

ROUND LAKE VILLAGE BOARD OF TRUSTEES MEETING HELD
OCTOBER 5, 2011.

PRESENT: Mayor Dixie Lee Sacks Trustee Christopher Nellissen
 Trustee Dominick DeLorio Trustee Caroline Woerner
 Trustee Thomas Bergin

Also Present: Thomas Peterson, Attorney John Stevenson, Superintendent
 Fred Sievers, Hose Co. Frank Mazza, Fire Chief
 Kendra Mazza Jason Kaczmarek, Asst. Chief
 Linda Connors Robert Connors

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

The pledge of allegiance was recited.

PUBLIC COMMENT PERIOD

Robert Connors stated that they were told that the Village may be willing to purchase their vacant property adjacent to their home on Lake Avenue

Mayor Sacks commented that she was going to discuss this with the Village Board, but has not had the opportunity. Mayor Sacks asked what they are asking for the property.

Mr. Connors replied that they are looking at \$80,000 for the property, which is approximately 17,600 square feet in size.

Mayor Sacks commented that the Board will have to discuss the possible purchase of this property.

REPORTS

Superintendent Stevenson: Everything is good with the water. Lead and copper testing is being done this week. Everything is good with the sewer system.

New front tires were purchased for the front end loader. The 2011 International has had a new windshield installed, it was taken down for some repairs and the windshield was broken by the company doing the repairs.

The oil in the pumps have been changed and the pumps were serviced.

The DPW cut down four dead trees and cut back dead branches in other trees.

The DPW crew put up the tents for the Hose Company Celebration. One tent has been taken down. The second tent will be taken down tomorrow after it has had a chance to dry. The Superintendent spent a few days working of the Childs fire truck. He cleaned out the fuel lines and installed a new filter. Some discussion continued.

Animal Control Officer: Mr. Stevenson reported that one ticket has been issued to the owner of the pit bull on Janes Avenue. He received another complaint about this same dog from another neighbor, but they would not provide a written complaint. The dog is out of the fenced yard all the time, on a daily basis.

Trustee DeLorio suggested that a letter be sent to the owner informing him that the Village continues to receive complaints about his dog running loose, more tickets will be issued.

Ken Rawley arrived. Mayor Sacks told Mr. Rawley that Mr. & Mrs. Connors have already spoken with the Village Board concerning the sale of their vacant lot to the Village.

Mr. Rawley commented that he is here for the same reason. He is concerned about a house being built in the center of the Village that does not fit in with the area. He is so concerned about this that he talked with his banker and was told that it would cost the Village residents \$40 per year per household to purchase the property. Mr. Rawley also called the green space/open space committee to see if they could help with the purchase. He hopes that there is something that can be done to protect this valuable property from being ruined by having an inappropriate house built there.

Fire Chief Mazza: A copy of the monthly report is attached to the minutes. There were 30 calls last month, one was in the Village, and the rest were north and/or west of the Village.

The third Fire Chiefs Vehicle has been delivered and is being lettered. It will be in service tomorrow.

Mayor Sacks and Trustee Woerner congratulated the Fire Chief Mazza and Hose Company President Sievers on the parade, fire works and celebration of the 125th anniversary of the Hose Company. Mayor Sacks commented that there has been a very positive response to the celebration from the residents. Some discussion continued.

Auditorium: Mayor Sacks informed the Board that the Village just received the last bill for the 2011 season. A report will be available for the next meeting.

Veterans Committee: Trustee DeLorio informed the Village Board that their will be a ceremony on Veterans Day, November 11, 2011 at 11 AM. There will be a wreath laying ceremony, comments from the Mayor followed with cider and doughnuts in the Community Room.

There was discussion about the Saratoga County Veterans' Discount Program. There are very few veterans are filing for the discount program.

OLD BUSINESS

Amendment of Certification of Incorporation: Trustee Woerner commented that that as they make the change to a 501C(3) would they consider amending the Hose Company by-laws to allow for an appointment of a Trustee to the Hose Company Board of Directors? Trustee Woerner feels that this would strengthen the relationship and bond between both Boards.

