

Minutes of the Regular Meeting and Public Hearing of the Board of Trustees of the Village of Lake George, NY, held on Monday, July 19, 2021 at 4:30 p.m. Zoom teleconferencing was also available.

MEMBERS PRESENT: Robert M. Blais, Mayor
John Earl, Deputy Mayor
Joseph Mastrodomenico, Trustee
Ray Perry, Trustee
John Root, Trustee

Also Present: Clerk Debra McKinney, Superintendent Keith Lanfear, John Herzog, and via Zoom was WWTP Operator Tim Shudt, Thom Randall (Journalist) and others.

At 4:30 p.m. Mayor Blais opened the Regular Meeting and asked Trustee Mastrodomenico to lead the Pledge of Allegiance.

Mayor Blais presented the minutes from a Regular Meeting held on June 21, 2021. Trustee Root made a motion, seconded by Trustee Perry, unanimously carried to approve the minutes from the Regular Meeting held on June 21, 2021.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0

MOTION PASSED.

At 4:32 p.m. Mayor Blais opened a Public Hearing for Proposed Local Law No. 5, 2021 Amending Chapter 220, "ZONING" Sections 43 Solar Energy Systems. The long form SEQR was completed and declared negative at the June 21, 2021 meeting. Mayor Blais explained that this is a new law that would set forth the regulations and guidelines for individuals and businesses within the Village that wish to install solar panels. The local law mirrors a law previously adopted by the Town of Lake George, but is a bit more restrictive because of the density in the Village. He then opened the floor to public comment.

Monthly reports from the Sanitation Department and Caldwell Sewer District, Superintendent of Public Works, Planning & Zoning Office, Fire Department, Parking Meters Collections, Meter Enforcement, and REC Center were presented and made available to the public.

Doni Smith, President of the Fire Company, sent notification that they held an election on July 6, 2021. Brandon Combs was elected Fire Chief, and the Company is recommending appointment. Trustee Earl noted that he thinks Brandon's experience is a little short of the required seven years, but since the Company is waiving the experience requirement, the Village Board may agree to follow suit.

Trustee Earl, seconded by Trustee Mastrodomenico, offered the following resolution:

RESOLUTION NO. 94, 2021

WHEREAS a Fire Department election for Chief was held on July 6, 2021, and Brandon Combs won the vote for the Chief's position; and

WHEREAS the Fire Company is recommending appointment of Brandon Combs as Fire Chief;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George hereby appoints Brandon Combs as Fire Chief for the remainder of the 2021-2022 term;

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Root, Perry
Nays: 0

ESOLUTION NO. 94, 2021 ADOPTED July 19, 2021

Acting Chief Combs requested permission for Jeremy Crispell to attend a Diver Course at a cost of \$450. Trustee Earl noted that he would like to follow up with Mayor Blais in the future in regards to the dive team status.

Trustee Earl, seconded by Trustee Perry, offered the following resolution:

RESOLUTION NO. 95, 2021

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George hereby authorizes Jeremy Crispell to attend the Dive Class as requested.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Root, Perry
Nays: 0

ESOLUTION NO. 95, 2021 ADOPTED July 19, 2021

Mayor Blais noted membership applications for two new members were submitted: Ryan Rosell and Kevin J. Keating, both as mutual aid members. Mayor Blais had several questions about the applicants as to their residence and their availability to attend calls. It was mentioned that previously when mutual aid members were accepted, there were other requirements, such as a letter from their home department chief. It was agreed that the Board needs more information about these applicants before approval.

Trustee Earl, seconded by Mayor Blais, offered the following resolution:

RESOLUTION NO. 96, 2021

WHEREAS membership in the Village of Lake George Fire Department is a very responsible, extremely important position; and

WHEREAS membership carries with it trust, responsibility, honesty, energy and respect; and

WHEREAS it involves countless hours of dedication, good character, and risks;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George hereby affirm that all applicants for membership be interviewed personally by the Fire Commissioner or Mayor or both prior to presentation to the Fire Board, and that only those applicants forwarded to the Village Board by the members shall be considered.

