

Minutes of the Regular Meeting of the Board of Trustees of the Village of Lake George, NY, held on Monday, June 15, 2020 at 6:30 p.m. This meeting was held during the COVID-19 virus outbreak and public attendance was prohibited. The Village board physically attended at the Village Hall. The public was allowed access via Zoom teleconferencing.

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

Also Present: Clerk Debra McKinney, Superintendent Keith Lanfear, and Thom Randall and several others via Zoom.

At 6:30 p.m. Mayor Blais opened the Regular Meeting and asked Trustee Perry to lead the Pledge of Allegiance.

Motion by Trustee Perry, seconded by Trustee Mastrodomenico, unanimously carried, to enter into an Executive Session at 6:30 p.m. to discuss proposed, pending or current litigation and the employment history of a particular person.

Motion by Trustee Mastrodomenic, seconded by Trustee Perry, unanimously carried, to exit Executive Session at 7:10 p.m.

Although there was no action taken during the session, a resolution was adopted and follows later in the meeting.

At this point, the Village Board opened the meeting to the public via Zoom.

Mayor Blais presented the minutes from a Regular Meeting held on May 18, 2020. Trustee Root made a motion, seconded by Trustee Mastrodomenico, unanimously carried, to approve the May 18, 2020 Meeting minutes.

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

MOTION PASSED.

Monthly reports from the Sanitation Department, Fire Department, Superintendent of Public Works, REC Center, Code Enforcement, Caldwell Sewer District, Meter Enforcement and Revenues were presented and made available to the public.

Mayor Blais reported that on behalf of the Occupancy Tax Committee, as Occupancy Tax Coordinator, Supervisor Dickinson submitted notification that due to the declared State of Emergency, and the reality of the current situation that all lodging properties will suffer and there will be reduced collections of Occupancy Tax projected for the rest of the year, any payments scheduled to be released will not be distributed until the fall of this year. Mayor Blais noted that the Village did not receive their Occupancy Tax payment for the 2019/2020 fiscal year, so looks like we won't get it until fall.

Mayor Blais presented two requests from the Lake George Central School District. The first one is a request to organize a parade at 4:00 p.m. on June 24th to honor the high school graduating seniors. Their parade route would be from the School down Canada Street and end on Beach

Road. Mayor Blais reported that DOT and the Sheriff's Department have both approved their request.

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

RESOLUTION NO. 55, 2020

WHEREAS, the Lake George High School Principal Francis Coccozza would like to schedule a parade in honor of the 2020 graduating seniors at 4:00 p.m. on June 24 with a rain date of June 25, 2020;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George approves the parade and waives the fees.

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

RESOLUTION NO. 55, 2020 ADOPTED. June 15, 2020

The second request came from Philip Gengel, and they would like to hold a motorcycle wash during Americade in the Lake George High School parking lot like they have in past years. The dates would be July 21 through July 24th. They will offer the service for free, but are accepting donations and would like to offer bottled water as well.

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

RESOLUTION NO. 56, 2020

WHEREAS, the Lake George High School students would like to have a bike wash on school grounds on July 21 through July 24, 2020;

BE IT RESOLVED, that the Board of Trustees of the Village of Lake George approves their event and waives any Special Event fees.

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

RESOLUTION NO. 56, 2020 ADOPTED. June 15, 2020

Long-time employee of 27 years, Tim Baker of the Water Department submitted his retirement notice to be effective July 31, 2020. Mayor Blais said, "He's been a great employee all these years." Mayor Blais made a motion, seconded by Trustee Perry, unanimously carried, to accept his resignation with regret.

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

MOTION PASSED.

Mayor Blais requested approval to hire Kieran Dowd for Meter Enforcement at a rate of \$14.00 per hour. Trustee Root relayed an incident that he witnessed on Amherst Street last Monday in regards to a Meter Enforcement staff. He commented that it seemed unprofessional. Mayor Blais agreed to look in to it.

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

RESOLUTION NO. 57, 2020

BE IT RESOLVED, that the Board of Trustees approve hiring Kieran Dowd as Meter Enforcement, seasonally at a rate of \$14.00 per hour.

