

ROUND LAKE VILLAGE BOARD OF TRUSTEES MEETING HELD JULY 20, 2016

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

Trustee Christopher Nellissen
Trustee Gary Putman

ALSO PRESENT: Superintendent John Stevenson
CEO Peter Sheridan - absent
Jane & Dan Curtis
Deborah Albrecht
Corliss Robichaud
Nick Dean
Jonathan Albrecht
Jack Fitzgerald
Eva Sackal
Eric Leach
Joy Wolf
Ronnie Mather

Chief Frank Mazza
Ken Rawley
Robyn Shaffer
Jim Johnson
Lydia Hoffman
Kim Berry
Terry Brown
Robert Kinkead
Frank Holloway
Amy Leach
Jim Finkle
Jon Cullinan

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

PUBLIC COMMENT PERIOD

Deborah Albrecht (for WRLIS) was present to address the Board regarding Markets at Round Lake. She passed out a sheet detailing her points of discussion (see attached) which included street closures, overflow parking, exhibitor parking, music and beer tent.

Jack Fitzgerald, Ron Mather and Eric Leach were present to address the Board with their concerns over the street closures. Mr. Fitzgerald did not want the roads closed. Mr. Mather and Mr. Leach did not want the Markets moved into the center of the Village. They were concerned that this would set a precedent for future events. Mr. Leach asks why we don't keep the event on the Zim Smith Trail as he doesn't like having crowds of people in the middle of the Village.

Ms. Albrecht responded by explaining that the book sale will do better as it's being incorporated into the event. She stated that WRLIS wanted to try something new and explained that the antiques festival had been around the Auditorium in the past and closing the roads was for safety concerns. Eva Sackal explained that the Village is a backdrop to this event. The event is meant to showcase the Village and to set a welcoming tone to vendors, media and shoppers alike. She stated that the committee has been talking up the Village as part of this re-launch of the Arts and Crafts Festival – now called Markets at Round Lake.

Mr. Mather asked if the Village is allowed to close roads. Attorney Peterson stated that the Village is allowed to close its own roads.

Kim Berry stated that she loves the concept of the Markets as well as the events at the Auditorium and noted that as long as there were parking spaces provided for displaced residents, that was a reasonable concession. She thought someone should be monitoring the parking lot.

Trustee Putman stated that if the roads are not closed off, there's would be the potential for a free-for-all looking for parking spots.

Discussion ensued with several other residents repeating the same concerns.

Mayor Sacks asked the Board how they feel about the road closures.

Trustee Nellissen noted that the local law states that upon notice, the Village can close roads. Alternatively, the Village could consider closure to all but local traffic, so that residents will be able to have automobile access to their homes. Trustee Nellissen asked how many homes are affected. Ms. Albrecht stated there are 19 homes. Attorney Peterson stated that we need to look at the state law as to how to close a road. He said he would get back to the Board with the specifics. He also noted that we have all been to street fairs and have enjoyed ourselves. Eva Sackal noted that we should err on the side of caution and thought it was common practice to close roads.

Mayor Sacks asked if the Committee could make resident parking signs. Ms. Sackal agreed. Trustee Nellissen noted that it might be difficult to keep only residents in the designated residents parking area. He asked what the compromise to the situation was – do we close the streets and have local residents drive past the cones if they must leave? He continued by saying this might prevent visitors from driving through the closed areas. Trustee Parker agreed with the road closures and some good will. She suggested that people move the cones when they need to leave. More discussion ensued.

Eva Sackal stated that this is the first year of this new show and that it was not her intention to create chaos. She didn't want to make it more difficult. She stated that the Committee is willing to try this plan and adapt it as needed next year.

RESOLUTION No. 44 OF 2016

BE IT RESOLVED that noted roads to be closed to public traffic and to allow only local residents to have vehicular access. Cones can be moved by residents as needed. Overflow parking will be permitted at Orient Park for displaced local residents (with proper identification) who wish to have their cars parked elsewhere for the duration of the Markets event.

RESOLVED by Trustee Parker, **SECONDED** by Trustee Putman.

Trustee Nellissen – aye

Trustee Bergin

Trustee Putman – aye
Mayor Sacks - nay

Trustee Parker - aye

RESOLUTION APPROVED

Trustee Nellissen continued the discussion by adding that the Village is not setting a new precedent by bringing the event into the Village. He stated that hopefully we have come up with a solution that will satisfy most people.

Jon Cullinan stated that he is in favor of the Markets and that he had an additional two parking spots if anyone needed them. Discussion ensued.

