

ROUND LAKE VILLAGE BOARD OF TRUSTEES MEETING HELD NOVEMBER 17, 2010.

PRESENT: Mayor Dixie Lee Sacks  
Trustee C. Brent Elford  
Trustee Thomas Bergin

Trustee Christopher Nellissen  
Trustee Caroline Woerner

Also Present: Superintended Stevenson  
Marilyn DeLorio  
Muriel Ziegler  
Chief Kaczmarek  
Lydia Meunier  
Robert Connors

Attorney Peterson  
Dominick DeLorio  
Peter Sheridan  
Robbie Gizzi  
Jill Latza  
Linda Connors

Mayor Sacks called the regular meeting of the Village Board of Trustees to order at 7:00 p.m.

The pledge of allegiance was recited.

#### PUBLIC COMMENT PERIOD

Peter Sheridan informed the Village Board that there are problems with customers from Lake Ridge parking in the village streets, residents lawns, parking spaces for residents and causing problems in that area. The residents in this area feel that it will only get worse with all the holiday parties at the restaurant. The Police have been called but no tickets were issued.

- Parking tickets should be issued.
- Ms. Ziegler commented that the patrons should not be punished by issuing them tickets; it is the responsibility of Lake Ridge to provide parking.
- When the ZBA approved the business, they were going to provide valet parking. Parking was to be in the Church lot; Mr. DeLorio stated that he drafted an agreement, but it was never signed.
- At one point they were going to have an agreement with the Inn for parking.
- Mr. Peterson reviewed the ZBA minutes from July 2001 discussing the parking plan.
- Ms. Meunier commented that parking has gotten worse since they built and enclosed the porch addition.
- Mayor Sacks asked if they can be brought back to the Zoning Board of Appeals?
- Can they be cited for violation of the Zoning decision?
- No one wants to close the restaurant, just want the parking problem taken care of.
- Mr. Peterson commented that they never signed the grease trap agreement.
- Trustee Woerner commented that they are out of compliance by not responding to the parking plan and signing the grease trap agreement.
- The Code Enforcement Officer should issue a citation for non compliance.
- Mr. Peterson will send a letter to Lake Ridge addressing these concerns of the Village Board and residents.

MOTION by Trustee Nellissen to reinstall the residents parking signs on Kingsley Avenue, SECONDED by Trustee Elford.

MOTION APPROVED

REPORTS

Superintendent Stevenson: Everything is okay with the water system. The water meter readings went well, there were just a couple of problems that needed to be worked out. Everything is good with the sewer system.

The 1990 International is back to HL Gage for problems with the shifting. They are still painting the vehicles, getting ready for winter.

They closed down the Auditorium for the winter. The Crew has been finishing the ditching on Herlihy Road and picking up leaves & branches, hauling rubble and putting on the sanders.

Animal Control Officer: There were no complaints this month.

Fire Chief Kaczmarek: The County is getting closer of the new radio system. It will cost the Fire Department up to \$35,000, 21 portable units at \$1595 per unit. The Fire Chief is still waiting for the print out of the budget from the Treasurer.

RRESOLUTION 88 OF 2010

WHEREAS Saratoga County of Emergency Services is in the process of replacing all the emergency radios in Saratoga County by the end of 2010; therefore

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the Round Lake Fire Department to purchase 21 portable radios in the amount up to \$35,000 from A3410.2 or A3410.41.

RESOLVED by Trustee Woerner, SECONDED by Trustee Nellissen.

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

Trustee Elford - aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

Veteran's Committee: There was a very successful wreath laying ceremony on November 11 at 11:00 AM with a brief ceremony following in the Community Room.

OLD BUSINESS

Request to Purchase Property: Mr. Peterson stated that he spoke with the Connors surveyor concerning the documents that are needed to sell them this Village property, but he does not have the meets and bounds description as yet. Mr. Peterson sent a colored map to the surveyor to show him exactly what he needs.

Mr. Connors asked about the next steps. Mr. Peterson replied that if the Village Board approves the sale of the land, he would prepare the quit claim deed. The cost of the

property, attorney's fees (\$200) and the cost of filing the deed at the County Clerks' Office would be the responsibility of the Connors'. Some discussion continued. Hold for next meeting.

Open Space Plan: Nothing for this meeting.

Parking – Master Plan: Mayor Sacks commented that the Clerk is working on a color coded parking map. Hold for the December 1 meeting.