BE IT RESOLVED, that the two applications submitted will be tabled.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Root, Perry
Nays: 0

Mayor Blas acknowledged the presence of John Herzog, and asked him if he wanted to address the Board. Mr. Herzog commended the Board for their service as local officials. He noted that he plans to attend more meetings in the future. He brought up discussion about Iroquois Alley saying that many times it is blocked by delivery trucks. Sometimes you can't get through there at all. He asked if it could be considered for one-way traffic only. Mayor Blas asked that Trustee Perry follow up with Mr. Herzog to evaluate the situation and come back to the Board with a recommendation.

Mr. Herzog continued and noted that his assessment recently increased by \$45,000. Mayor Blas replied that many property assessments increased, and suggested that Mr. Herzog follow up with the assessor Lori Barber as she does assessments for both the Village and the Town.

Mr. Herzog reported that his house is very old, and at one time it was the site of the fire house. He asked about putting a plaque on the house to denote its historical significance. Mayor Blas confirmed that it was the fire house, as well as the Village Hall and the Police Station. Mayor Blas agreed to follow up with Margy Mannix.

The following correspondence was reviewed:

- Received a letter from Joseph Zalewski, Regional Director NYSDEC thanking Village staff for their response and assistance regarding their sewage line break near Hearthstone Point Campground.
- John Ferrone sent an email thanking the Village for taking care of Lake Avenue Park and making it a nice family area.

Mayor Blas asked Superintendent Lanfear for an update on the Beach Road Water Break Project. Keith noted that he now has a drawing showing the pipe layout. He explained that the break is in between isolation valves so when the project is being done, it won't affect the customers. But in the meantime, the water had to be turned back on down there because of an issue with the Northway tank filling up. He suggested that the Board declare this an emergency due to the fact that although we hope to do the job in October when the water volume usage is down, but if there is a complication and the infrastructure deteriorates, we will have to do it immediately. He has come up with a materials list and is soliciting for price quotes for local contractors. Superintendent Lanfear reported that there is a six to eight week delivery time on the pipe. He suggested that we order the pipe and get it on site as soon as possible just in case we need to make the repair sooner rather than later. The Board agreed.

Mayor Blas, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 97, 2021**RESOLUTION DECLARING EMERGENCY FOR
BEACH ROAD WATER LINE REPAIRS**

BE IT RESOLVED by the Village of Lake George Board of Trustees (the "Board") of the Village of Lake George (the "Village"), in the County of Warren, on this 19th day of July, 2021 as follows:

WHEREAS, pursuant to New York General Municipal Law §103, all contracts for public works involving an expenditure of more than \$35,000 dollars is to be awarded by bid to the lowest responsible bidder except in the case of a bona fide emergency; and

WHEREAS, the Village's DPW superintendent has reported to the Board of the existing of a water line leak in the Village's water line beneath Beach Road in the Village of Lake George and Town of Lake George; and

WHEREAS, attempts by the DPW have been made to isolate this water line so that proper plans and bidding could be drawn, but the Village's DPW Superintendent reports that these efforts were unsuccessful and the leak is continuing; and

WHEREAS, the DPW Superintendent has reported that an unmeasurable amount of water is being lost, as well as impacts to the surrounding subsurface conditions caused by the erosion related to leaking water lines; and

WHEREAS, the DPW Superintendent feels the water leak is an emergency requiring immediate attention and prohibiting the usual design, bid and build process and seeks Board approval to proceed with emergency repairs.

NOW, THEREFORE BE IT RESOLVED, that the Board acting on the advice of the DPW Superintendent hereby finds that the continuing water leak of the Village's water line beneath Beach Road to be a threat to the health, safety and welfare of the residents, visitors and users of the Village's drinking water system; and

BE IT FURTHER RESOLVED, that the Board declares the water line leak to be an emergency and authorizes the DPW Superintendent and the Mayor to take such action as may be necessary to let appropriate contracts for the repair of this emergency condition as set forth in this resolution, and to take such further action as they may individually or jointly deem necessary to carry out such emergency repairs including the ordering of the necessary materials; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Root, Perry
 Nays: 0**