Mayor Sacks stated that the Board has made its decision and she thought it was time to move on.

Lydia Hoffman was present to address the Board.

She stated that the Village has made an application to get the Auditorium on the National Register of Historic Places. She stated that the Village has received a letter from the Parks Department that the process is moving forward and that our application is being considered now. She also stated that she has been speaking with Steven Mallory and Patty Henry about the process and they have mentioned that it is looking very favorable right now and extremely positive reports are coming back. The organ is getting good reviews and more comments should be coming in a month or two.

REPORTS

Superintendent Stevenson

- Disinfection by-products test results are in from two labs and the results were mixed. Discussion ensued whether to continue using two labs. Board decided to continue only with JH Consulting and not CNA.
- Stevenson stated that he got an estimate of \$9000 (to be taken out of roads budget) for the parking area (22' x 80') on Albany Ave at Hedding Ave. Stevenson noted that a small lot for six cars (18' x 50') might be more suitable.

RESOLUTION No. 45 OF 2016

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the DPW to spend up to \$9,000 on a new parking area on Albany Avenue at Hedding Avenue

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

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

- The two benches donated by Lake Ridge and The Mill have been installed on the Zim Smith Trail.
- Auditorium bathrooms have all been fitted with soap and paper dispensers
- The crosswalk sign has been installed and is working well on Curry Road
- Routine maintenance continues

Animal Control Officer

No calls

Fire Chief Mazza (report attached)

- Chief Mazza stated they were very busy and had 40 calls in June
- They are 10% busier than they were at this time last year – they've had water rescues, car accidents, etc.
- The new LCD sign has been installed. Trustee Nellissen asked if the weather scrolling on the new sign could be stopped or limited to Saratoga County. Mazza stated he didn't think it could not be changed at this time, but will look into it.

Code Enforcement Officer Sheridan (report attached)

CEO Sheridan was absent for this meeting

OLD BUSINESS

26 Albany Avenue

Attorney Peterson stated there is no decision yet from the Malta Town Court. The Board asked Attorney Peterson to put together documents to move forward to Saratoga County Supreme Court. There will be no ZBA meeting in August. If the Cottrells want to come back it will have to wait until September.

Parking & Drainage Improvements

Mayor Sacks stated she needs permission to put the Cleveland Avenue drainage project out to bid. Trustee Putman noticed a small typo on the plans. Mayor Sacks stated she will call Lamont Engineering so they can note it in an addendum.

RESOLUTION No. 46 OF 2016

BE IT RESOLVED that the Round Lake Village Board of Trustees authorizes the Village office to bid out the Cleveland Avenue drainage project

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

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

Foreclosed Properties

The pool at 4 Bowman Avenue has been removed.

The Mill on Round Lake

Attorney Peterson stated that there had been a public hearing in Clifton Park with regard to zoning of the residential lot to the south of the Mill. Attorney Peterson noted that if this parcel is rezoned commercial and the Mill builds a parking lot, the bar will be over capacity and as a result, will violate the sound laws. Round Lake opposes it. Attorney Peterson wrote to Clifton Park about spot zoning being illegal. Trustee Nellissen reiterated our objection about the occupancy limit and the repeated noise violations – allowing the lot to be rezoned would enable the problem further. Attorney Peterson noted that all the points that Round Lake made were entered into the meeting minutes.

Acceptance of roads – Victorian Landings

Attorney Peterson stated that we have an agreement on the letter of credit amount. He also mentioned he wants Lamont Engineering to double check the deeds. Attorney Peterson also stated that before we take the roads a storm grate should be installed at the bottom of the hill so water drains there and not flood the roundabout. Trustee Nellissen mentioned this was not in the original design.

Griffin's Ridge

Attorney Peterson stated that Belmonte Builders agreed to the proposed letter of credit amount. The amount was determined taking into account the soft road conditions. These must be repaired – Lamont Engineering must be satisfied before accepting the roads.

Mayor Sacks stated she received a message from Jason at Lamont Engineering that he did not approve the wooden guard rail at the entrance of Griffin's Ridge. Superintendent Stevenson did an inspection when Belmonte was building it. Discussion ensued.

Trustee Nellissen asked if the porous pavement issue was resolved. Attorney Peterson mentioned that according to the PDD, the porous pavement was concrete and we can make a substitute as long as it is another concrete product.

Attorney Peterson mentioned that Belmonte would like to change the PDD with regard to their signage. They would like to keep their sign up past the selling of the last house. Attorney Peterson stated that the Board would have to decide about the sign at a later date.