Lake Front: Nothing new; the Village is looking for access for the Fire Department to the lake for any emergencies. Discussion continued.

- Trustee Woerner asked if the Village could install locked gates at the entrance to the “boat Launch” as an alternative to accomplish our goal.
- The Village has blocked the entrance before and people have removed the object blocking the entrance.
- Mayor Sacks spoke with the property owner, she, the Fire Chief and Superintendent will visit the property to look at the condition of the “road”. If necessary, the Village could put down gravel to stabilize the soil to allow safe access to the lake in an emergency. The property would be used only by the Fire Department and the Village will have an agreement with the property owner.
- Discussion continued. Trustee Bergin offered to assist the Mayor with this issue and meet with the people involved.

Replacement of Old Street Lights & Poles: Trustee Nellissen spoke with Greg Latulipe of NYSEG, about the possibility of replacing the streetlights in the Village. Trustee Nellissen and the Village Board discussed the streetlights and possible changes.

#### RESOLUTION 89 OF 2010

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the replacement of all the mercury vapor street lights with shaded 70-watt metal halide, cobra head fixture, the approximate cost to the village could be \$600.

RESOLVED by Trustee Woerner, SECONDED by Trustee Nellissen.

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

Trustee Elford - aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

Amend Chapter 91 of Village Codes: A public hearing was held at 6:50 p.m. tonight prior to this meeting for this proposed local law.

RESOLUTION 90 OF 2010

WHEREAS a public hearing for proposed Local Law Number 2 of 2010, to “Amend Chapter 91 of the Code of the Village of Round Lake to Provide for Enforcement of all State Uniform Codes” on November 17 at 6:50 p.m.. therefore,

BE IT RESOLVED that the Round Lake Village Board of Trustees approve and adopt Local Law # 2 of 2010 to “Amend Chapter 91 of the Code of the Village of Round Lake to Provide for Enforcement of all State Uniform Codes” as presented. Effective upon its filing with the New York State Secretary of State or December 28, 2010, whichever is later in time.

RESOLVED by Trustee Woerner, SECONDED by Trustee Bergin.

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

Trustee Elford - aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

NEW BUSINESS

Use of Community Room for Voting District 3: The Round Lake Hose Company would like to give up voting for the county and national elections at the fire house. Is the Village Board interested in having the voting here in the Community Room? The only problem would be parking. Some discussion continued.

MOTION by Trustee Nellissen to approve the use of the Round Lake Community Room, at 49 Burlington Avenue, Round Lake, for voting in all Local and National Elections for Election District # 3, voters, SECONDED by Trustee Woerner.

UNANIMOUSLY APPROVED

Park Signs: Mayor Sacks presented a quote for the signs for Village parks & playgrounds. The signs will be 24” x 30” made from .080 aluminum with premium vinyl graphics and lettering. The cost is \$94.00 per sign; the Village will require 6 signs.

RESOLUTION 91 OF 2010

WHEREAS, Chapter 129, “Sex Offenders”, of the Code of the Town of Malta, prohibits persons listed on the New York State Sex Offender registry as a level three sex offender may not reside within one mile of certain parks, and

WHEREAS, the Round Lake Village Board wish to designate certain parks within the Village of Round Lake such as, playground at Simpson Park, playground at Baker Park, South Park (Basketball Court) on Peck Avenue, Tennis Courts on Janes Avenue and ball fields at Pasquarell Park, will be identified with a sign, therefore,

IT IS RESOLVED that the Round Lake Village Board of Trustees authorize the purchase of 6 signs at \$94.00 per sign, for the total cost of \$564.00, 24" X 30" in size, for the Village parks and playgrounds.

RESOLVED by Trustee Woerner, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye  
Trustee Woerner – aye  
Mayor Sacks – aye  
Trustee Elford – aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

Draining on Lake Avenue, Troy Avenue and Burlington Avenue: Superintendent Stevenson informed the Village Board that some of the storm drains at the intersection of Troy, Burlington and Lake Avenues are caving in. The drains go into clay tiles that are crumbling and galvanized pipe that is rusted, the entire system is falling apart. Approximately 60 feet of pipe would need to be replaced. The entire project can be financed through the CHIPS program. The project can be declared an emergency; the Superintendent would like to start tomorrow. Discussion continued about the impact on traffic and access of the local residents.