RESOLUTION NO. 97, 2021 ADOPTED. July 19, 2021

As a result of an application submitted, Mayor Blais announced that the Village has been awarded \$89,276. from the ARPA Coronavirus Local Fiscal Recovery Fund from the NYS Division of the Budget. Half of the funds will be paid this Summer and the other half will be received in the Summer of 2022. Mayor Blais read through the Award Terms and Conditions detailing how the funds could be used. Previously there was discussion about using the funds to get new trash cans, but that is not an acceptable use. He suggested that we use about \$32,000. towards the Beach Road Water Break Project and put the balance in the Parks Reserve for Park improvements. Trustee Earl suggested that some of the funds could be used for the two pump impeller repairs necessary at Shepard Park Pump Station. Mayor Blais agreed that would be a good use, then the payment next year could go into the Parks Reserve for some work suggested by Superintendent Lanfear. Trustee Root noted that there were some funds allocated in Engineering for work for Sky Harbor parking. He asked whether that money would be available. It was noted that the budget sheets would have to be looked at to see what those funds were intended for. Superintendent Lanfear gave an update about the playground in Shepard Park, and the deterioration of the wall behind it. It needs some work. He, also, reported that the large, old Maple tree at the corner of the bandstand may need to be removed. These are items that were not specifically allocated for in the Parks budget. Trustee Root

mentioned that he did some research into the trash cans. His main concern is the bags dripping all over the sidewalks when they are removed. Superintendent Lanfear noted that there are 75 wooden trash cans and 30 of the others on the street.

Mayor Blais, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 98, 2021

**RESOLUTION APPROVING DISTRIBUTION OF
ARPA CORONAVIRUS LOCAL FISCAL RECOVERY FUNDS**

WHEREAS the Village of Lake George has been notified that we will receive \$89,276. from the ARPA Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, half of the funds will be distributed in our 2021/2022 fiscal year and half in the 2022/2023 fiscal year, and

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Lake George do hereby designate \$10,864. for repairs to two damaged pump impellers in the Shepard Park Pump Station and the remainder of approximately \$33,774. of this year's funds be used for water infrastructure to repair an existing damaged water main line on Beach Road.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Root, Perry
 Nays: 0**

RESOLUTION NO. 98, 2021 ADOPTED. July 19, 2021

Mayor Blais reported that as of June 24, local governments will no longer be able to conduct virtual only meetings as the COVID State of Emergency was lifted. The Board agree to continue to offer Zoom access as well as physical access.

Mayor Blais reported that after further consideration he has decided to not make a set day of the week for rained out fireworks shows. If a show gets cancelled, we will just save the money. He noted that there are some other additional private shows scheduled.

The following Facilities Use/Events Applications were considered:

Shepard Park

- Laura Burrows Adirondack Theatre Festival, Cinderella Goes Disco
August 12, 2021

REC Center Ballfield Use

- Bob Dean Glens Falls Titans 2021 Queen of Lakes Softball Tournament,
October 1-3, 2021

Trustee Perry, seconded by Trustee Mastrodomenico, offered the following resolution:

RESOLUTION NO. 99, 2021

BE IT RESOLVED, that the Village Board hereby approves the following Special Events/Facilities Use applications contingent upon receipt of all fees, insurance and other necessary documents and compliance with NYS and Warren County COVID regulations and protocol:

Shepard Park

- **Laura Burrows Adirondack Theatre Festival, Cinderella Goes Disco
August 12, 2021**

REC Center Ballfield Use

- **Bob Dean Glens Falls Titans 2021 Queen of Lakes Softball Tournament,
October 1-3, 2021**

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 99, 2021 ADOPTED. July 19, 2021

Mayor Blais reported that he recently met with school officials in regards to parking for school staff and students. They lost 26 parking spaces at the Georgian, but they are opening up parking spaces in front of the tennis courts as well as near the bus garage. Mayor Blais confirmed that free school parking will be limited to north of the Marriott. He suggested that we allow parking on both sides of Holly Drive. Superintendent Lanfear suggested making it one-way traffic southbound. Trustee Root commented that he sees quite a bit of illegal parking when school is in session. School officials have asked that violators be ticketed. They suggested that if there still is not enough parking, they may consider prohibiting freshman from driving to school. It was mentioned that the bus garage is not secured and on fireworks nights, many people park there. It was suggested that if the school clubs wanted to make some money, they could park cars on fireworks night. Mayor Blais advised that he has already sent letters to Holly Drive residents, and no response was received. The Board agreed to the changes for Chapter 208, Vehicle and Traffic and set a public hearing for their next meeting on Monday, August 16, 2021 at 4:30 p.m.

