

ROUND LAKE VILLAGE BOARD OF TRUSTEES MEETING HELD APRIL 17, 2013.

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

Also Present: Thomas Peterson, Village Attorney
Mary Jo Lanahan
Fire Chief Ed Cameron
Michael Roets
Scott Rigney
Eric Schantz
Jill Latza & Homer

Mayor Sacks called the meeting to order at 7:00 P.M.

The pledge of allegiance was recited.

OPPORTUNITY FOR PUBLIC COMMENT

Scott Rigney reported that the Round Lake baseball and Round Lake Little League are working together. They will be getting the port-a-johns soon.

Adirondack Heat has given the Village a check for \$2,500 for use of the ballfields. Mr. Rigney has the schedules for both teams.

Trustee Nellissen asked if they are going to do anything about the parking lot. Mr. Rigney replied that they will be lining the parking lot. They will be talking to the Superintendent this week.

They are planning an opening day parade from the municipal building to the ball fields with a Round Lake fire truck.

Mary Jo Lanahan asked if they have thought about the impact on clean-up day. Last year they caused a traffic jam.

REPORTS

Superintendent Stevenson: Has been in water class all day and has forgotten the meeting.

Fire Chief Cameron: The monthly report will be for the next meeting. The Fire department banquet is on Saturday night. Malta Ridge and Jonesville fire departments will cover the Round Lake district.

CEO Parking: Mr. Schantz reported that he has not issued many tickets. Two tickets were issued for Saratoga Avenue. They tried to contest the tickets but failed. There are still problem is with Lake Ridge parking. He is hearing the same issue that there are no parking signs posted in the area. The only signs are at the five entrances to the Village that state "No Parking on Village Streets" or 1 or 2 signs in problem areas. Could the Village talk to Lake Ridge directly to inform them their customers will be getting parking tickets if they park illegally. Mr. Peterson stated that the judge suggested that "No Parking" signs be put up near Lake Ridge. Lake Ridge should post a larger sign inside their building.

The Village Board and Mr. Schantz discussed parking at the ballfields. Goldfoot Road may become a problem once the ball games begin. There were "No Parking" signs on Goldfoot Road, should they be put up again?

Trustee Nellissen commented that the "Village Residents Only" sign does not work. If something is said to Lake Ridge customers parking in these spots, they just look at you and go into the restaurant.

Lake Ridge has an agreement with the church for additional parking in their parking lot. They are not making use of this space.

Mayor Sacks commented that it's up to Lake Ridge to find legal parking for their customers or to notify their customers.

Code Enforcement Officer: The agreement with the Town of Malta for code Enforcement is working well. The contract is up at the end of this month. The Village Board needs to make a decision about continuing with the agreement.

Trustee DeLorio commented that this is costing the Village \$1,200 per month. We have a couple of applications for the Code Enforcement position. The village should start with the interviews.

Trustee Woerner asked if there is a sense of the amount of time they have spent in the Village.

Mayor Sacks replied that she does not know the amount time spent on Village issues.

Veteran's: Trustee DeLorio stated that he has not had a response from Congressman Tonko's office concerning being in the Village for Veterans Ceremony.

Hannaford has been asked to contribute water; Price Chopper has donated a \$25 gift card, discussion continued about the cake, wreath etc.

WRLIS: Saturday, April 27 is Village clean-up day. The Village Board is going to provide coffee and donuts. WRLIS will provide a pizza and soda lunch.

OLD BUSINESS

Hillman Estates: Mr. Dailey or Mr. Lansing are not in attendance at this meeting. A red line proposed draft has been circulated by Mr. Peterson. Trustee Woerner and Trustee DeLorio have both responded to the draft legislation for the PDD. Some discussion followed.

Zoning Changes: (On Hold)

26 Albany Avenue: Mr. Peterson informed the Village Board that he had met with Brent Elford to review the issues with this property.

NEW BUSINESS

Serial Bond: Mayor Sacks and the Village Board have discussed the merging of the Rural Development Loan for the construction of the water storage tower and the Bond Anticipation Note for the painting of the water storage tower, Engineering Fees, the purchase of new Sensus Reading equipment and replacement of water Valves into a serial bond.