RESOLUTION 92 OF 2010

WHEREAS the Superintendent Stevenson has reported to the Round Lake Village Board of Trustees that there is an emergency situation with the storm drain system at the intersection of Lake Avenue, Troy Avenue and Burlington Avenue, therefore

IT IS RESOLVED that the Round Lake Village Board of Trustees approves the emergency work of the storm drains at this intersection as set forth by the Village Superintendent. Said work will be completed by W.M. Schultz Construction Inc. at the cost of \$20,540.

RESOLVED by Trustee Woerner, SECONDED by Trustee Bergin.

Trustee Nellissen – aye  
Trustee Woerner – aye  
Mayor Sacks – aye  
Trustee Elford – aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

Budget Transfers:

RESOLUTION 93 OF 2010

The Round Lake Village Board authorizes the following budget transfers:

- Increase 9710.63 by \$18,889
- Increase 9710.73 by \$ 7,386

From Appropriated fund balance \$26,275

Increase A7560.4 by \$27356

Increase A2089 by \$12380

From Appropriated fund balance \$14976

RESOLVED by Trustee Woerner, SECONDED by Trustee Bergin.

Trustee Nellissen – aye

Trustee Elford - aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

UNANIMOUSLY APPROVED

Village Equipment Driver Requirements: The Trustees were presented with vehicle driver requirements for all village equipment. The Trustees were to review the document, is this a policy that the Village Board would like to adopt. This document was provided by the insurance company. Discussion continued. The Fire Department has training requirements; a firefighter must be qualified on the equipment. The NY State driving laws govern any driving violation on personal and fire equipment. At this time, the Village Board will not adopt any possible guidelines.

CORRESPONDENCE

The Village received a letter from Crown Castle notifying the Village that Clearwire terminated their lease on 10/23/10. This will reduce our revenue payment to the amount of \$458.58. They will apply the open credit to the future rent payment.

NYS DOT notified the Village that the Round Lake Gateway project was awarded to the Kubricky Construction Corp. Construction should begin this spring.

APPROVAL OF MINUTES

MOTION by Trustee Bergin to approve the minutes of the Round Lake Village Board meeting of October 20, 2010 as corrected, SECONDED by Trustee Woerner.

UNAMIOUSLY APPROVED

MOTION by Trustee Nellissen to approve the minutes of the Round Lake Village Board meeting of November 3, 2010 as corrected, SECONDED by Trustee Bergin.

UNAMIOUSLY APPROVED

VILLAGE ATTORNEY: Mr. Peterson informed the Board that during the review for Victorian Landings, NYS DOT did not have the latest SEQRA negative declaration. The 2007 document was available, but 2009 the resolution was adopted by the Village Board but was never signed or distributed to the necessary parties. Mr. Peterson has prepared a

summary of the SEQRA document for the Village Board to adopt. Some discussion continued.

The Round Lake Planning Board has granted Preliminary Site Plan and a 90 day extension to Victorian Landing.

RESOLUTION 94 OF 2010

WHEREAS the Negative Declaration issued April 6, 2009 has been lost; now, therefore, it is

RESOLVED that the annexed *Notice of Determination of Non-Significance* is authorized and adopted as a replacement therefore and the Village Clerk is directed to adept and file the same.

RESOLVED by Trustee Nellissen, SECONDED by Trustee Woerner.

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

Trustee Elford - aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

VILLAGE MAYOR: Mayor Sacks suggested that the Village Board start a sunshine fund. We have a Fire Chief and village employee have serious health issues. The funds for gifts can not be from the Village funds, it needs to come from the members themselves. Discussion continued. There was no decision made.

APPROVAL OF ABSTRACT

RESOLUTION 95 OF 2010

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the payment of the following abstracts:

Abstract # 111 in the amount of \$ 29,302.12 general fund, \$8,151.94 water fund, for a total of \$37,454.06

Abstract # 1012 in the amount of \$29,302.12 general fund, \$8,151.94 water fund, for a total of \$6,642.44.

RESOLVED by Trustee Nellissen, SECONDED by Trustee Elford.

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

Trustee Elford - aye  
Trustee Bergin – aye

UNANIMOUSLY APPROVED

MOTION by Trustee Bergin to adjourn the meeting at 8:50 p.m., SECONDED by Trustee Nellissen.

UNANIMOUSLY APPROVED

Respectfully submitted,

Lois J. Whitbeck  
Village Clerk