

Minutes of the Regular Meeting and Public Hearing of the Board of Trustees of the Village of Lake George, NY, held on Monday, August 16, 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 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 July 19, 2021. Trustee Root made a motion, seconded by Trustee Mastrodomenico, unanimously carried to approve the minutes from the Regular Meeting held on July 19, 2021.

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

MOTION PASSED.

At 4:30 p.m. Mayor Blais opened two Public Hearings to run concurrently.

Proposed Local Law No. 6, 2021 Amending Chapter 208, "VEHICLE & TRAFFIC". Mayor Blais explained that these amendments include some housekeeping items as well as making Holly Drive from Old Post Road down to Mountain Drive one way while school is in session. The intent is to open up parking spaces for school staff and students. In turn the school is opening up some parking options near the tennis courts and bus garage.

Proposed Local Law No. 7, 2021 Amending Chapter 95 "DOCKS" pertains to use of the Public Docks. Mayor Blais noted that with the increased traffic on the lake, marinas raising their rates, and with a shortage of dock spaces, there has been misuse of the public docks. Patrons are using them like marinas. There are several offenders there on a regular basis. This proposed change increases the dock fines with the intent to discourage long-term docking. 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.

Mayor Blais commented that there are Fire Department action items including election of Jim Barber as First Assistant Chief and tabled membership applications for Ryan Russell as a mutual aid member and Kevin J. Keating. Also a new membership application was submitted from Matthew Oswald. Discussion ensued as to the qualifications and situation of each applicant and resolutions follow.

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

RESOLUTION NO. 106, 2021

WHEREAS a Fire Department election for First Assistant Chief was held on August 3, 2021, and Jim Barber won the vote for the First Assistant Chief's position; and

WHEREAS the Fire Company is recommending appointment of Jim Barber as First Assistant Fire Chief;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George hereby appoints Jim Barber as First Assistant Fire Chief for the remainder of the 2021-2022 term.

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

RESOLUTION NO. 106, 2021 ADOPTED **August 16, 2021**

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

RESOLUTION NO. 107, 2021

WHEREAS Ryan Russell, a seasonal resident of 29 Mockingbird Hill Road in Lake George, has applied for membership in the Village of Lake George Fire Department; and

WHEREAS Mr. Russell has been recommended by the Fire Company; and

WHEREAS a seasonal resident must have approval from his Home Chief in order for acceptance into the Lake George Fire Department;

BE IT RESOLVED, that since a recommendation from the Home Chief has not been received the Board of Trustees of the Village of Lake George hereby tables Ryan Russell's application.

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

RESOLUTION NO. 107 2021 ADOPTED **August 16, 2021**

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

RESOLUTION NO. 108, 2021

WHEREAS Kevin J. Keating, a resident of Indian Lake, has applied for membership in the Village of Lake George Fire Department; and

WHEREAS Mr. Keating has been recommended by the Fire Company;

BE IT RESOLVED, that since Mr. Keating is not a resident, seasonal or otherwise, the Board of Trustees of the Village of Lake George hereby denies membership in the Fire Department.

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

RESOLUTION NO. 108 2021 ADOPTED **August 16, 2021**

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

RESOLUTION NO. 109, 2021

WHEREAS Matthew Oswald, has applied for membership back in to the Village of Lake George Fire Department; and

WHEREAS Mr. Oswald has been recommended by the Fire Company;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George declares that Mr. Oswald's application was not accepted with the following stipulations for future applications:

- He may resubmit no sooner than nine months from the date of his application of August 3, 2021. If such application is then accepted, he may not hold any Firematic office in the Company for a period of at least two years moving forward.
- Should he be charged with any offense during his 12-month ACOD period he shall be barred for submitting any application in the future.

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

RESOLUTION NO. 109 2021 ADOPTED **August 16, 2021**

The following correspondence was reviewed:

- David Jacobsen, Chief Executive Officer of Ronald McDonald House Charities sent a thank you for the Occupancy Tax award given on behalf of the Rockin with Ronald fundraiser. Mayor Blais noted that at the event held about two weeks ago, \$15,000. was raised on their behalf for the benefit of Krantz Cottage.
- Gary Connor, Maine Legislator, sent a note praising our community and hoping to visit again
- Joanne Conley of Warren County Tourism sent an email commending the Village for the free concerts, fireworks and other events.

Mayor Blais reported that the original budget for the Occupancy Tax Award for the Ronald McDonald Event was \$6,000., but when the application came in it only stated \$5,000. as a request, and that is what was approved and awarded. He asked the Board to consider awarding the additional \$1,000. noting that their expenses was higher than anticipated.

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

RESOLUTION NO. 110, 2021

BE IT RESOLVED that the Village Board hereby authorizes additional budgeted occupancy tax awards for the following: Ronald McDonald House Charities, Inc, Robert Blais – Rockin For Ronald that was held in Shepard Park, August 6-8, 2021 in the amount of \$1,000. upon receipt of proof of payment.