Discussion:

- Trustee Woerner stated that it makes sense that this appointment by the Village Board would be a voting member of their Board.
- Trustee DeLorio stated that he does not see the purpose of this appointment.

- Trustee Woerner replied that it would strengthen the bond between the two entries to have someone who has a seat at the table. The appointee would need to attend both the Village Board and Hose Company meetings.
- Mr. Sievers stated that he would have to take this back to his Board and see how they feel. The Board of Directors meetings are open to the public, the Hose Company membership meetings are not.
- The Village has a stake in the allocation of funds, real property issues, fund raising and non fire fighters matters.
- Trustee Nellissen commented that this may be a good idea, the area is growing rapidly. They may have to go to paid firefighters, which would be Village employees.
- Mayor Sacks has been involved in the planning in the past; Trustee Bergin is a member of the Planning Committee.
- Mr. Sievers will be allowed to bring this issue to his Board of Directors.

RESOLUTION # 85 OF 2011

BE IT RESOLVED that the Village Board of Trustees of the Village of Round Lake, Saratoga County, New York, following a public hearing duly held pursuant to the provisions of the Not-for-Profit Corporation Law of the State of New York hereby approve the Certification of Amendment to the Certification of Incorporation of the Round Lake Hose Company No. 1, Inc. (the “Corporation”) amending the Certificate of Incorporation and the purposes and powers of the Corporation to include the Corporation operating as a tax exempt organization pursuant to Section 501(C)(3) of the Internal Revenue Code.

RESOLVED by Trustee Bergin, SECONDED by Trustee Nellissen.

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

Trustee DeLorio – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

Policy for Use of Chief’s Vehicles: The Board is waiting for the changes to the draft document. Hold for the next Board meeting.

Lake Front: There is to be a meeting with DEC, the Village and the Town of Malta to continue the discussion for the lake front. Mayor Sacks will call about the scheduling of the meeting.

Open Space: Trustee Woerner commented that the committee received comments from the residents at public meetings. This plan does not amend the Master Plan.

Trustee DeLorio asked what happens if this is adopted by the Village Board?

Trustee Woerner replied that it is to be used as a guide to assist with any plan for the Village. Discussion continued.

RESOLUTION # 86 OF 2011

WHEREAS the Board of Trustees of the Village of Round Lake authorized a process for development of a *Farmland Protection and Green Infrastructure Plan* in October of 2008, and

WHEREAS a number of public meetings were held with significant involvement by residents who (1) identified the categories of critical natural resources deserving of protection; (2) specified goals for protecting these resources for the short, medium and long terms; (3) developed plans for restoring ecologically damaged areas and (4) named strategies, plans and funding for achieving these goals and

WHEREAS many hours and great expertise was contributed by Saratoga P.L.A.N., Inc. in the development of the *Farmland Protection and Green Infrastructure Plan* and

WHEREAS the *Farmland protection and Green Infrastructure Plan* is intended to act as a guide for all future development as well as preservation, restoration and enhancement efforts within the Village; now, therefore, it is

RESOLVED that the Board of Trustees of the Village of Round Lake hereby adopts the *Farmland Protection and Green Infrastructure Plan* as an environmental policy guide for the Village of Round Lake.

RESOLVED by Trustee Woerner, SECONDED by Trustee Bergin.

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

Trustee DeLorio – aye
Trustee Bergin – aye

RESOLUTION ADOPTED

Policy for Auditorium Use: The Village Board reviewed the draft #2 of the policy.

Discussion included:

- The Village Board would have the flexibility to waive any/all events for groups such as, girl scouts, boy scouts, fire department or WRLIS.
- Any group would be required to pay a cleaning fee.
- There would be a lower rate for Village residents.
- The purpose of this policy is to allow Village residents the use of the auditorium for private use.
- Mayor Sacks stated that the issue of parking needs to be addressed before this policy is approved.
- The Fire Chief will be included on any committee for parking.
- Fire Chief Mazza commented that the recent parade in the Village made everyone aware of just how narrow some of the streets are. If you factor in the snow, you could have a very big problem in the Village.