RESOLUTION # 34 OF 2013

SERIAL BOND # 01 OF 2013

ADOPTED BY

THE BOARD OF TRUSTEES OF THE

VILLAGE OF ROUND LAKE

COUNTY OF SARATOGA

STATE OF NEW YORK

WHEREAS, the Round Lake Village Board of Trustees has this day adopted a resolution authorizing the sale of a Serial Bond in the amount of One Hundred Forty-seven Thousand Two Hundred Ninety-seven Dollars (\$ 147,297) for the merging of a Rural Development loan for the construction of the Water Storage Tank and an Adirondack Trust loan for the Exterior Painting of the Water Storage Tank, Engineering Fees, the purchase of Sensus Reading Equipment and Replacement of Water Valves, said bond 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 One Hundred Forty-seven Thousand, Two Hundred Ninety-seven Dollars (\$147,297). The amount of the Serial Bond hereby authorized is One Hundred Forty-seven Thousand Two Hundred Ninety-seven Dollars (\$147,297), to be issued as a Serial Bond and that none of said Bond has been sold and no other bond has been issued in anticipation of the sale thereof (except as aforesaid).
4. There is hereby authorized to be issued a Serial Bond in the amount of One Hundred Forty-seven Thousand, Two Hundred Ninety-seven Dollars, (\$147,297) which shall not be issued prior to April 30, 2013 and which shall mature April 30, 2023 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 2.5 % per annum at maturity and said Bond shall be sold to Adirondack Trust Company of Saratoga Springs, New York, upon receipt of the face amount thereof.
5. 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 2013 for the purposed of Section 265 (b) (3) (C) of the Code exceeding \$10 Million Dollars.

6. Appropriate documents shall be executed to prevent application of the
arbitrage provisions of the Internal Revenue Code to said Bond and the Bond 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.

7. 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 Bond.

8. 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 17th day of April, 2013 and is in full force and effect.

RESOLVED by Trustee Bergin, SECONDED by Trustee Woerner.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

RESOLUTION ADOPTED

Adoption of Village Budget:

RESOLUTION # 35 OF 2013

WHEREAS a public hearing for the tentative 2013-2014 budget was held April 3, 2013,

BE IT RESOLVED that the Round Lake Village Board of Trustees approves and adopts the 2013-2014 Village budget with the increase in the water budget of \$1,000 and an increase in the hospital medical appropriation of \$3,000,

BE IT ALSO RESOLVED that the 2013 property tax is \$ 4.90 per \$1,000 taxable value and the water rate is \$360 per unit divided equally in June & December and \$3.76 per 1,000 gallons of water used. The sewer rate is \$272 per unit divided equally in June & December.

RESOLVED by Trustee Woerner, **SECONDED** by Trustee Nellissen.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

RESOLUTION ADOPTED

Victorian Landings: Mayor Sacks received a map of the Victorian Landing site from Jason Preisner, Lamont Engineers. The map shows areas that look like the project is to be phased.

Discussion included:

- All infrastructure must be completed.
- The Village was to receive 3% of the price for all sand that was sold from the site. The contractor was selling sand.

Appoint Fire Chiefs: Mayor Sacks appointed Frank Mazza, Fire Chief, Edward Cameron, 1st Assistant Fire Chief and Robert Jewell, 2nd Assistant Fire Chief.

There was discussion the adoption of a local law requiring that the fire Chief's live within the village or Fire protection district. Some discussion continued.

Dan Carey, Safety Officer lives in Ballston Spa but does not have a Chief's car.

Approve the Sale of Fire Equipment: The Fire Department has offered some items for sale on line. The Village Board of Trustees needs s to approve the sale of equipment.

RESOLUTION # 36 OF 2013

BE IT RESOLVED that the Round Lake Village Board of Trustees approve the sale of the following equipment that was sold by Auctions International, Inc.

Smoky Training System	\$ 72.50
Scott 4.5 AirPak Frames	620.00
Scott 4.5 AirPak Frames	310.00
Scott 4.5 AirPak Frames	300.00
Federal Signal Jetstrobe Light Bar	45.00
Code 3 MX7000 Bar Light	19.00
Scott AC2000 Face-pieces	460.00
(4) Streamlight Lights with Charging Base and Extra Bulbs	55.00
Misc. fire Extinguishers	32.00
Tempest Power Smoker Smoke Machine	82.50
Spamco Model #5 Hose Washer	13.00

(2) Mini-Bar Blue Lights	21.00
Scott Eagle Imager	490.00
Motorola MT1000 Portable Radios W/various Chargers	85.00
(4) Streamlight Light Boxes with charger Bases	57.50
Rockwood Eductor 1.5"	11.00
(2) Nozzles	57.50
Big Boy Topsider Multipurpose Vacuum Pump	11.00
Box of Maxtrac Radios by Motorola with Remote Heads and Microphones	92.50
(3) Plectrons	10.00
Indian Tanks with (4) Nozzles	13.00

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

Appoint new ZBA Member & Chair: Mayor Sack read the resignation of Kevin Cronin as Chairman of the Zoning Board of Appeals effective immediately.

Mayor Sacks appointed C. Brent Elford as Chairman of the Round Lake Zoning Board of Appeals to complete the two (2) year term for Mr. Cronin.

MOTION by Trustee Woerner to approve the appointment of Mr. Elford to the Zoning Board of Appeals, SECONDED by Trustee Bergin.

UNANIMOUSLY APPROVED

Gateway Sign Landscaping: Diane Marchand has proposed a landscaping plan for the Round Lake Gateway signs at Route 9 and George Avenue. The cost of the proposed project is \$1,670. The Village Board discussed the project.

RESOLUTION # 37 OF 2013

BE IT RESOLVED that the Round Lake Village Board of Trustees approves the expenditure of \$500.00 to WRLIS for the plantings at Gateway signs at Route 9 entrance to the Village.