VOTING **Ayes: 4** **Earl, Mastrodomenico, Perry, Root**
Nays: 0
Abstention: 1 Blais

RESOLUTION NO. 110, 2021 ADOPTED. **August 16, 2021**

8-16-21 regular & PH

The followings Resolutions were considered:

- Contractual payments for WWTP Capital Project Payment Request #36

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

RESOLUTION NO. 111, 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: Blue Heron, and Ferguson Enterprises among other vendors, 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. 111, 2021 ADOPTED. **August 16, 2021**

- Award Paving Bid and make Transfer for the Extra Funding

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

RESOLUTION NO. 112, 2021

WHEREAS, New Castle Paving LLC of 1 Madison Street, Suite 100, Troy, NY 12180 was the lowest responsive, responsible bidder for the 2021 Street Paving bid,

BE IT RESOLVED, that the Village Board hereby awards the Paving Bid as per the specifications to New Castle Paving LLC of Troy, NY in the base (Primary items #1-5) amount of \$80,640. plus the alternate (item #6) of \$5,88.52. for a total cost of \$86,528.52.

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

RESOLUTION NO. 112, 2021 ADOPTED. **August 16, 2021**

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

RESOLUTION NO. 113, 2021

WHEREAS, the Village of Lake George will receive additional funding through the Consolidated Local Street and Highway Improvement Program (CHIPS) over and above the 2021-2022 budgeted line items.

WHEREAS, the Village of Lake George acknowledges a letter from New York Department of Transportation dated May 10, 2021, stating such increase;

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village of Lake George, NY authorizes the following amendment to the 2021-2022 Budget:

Increase of Revenue and Expenditure:

DR A980	A3502	CHIPS	\$36,350.00
----------------	--------------	--------------	--------------------

8-16-21 regular & PH

CR A522 A5110.410 Street Maint. Paving \$36,350.00

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

RESOLUTION NO. 113, 2021 ADOPTED. **August 16, 2021**

- Contract with Warren County for Fireworks Funding

Trustee Perry made a motion, seconded by Trustee Earl, offered the following resolution:

RESOLUTION NO. 114, 2021

WHEREAS, Warren County has established a Tourist and Convention Development Program whereby they provide funding for certain qualifying conventions, events, trade shows and other directly related and supporting activities;

WHEREAS, Warren County has agreed to support the Village's fireworks shows throughout the 2021 season in the amount of \$25,000.

BE IT RESOLVED, after the Village funds are expended for the fireworks shows and with proper documentation to Warren County, the County will reimburse the Village in the amount of \$25,000.;

BE IT FURTHER RESOLVED, that the Board of Trustees of the Village does hereby authorize Mayor Blais to sign a Warren County Tourist and Convention Development Agreement with Warren County to that effect.

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

RESOLUTION NO. 114, 2021 ADOPTED. **August 16, 2021**

- Lake George Regional Chamber Funding Revision

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

RESOLUTION NO. 115, 2021

WHEREAS, the Village of Lake George and the Student Connection support the efforts of the Lake George Regional Chamber of Commerce in staffing and operating the Visitor Center Info Booth, and

WHEREAS, the Village Board originally budgeted and authorized the use of Student Connection funds in the amount of \$5,000. for the 2021-2022 budget year to be paid to the Lake George Regional Chamber;

WHEREAS the Executive Director of the Lake George Regional Chamber of Commerce made a presentation on March 15, 2021 and requested an additional \$2,000.;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George hereby authorizes a payment in the total amount of \$7,000. from the Student Connection appropriation in support of the Chamber's services.

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

RESOLUTION NO. 115, 2021 ADOPTED. August 16, 2021

Mayor Blais presented an application by Dave Archambault to hold Backstreet "Cruise In" including closure of Dieskau Street during the event scheduled for August 20, 2021. Mayor Blais noted that the street would have to be closed from Chestnut to Mohican in the morning of that day. He commented that they plan to have classic cars, motorcycles and bands. There was some concern in regards to crowd control and about the bands being too loud as they have been in the past.