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

RESOLUTION NO. 57, 2020 ADOPTED. June 20, 2020

Mayor Blais announced that the Antique and Classic Boat Show scheduled for the end of August has been cancelled. According to show organizers their insurance company is refusing to cover them for the event this year.

Mayor Blais presented a draft law for amendments to Chapter 63, Animals pertaining to the keeping of animals. He has received some complaints about people harboring an excessive number of cats and/or dogs. He asked the Board to review it and send him comments and see if they would be interested in setting a public hearing. The proposed local law would allow no more than three dogs or three cats in one household. Trustee Mastrodomenico asked about stray cats, and Mayor Blais responded that the Dog Enforcement Officer has been helping out with this problem. Trustee Earl suggested that something about requiring a rabies vaccination for dogs be added to the amendment.

The following resolutions were considered:

- Agreement with Lake George Regional Chamber for Student Connection

Trustee Earl asked if maybe because of the lack of foreign students the amount could be reduced. Mayor Blais suggested that since we also receive funds from other municipalities, plus it is in our budget, that the amount stay the same.

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

RESOLUTION NO. 58, 2020

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 Chamber staff assists the foreign students at this location;

BE IT RESOLVED, that the Village Board authorizes the use of Student Connection funds in the amount of \$5,000. for the 2020-2021 budget year to be paid to the Lake George Regional Chamber.

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

RESOLUTION NO. 58, 2020 ADOPTED. June 15, 2020

- Renew Daktronics Extended Service Agreement for Shepard Park LED Sign

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

RESOLUTION NO. 59, 2020

WHEREAS, the Village of Lake George owns and operates a Daktronics LED sign located in Shepard Park;

BE IT RESOLVED, that the Village Board authorizes Mayor Blais to sign the Extended service agreement with Daktronics at an annual cost of \$605. with a new expiration date of July 5, 2021.

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

RESOLUTION NO. 59, 2020 ADOPTED. June 15, 2020

- Middle Road Water Storage Tank Inspection

RESOLUTION NO. 60, 2020

WHEREAS, the Middle Road Water Storage Tank is due for an ROV inspection;

BE IT RESOLVED, that the Village Board authorizes Mayor Blais to sign the service agreement with CorrTech for a lump sum amount of \$4,800. plus \$120. per sample as needed for the Paint Sample Analysis.

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

RESOLUTION NO. 60, 2020 ADOPTED. June 15, 2020

- Adirondack Park Local Government – Cell Tower Policy
The resolution requests review and change of the APA Policy on agency review of proposals for new telecommunications towers and other tall structures in the Adirondack Park.

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

RESOLUTION NO. 61, 2020

WHEREAS, government's primary responsibility is to protect the health, safety and welfare of the public, and

WHEREAS, cellular telephone (cell phone) service and emergency telecommunication systems are increasingly critical to the health, safety and welfare of Adirondack residents and visitors, and

WHEREAS, cell phone service and smart phones allow users, including business people and students, to participate in remote meetings and educational classes using Zoom or similar services, and

WHEREAS, cell phones are a crucially important tool used by emergency response personnel, including forest rangers, police, fire and ambulance services to receive

reports of incidents, to provide life saving instructions to lost or injured people, and to locate them through triangulation or the location feature of their phones, and WHEREAS, users may send text messages to emergency response personnel, even when signal strength is insufficient for voice communications, and

WHEREAS, life threatening incidents have occurred in the Adirondacks during which the lack of cell phone and emergency radio service have led to delays in response, and to worse outcomes for the people involved, and

WHEREAS, cell phone service has enabled forest rangers to help lost and injured people in the Adirondacks avoid serious injury, and

WHEREAS, radio communication is based on the “line of sight” transmission of radio waves from transmitting antennas to receivers, including cell phones and emergency radio receivers, and

WHEREAS, radio transmissions can only be received within a limited range of the transmitter, with the range depending on transmitter power, antenna radiation pattern, receiver sensitivity, noise level, and presence of obstructions between transmitter and receiver, including trees, buildings, mountains, and other obstructing topography.

