vehicle. They will be looking at it next week; the cost is in the \$1,500 to \$2,000 range.

Auditorium: Mayor Sacks informed the Trustees that the Dinner and Improv, held on Saturday night, went very well. We did not make a large amount of money but did come out ahead.

Trustee Woerner informed Mayor Sacks that she can not work in the Auditorium on Thursday night. She will work one of the organ concerts.

Code Enforcement Officer: A copy of Mr. Kaye's report is attached.

Veterans Committee: The committee has ordered all of the 69 bricks for the veterans that have not been installed. They will continue to raise money for all the bricks.

OLD BUSINESS

Open Space Strategy & Plan: Hold for the next meeting.

Amend Policy of the Boards: A public hearing has been scheduled for August 4 at 6:45 p.m.

Parking Tickets & Master Plan: Mr. Peterson is working on the revision of the parking ticket. Trustee Nellissen and Trustee Elford will be working on a master plan for parking.

Revised Zoning Map: Mayor Sacks and Lois Whitbeck met with Amy Fredericksen, Saratoga County Real Property, to correct some of the problems on the zoning map. Amy will be working on these issues. Hold for another meeting.

Lake Front: Superintendent Stevenson installed the high water markers, as requested by the committee. The next meeting is scheduled for August.

Crown Atlantic Lease Agreement: Mr. Peterson is working with their attorney on this matter. He is on vacation this week.

Auditorium Master Plan: Mayor Sacks, Matthew Kopans and Lois Whitbeck visited the Auditorium to discuss a master plan for the Auditorium. A list of repairs and renovations needed for the Auditorium.

- ❖ Dressing Rooms: Lighting, lockers for valuables, cot or sofa, rugs, mirrors, counters and painting. Could air conditioning units that the Village already owns be used?
- ❖ Clean out under stage and rearrange for better storage.
- ❖ Clean out and improve side area off stage.
- ❖ Clerestory windows need to be put in working order to release some of the heat in the main area.
- ❖ Install ceiling and exhaust fans
- ❖ Remove seats and repair concrete to open up sides and eventually put up curtains to separate areas.
- ❖ New free standing, back wall with storage space and new sound and lighting area or booth.

Trustee Woerner questions removing part of the original building, it could knock out the landmark status. It was suggested that Mayor Sacks call NY State Preservation, have them come out and look at the Auditorium seats and provide the village with a letter if they approve the removal of the seats.

Mayor Sacks commented if it is approved, the Village DPW could do the work during the winter.

The renovation of the dressing room bathroom is in progress. Mayor Sacks commented that a concrete floor had been put over the wooden floor and the wooden floor has rotted and fallen away.

Trustee Woerner suggested putting a dollar amount next to the items on the list of things to be done.

DPW Equipment: Mayor Sacks told the Village Board that she discussed the purchase of DPW equipment with the Auditor. The Village has the money in unappropriated fund balance to pay cash for this equipment. The new DPW truck with sander and plow is \$140,949, the new mower is \$18,881. The truck will be purchased at the state contract price, therefore does not need to be bid. This would allow the DPW debt service to start with a clean slate. This would also save the Village \$36,000 in interest payments.

The Village paid 54% of the cost for the new fire truck in cash, only had to bond 46% of the cost.

Trustee Nellissen commented that \$196,900 is a lot on money in the unappropriated fund balance.

Mayor Sacks commented that she doesn't like to spend money; she likes to have a cushion for rainy days.

Trustee Woerner commented that we do need to be prepared for a rainy day, not a full year of rainy days. She would rather have a lower sewer rate for a few years.

Mayor Sacks commented that this fund balance is for general fund, not sewer fund.

Trustee Nellissen commented that this goes back to when we were working on the budget. One of the goals is to know the set amount of the fund balance so that we can appropriate for a specific amount.

Mayor Sacks commented that these amounts are on the trial balances that are provided to the Trustees.

Trustee Woerner asked if the treasurer could list the account names and numbers on a document and print it in landscape format.

The payment for the new DPW equipment will be moved from unappropriated fund balance to new equipment.

Trustee Woerner commented that this is a big expense, there is no opportunity for public input.

Mayor Sacks commented that the public has an opportunity to attend the Village Board of Trustees meetings. No one shows up, even for public hearings that are advertised.

Trustee Woerner commented that we need to have a plan to replace equipment and the amount in the budget line item. During the budget process the public would have the opportunity to ask questions about the purchase of new equipment.

The old DPW truck could be sold for approximately \$10,000, which would go back into the equipment budget.