Mayor Blais reported that the Canada Street vacant lot where McDonald's previously stood is not presentable. He wanted to consider putting up a fence to block the view, but fencing is not readily available at this time. He confirmed that he has spoken with Dan Barusch who will pursue requests to get the property cleaned up

Mayor Blais announced the resignation of Water Department Laborer Jeff Langdon effective August 31, 2021. Mayor Blais made a motion, seconded by Trustee Earl, unanimously carried to accept his resignation with regret and thank him for his service.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

MOTION PASSED.

Mayor Blais noted that the Village is still having a difficult time getting adequate help, but there are a couple of requests for hiring for new seasonal & full time permanent employees for the Board to consider.

Trustee Perry, seconded by Trustee Mastrodomenico, offered the following resolution:

RESOLUTION NO. 100, 2021

BE IT RESOLVED, that the Board of Trustees approves hiring of the following:

Ryan Brannigan as a full time permanent employee with benefits for the Waste Water Treatment Plant at a rate of \$18.00 per hour pending a satisfactory drug test.

Jordan Boller as a full time permanent employee with benefits for the Waste Water Treatment Plant at a rate of \$18.00 per hour pending a satisfactory drug test.

Nathaniel Lohman and Ryan Barlow as part time seasonal Meter Enforcement at a rate of \$14.00 per hour.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 100, 2021 ADOPTED. July 19, 2021

Mayor Blais reported that meter revenues are up, but when the budget was prepared, we really had no idea what to expect. He noted that last year staff received a significant raise, but this year, 2021/2022 generally across the Board there was a .25 per hour increase. There are two employees that come to mind that he feels need to be compensated for their exemplary work ethics. The Board discussed reward based raises with performance reviews, and Mayor Blais noted that he had intentions of conducting those in the fall.

Mayor Blais, seconded by Trustee Perry, offered the following resolution:

RESOLUTION NO. 101, 2021

WHEREAS, certain employees are deserving of additional pay due to their exemplary work ethics;

BE IT RESOLVED, that the Board of Trustees hereby approves the following increases effective for the next payroll:

**Robert Gunther from \$14.75 to \$16.00 per hour
Billy Jo Ovitt from \$21.50 to \$22.50**

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 101, 2021 ADOPTED. July 19, 2021

Payments for the WWTP Capital Project are awaiting reimbursement from EFC.

Trustee Root, seconded by Trustee Perry, offered the following resolution:

RESOLUTION NO. 102, 2021

BE IT RESOLVED, that the Village Board authorizes payment to be processed for the WWTP capital project for EFC payment requests, which currently includes: Stilsing Electric, R. F. Gordan, Blue Heron, Family Danz, W.W. Grainger, Uline, and Chazen, and any other request that comes in prior to the next Village Board meeting. Upon receipt of the transfer of funds from EFC, checks will be issued at the next available payroll/audit.

**VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
 Nays: 0**

RESOLUTION NO. 102, 2021 ADOPTED.**July 19, 2021**

The Village was notified that 10 McGillis has put a carved bear holding a flag out in the front part of their property. Photos and dimensions were provided by Dan Barusch. Mayor Blais confirmed that this would have to be approved by the Board. It was suggested that the bear could stay there until winter, but then must be moved up on the deck out of the way. Trustee Root noted that the flag as shown displays business advertising so should be considered an additional sign. The Board agreed that if the flag is modified and replaced with a non-commercial flag, such as an American flag or other, then it would be acceptable.

Trustee Perry, seconded by Trustee Root, offered the following resolution:

RESOLUTION NO. 103, 2021

WHEREAS a carved bear with a flag advertising the 10 McGillis business has been placed at their location on their property;

BE IT RESOLVED, that the Village Board approved placement of the bear contingent upon removal away from the street during the winter months and, also contingent upon replacement of the current advertisement flag with a non-commercial one.