WHEREAS, radio transmitting antennas, outside the Adirondacks, are often sited in locations that avoid obstructions to provide maximum transmission range for radio waves, including cell phone signals and emergency radio transmissions, and

WHEREAS, currently cell phone service is unavailable in many areas of the Adirondacks, and

WHEREAS, Adirondack local governments believe that the unavailability of cell and emergency radio service in many areas of the Adirondacks is the foreseeable result of the fact that the towers supporting the antennas for those services have been required by the APA policy on towers to be “substantially invisible”, and consequently substantially lower than such towers elsewhere in New York State, and at, or very near, the height of obstructing tree canopies, and below the height of surrounding topography, which reduces the range of the radio waves, and

WHEREAS, the “substantial invisibility” standard is fundamentally incompatible with optimum essential cell phone and emergency radio service for Adirondack residents and visitors, and

WHEREAS, the Covid-19 pandemic has shown the importance of cell service and the internet, which have become indispensable for distance learning and telemedicine vital to residents and visitors attempting to work from home and school children and college students attempting to continue their education by learning at home with technology, and

WHEREAS, the Review Board believes that the APA’s current “tower policy” results in cell carriers settling for lower towers than they would build outside the Adirondacks, because they are aware of the limited maximum height the agency will require to approve their permits, and

WHEREAS, the lower towers result in shorter transmission range, which negatively affects public health, safety, welfare, education, and the economy, and

WHEREAS, the Review Board firmly believes that, with careful planning and siting, APA staff is capable of balancing protection of the viewshed with the cellular needs of residents and visitors, and

WHEREAS, the Review Board believes that the APA cell tower policy should be amended to allow and encourage improved cell phone and emergency radio communications, while recognizing the need to protect the Adirondack's resources, and

WHEREAS, the current definition of "substantial invisibility" requires that towers not be "readily apparent" as to size, composition or color and that the structures will, to the maximum extent practicable, blend with the background vegetation, other structures or other landscape features as seen from all significant potential public viewing points, and

WHEREAS, the Review Board believes that "not readily apparent" is a more reasonable standard considering the pressing need for improved cell service,

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Review Board respectfully requests that the APA review and modify its tower policy and adopt "not readily apparent" as the new standard, and also add the following incentives and exceptions for specific sites:

- **encourage vertical collocation of carrier's antennas, by offering a height incentive of 10 to 15 feet above the tree height to encourage vertical collocation and reduce the proliferation of towers horizontally collocated with other towers, which would have the added benefit of reducing carrier's costs, and**
- **offer general permits for cell carrier antennas on existing tall structures such as water towers, hotels, ski lift towers, inside church steeples and on government buildings, provided they meet certain specified conditions, and**
- **allow cell carrier antennas of some height, such as 20 feet above existing structures within the APA Hamlet classification, and**
- **offer a height bonus of 10 to 20 feet above the tree canopy for new towers serving currently unserved areas, in recognition of the pressing need vividly illustrated by Covid-19 restrictions on meetings, and**
- **add a requirement to its policy that staff and commissioners ask cell tower applicants for information, including a map, showing how a higher tower would expand coverage and benefit residents and travelers, which would enable APA commissioners to weigh the visibility cost against the public benefit.**

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

RESOLUTION NO. 61, 2020 ADOPTED. June 15, 2020

- **Adirondack Park Local Government is asking for support on the Aquatic Invasive Species Spread Prevention Law. The resolution recommends actions to strengthen the Clean Drained and Dry Aquatic Invasive Species (AIS) Spread Prevention Law**

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

RESOLUTION NO. 62, 2020

WHEREAS, in 2019, local government, lake associations, and environmental groups met with Senator Todd Kaminsky to discuss the Adirondack Council's proposal for an

Adirondack-wide mandatory boat inspection and wash program to prevent the introduction of aquatic Invasive species, and

WHEREAS, local governments know that the Lake George mandatory boat inspection and boat wash program was the result of a coordinated effort by the Lake George Park Commission, local governments and environmental groups, and that coordinated effort has not yet happened in support of an Adirondack-wide mandatory program, and

WHEREAS, Lake George is unique because it is governed by the Lake George Park Commission, which is the only lake specific regulatory body in New York State and, was, therefore, in a position to adopt enforceable regulations requiring that trailered power boats be inspected and washed, if not clean drained and dry, and