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

RESOLUTION NO. 116, 2021

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

- **Dave Archambault, Backstreet BBQ to hold Backstreet “Cruise In” on August 20, 2021, including Dieskau Street closure as proposed.**

VOTING **Ayes:** 4 **Blais, Earl, Mastrodomenico, Perry**
Nays: 1 **Root**

The following Special Events/Facilities Use Applications were considered:

Charles R. Wood Park

- Ken Williams, Adirondack Nationals Car Show, September 9 – 12, 2021

Mayor Blais reported that he has had several meetings with Car Show organizers and the Sheriff's Department in regards to the cruising in the Village. They are proposing the closing of Canada Street both Friday and Saturday nights from 6:00 p.m. to 10:00 p.m., with fireworks scheduled for Saturday at 10:00 p.m. Mayor Blais detailed the intended route of the cruising. The Sheriff's department would provide signage and staff the road blocks and monitor anyone entering until 1:00 a.m. Mayor Blais has had discussions with high school staff as well as several businesses in regards to the plans. Discussion ensued with the Board voicing concerns about pedestrian crossings at the intersections, overall opposition to Canada Street closure, advertising for the closures, general mayhem from burnouts, enforcement concerns, and social media sensationalism. The Board was in agreement that if the street is closing, it should be closed earlier in the day to discourage unregistered participants. They suggested maybe even as early as 3:00 p.m. Mayor Blais agreed that he would contact the Sheriff's Department and see what they say about making the closure from 3:00 p.m. until 2:00 a.m. and report back. Since the show is only three weeks away, he encouraged the Board to approve it, but expressed concern that if this year doesn't go well for the show, it may be the last.

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

RESOLUTION NO. 117, 2021

BE IT RESOLVED, that the Village Board hereby approves the use of the Charles R. Wood Park Festival space for the following events with a request for an alcohol waiver contingent upon receipt of all fees, insurance and other necessary documents:

- Ken Williams, Adirondack Nationals Car Show, September 9 – 12, 2021

BE IT RESOLVED, that the Village Board agrees to a daily rate as set by the County;

BE IT FURTHER RESOLVED, that §148-45 to §148-48 of the Village's code will be waived for all applications hereafter referenced and indicate the sale of beer and wine on the premises during the event is hereby approved contingent upon proof of licensing from the New York State Liquor Authority, and approval by the Capital District Control Committee;

BE IT FURTHER RESOLVED, that all other aspects of these events are contingent upon approval of the promoter's safety plan by the Warren County Board of Supervisors, the Operations and Maintenance Committee for the Park, and the Capital District Control Group as required.

BE IT ALSO RESOLVED, that the Village Board approves the Cruise for Friday and Saturday nights with Canada Street Closure originally planned from 6:00 p.m. to 2:00 a.m., but with the stipulation that Mayor Blais request the closure go from 3:00 p.m. until 2:00 a.m. both days.

VOTING **Ayes: 4** Blais, Earl, Mastrodomenico, Perry
 Nays: 1 Root

RESOLUTION NO. 117, 2021 ADOPTED. **August 16, 2021**

Charles R. Wood Park

- William Pratt, 75th Revival Glidden Tour, September 15, 2021

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

RESOLUTION NO. 118, 2021

BE IT RESOLVED, that the Village Board hereby approves the use of the Charles R. Wood Park Festival space for the following events contingent upon receipt of all fees, insurance and other necessary documents:

- William Pratt, 75th Revival Glidden Tour, September 15, 2021

BE IT RESOLVED, that the Village Board agrees to a daily rate as set by the County;

BE IT FURTHER RESOLVED, that all other aspects of these events are contingent upon approval of the promoter's safety plan by the Warren County Board of Supervisors, the Operations and Maintenance Committee for the Park, and the Capital District Control Group as required.

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

RESOLUTION NO. 118, 2021 ADOPTED. **August 16, 2021**

Beach Road Lot

- Christian Dutcher, Americade September 16-26, 2021 includes set up and take down dates

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

RESOLUTION NO. 119, 2021

BE IT RESOLVED, that the Village Board hereby approves the use of the Beach Road Parking Lot for Christian Dutcher and Americade Inc for the 2021 Expo with set up, event days, and take down days to include September 16 through September 26, 2021 contingent upon receipt of all fees, insurance and other necessary documents;

BE IT FURTHER RESOLVED that the fees for such use will be a discounted rate of \$7,500.

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

RESOLUTION NO. 119, 2021 ADOPTED **August 16, 2021**

Canada Street Closure

- John Carr, Lake George Oktoberfest 2021, October 8-10, 2021

The Board discussed the Canada Street Closure for this event. It was agreed that they would rather make use of the Festival Space for this event in the future.

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

RESOLUTION NO. 120, 2021

BE IT RESOLVED, that the Village Board hereby approves the Special Event application for John Carr of the Adirondack Pub & Brewery to have the Lake George Village Oktoberfest from October 8-10, 2021 with a request for an alcohol waiver. They are also requesting the closing of Canada Street from Friday at 11:00 a.m. through Sunday at 7:00 p.m. The approval is contingent upon receipt of all fees, insurance and other necessary documents.

BE IT FURTHER RESOLVED, that §148-45 to §148-48 of the Village's code will be waived for all applications hereafter referenced and indicate the sale of beer and wine on the premises during the event is hereby approved contingent upon proof of licensing from the New York State Liquor Authority.

BE IT FURTHER RESOLVED, that this approval is contingent upon approval from New York State Department of Transportation for the closure of Canada Street.