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0

RESOLUTION NO. 103, 2021 ADOPTED.**July 19, 2021**

Mayor Blais made some nominations via email for this year's Beautification Awards. He asked that the Board submit their nominations so that ballots can be prepared for voting.

Mayor Blais asked for any other comments in regards to the Proposed Local Law No. 5, 2021 Amending Chapter 220, "ZONING" Sections 43 Solar Energy Systems. There were no further comments. At 5:53 p.m. Mayor Blais closed the Public Hearing on Proposed Local Law No. 5. The Village Board made a negative declaration for SEQR on this law at their previous meeting held on June 21, 2021

Motion by Trustee Perry, seconded by Trustee Root, the Village of Lake George Board of Trustees hereby adopts and enacts proposed Local Law No 5, 2021 Amending Chapter 220, "ZONING" Section 43 Solar Energy Systems.

PROPOSED LOCAL LAW NO. 5, 2021
AMENDING CHAPTER 220
To the Code of the Village of Lake George
Chapter 220 "ZONING"

Be it enacted by the Board of Trustees of the Village of Lake George, in the County of Warren, State of New York, as follows:

§1. Purpose and Intent.

The purpose and intent of this Local Law is to adopt regulations relating to the siting of solar energy systems on property in the Village of Lake George. Unregulated location of solar energy systems on property in the Village of Lake George has the potential to negatively impact

adjoining land uses on property within the Village and the Board of Trustees wishes to enact reasonable regulations relating to same.

§2. New §220-43

A new §220-43 is added as follows:

§220-43 Solar energy systems.

A. Applicability.

- (1) The requirements of this section shall apply to all solar energy system installations modified or installed after the effective date of this section.
- (2) Solar energy system installations for which a valid building permit has been properly issued, or for which installation has commenced before the effective date of this section, shall not be required to meet the requirements of this section, provided that any replacement of such system on or after the effective date of this section will require compliance with this section.
- (3) All applications for the installation of solar energy systems shall be designed by a licensed engineer and contain site specific building plans which bear the seal and signature of a licensed engineer and satisfy the permitting requirements contained in this section.
- (4) All solar energy systems shall be designed, erected and installed in accordance with all applicable codes, regulations and industry standards as referenced in the New York State Fire Code, Building Code and other applicable standards, as well as all other provisions of the Village Code.

B. Permitting.

- (1) To the extent practicable, and in accordance with the Code of the Village of Lake George, the accommodation of solar access to sunlight for such equipment and the protection of access to sunlight for such equipment shall be encouraged in the application of the various review and approval provisions of the Code of the Village of Lake George.
- (2) Rooftop solar system. Rooftop solar systems are permitted accessory uses in all zoning districts subject to the following conditions:
 - a. Building permits shall be required for installation of all rooftop solar systems.
 - b. Height limitations contained in this Chapter shall apply.
 - c. Rooftop solar systems must have a one foot setback on all four sides of the roof.
 - d. Rooftop solar systems must be properly engineered to support solar collectors.
 - e. Any rooftop solar system that is mounted other than at the same pitch as the roof to which it is to be attached shall require site plan approval under this Chapter.
 - f. The Rooftop solar system shall be located on a principal building or accessory structure on the same lot as the electrical output will service.

- g. Such rooftop solar system shall be located or constructed such that the concentration of solar radiation or glare shall not be directed to adjoining or neighboring properties.
 - h. Any proposed rooftop solar system to be located on any lot that is adjacent to or within 100 feet of Lake George shall require site plan approval from the Village of Lake George Planning Board.
 - i. When such rooftop solar system has met or exceeded its useful life, the owner of the property shall decommission and remove or cause to be removed such rooftop solar system in accordance with all applicable laws, rules and regulations, and otherwise in a safe manner.
- (3) Building-integrated photovoltaic (BIPV) systems. BIPV systems are not permitted in any zoning districts.
 - (4) Freestanding or ground-mounted solar energy systems. G Freestanding or ground-mounted solar energy systems are not permitted in any zoning districts.
 - (5) Electric Vehicle Charging Stations shall be permitted accessory uses in all zoning districts.