BE IT ALSO RESOLVED that the Village board authorizes Mrs. Marchand to complete the landscaping.

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

Proposed Local Law for Building Moratorium: Mr. Peterson presented copies of the proposed Local Law enacting a building moratorium. A public hearing is scheduled for May 1, 2013 at 6:50 P.M.

Request for Use of the Auditorium: Mayor Sacks read a request from Lisa Santy, Chair of the Historical Society, for a chicken bar-b-cue on September 15, 2013. This is a benefit for the Ferris-Tracker organ.

MOTION by Trustee Bergin to approve the use of the Round Lake Auditorium for a benefit for the continuing care of the Ferris Tracker organ, **SECONDED** by Trustee Nellissen.

MOTION APPROVED

CORRESPONDENCE: Mayor Sacks informed the Village Board that the Village received a check in the amount of \$2,500 from Adirondack Heat for the use of the ballfields.

APPROVAL OF MINUTES

MOTION by Trustee Nellissen to approve the minutes of the annual meeting of the Village Board of Trustees held April 1, 2013, as presented, **SECONDED** by Trustee Woerner.

UNANIMOUSLY APPROVED

MOTION by Trustee Nellissen to approve the minutes of the Public Hearing for the 2013-2014 tentative Village Budget, held April 3, 2013, **SECONDED** by Trustee Woerner.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – abstain

Mayor Sacks – aye

MOTION APPROVED

ADVANCE PAYMENT OF CLAIMS: The Village Board held the adoption of this resolution at the Annual Meeting.

RESOLUTION # 38 OF 2013

WHEREAS the Round Lake Board of Trustees has determined to authorize payment in advance of audit of claims for public utility service, postage, freight and express charges, debt service payments, contractual expense; and

WHEREAS all such claims must be presented at the next regular meeting of the Village board for audit, and

WHEREAS the Claimant and the Officer incurring or approving the claim are jointly and severally liable for any amount the board of Trustees disallows,

NOV THEREFORE BE IT RESOLVED

SECTION 1. That the Board of Trustees authorized payment in advance of audit of claims for public utility services, postage, freight and express charges. All such claims must be presented at the next regular meeting for audit and the claimant and the officer incurring or approving the claims are jointly and severally liable for any amount the Board of Trustee disallows.

SECTION 2. That this resolution is effective immediately.

RESOLVED by Trustee Nellissen, **SECONDED** by Trustee DeLorio.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

RESOLUTION APPROVED

VILLAGE MAYOR: Mayor Sacks would like to change the workshop for the Architectural Standards from April 24 to May 8 at 6:30 P.M.

Mayor Sacks is scheduling a meeting for the landmark application.

Mayor Sacks asked the Village Board to think about the use of village equipment. There needs to be a policy for the use of the signboards, chairs, tables and etc.

Trustee Woerner stated that village organizations feel that the equipment was purchased with tax payers' money; therefore they should be able to use this equipment.

The use of these items should require the approval of the Village Board. It was suggested that a pre- approved list be prepared.

VILLAGE ATTORNEY: Nothing for this meeting.

VILLAGE TRUSTEES:

Trustee Nellissen asked if the Village had heard anything about the boat launch.

Mayor Sacks replied that the Village receives an application for a work permit that we had to complete.

There was some discussion about insurance on the boat launch.

Trustee DeLorio asked if the Village could put trash cans on the Zim Smith Trail. Dog owners are picking up after their dogs BUT leaving the dog bags on the trail. Some discussion followed.

The Village will try again with the trash cans on the trail.

Trustee DeLorio asked if the DPW had an extra 20 MPH signs they could put up on George Avenue at Mount Morris. Vehicles stop for the signs at Burlington Avenue and George Avenue then speed up to get to Route 9. The additional speed limit sign may remind them of the speed limit.

Discussion continued about speed limit signs and stop signs.

MOTION by Trustee Nellissen to install stop signs at the intersection of Haven Avenue and George Avenue also three-way stop signs at the intersection of Goldfoot road and Burlington Avenue,

SECONDED by Trustee DeLorio.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – nay

Trustee Bergin – nay

Mayor Sacks – aye

MOTION APPROVED

APPROVAL OF ABSTRACT

RESOLUTION # 39 of 2013

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

Abstract # 411 in the amount of \$57,204.34 general fund; \$ 1,588.65 water fund and H8 fund \$18,258.80 for a total of \$ 77,051.79.

Abstract # 313 in the amount of \$289,873.96 general fund; \$ 1,042.78 water fund for a total of \$ 290,916.74.

RESOLVED by Trustee Bergin, **SECONDED** by Trustee Woerner.

Trustee Nellissen – aye

Trustee DeLorio – aye

Trustee Woerner – aye

Trustee Bergin – aye

Mayor Sacks – aye

RESOLUTION ADOPTED

MOTION by Trustee Bergin to adjourn the meeting at 8:53 P.M.

ADJOURN MEETING

Respectfully submitted,

Lois J. Whitbeck,

Village Clerk