BE IT ALSO RESOLVED, that the Village Board would like to stipulate that next year's event be held at the Festival Space.

VOTING **Ayes: 4** **Blais, Earl, Mastrodomenico, Perry**

8-16-21 regular & PH

Nays: 1 Root

RESOLUTION NO. 120, 2021 ADOPTED. August 16, 2021

Sewell Street Road Closure

- John Carr, Adirondack Pub & Brewery, Adirondack Oktoberfest for Charity 2021 on October 16, 2021

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

RESOLUTION NO. 121, 2021

BE IT RESOLVED, that the Village Board hereby approves the Special Event application for John Carr of the Adirondack Pub & Brewery to have the Adirondack Oktoberfest for Charity 2021 on October 16, 2021 with a request for an alcohol waiver. They are also requesting the closing of 100' Sewell Street from 11:00 a.m. and 6:00 p.m. The approval is contingent upon receipt of all fees, insurance and other necessary documents.

BE IT FURTHER RESOLVED, that §148-45 to §148-48 of the Village's code will be waived for all applications hereafter referenced and indicate the sale of beer and wine on the premises during the event is hereby approved contingent upon proof of licensing from the New York State Liquor Authority.

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

RESOLUTION NO. 121, 2021 ADOPTED. August 16, 2021

Mayor Blais announced that the Northern Border Regional Commission sent notification that our grant request for the WWTP Solar project did not get an award.

Superintendent Lanfear reported that Gregory Teresi of Tiki Tours submitted a request to install bumpers on the Village's McDonald Pier, which is adjacent to where they dock their boats. He commented that a bumper system would not be a detriment and would protect the pier. He noted that with the ice eater placement, it probably wouldn't be necessary to remove the bumper system in the winter.

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

RESOLUTION NO. 122, 2021

WHEREAS Gregory Teresi of Tiki Tours has submitted a request to install a bumper system on the Village's MacDonald Pier;

BE IT RESOLVED, that the Village Board hereby approves the installation of a bumper system on the Village's MacDonald Pier at the full expense of Tiki Tours and under Superintendent Lanfear's supervision.

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

RESOLUTION NO. 122, 2021 ADOPTED. August 16, 2021

Superintendent Lanfear gave an update on the Beach Road Water Break Project. He reported that the majority of the necessary materials have been purchased and are on site. He solicited for price quotes from three vendors, two responded. Cutting Edge quoted \$39,000. and Ellsworth and Son quoted \$88,760. for labor including a directional bore to complete the repairs. As long as there is no deterioration of the infrastructure, Keith's intention is to schedule this project for after Columbus Day when the water consumption will be lower. He requested Board approval to hire Cutting Edge and get on their schedule, as the local contractors are very busy right now.

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

RESOLUTION NO. 123, 2021

WHEREAS, the Beach Road Water Main Project has previously been declared an emergency; and

WHEREAS two quotes were obtained and Cutting Edge Group is the cheapest;

BE IT RESOLVED that the Village Board hereby authorizes the hiring of Cutting Edge Group, 14 Walkup Cut Off, Lake George, NY in the amount of \$39,000. as the primary vendor to perform pipe fusion and installation of service for a 12" water main repair on Beach Road complete and as specified by Superintendent Lanfear; and

BE IT ALSO RESOLVED that since this is an emergency, the work will be planned for a later date, but if there is unforeseen deterioration of the infrastructure, any available contractor can be used at that time:

BE IT FURTHER RESOLVED that the Board approves any necessary fund transfers.

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

Mayor Blais asked for Board approval for new employees.

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

RESOLUTION NO. 124, 2021

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

Water Treatment Plant Laborer, Full-time permanent

Shawn Fitzgibbon @ \$20.00 per hour to start on 8/23/21; pending a satisfactory drug test

Parking Clerk, Part-time Seasonal
Darlene Gunther @ \$14.00 per hour

Meter Enforcement Officer, Part-time Seasonal
Steven Shumway at \$14.00 per hour

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

RESOLUTION NO. 124, 2021 ADOPTED.

August 16, 2021

Mayor Blais made note that a retirement party is planned for Jeff Langdon on Friday after work at the American Legion.

Trustee Root provided photos of the tree that stands near the Shepard Park Bandstand and also of the playground. These projects were previously discussed for possible use of the Recovery Funds. They discussed some options on both, and will come back to the Board with recommendations.

Mayor Blais noted that on May 26, the Board passed a resolution setting the fees for the Preferred Parking (PP) stickers for Car Show, but since then the parking fees have increased. He asked the Board if they would like to reconsider the prices. Trustee Root was not in favor of allowing any trailers to park on the street. Mayor Blais commented that we have no way to enforce that. The Board decided to rescind the previous resolution and set new fees.