C. Safety.

- (1) Prior to operation, electrical connections must be inspected by the Code Enforcement Officer/Building Inspector and by an electrical inspection person or agency in conformance with New York State Building Code.
- (2) Any connection to the public utility grid must be inspected by the appropriate public utility.
- (3) Solar energy systems shall be maintained in good working order and shall be removed if not in use for more than 12 months by removal of such system and mounting hardware within 90 days after the 12th month.
- (4) If any type of storage batteries are included as part of the solar energy system, they must be placed inside of a principal building or accessory structure meeting the requirements of the New York State Building Code when in use. When they are no longer in use, they shall be disposed of in accordance with the laws of New York and Code and Code of the Village of Lake George and any other applicable laws or regulations.

§ 220-101. Definitions. The following definitions are added to §220-101 of the Code.

BUILDING-INTEGRATED PHOTOVOLTAIC (BIPV) SYSTEM - A solar energy system that consists of integrating photovoltaic modules on any portion of a structure except a roof.

ELECTRIC VEHICLE SUPPLY EQUIPMENT- Charging stations for the charging of electric or hybrid vehicles.

FLUSH-MOUNTED SOLAR PANEL - Photovoltaic panels and tiles that are installed flush to a surface and which cannot be angled or raised.

FREESTANDING OR GROUND-MOUNTED SOLAR ENERGY SYSTEM - A solar energy system that is directly installed on the ground and is not attached or affixed to an existing

structure.

PHOTOVOLTAIC (PV) SYSTEM - A solar energy system that produces electricity by the use of semiconductor devices, called photovoltaic cells that generate electricity when light strikes them.

ROOFTOP SOLAR SYSTEM - A solar system in which solar panels are mounted on top of the structure of a roof either as a flush-mounted solar panels or as modules fixed to frames which can be tilted toward the south at an optimal angles.

SOLAR ACCESS

Space open to the sun and clear of overhangs or shade including the orientation of the streets and lots to the sun so as to permit the use of active and/or passive solar energy systems on individual properties.

SOLAR COLLECTOR

A solar photovoltaic cell, panel or array, or any solar hot air or solar tube which relies upon solar radiation as an energy source for the generation of electricity or transfer of stored energy to heat, air or water.

SOLAR ENERGY EQUIPMENT/SYSTEM

Solar collectors, controls, energy storage devices, heat pumps, heat exchangers, and other materials, hardware or equipment necessary to the process by which solar radiation is collected and converted into another form of energy and is stored, protected from unnecessary dissipation and distributed. Solar systems include solar thermal and photovoltaic systems.

SOLAR PANEL

A device for the direct conversion of solar energy into electricity.

SOLAR THERMAL SYSTEM

Solar thermal systems directly heat water or other liquid using sunlight. The heated liquid is used for such purposes as space heating and cooling, domestic hot water, and heating pool water.

§220- 104. Severability.

~~[Should any section or provision of this chapter be declared by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of this chapter as a whole, or any part thereof, other than the part so adjudged to be unconstitutional or invalid.]~~

If any clause, sentence, paragraph, subdivision, section, or part of this chapter or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this chapter, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

§ 220- 105. Effective date.

- A. This ~~[chapter]~~ section shall take effect upon filing in the office of the Secretary of State of New York State. ~~[and it shall also take effect immediately upon personal service with a certified copy.]~~
- B. ~~This chapter shall take effect immediately upon receipt of official acknowledgement from the office of the Secretary of State of the State of New York that this chapter has been filed with said office, as provided in 27 of the Municipal Home Rule Law.]~~

...

Explanation: New Material is underlined. Deleted Material is in [brackets.]

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
Nays: 0

LOCAL LAW NO. 5, 2021 ADOPTED **July 19, 2021**

Mayor Blais, seconded by Trustee Root, offered the following resolution for the Water Changes:

RESOLUTION NO. 104, 2021

JULY 2021 WATER CHANGES

| | |
|---------------------------------------|-------------------|
| <u>JUNE PENALTIES REVERSAL</u> | \$(437.46) |
| (Due to Covid-19 Moratorium) | |

FINAL READS:

| | |
|---------------|-----------------|
| C Luce | \$ 35.36 |
| F Mannello | \$ 79.05 |
| R Mastrantoni | \$413.78 |

