

ROUND LAKE VILLAGE BOARD OF TRUSTEES MEETING HELD MARCH 16, 2016

PRESENT: Mayor Dixie Lee Sacks
Trustee Thomas Bergin
Trustee Heidi Parker

Trustee Christopher Nellissen
Trustee Michael Roets

ALSO PRESENT: Superintendent John Stevenson
Attorney Thomas Peterson
Victor Isca
Scott Rigney
Stewart Galloway
Brian Montague

Chief Frank Mazza
Code Enforcement Peter Sheridan
Gary Putman
Ken Rawley
Julie Galloway

Mayor Sacks called the regular meeting of the Village Board to order at 7:00pm
The pledge of allegiance was recited.
Congratulations to the new trustees.

PUBLIC COMMENT PERIOD

Stewart Galloway is present to discuss the storm drainage. He had previously met with Superintendent John Stevenson and the Village Engineer. Stew would like to see the pavement cut back and swale re-established. Stew stated that this would be the simpler cheaper way to go and could solve the problem. John stated that an additional drain should be added on the Spallholz side of the street in the low area. John stated that there are three intersections that drain to that area and new drainage is needed there. The drain on Cleveland Ave by the Crandall farm is eroding the street and needs to be replaced. Stew suggested cutting back the pavement and putting in a swale. The pavement created a dam so the water runs down the driveway. The dam needs to be removed, that is the issue. John stated that Village engineer shot the road grades on Andrews Ave and if the road was taken down by 1" it still would not solve the problem. Drainage does need to be done. Discussion continued. Stew thanked the Board for their help.

Ken Rawley is present to ask the Board about a walkway through Scott Park and a walkway across Curry Road at Leah's Cakery. He also asked about making the water/sewer bill a tax. He was told no – the water sewer bills were relieved to Malta's tax bill. He asked if the Village uses Round-Up. John Stevenson said that they do not use it.

Scott Rigney asked the Board if the building at the ball field would be taken down soon. John Stevenson said he would speak with Tholin Construction for a cost estimate to take it down before the spring ball season starts. Mayor Sacks stated that she thought the ball field group was going to take it down. Scott said that they were going to rebuild it – not take down the existing structure. Mayor Sacks stated that it should be boarded up if it's not going to be taken down.

REPORTS

Superintendent Stevenson: Superintendent John Stevenson stated that the water system is good. The disinfection byproduct test was lower than the maximum contaminant level due to the overall yearly average; however, the violation letter will be going out. Superintendent Stevenson stated that Round Lake conducts all mandatory tests as required by the NY State Dept. of Health.

He bought some valves for emergencies. The sewer system is fine. The street signs are all in but some need to be adjusted. Cleanup was done in Rowe Park. He stated that the wood chipper was down for three days. It's a 1991 model that we bought used from Donovan. He will get an estimate for a new one – he thinks it will be around \$40,000. Tom Bergin asked John if we know what Clifton Park tests their water for before we go ahead and get our own tests. Regarding pesticides – we test and the county tests for them.

Animal Control Officer: No calls from the Village. The Town of Malta has two new animal control officers.

Fire Chief Mazza: The Fire Dept. dealt with the Fire at the Gun club and the truck accident at the roundabout. Appoint the chiefs at the April 20th Village Board meeting. Report attached.

Code Enforcement Officer Sheridan: CEO Peter Sheridan took photos of the first house in Griffin's Ridge. The concrete structure in the woods behind the houses needs a cover. This was an old drainage structure that was there from when the trains ran through the Village. Two culverts were replaced under the road and the water is flowing. Attorney Peterson drew up papers for 4 Troy Avenue and Peter showed the Board the photos of the interior. Peter stated that since the 2013 bank foreclosure, not much has happened. Recently the bank made a motion to foreclose and sell the house - see letter attached. The bank is responsible for maintaining the property. The Village can sue for cost. If the Village waits one month or so, the bank will be responsible.

Veteran's Committee: Victor Isca stated that 310 bricks need to be replaced at a cost of \$19 each (stamping & shipping) totaling approximately \$5,900. Some of the original bricks were stamped. The new company will send some samples. Mike asks if we can do all 310 bricks at the same time. Gary asks if we can resell old bricks. Discussion continued.

RESOLUTION No. 17 of 2016

BE IT RESOLVED that the Round Lake Village Board of Trustees agrees to authorize payment for up to \$1000 in unappropriated funds for the Veteran's Memorial brickwork repairs.

RESOLVED by Trustee Bergin, **SECONDED** by Trustee Nellissen

Trustee Bergin – aye
Trustee Roets – aye

Trustee Nellissen – aye
Trustee Parker – aye

Mayor Sacks - aye

Auditorium: Trustee Parker spoke with Joe Shaver and will meet with Tom Peterson about Carpe Diem's contract. The stage extension will be down for the month of June. She will work with Rachel to determine the summer schedule as far as the stage extension is concerned. John Stevenson will check out the sturdiness of the extension. Dan Peczka put together some utility sinks and a lock box on the side of the sound booth.

OLD BUSINESS

26 Albany Avenue: Attorney Peterson commented that CEO Sheridan had called the secretary for the Malta Judge and asked her to set a fire under the Judge for a decision. It has been 90 days and the decision was to be made within 30 days. Mr. Peterson stated that the Judge does not need the Village to bug him for a decision. The Village will have to wait for the Judge to make his decision. The Village could go to Supreme Court if the Village is not happy with the Judge's decision.