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

RESOLUTION NO. 125, 2021

WHEREAS the Village of Lake George hosts the Adirondack Nationals Car Show annually, and it is scheduled for September 9 through 12, 2021; and

WHEREAS seasonal attendees and owners wish to park their vehicles for extended periods of time, overnight and for numerous days on our public streets, and

WHEREAS, these vehicles occupy paid metered spaces,

WHEREAS Resolution No. 73, 2021 was adopted prior to the increase in parking meter fees;

BE IT RESOLVED that Resolution No. 73, 2021 adopted on May 26, 2021 is hereby rescinded and replaced with this resolution.

BE IT RESOLVED that the Village Board of Trustees of the Village of Lake George does hereby agree to issue Parking Permits "PP's" set at the following fees:

- Passenger vehicles only \$150. each
- Trailers or any other vehicles using more than one parking space \$500. Each
- Trailers can be parked at the REC Center for \$25. each.

BE IT FURTHER RESOLVED that the PP's will be valid Tuesday, September 7, 2021 through Sunday, September 12, 2021 only.

VOTING **Ayes: 4** **Blais, Earl, Mastrodomenico, Perry**
Nays: 1 **Root**

RESOLUTION NO. 125, 2021 ADOPTED. **August 16, 2021**

Mayor Blais pointed out that Lake George Arts Project Jazz Fest funding was inadvertently left out of the 2021/2022 budget. However, due to COVID cancellations last year, two Lake George Arts Project requests were encumbered in last year's Occupancy Tax budget, leaving enough funds in the 21/22 to cover the support.

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

RESOLUTION NO. 126, 2021

WHEREAS, the Lake George Arts Project Jazz Fest is a worthy event and brings many spectators to the Village and Shepard Park;

BE IT RESOLVED that the Village Board hereby authorizes Occupancy Tax Funding in the amount of \$10,000. for the Lake George Arts Project Jazz Fest scheduled for September 17-19, 2021 in Shepard Park.

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

RESOLUTION NO. 126, 2021 ADOPTED. August 16, 2021

Mayor Blais acknowledged and wanted to make the Board aware of an email request by Kathy Muncil to remove trees on Beach Road that block the Lookout view. She asked for a discussion of elimination of tall growth trees, possibly flag poles and street poles. There was discussion as to whose property the trees were on, but the Board was in agreement that they are not prepared to cut down any trees that are in good health.

Trustee Perry made a suggestion about extra parking spaces that could be considered along the east side of Canada Street coming down the hill from the Fort William Henry north. Mayor Blais noted that perhaps a study could be done prior to any work on the Gateway South project.

Mayor Blais reported that he has attended meetings in regards to the Ice Castle park feature, and Warren County has approved a fee of \$50,000. for use of Wood Park Festival Space. He has been researching water use fees and has contacted two other municipalities that have had the ice castle construction. He provided a draft contract with the Ice Castle Group proposing water use fees. The Ice Castle Group would use more water than our largest user, but we would be able to supply the water from the hydrant. He reviewed the water proposal and fees on the agreement, which is a duplication of the fees charged by Lincoln, NH where they've had the ice castle, and they would work for us, too.

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

RESOLUTION NO. 127, 2021

WHEREAS, Warren County has approved the Ice Castle Group for use of Wood Park and construction of the Ice Castle Park Feature; and

WHEREAS, the Village of Lake George agrees to provide water for the construction and water rates need to be set;

BE IT RESOLVED that the Applicant shall pay an initial sum of \$5,000. two weeks prior to connecting to the System. An additional sum of \$5,000. shall be paid to the Village on or prior to October 1, 2021. The Village shall deliver a total of five million gallons of water to the Applicant for the amount (\$10,000.) paid to the Village. For water in excess of five million gallons, the Applicant shall pay the Village an additional \$2,000. for each one million gallons or portion thereof. The additional \$2,000 shall be paid within 24 hours of

exceeding the designated thresholds.

BE IT RESOLVED that the Village Board hereby authorizes Mayor Blais to sign a Memorandum of Understanding pending review by Village Attorney Fuller with the Ice Castle Group which stipulates the fees and criteria for use of Village Water.

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

RESOLUTION NO. 127, 2021 ADOPTED. **August 16, 2021**

Mayor Blais reported that he has sent notices to all and met with some of the outside Village customers for the proposed sewer rate. He suggested that we consider a resolution at the next Board Meeting so that the billing process can begin.

Mayor Blais announced that he would like to schedule a Public Information Session about Cannabis Related Sales to be held at the Lake George Firehouse on September 29, 2021 at 6:00 p.m. He will confirm the date and time upon approval by Attorney Fuller. He suggested that the Town Board be invited to attend as well.