WHEREAS, Dave Wick, the Park Commission's Executive Director spoke at dozens of meetings throughout the Lake George region and was able to achieve universal support and buy-in for the program, and

WHEREAS, that advocacy effort has not yet happened regarding the proposal for an Adirondack-wide mandatory program, and

WHEREAS, local governments and the Fund for Lake George stepped up and pledged to pay half the cost (\$350,000) of the Lake George mandatory program each year, and

WHEREAS, local governments and environmental groups also created a Memorandum of Understanding (MOU) in support of the Lake George mandatory program, which was signed by Warren County and most of the towns around Lake George, and

WHEREAS, local governments, lake associations and environmental groups also lobbied state government in support of the Lake George mandatory program, and

WHEREAS, there has been no such pledge of financial support, or MOUs for an Adirondack-wide mandatory program, and

WHEREAS, local governments and the Fund for Lake George, working with the SAVE Lake George group, created a second MOU in support of a voluntary Adirondack wide boat wash program, which was signed by the APA, DEC the Lake George Park Commission, numerous towns, counties, lake associations and environmental groups - a total of more than 53 in all, and

WHEREAS, Governor Cuomo cited this unprecedented agreement in a press release In March 2015 (See [Governor Cuomo Announces Agreement to Prevent Spread of Aquatic Invasive Species in the Adirondacks](#)), and

WHEREAS, there has been no such broad expression of support for an Adirondack-wide mandatory program, and

WHEREAS, in summary, none of the steps taken to create a successful Lake George mandatory boat inspection and boat wash program on Lake George have been taken in support of the proposal for an Adirondack-wide mandatory program, and

WHEREAS, fortunately, there is a better alternative, by increasing the effectiveness of current Environmental Conservation Law Section 9-1710 entitled *Aquatic invasive species; spread prevention*, which provides that: "No person shall launch a watercraft or

floating dock unless it can be demonstrated that reasonable precautions such as removal of any visible plant or animal matter, washing, draining or drying as defined by the department pursuant to rules and regulations, have been taken”, and

WHEREAS, unfortunately there has been no enforcement of that law,

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Review Board recommends that DEC take the following additional actions to increase the effectiveness of that law:

- Begin enforcing the law, and
- Add the requirements of the spread prevention law to the curriculum of the boater safety class, that all boat operators in New York will be required to take next year, and
- Rejuvenate the group that signed the 2015 Memorandum of Understanding and request sign-on to a new MOU in support of the current spread prevention law, and
- Engage prisms throughout the state to educate the public on the requirements of the law and to provide outreach to user groups and marine trades businesses, and
- Provide signage on the requirements of the law at the many informal boat launches throughout the Adirondacks, and
- Review the DEC comprehensive aquatic invasive species plan to ensure that it is consistent with the intent of the spread prevention law and that it is implemented, and
- Seek the support of major business groups, such as the New York State Business Council and the Marine Trades Association, and
- Seek the support of sportsmen’s groups such as the New York State conservation Council, and
- Build on the success of the original Adirondack Park Invasive Plant Program Advisory Group, and
- Provide inspection and decontamination facilities for boat washing upon retrieval of boats from major AIS source waters in New York State to prevent the spread of AIS to other water bodies, including those in the Adirondacks, and
- Seek the support of non-resident anglers fishing in New York waters and publicize their support, and
- Seek the support of the private sector and publicize its support, and
- Work with the Adirondack Lakes Alliance and marine trade groups to tag frozen boats and thereby remove them from the lines of boats that require decontamination at boat launches and inspection sites, and
- Advance education for visitors through online portals for vacation rentals like VRBO, Airbnb and other private sector lodging and rental resources.

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

RESOLUTION NO. 62, 2020 ADOPTED. June 15, 2020

The following Special Event/Facilities Use applications were considered:

- Wood Park, Salvatore Prizio for Proctors Theatre Drive In Concert Series, Thursdays in July & August. They would want to use our stage. Mayor Blais noted that July 23 and August 20 would be excluded from their date requests, as those days are already spoken for.