ADJUSTMENTS:

| | |
|-------------------------------|-----------------|
| Frost Plate | \$ 10.00 |
| Meter Upgrade | \$ 30.00 |
| Covid-19 Relevy-R Mastrantoni | \$341.84 |

The above resulted in the following Journal Entries:

| | |
|---------------------------------------|-----------------|
| DR F0350 WATER RECEIVABLE | \$100.73 |
| DR F2148 WATER PENALTIES | \$437.46 |
| CR F2140 WATER METERED | \$156.35 |
| CR F2655 SALE OF EQUIPMENT | \$ 10.00 |
| CR F2145 WATER METR EQUIP CHGS | \$ 30.00 |
| CR F0380 ACCOUNTS RECEIVABLE | \$341.84 |

VOTING **Ayes: 5** **Blais, Earl, Mastrodomenico, Perry, Root**
Nays: 0

RESOLUTION NO. 104, 2021 ADOPTED. **July 19, 2021**

Mayor Blais, seconded by Trustee Root, offered the following resolution for Transfers and Audits:

RESOLUTION NO. 105, 2021

TRANSFERS:

| From: | | To: | Amount: |
|--------------|------------------------|--------------------|-----------------------|
| F8310.1 | Water Pers | F1420.4 Law Contr | 5,000.00 |
| A8020.4 | Planning Cont | A8010.4 A8101.4 | 300.00 |
| | | | 35319- |
| 7/1/2021 | General | \$68,599.28 | 220113-220140 35323 |
| | Water | <u>\$17,701.83</u> | |
| | | \$86,301.11 | |
| | | | 35324- |
| 7/15/2021 | General | \$65,470.57 | 220174-220180 35330 |
| | Water | <u>\$12,099.07</u> | 220236-220240 35331.0 |
| | | \$77,569.64 | |
| | | | |
| 7/19/2021 | General | \$205,181.46 | 220141-220173 |
| | Water | \$13,298.56 | 220181-220235 |
| | Sewer Plnt Improv (HK) | <u>\$805.00</u> | 220241-220259 |
| | | \$219,285.02 | |

VOTING Ayes: 5 Blais, Earl, Mastrodomenico, Perry, Root
Nays: 0

RESOLUTION NO. 105, 2021 ADOPTED. July 19, 2021

Mayor Blais asked for any other business

Trustee Root noted that Eric B. is doing a nice job on the stone work repairs.

Trustee Earl reported that the doggy pot station behind Price Chopper is broken. The lid has fallen off and is laying on the ground.

Trustee Mastrodomenico suggested that when the WWTP is up and running that the haulers' fees be evaluated. Mayor Blais confirmed that that is planned. Waste Water Treatment Plant Operator Tim Shudt spoke via Zoom. He reported that over the past week or so, there have been two trucks coming in with disposable wipes, and they are causing multiple problems. They are plugging up our pumps and causing a lot of work for our employees. He suggested that we impose penalties to the fees for this. Mayor Blais agreed that we should look at amending the law, and notifying the owners of such.

Trustee Mastrodomenico made note that there are visitors that are buying the snappers and poppers and throwing them all over the sidewalks. He wondered if we could change the business license fees for these businesses to reflect the additional work of cleaning up the mess that they leave. Mayor Blais agreed to look at revising the fees. Also, Mayor Blais commented that there are a few businesses still using plastic bags, which Warren County has prohibited, and he would like to consider enforcement of that.

Trustee Perry complimented the hard working Village staff.

Mayor Blais asked about the status of upkeep of the playground at Wood Park. Superintendent Lanfear noted that this spring some upgrades were done. The County was supposed to do 7-19-21 regular & PH

some follow up with the engineers on some of the playground features. The Board and Keith discussed the options of getting some additional work done near the playground area.

Superintendent Lanfear gave an update on the CFA grant for the Vac truck. He has been working with Elan on supplying the documentation necessary. He said that it's probably 80% complete.

Joh Herzog made mention that he has a contractor in place to paint his building and asked about color choices. It was suggested that he follow up with Dan Barusch to see if his choices are acceptable.

There was a motion by Trustee Perry to adjourn at 6:08 p.m.

Respectfully submitted,

Debra J. McKinney
Village Clerk