Mayor Blais announced the following 2021 Beautification Awards:

RESIDENTIAL - Gene & Noreen Hauburger of 17 Shaw Street and Tom & Carol Sullivan of 99 Philip Street

BUSINESSES - Peter Quagliaroli of Crabby's Joe's at 325 Canada Street and Paul & Nancy Nichols of Mario's at 429 Canada Street

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

RESOLUTION NO. 128, 2021

AUGUST BILLING	\$269395.13
LESS SENIOR CITIZEN DISCOUNT	(\$ 1,256.55)
NON COMPLIANCE PENALTY	\$ 50.00
METER UPGRADE	\$ 15,067.00
FINAL READS:	
Schwemmy Ent	\$ 17.40
TD Bank	\$ 18.09
ADJUSTMENT:	
Reversal of May Relevy	\$ 32,670.17

The above resulted in the following Journal Entries:

DR F0350 WATER RECEIVABLE	\$283,255.58
CR F2140 WATER METERED	\$268,138.58
CR F2148 WATER PENALTIES	\$ 50.00
CR F2145 WATER METER EQUIPMENT CHGS	\$ 15,067.00
DR F0350 WATER RECEIVABLE	\$32,670.17

8-16-21 regular & PH

CR F0380 ACCOUNTS RECEIVABLE	\$ 32,670.17
DR F0350 WATER RECEIVABLE	\$ 35.49
CR F2140 WATER METERED	\$ 35.49

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

RESOLUTION NO. 128, 2021 ADOPTED. **August 16, 2021**

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

RESOLUTION NO. 129, 2021

TRANSFERS:

From:	To:		Amount:	
A1990.4	Contingency	A3620.22	Safety Inspection	
A1990.4	Contingency	A7110.22	Inventory	
A1990.4	Contingency	A7110.4	Parks Inventory	
			500.00	
			13,000.00	
7/29/2021	General	\$87,606.86	220260-220279	35417- 35425
	Water	\$22,852.27		
	Sewer Plant Improv			
	(HK)	\$437,467.54		
		\$547,926.67		
8/13/2021	General	\$58,409.17		35426-
	Water	\$12,588.67	220286-220297	35430
		\$70,997.84		
8/16/2021	General	\$194,429.23		
	Water	\$11,263.04	220280-220285	
	Sewer Plnt Improv			
	(HK)	\$721,815.76	220298-220420	
		\$927,508.03		

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

RESOLUTION NO. 129, 2021 ADOPTED. **August 16, 2021**

Mayor Blais asked for any other comments in regards to Proposed Local Law No. 6, 2021 Amending Chapter 208, "VEHICLE & TRAFFIC" and Proposed Local Law No. 7, 2021 Amending Chapter 95 "DOCKS". There were no further comments. At 6:50 p.m. Mayor Blais closed the Public Hearings on Proposed Local Law No. 6 and Proposed Local Law No. 7.

Motion by Mayor Blais, seconded by Trustee Earl, unanimously carried, to make a Negative Declaration on SEQR, stating that there was no significant adverse impact on the Village of

Lake George in adoption of Proposed Local Law No. 6, 2021 amending Chapter 208, "VEHICLE & TRAFFIC" of the Code of the Village of Lake George.

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

Motion by Mayor Blais, seconded by Trustee Earl, the Village of Lake George Board of Trustees hereby adopts and enacts proposed Local Law No 6, 2021 Amending Chapter 208, "VEHICLE & TRAFFIC".

Village of Lake George
Proposed Local Law No. 6, 2021
Chapter 208. Vehicle and Traffic
Article V
One-Way Roadways

§ 208-5 Eastbound only.

[Amended 8-20-1990 by L.L. No. 6-1990]

§ 208-7 Southbound only.

The following highways are hereby designated for one-way traffic in a southbound direction:

<u>Name of Street</u>	<u>At Intersection of</u>
<u>Holly Drive</u>	<u>From the northern intersection of Old Post Road to Mountain Drive while school is in session</u>

Article VI
Pedestrian Crossings

§ 208- [7] 8 Pedestrian crossings prohibited.

(Reserved)

Article VII
Turning Movements

§ 208- [8] 9 Right turn only.

[Amended 8-5-1974; 9-15-2014 by L.L. No. 5-2014]

The left turning of vehicles is hereby prohibited as follows:

A. Vehicle proceeding west from:

(1) Lower Montcalm Street Concourse onto Canada Street.

B. Vehicles proceeding east from:

(1) Mayard Center onto Canada Street.

(2) ~~McDonald's drive through exit onto Canada Street.~~

[§ 208-9 (Reserved)]

Article X
Parking, Standing and Stopping

§ 208-15 Parking prohibited in designated locations.

[Amended 8-5-1970; 11-25-1970; 8-5-1974; 12-8-1975 by L.L. No. 4-1975]

A. The parking of vehicles is hereby prohibited in any of the following locations:

Name of Street	Side	Location

Holly Drive [Added 11-17-1997 by L.L. No. 9-1997; amended 5-18-1998 by L.L. No. 3-1998; 3-21-2005 by L.L. No. 7-2005]	East	From the north curbline of Old Post Road to a point 245 feet north on Holly Drive
Holly Drive	West	200 feet north from the intersection of Mountain Drive <u>except for all hours while school is in session.</u>
Holly Drive	West	From the north curbline of Old Post Road to the south curbline of Hammond Street

Article XI
Parking Meter

§ 208-24 Hours of meter or pay station operation.