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

RESOLUTION NO. 63, 2020

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

- **Salvatore Prizio for Proctors Theatre Drive In Concert Series, Thursdays in July & August with the exception July 23 and August 20.**

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

BE IT FURTHER RESOLVED, that this approval is contingent upon approval from the Warren County Board of Supervisors or the Operations and Maintenance Committee for the Park.

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

RESOLUTION NO. 63, 2020 ADOPTED. June 15, 2020

- **Wood Park, Albany Rods & Kustoms Ken Williams, Adirondack Nationals Car Show, September 10 through 13, 2020**

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

RESOLUTION NO. 64, 2020

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

- **Albany Rods & Kustoms Ken Williams, Adirondack Nationals Car Show, September 10 through 13, 2020**

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

BE IT FURTHER RESOLVED, that this approval is contingent upon approval from the Warren County Board of Supervisors or the Operations and Maintenance Committee for the Park.

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

RESOLUTION NO. 64, 2020 ADOPTED. June 15, 2020

Mayor Blais informed the Board that there are requests in to the Joint Occupancy Tax Committee by both Proctor's Theater and Dave Ehmann. Mr. Ehmann is planning the Adirondack Independence Music Fest, and he is asking the Joint Committee that he be allowed to roll over the funds for two other events that were cancelled. Trustee Root was concerned about the amount of funding that Mr. Ehmann is requesting, and that the request is incomplete as there was no application, no budget, and no plan submitted. On the other hand, Proctor's Theater is only looking for \$12,000. with a complete plan and budget. Trustee Root asked about saving some of the money, is there a better way to spend the money? He also questioned whether there is return on investment for these types of events. The Board discussed the fact that there are so many requests for drive in events. Mayor Blais noted that a meeting for the Joint Occupancy Committee has been set for Monday, June 22. Mayor Blais asked the Board for some direction on these events for the Joint Committee meeting. They further discussed the demand for drive in events.

Another Special Event/Facilities Use application was considered for:

- REC Center Football Field use by Patrick Dowd to hold the Northeast Drum Major Competition on July 25, 2020. Mayor Blais noted that there are 12 participants and probably 75-80 people total. The Board discussed the event and decided to set the fee at \$150.

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

RESOLUTION NO. 65, 2020

BE IT RESOLVED, that the Village Board hereby approves a Special Event Application for use of the REC Center football field by Patrick Dowd to hold the Northeast Drum Major Competition on July 25, 2020.

BE IT FURTHER RESOLVED that the fee will be set at \$150.

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

RESOLUTION NO. 65, 2020 ADOPTED. June 15, 2020

Mayor Blais noted that Governor Cuomo will be announcing CDC regulations pertaining to Independence Day celebrations, but he reported that most communities south of us, including Albany, Saratoga, and Glens Falls, have cancelled or postponed their Fourth of July fireworks. He noted that Bolton Landing has not made a decision and he needs to let the vendor know by June 17th. He remarked that he originally thought that we might still be able to have them, but with all of the other cancellations, the concern is that there may be more spectators than ever. Trustee Root suggested possibly postponing our show until Labor Day Weekend. Mayor Blais reported that the Lake George Steamboat Company is scheduling fireworks for Labor Day Weekend and so is Glens Falls. Mayor Blais confirmed that all of the weekly Thursday shows have been cancelled. Mayor Blais went on to say that he doesn't see any way possible that we could have the show and meet the safety criteria. The Board was in agreement that in order to maintain what we've accomplished so far, we need to cancel the Fourth of July fireworks show.

Mayor Blais gave an update about putting up a Food Court tent on Montcalm Street. He sent an email to nine restaurant owners asking them if they would take over operation and maintenance of the tent after it is erected, with no response yet. Mayor Blais got two tent quotes, and noted that he would just like to keep the concept on the table. Several restaurant have expanded their

outdoor dining facilities, but until he can get confirmation that the local businesses are willing to work with us on this, he doesn't want to go any further.