Trustee Nellissen asked about Amedore's sign for Victorian Landings, to which Attorney Peterson noted that the sign could stay while Amedore was still building and selling homes.

CORRESPONDENCE

Mayor Sacks stated that the Village applied for a grant through Carrie Woerner for Auditorium renovations for \$125,000.00. We will fill out the appropriate paperwork to get the process started.

VILLAGE ATTORNEY

Attorney Peterson said there were some items to discuss in executive session.

VILLAGE TRUSTEES

Trustee Putman addressed the Village Board with regard to Local Law 130.2 – 130.3. Trustee Nellissen quoted the code which reads “No person shall operate or cause to be operated on private property any source of sound in such a manner as to create a sound level which exceeds 50 decibels between the hours of 9:00 p.m. and 7:00 a.m. or 60 decibels between the hours of 7:00 a.m. and 9:00 p.m. when measured at or within the property boundary of the receiving land use.” And “The provisions of § 130-2 shall not apply to: Activities in public parks, playgrounds or public buildings under permission or authority of the Village.

Trustee Nellissen asked if the Board needs to pass a motion in case the music goes above 60 dbi or is it implicit in the law already. Attorney Peterson stated that the Local Law states our code and that the Village already gives permission for events in the park. Peterson noted that it is up to the Board to give the Markets at Round Lake permission to use the village parks.

RESOLUTION No. 47 OF 2016

BE IT RESOLVED that permission is given to The Markets at Round Lake to use designated village park areas starting August 12, 2016 for setup and August 13-14, 2016 for their event **RESOLVED** by Trustee Nellissen, **SECONDED** by Trustee Parker.

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

APPROVAL OF MINUTES

MOTION by Trustee Nellissen to approve the minutes of the Meeting of the Village Board of Trustees on June 15, 2016, **SECONDED** by Trustee Putman

MOTION APPROVED

RESOLUTION No. 48 OF 2016

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

Abstract #612 of 2016 in the amount of \$47,083.41 general fund, \$889.95 water fund, and \$187.76 sewer fund for a total of \$48,161.12 Abstract #711 of 2016 in the amount of \$28,415.02 general fund, \$1,287.05 water fund and \$0 sewer fund for a total of \$29,698.90

RESOLVED by Trustee Putman, **SECONDED** by Trustee Nellissen

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

ADDITIONAL PUBLIC COMMENT PERIOD

Eva Sackal addressed the Board a second time.

Ms. Sackal stated that she had an initial conversation with the Saratoga Chamber of Commerce regarding Paul Tonko visiting the Village on August 12, 2016. She will forward any correspondence to the Village office when she gets it.

Jim Finkle was present to address the Board.

Mr. Finkle requested the meeting agendas to be posted on the Village website. He also asked if an agenda can be posted in the Municipal Building prior to a Board meeting. It was agreed that this could be done. Mr. Finkle also proposed the idea of video recording the Board meetings. Trustee Nellissen and Mayor Sacks were not in favor of recording meetings. Trustee Putman stated that it would take a big effort to start this type of recording. Mayor Sacks stated that it is the pleasure of the Board to not record meetings at this time.

MOTION by Trustee Nellissen to go into Executive Session **SECONDED** by Trustee Putman.
MOTION APPROVED

MOTION by Trustee Nellissen to return to Regular Session **SECONDED** by Trustee Putman.
MOTION APPROVED

RESOLUTION No. 49 OF 2016

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the Village to take 26 Albany Ave LLC to County Supreme Court

RESOLVED by Trustee Nellissen, **SECONDED** by Trustee Putman

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

RESOLUTION No. 50 OF 2016

BE IT RESOLVED that the Round Lake Village Board of Trustees authorize the Village to sign a contract with Andrea DiDomenico

RESOLVED by Trustee Nellissen, **SECONDED** by Trustee Putman

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

RESOLUTION No. 51 OF 2016

BE IT RESOLVED that a public hearing will be scheduled in one month to amend the PDD for the 9 lots at Griffin's Ridge

RESOLVED by Trustee Nellissen, **SECONDED** by Trustee Putman

Trustee Nellissen – aye
Trustee Putman – aye
Mayor Sacks

Trustee Bergin
Trustee Parker - aye

RESOLUTION APPROVED

ADJOURN MEETING

MOTION by Trustee Nellissen to adjourn the meeting at 9:40 pm.

MEETING ADJOURNED

Respectfully submitted - Kim Sheridan-Dugmore - Village Clerk