[Amended 7-16-2001 by L.L. No. 7-2001; 6-18-2012 by L.L. No. 5-2012]

Parking meters or pay stations shall be in operation during the hours coincidental with those hours specified for parking time limits in §§ 208-22 and 208-23 of this chapter in the respective parking meter zones, except as hereafter provided: All meter operation is suspended on the west side of Canada Street from a point 1114 feet north of the northwest curb line with Amherst street to a point 1195 feet north on Canada Street, and east and west sides of Ottawa Street from the point north of Amherst Street, and also on the north side of Mountain Drive between Canada Street and Ottawa Street, for all hours while school is in session.

These sections shall take effect immediately upon the filing of this chapter with the Secretary of State of the State of New York.

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

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

LOCAL LAW NO. 6, 2021 ADOPTED

August 16, 2021

Motion by Mayor Blais, seconded by Trustee Perry, unanimously carried, to make a Negative Declaration on SEQR, stating that there was no significant adverse impact on the Village of

Lake George in adoption of Proposed Local Law No. 7, 2021 amending Chapter 95, "DOCKS" of the Code of the Village of Lake George.

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

Motion by Mayor Blais, seconded by Trustee Perry, the Village of Lake George Board of Trustees hereby adopts and enacts proposed Local Law No 7, 2021 Amending Chapter 95, "DOCKS".

**Village of Lake George
Proposed Local Law No. 7, 2021
Chapter 95
Docks
Article I
Public Docks**

[Adopted 9-6-1972; amended in its entirety 11-19-2001 by L.L. No. 8-2001]

§ 95-1 Regulations for dock use.

[Amended 5-19-2003 by L.L. No. 6-2003]

Docks on Lake George owned by the Village shall be used by owners of pleasure boats according to the rules and regulations prescribed by this chapter, to wit:

- A. Boats or watercraft used for hire or commercial purposes are prohibited from utilizing the docks for any purpose, with the exception of those permitted pursuant to adoption of this regulation for the remainder of 2019. **[Amended 3-19-2012 by L.L. No. 2-2012; 9-17-2018 by L.L. No. 9-2018; 7-15-2019 by L.L. No. 4-2019]**
- B. The following charges shall apply to all boats moored at the Village docks at any time of day: \$3 per hour, per boat, with a minimum one-hour charge of \$3. **[Amended 3-20-2017 by L.L. No. 4-2017]**
- C. No boat may be moored for a period longer than 20 consecutive hours. **[Amended 3-19-2012 by L.L. No. 2-2012; 9-17-2018 by L.L. No. 9-2018]**
- D. Operators of boats moored shall be responsible to display a "pay and display" receipt on the windshield or dashboard of their boat on the dockside of the vessel in clear sight of viewers. **[Amended 9-17-2018 by L.L. No. 9-2018]**
- E. No boats or watercraft of any description, except those authorized by the Village Board of Trustees, e.g., police, fire, special event vessels, shall be moored between the hours of 5:00 a.m. and 9:00 a.m. daily. **[Added 6-21-2010 by L.L. No. 9-2010; amended 3-9-2012 by L.L. No. 2-2012; 9-17-2018 by L.L. No. 9-2018]**

§ 95-2 Penalties for offenses.

- A. Any person causing or allowing a violation of any section of Chapter **95** by failing to pay or satisfy mooring fees in accordance with the above regulations shall be prosecuted, and any conviction shall constitute a violation.
- B. Fines. **[Amended 6-21-2010 by L.L. No. 9-2010; 3-19-2012 by L.L. No. 2-2012; 9-17-2018 by L.L. No. 9-2018]**
 - (1) Any person who violates any provision of this chapter shall be punished by payment of the following fines:

Violation	Fine
Commercial boat use without valid permit	\$50 \$100
Overtime docking	\$25 \$50
Over twenty-hour maximum	\$50 \$100
Mooring during prohibited hours	\$50 \$100
Rafting of boats	\$100
<u>Banned boat order</u>	<u>\$500. per day, or up to five (5) days in jail, or both.</u>

(2) All such fines unpaid within 15 days of issue shall double in penalty.

§ 95-3 Removal of boat from mooring.