Mayor Blais reported that he and Superintendent Lanfear met with the head guard and Jim Martino today in regards to the Shepard Park Beach operation. He pointed out that the beach has been temporarily fenced off and is gated as this would be the only way that we could open and comply with Department of Health regulations. He is waiting for confirmation on the requirements for handling the gate. We may have to hire additional people to man the gate. Mayor Blais noted that having the beach fenced off this year will give us an idea as to whether we would want to permanently fence off the Beach. He reported that the Town is opening Usher Park, but keeping the restrooms closed. Trustee Root mentioned that he spoke with Second Chance, and they are willing to assist with managing traffic flow at the beach. Shepard Park Beach is scheduled to open on June 26 pending completion of necessary paperwork.

Mayor Blais stated that after contacting the Board members for permission, we have submitted a request to the Governor's Office for a 21-day extension of the interest-free period on property tax payments. It was confirmed that no response has been received from them yet. Mayor Blais noted that two of the larger taxpayers have submitted requests to pay later without penalty. Mayor Blais asked the Board for a vote on this.

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

RESOLUTION NO. 66, 2020

WHEREAS, in light of the possible financial hardships caused by the COVID 19 virus outbreak, the Village Board wishes to allow taxpayers an additional interest free period in which to pay their Village tax bills,

BE IT RESOLVED, that upon approval by Governor Cuomo a 21-day extension for an interest-free period on property tax payments will be offered to Village taxpayers.

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

RESOLUTION NO. 66, 2020 ADOPTED. June 15, 2020

Trustee Root, seconded by Trustee Earl, offered the following resolution for May and June Water Changes:

RESOLUTION NO. 67, 2020

MAY 2020 WATER CHANGES

MAY BILLING	\$131,673.68
LESS SENIOR CITIZEN DISCOUNT	(\$ 1,218.71)
PENALTY FOR NON COMPLIANCE	\$ 100.00
FINAL READS:	
L Mancini # 131	\$ 9.05
M VanDorsten #4526	\$ 10.20

SALE OF EQUIPMENT:

06-15-20 regular

Frost plates \$ 20.00

The above resulted in the following Journal Entries:

DR F0350 WATER RECEIVABLE \$144,562.97
 CR F2140 WATER METERED \$130,454.97
 CR F2148 WATER PENALTIES \$ 100.00
 CR F2145 \$ 14,008.00

DR F0350 WATER RECEIVABLE \$ 39.25
 CR F2655 SALE OF EQUIPMENT \$ 20.00
 CR F2140 WATER METERED \$ 19.25

JUNE 2020 WATER CHANGES

JUNE PENALTIES \$570.27

FINAL READS:

W Pelak \$ 46.88
 M Famosi \$ 48.45

The above resulted in the following Journal Entries:

DR F0350 WATER RECEIVABLE \$665.60
 CR F2140 WATER METERED \$ 95.33
 CR F2148 WATER PENALTIES \$570.27

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

RESOLUTION NO. 67, 2020 ADOPTED. July 20, 2020

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

RESOLUTION NO. 68, 2020

TRANSFERS:

From:	To:	Amount:
A8130.4 Sewer Trmt Plant	A8110.01 Sanit. Admin Judgements & Claims	\$2,000.00
A1930.4 Consultants & Appraisers	A1930.42	\$10,000.00
6/4/2020 General Water	\$58,046.48 \$11,247.85 \$69,294.33	210002-210006 34016-34019
6/15/2020 General Water LG Watershed (HA) Sewer Plant Improv (HK)	\$296,762.47 \$165,879.51 \$143,784.67 \$95,543.35	210007-210075 34020-34081

\$701,970.00

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

RESOLUTION NO. 68, 2020 ADOPTED. July 20, 2020

Mayor Blais gave the Board an update about the payments for David Decker. Village Attorney Matt Fuller has also been consulted about these payments and has given guidance. He reported that several months ago the Village hired an accountant, Mike McCarthy of McCarthy & Conlon, LLP to review and reconcile the invoices and vouchers submitted for payment by David Decker and to determine the amount that the Village owes Mr. Decker, who was the former Director of the Watershed Coalition. Mayor Blais confirmed that Mr. Decker also owes the Village some funds and those were reconciled as well. The total invoices submitted by Mr. Decker amount to \$116,649.15 and the amount due to the Village is \$19,847.20 leaving a balance of \$96,801.95 due to Mr. Decker which was verified by the accountant. Mr. Decker has agreed that the balance owed to the Village can be deducted from the total funds due to him. The Village has the funds on deposit; it is money that was contributed to the operation of the Lake George Watershed Coalition. If the Village Board agrees to pay the balance due to Mr. Decker out of the funding that we have available, our attorney and Mr. Decker's attorney have drafted a release that will release the Village from any further claims made by Mr. Decker as a result of the current situation with the Lake George Watershed Coalition.