- Review of the policy will continue at the next meeting.

Water Tower Update: Mr. Peterson spoke with an Attorney that specializes in bid bonding and has had several conversations with the new Village Engineer about the bids for the painting of the water storage tower. The approval of the bid packet by the NY State Department of Health, which is required, was not included in the packet. It has been suggested that the Village reject all the bid documents for this project.

RESOLUTION # 87 OF 2011

WHEREAS the Board of Trustees of the Village of Round Lake requested bid proposals for painting and related maintenance of the Village's Water Tower, and

WHEREAS by resolution made August 17, 2011, the Village rejected the bid of Worldwide Industries Corp. to perform such services, and

WHEREAS by resolution made August 17, 2011, the Village resolved to accept the bid of Erie Painting & Maintenance, Inc. for such services, and

WHEREAS the Village has since learned that there are regulations of the New York State Department of Health which were not taken into account in the bid specifications, and

WHEREAS the rejection of the bid of Worldwide Industries Corp. may have been unjustified; not, therefore, it is

RESOLVED that the Village Board of Trustees finds that the bid specifications and bidding process were fatally defective and it is further

RESOLVED that all bids are hereby rejected and that the project should be re-bid.

RESOLVED by Trustee Bergin, SECONDED by Trustee Nellissen.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

RESOLUTION ADOPTED

NEW BUSINESS

Fire Department Membership Application: Hold for executive session.

CORRESPONDENCE: Nothing for this meeting.

APPROVAL OF MINUTES

MOTION by Trustee Nellissen to approve the minutes of the September 21, 2011 Village Board of Trustees meeting as presented, SECONDED by Trustee Woerner.

UNANIMOUSLY APPROVED

VILLAGE ATTORNEY: Mr. Peterson informed the Board that the parking control person issued a ticket to the boyfriend of the daughter of another attorney in the Village. This attorney believes that the Village is required to have signs stating that parking laws are enforced.

Mr. Peterson stated that the whole system is flawed; we are no further ahead after all this time.

Trustee Nellissen replied that tickets have been issued; some people are now parking legally.

Trustee Woerner asked if it is necessary to have the name on the parking ticket? If so how do we get a name of the owner of a vehicle?

Discussion:

- There is a difference between a local law and an ordinance? Are they treated the same by the Judge?
- The Saratoga County District Attorney suggested that the Village use a standard ticket form.
- Is it necessary for the Village to post "Parking laws strictly enforced" signs at the five entrances to the Village?
- Does NY State Department Motor Vehicle get notified of the tickets?

Mayor Sacks and Mr. Peterson will meet with the Town of Malta Judge to discuss these issues with the parking tickets.

VILLAGE MAYOR

Mayor Sacks reported that she spoke with Dr. Lee concerning the Landmark Status. The photos and captions have been done and one section of the report has been finished. Paul Dolinsky is away and has some sections to complete when he returns. Dr. Lee suggested that the application be completed. Funding will be available once the Landmark status is accepted.

VILLAGE TRUSTEES

Trustee DeLorio asked if the Village has to appropriate money for parking signs. What about the stop signs for George Avenue?

Mayor Sacks replied that the Village has not heard from the State, hopefully we will not have to take over Round Lake Road until after winter.

Trustee Woerner informed the Board that she will not be at the next meeting, she will be in China.

Trustee Bergin asked what rate per \$1,000, we are paying for library services. The rate is \$.35 per \$1,000.

MOTION by Trustee Bergin to go into executive session to discuss a membership application for the Fire Department, SECONDED by Trustee DeLorio.

MOTION APPROVED

MOTION by Trustee Nellissen to return to the regular session of the meeting,
SECONDED by Trustee Bergin.

MOTION APPROVED

MOTION by Trustee Nellissen to hold the membership application until the October 19,
meeting, SECONDED by Trustee Bergin.

MOTION APPROVED

MOTION by Trustee Bergin to adjourn the meeting at 9:05 P.M.

MEETING ADJOURNED.

Respectfully submitted,

Lois J. Whitbeck
Village Clerk