- A. The Village reserves the right to remove, immobilize and store any boat on which there are persistent and several violations. Such boat shall be towed and stored at the expense and risk of the owner.
- B. A boat shall be promptly released to its owner upon payment of all charges, including an administrative surcharge of \$25 \$100.
- C. In the event a boat is towed as provided for in this § 95-3 and the boat thereafter accumulates any fines, penalties or removal under this Chapter 95, or in the event of any occurrence on or at the docks which the Mayor finds to be an immediate threat to the health, safety or welfare of the public, the Mayor is empowered by order and after any attempt to resolve the issues giving rise to the prospective ban as the Mayor in his or her discretion may determine, to issue a temporary or permanent ban of the boat and any individual(s) from the Village docks for any violation of this Chapter. The owner of any boat or any individual so banned by the Mayor may apply to the Board of Trustees for a hearing from any such ban issued by the Mayor within one hundred twenty (120) days of the date of issuance of such ban, and the Board of Trustees shall hear any such appeal within thirty (30) days of the date of the filing of such appeal. The Board of Trustees shall issue a determination on such appeal within thirty (30) days of the hearing of any such appeal and the Board may modify, overturn or affirm any such ban issued by the Mayor.

Article II
Official Docks

[Adopted 8-18-2008 by L.L. No. 7-2008]

§ 95-4 Use of Village docks prohibited.

Docks on Lake George owned by the Village located on Lower Amherst Street have been erected for the sole use of vessels designated to assist in fire and rescue operations, law enforcement, and lake stewardship.

- A. No boats or watercraft of any description except those authorized by the Village Board of Trustees may be moored at any time.
- B. No persons are permitted to utilize the docks without authorization at any time for any recreational uses.

§ 95-5 Penalties for offenses.

Any person who violates this article shall constitute a violation and shall be liable to pay a fine of \$100 upon conviction.

§ 95-6 Severability

8-16-21 regular & PH

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law 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 Local Law, 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.

§ 95-7 Codification, Numbering

The section numbers, chapter number and structure of this local law may be renumbered, realigned and codified as part of inclusion in the Code of the Village of Lake George. No such renumbering, realignment or codification shall be deemed to impair the legality of the content of this local law.

§ 95-8 When effective.

[Added 9-17-2018 by L.L. No. 9-2018]

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 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. 7, 2021 ADOPTED

August 16, 2021

Mayor Blais asked for any other business.

Trustee Earl commented that he noticed that the house on the corner of Helen and McGillis is being renovated. Mayor Blais reported that the new Code Enforcement Officer, Jim Anagnos, is doing a terrific job. He has sent out over 30 notices of violation.

Mayor Blais noted that there was a show called Cinderella Goes Disco in the Park. The application came in from the Adirondack Theater Festival, but we were not aware that the Friends of Caldwell Library, which is not for profit actually sponsored the event. Fees in the amount of \$250. were collected, but the Library Committee has actually requested a refund. Mayor Blais pointed out that it is usually the Village's policy to not charge non profit organizations, so he requested permission to reimburse them their fee.

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

RESOLUTION NO. 130, 2021

BE IT RESOLVED that the Village Board hereby authorizes reimbursement of the \$250. use fee to be refunded to the Friends of Caldwell Library.

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

RESOLUTION NO. 130, 2021 ADOPTED.

August 16, 2021

Trustee Perry inquired about the status of the Fireworks Sales survey done by Warren County. Mayor Blais noted that after the email poll, he sent notice to the County Board that the Village is opposed to the sale and use of fireworks. He commented that if the Board would like to pass a resolution to that effect, he would forward it to them.

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

RESOLUTION NO. 131, 2021

WHEREAS the Warren County Board of Supervisors is considering rescinding a law that permits the sale of Fireworks within Warren County; and

WHEREAS the Lake George Village Board affords residents and visitors alike the opportunity to enjoy professional, spectacular shows weekly and all holidays; and

WHEREAS, the use of fireworks of any nature by the public are dangerous, unsafe and disturbing; and

WHEREAS, the sale of such fireworks from temporary enclosures, by transient vendors are unsightly, unsafe and have no redeeming value;

BE IT RESOLVED that the Village Board of Trustees of the Village of Lake George does hereby respectfully ask the Warren County Board of Supervisors to ban the sale of fireworks within Warren County permanently.

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

RESOLUTION NO. 131, 2021 ADOPTED. August 16, 2021

Trustee Perry commented that he has noticed cones being placed to block parking up on West Street. He suggested that we get those removed.

Trustee Mastrodomenico reported a leaking water valve on the corner of Montcalm and Schuyler that needs to be repaired. Superintendent Lanfear acknowledged that he is aware of it and will follow up.

Mayor Blais announced that we have ordered a bronze plaque denoting its historical value for Mr. Herzog's house at 55 Iroquois.

Mr. Herzog asked about the status of Iroquois Street traffic review from last month's meeting. Mayor Blais confirmed that Trustee Perry and Superintendent Lanfear will meet this week to come up with some suggestions.

There was a motion by Trustee Perry to adjourn at 7:05 p.m.

Respectfully submitted,

Debra J. McKinney
Village Clerk