RESOLUTION # 57 OF 2010

BE IT RESOLVED that the Round Lake Village Board of Trustees approve the purchase of a 2010 Dump Truck with plow and sander in the amount of \$141,392.55 and a new mower in the amount of \$18,881 from the unappropriated fund balance.

RESOLVED by Trustee Elford, SECONDED by Trustee Woerner.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

The Village Board discussed an equipment replacement fund for public works.

RESOLUTION # 58 OF 2010

BE IT RESOLVED that the Round Lake Village Board of Trustees desire to create a Department of Public Works Equipment Reserve Account. The next Village Budget will include a five (5) year capital reserve for the replacement of new equipment.

RESOLVED by Trustee Elford, SECONDED by Trustee Woerner.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

NEW BUSINESS

Bond Resolution for Fire Truck:

**SERIAL BOND RESOLUTION # 59 OF 2010
JULY 21, 2010
ADOPTED BY**

**THE BOARD OF TRUSTEES OF THE
VILLAGE OF ROUND LAKE
COUNTY OF SARATOGA
STATE OF NEW YORK**

WHEREAS, this Round Lake Village Board of Trustees has, this day adopted a resolution authorizing the sale of Bonds in the amount of Two Hundred Seventy-Four Thousand Dollars (\$274,000) for the purchase of a 2009 Ferrara Fire Apparatus, said note having not as yet been sold.

NOW, THEREFORE, IT IS RESOLVED THAT:

1. The specific object or purpose for which the obligation is to be issued pursuant to this resolution is to finance the above stated purpose.
2. The Bond Resolution which further authorized the issuance of a Serial Bond was adopted this day to provide funds for the above specific object or purpose.
3. The amount of the Serial Bond to be issued for such specific object or purpose in the sum of Two Hundred Seventy-Four Thousand Dollars (\$274,000).
4. The amount of the Bond hereby authorized is Two Hundred Seventy - Four Thousand Dollars, (\$274,000), to be issued as Serial Bonds and that none of said note have been sold and no other bond note has been issued in anticipation of the sale thereof (except as aforesaid).
5. There is hereby authorized to be issued a Serial Bond in the amount of Two Hundred Seventy-Four Thousand Dollars, (\$274,000) which shall not be issued prior to July 21,2010 and which shall mature July 22, 2014 and it shall be executed in the name of this Village by Dixie Lee Sacks, Mayor, its corporate seal shall be affixed

thereto and it shall be attested by Lois J. Whitbeck, Clerk and shall bear interest at the rate of 2.25% per annum at maturity and said note shall be sold to Adirondack Trust Company of Saratoga Springs, New York, upon receipt of the face amount thereof.

6. The note hereby authorized is hereby designated a “qualified tax-exempt obligation” pursuant to Section 265 (b)(3)(B) of the Internal Revenue Code of the 1986, as amended the “Code”.

The Village reasonably anticipates and hereby agrees that it will not issue tax-exempt obligations during 2010 for the purposes of Section 265 (b) (3) (C) of the Code exceeding \$10 Million Dollars.

7. Appropriate documents shall be executed to prevent application of the arbitrage provisions of the Internal Revenue Code to said Note and the Note shall contain provisions required by Adirondack Trust Company of Saratoga Springs, New York to assure continued exemption of the interest on the Note from Federal and State income taxes and in particular, said Village does hereby agree to comply with the requirement for continued tax exemption of such interest as are set forth in the Code.
8. In the event that for any reason, other than through fault of Adirondack Trust Company of Saratoga Springs, New York, the interest on said Note becomes taxable, then upon request of Adirondack Trust company of Saratoga Springs, New York, said Village shall redeem said Note
9. This resolution shall take effect immediately.

The undersigned, Clerk of the Village of Round Lake, hereby certifies that the foregoing is a true and correct copy of a resolution duly adopted by the Board of Trustees thereof at a meeting duly held on the 21st day of July, 2010 and is in full force and effect.

WITNESS, my hand and seal of the Village of Round Lake on the 22nd day of July, 2010.

Lois J. Whitbeck, Clerk

(Seal)

Village Board of Trustees
Village of Round Lake, New York

RESOLVED by Trustee Elford, SECONDED by Trustee Bergin.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

NYSDOT GATEWAY AGREEMENT: The State of New York is purchasing land from the Village of Round Lake for the improvements to Route 9 and Round Lake Road.