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

RESOLUTION NO. 69, 2020

WHEREAS, the Village has verified that David Decker has \$116,649.15 in outstanding vouchers due as the Executive Director and Project Manager of the Lake George Watershed Coalition, and

WHEREAS, the Village is owed \$19,847.20 by Mr. Decker for his office expenses, internet use, Visitor Center contract and overpayments, and

WHEREAS, the Village hired McCarthy & Conlon, CPA to verify, audit and reconcile these vouchers, and Mr. McCarthy submitted a letter confirming the figures, and

WHEREAS, the Village is wanting to close out this Lake George Watershed account, has the funds on hand and wishes to acquire a release from all future claims by Mr. Decker,

BE IT RESOLVED that with the verification done by Accountant Mike McCarthy, recommendation of our Village Attorney, and having received a proper release, we, the Village Board of Trustees of the Village of Lake George, hereby authorize payment to David Decker in the amount of \$96,801.95 in satisfaction of all future claims against the Village of Lake George.

BE IT FURTHER RESOLVED, that the Village Board authorizes payment to be made at the June 18th payroll audit with the check being released to Attorney Fuller.

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

RESOLUTION NO. 69, 2020 ADOPTED.

June 15, 2020

Mayor Blais asked for any other business.

Superintendent Lanfear reported that NYS DOT has announced the CHIPS funding, and it looks to be about a 20% reduction. He would like to plan on going out to bid and paving Philip Street in fall.

Mayor Blais notified the Board that the Georgian Assessed Valuation Grievance has been adjudicated. The assessed valuation was reduced, and the settlement amount for the four years from 2016 comes to a \$44,998.92 refund and is due to the Attorneys for the Petitioner within ninety days of the settlement date of April 1, 2020. Clerk Deb McKinney commented that there was \$35,000 budgeted for this purpose, so funds will have to be transferred to cover the cost. It was also noted that the tax for the 2021 year will be about \$14,000 less than anticipated.

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

RESOLUTION NO. 70, 2020

WHEREAS, the Village Board of the Village of Lake George acknowledges a Stipulation and Order of Settlement for The Georgian Motel Corp, 384 Canada Street (SBL#251.14-3-27) for the tax years 2016-2019.

WHEREAS the Supreme Court of the State of New York, County of Warren have directed that the Village pay a four-year refund of taxes payable to Nolan Heller Kauffman LLP of 80 State Street, 11th Floor, Albany, NY 12207. The amount of repayment will be \$44,998.92 and must be paid within 90 days of April 1, 2020 to avoid interest or penalties. The Village budget account A1930.42 has a budgeted amount of \$35,000.00 for this expense but will also need a transfer from A1930.4 in the amount of \$9,998.92.

BE IT RESOLVED, that the Village Board hereby approves and authorizes the expense and the transfer to comply with the Stipulation and Order of Settlement

BE IT FURTHER RESOLVED, that the Village Board authorizes payment to be made at the June 18th payroll audit.

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

RESOLUTION NO. 70, 2020 ADOPTED.

June 15, 2020

Trustee Root asked for an update on the Park Mobile ap roll out. Clerk Deb McKinney reported that we are still waiting for the new meter reader devices from Complus. She agreed to followup with the Company again and see if there was any new information. There was discussion about buying smart phones so that the ap could be used.

Mayor Blais asked if we still had the signs to let people know that we are accepting loose yard debris anymore. Superintendent Lanfear replied that we don't have them anymore, but he will get some new ones ordered.

Mayor Blais asked for any public comment. Thom Randall asked for details about the yard pickup.

There was a motion by Trustee Perry, to adjourn at 8:20 p.m.

Respectfully submitted,

Debra J. McKinney
Village Clerk