Parking & Drainage Improvements: There is nothing new on this issue.

Foreclosed Properties: There is nothing new on this issue.

The Mill on Round Lake: Wayne Beale has said the he was working on something for the Village Board. CEO Sheridan will issue a letter to Mr. Beale that the Village has a new law for Operating Permits. The issue of the loud music needs to be settled or his Operating Permit might be affected.

NEW BUSINESS

Presentation of the 2016 & 2017 Village Budget. See Mayor's Budget Message

LOSAP Membership: The Town of Malta has notice that the Town of Malta's Comptroller's office has performed a limited review of the Round Lake Fire Department Firefighter Service Award Program's Records for year ended December 31, 2015. Attached to the notice is a list of 44 RLFD volunteer firefighters qualified for the service award program in 2015.

MOTION by Trustee Nellissen to accept the notice from the Town of Malta that 44 Round Lake firefighters have qualified for the 2015 service award program, **SECONDED** by Trustee Roets.

MOTION APPROVED

DOH Stipulation: New York State, Department of Health, Administrative Tribunal Stipulation has been sent to the Village of Round Lake. The DOH has assessed a fine of \$2,000 for sanitary code violation findings. The Village has exceeded the total Trihalomethane, Disinfection Byproduct Maximum Contaminant Level (MCL). The fine will be modified to \$0

if the Village agrees to the stipulation and the abatements are completed on or before August 31, 2016.

RESOLUTION No. 18 of 2016

WHEREAS The Village of Round Lake was served with notice of alleged violation of 10 NYCRR 5-5.51(a) and assessed a fine of \$2,000.00 by the New York State Department of Health (“NYSDOH”) on or about March 4, 2016 and

WHEREAS that NYS DOH has offered to enter in an Administrative Tribunal Stipulation with the Village of Round Lake for corrective action to take place on or before August 31, 2016, which Administrative Tribunal Stipulation would reduce the fine to \$0.00; now, therefore, it is

RESOLVED that the Village Board of Trustees authorizes and directs the Village Mayor to execute and deliver the above-referenced NYS DOH Administrative Tribunal Stipulation bearing Docket Number 20130443

RESOLVED by Trustee Nellissen, **SECONDED** by Trustee Bergin

Trustee Bergin – aye
Trustee Roets – aye
Mayor Sacks - aye

Trustee Nellissen – aye
Trustee Parker – aye

NEW BUSINESS CONT’D

Superintendent Stevenson stated that some places are getting different results from different labs. He stated that when he takes the next tests, he will send samples to two different labs. Trustee Nellissen and Brian Montague discuss the history of the problem. Tom Peterson made a recommendation to serve notice of claim against Clifton Park Water Authority (CPWA) and the Saratoga County Water Authority (SCWA).

MOTION by Trustee Bergin to follow the advice of the Attorney to file a notice of claim against CPWA & SCWA, **SECONDED** by Trustee Nellissen.

CORRESPONDENCE: Nothing for this meeting

APPROVAL OF MINUTES

MOTION by Trustee Nellissen to approve the minutes of the Public Hearing for proposed Local Law # 1 of 2016 “Open Burning Law” held March 2, 2016, **SECONDED** by Trustee Bergin.

MOTION APPROVED

MOTION by Trustee Nellissen to approve the minutes of the March 2, 2016 Village Board of Trustees Meeting, as presented, **SECONDED** by Trustee Bergin.

MOTION APPROVED

VILLAGE ATTORNEY

Farone Amedore has fallen behind on reimbursing the Village for engineering fees. Attorney Peterson recommends asking for \$15,000 in an escrow account. He has received a letter back from their attorney. Attorney Peterson's response was that engineering services will be required for several more years. In addition, we will not accept the roads until the heavy construction is completed.

Attorney Peterson has partnered with Miller Mannix Schachner & Hafner as 'of counsel' and will continue to use Village letterhead for his municipal work.

VILLAGE TRUSTEES

Trustee Roets stated that this is his last meeting and that it has been a pleasure serving on the Village Board. Mayor Sacks commented that it was great having Trustee Roets on the Planning Board, then on the Village Board of Trustees and stated that he is now going back to the Planning Board. Thank you for your service to the Village.

APPROVAL OF ABSTRACTS

RESOLUTION No. 19 OF 2016

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

Abstract #311 of 2016 in the amount of \$16,202.58 general fund, \$1,992.95 water fund, and \$0 sewer fund for a total of \$18,195.53

Abstract #312 of 2016 in the amount of \$16,478.01 general fund, \$2,017.63 water fund and \$197.70 sewer fund for a total of \$18,693.34

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

Trustee Nellissen – aye
Trustee Roets – aye
Mayor Sacks – aye

Trustee Bergin – aye
Trustee Parker – aye

RESOLUTION ADOPTED

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

Mayor Sacks stated that this is Lois Whitbeck's last meeting as Village Clerk. They have worked together for a long time. Thank you for your hard work and dedication over these past 27 years.

ADJOURN MEETING

MOTION by Trustee Bergin to adjourn the meeting at 8:48 pm.

MEETING ADJOURNED

Respectfully submitted,

Lois J. Whitbeck
Village Clerk