RESOLUTION # 60 OF 2010

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by Round Lake through the process of eminent domain for the purpose of improving Route 9; and

WHEREAS, the State has offered to pay Round Lake the sum of \$13,900 for a portion of village's property along Route 9 as depicted on Map 175R-1 and 176 as parcel 242 & 243 & 244; and

WHEREAS, an agreement to accept said money (an Agreement of Advance Payment) has been signed on behalf of the Board of Trustees by Mayor Sacks; and

WHEREAS, the Board of Trustees of the Village of Round Lake is the governing body of the Village; and

WHEREAS, the Board of Trustees meeting was on this 21st day of July, 2010 after proper notice to consider this matter; and

WHEREAS, the Board of Trustees wishes to ratify the agreement of Advance Payment and to appoint Dixie Lee Sacks as Mayor, as the person to execute closing papers on behalf of the Village;

IT IS, UPON MOTION DULY MADE AND SECONDED,
RESOLVED THIS 21 DAY OF JULY, 2010

THAT, the Agreement of Advance Payment is hereby accepted and ratified;

THAT, Mayor Sacks is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

RESOLVED by Trustee Elford, SECONDED by Trustee Bergin.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

WASHINGTON AVENUE BRIDGE: Clark engineering has investigated the conditions of the Washington Avenue Bridge and provided recommended improvements. A copy of the design is attached. The bridge is in very poor condition. The concrete headwalls on either side are disintegrating and have partially collapsed. There is a gap of approximately 18 inches between the guardrail and the face of the headwall. The engineers recommend that the Village proceed with the repairs to the bridge immediately.

Trustee Woerner asked if there was any work that would have to be put off due to the replacement of the bridge.

Superintendent Stevenson replied that there were roads that would have been resurfaced. The Village is back to stone and oiling roads, the paving has become too expensive.

RESOLUTION 61 OF 2010

WHEREAS the engineers have inspected the bridge on Washington Avenue and found that it is disintegrating and partially collapsed, therefore

BE IT RESOLVED that the Village Board of Trustees find that the condition of the bridge is an emergency project, thereby accepts the contract from Schultz Construction for the replacement of the bridge at the cost of \$19,999.99 and authorize Mayor Sacks to sign said contract.

RESOLVED by Trustee Woerner, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

Town of Malta Shared Services MS4 Program:

RESOLUTION 62 OF 2010

WHEREAS, the Village of Round Lake and the Town of Malta have agreed to share the services of the MS4 Coordinator John Zepko; therefore

BE IT RESOLVED that the Town of Malta will maintain time and attendance records to support the billing for these services and that the services will be billed at an hourly rate of \$40 per hour. This hourly rate will increase as of January 1, 2011 by the change of the consumer price index from November to November.

RESOLVED by Trustee Nellissen, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

CORRESPONDENCE

The Village received another notice from General Code for the annual maintenance agreement for the eCode 360. Mr. Peterson was to look into this charge. Hold for next meeting.

Mayor Sacks informed the Village Board that she received an email from someone that was at the last meeting, with a complaint about the kids in the fountain and a couple of other problems. Mayor Sacks spoke with the young man that was in the fountain. Some discussion continued.

APPROVAL OF MINUTES

MOTION by Trustee Nellissen to approve the minutes of the regular meeting of the Village Board held July 1, 2010 with a spelling correction, SECONDED by Trustee Bergin.

MOTION APPROVED

MOTION by Trustee Bergin to approve the minutes of an emergency meeting of the Village Board held July 12, 2010, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye
Trustee Woerner – absent
Mayor Sacks – aye

Trustee Elford – absent
Trustee Bergin – aye

MOTION APPROVED

VILLAGE ATTORNEY: Mr. Peterson is on vacation this week.

VILLAGE MAYOR: Nothing else for this meeting.

VILLAGE TRUSTEE: Trustee Woerner thanked Superintendent Stevenson for reseeding and blocking off the parking in the park over by the Auditorium, it looks great.

PUBLIC COMMENT PERIOD: There was no one wishing to address the Village Board at this time.

APPROVAL OF ABSTRACTS

RESOLUTION 63 OF 2010

BE IT RESOLVED that the Village Board of Trustees approve the payment of the following abstracts:

Abstract # 711 in the amount of \$108,767.60 general fund, \$883.85 water fund, \$23.39 capital project (H8) for a total of \$109674.84.

Abstract # 612 in the amount of \$2677.63 general fund, for a total of \$2677.63.

RESOLVED by Trustee Woerner, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye
Trustee Woerner – aye
Mayor Sacks – aye

Trustee Elford – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

MOTION by Trustee Bergin to adjourn the regular meeting at 8:20 p.m., SECONDED by Trustee Elford.

MOTION APPROVED

Respectfully submitted,

Lois J. Whitbeck
Village Clerk