

Minutes of the Regular Meeting and Public Hearing of the Board of Trustees of the Village of Lake George, NY, held at the Village Administration Building on Monday, September 18, 2017, at 6:30 p.m.

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

Also Present: Darlene V. Gunther (Clerk-Treasurer), Deb McKinney (Deputy Clerk-Treasurer), Superintendent Dave Harrington, WWTP Operator Tim Shudt, Attorney Matt Fuller, Fire Chief Jason Berry, Thom Randall (Journalist), Greg Swart (AES), Brad Noviski (AES), Mike Goot (Journalist), Sean Doty (Chazen Companies), and Don Daniels.

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

At 6:31 p.m. Mayor Blais opened a Public Hearing on proposed Local Law No. 12, 2017 Amending Chapter 148, Parks & Recreation of the Code of the Village of Lake George. He explained that domestic animals are prohibited at the Gage Brook Recreation Center excepting in the Dog Park. Some additional rules for the Dog Park were advised by our insurance carrier.

Mayor Blais opened the floor to public comment. There was none.

Mayor Blais presented the minutes from a Regular Meeting held on Monday, August 21, 2017 and a Special Meeting held on May 30, 2017. Trustee Root made a motion, seconded by Trustee Mastrodomenico, unanimously carried to approve the minutes.

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

MOTION PASSED.

Monthly reports from the Sanitation Department, Code Enforcement, Fire Department, Caldwell Sewer District, Meter/Dock Revenues, Meter Enforcement, Lake George Peace Officers 2017 Annual Report, Car Show PP Revenue, and Superintendent of Public Works were presented and made available for inspection.

Fire Chief Berry had the following action items:

- New 1st Assistant Chief Matt Oswald was voted in by the Company. The 2nd Assistant Chief position will remain vacant

Trustee Earl made a motion, seconded by Trustee Root, unanimously carried to approve appointment of Matt Oswald as the 1st Assistant Chief, with the seat for 2nd Assistant to remain vacant for now.

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

MOTION PASSED.

- Application for Junior Firefighter – Patrick Butler of 43 Birch Avenue

Trustee Earl made a motion, seconded by Trustee Mastrodomenico, unanimously carried to approve membership of Junior Firefighter Patrick Butler.

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

MOTION PASSED.

- Termination of membership for Max Brown. Chief Berry explained that Mr. Brown was not following the rules; the Company voted unanimously to terminate his membership. He was given the option to reapply in six months.

Trustee Earl made a motion to accept the Company's recommendation, seconded by Trustee Perry, unanimously carried to approve termination of membership for Max Brown.

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

MOTION PASSED.

- New draft bylaws for Fire Company was made available for review

Mayor Blais explained that that two engineering firms were in attendance for the purpose of making presentations in regards to the design of a new Waste Water Treatment Plant for the Village.

He introduced Sean Doty of Chazen Companies. Mr. Doty reviewed their Project Team structure in which he would be the Project Manager. He reported that they would be working with subs specifically Blue Line Engineering and Jade Stone Engineering to meet the MWBE compliance requirement. He went through their project experience, noting that the Village of Pawling and Titusville WWTPs both have SBR (Sequence Batch Reactor systems), which is what the Village is building. Titusville was completed in 2009 and is up and running. He noted that the Anticipated Project Schedule which is driven by the consent order will not be a problem. 60% design work will be done by March of 2018 and ready to submit to NYS DEC/EFC along with the draft SPDES Permit. The advance design will be 95% completed by September of 2018. They will be ready to bid in January 2019 with construction to begin in March. He commented that they will make sure that DEC is fully aware of the design and intent along the process. They have video conference capability in their office and will hold biweekly conference calls with interested parties. During the 18-month construction period, they intend to have a resident engineer inspector on site making sure that the project conforms to construction documents. They plan to recalculate the cost because it's been since 2015, and there may be a cost increase. Sean then answered a few questions from the Board, and ended by saying that they are comfortable with the time frame.

Mayor Blais introduced staff from AES Northeast, the firm currently working on the Village's WWTP project. Greg Swart represented their firm as the Department Manager. Mr. Swart reviewed an updated Project Milestone schedule. He stated 9-18-17 regular & PH

that prior to the resignation of Todd Hodgson, he worked with him for a long time. Todd will still be consulting with them as needed throughout the project and during startup, and they have a team behind Todd. The Project Manager Rob left the firm as well, but he was not a principal, he was the Project Manager who has been replaced with Brad Noviski. The firm has ramped up their staff in preparation for the work on the project. He noted that they were planning monthly updates at each board meeting. He reported they are prepared to meet all of the deadlines as outlined and that the firm is completely committed to their original proposal.

Brad Noviski of AES got up and gave details of his experience. He noted that one of his roles is to help meet expectations. He reported that AES has most of the services necessary for the project in house and the WMBE requirements will be met.

Mayor Blais noted that the Board will need to enter an Executive Session for the purpose of discussion of the employment history of a particular corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular corporation

He asked if there were any other public comments before the session.

Don Daniels spoke in regards to the new canoe wood sculpture that has been placed down off Beach Road. He is concerned about its safety from vandalism. Mayor Blais replied that an open covering is intended. He noted that parts of the sculpture have steel piping in it. There are night watchman on the Steel Pier, and the Village plans to install security cameras in the location as well

The second topic Mr. Daniels discussed was the leaching of contaminants into the lake. He noted that with the new porous blacktop put down on Beach Road, it seems that contaminants could drain from surroundings areas right through it and into the lake.

Mayor Blais reported that there were six events in and around the Village this weekend, making it a very nice and busy weekend. He said, "Lake George is alive after Labor Day, but five stores were already closed."

Motion by Mayor Blais, seconded by Trustee Perry, unanimously carried, to enter into an Executive Session at 7:13 p.m. for the purpose of discussion of the employment history of a particular corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular corporation

Motion by Mayor Blais, seconded by Trustee Root, unanimously carried, to exit Executive Session at 7:59 p.m.

There was no action taken during the session.

Mayor Blais asked for any other comment on Proposed Local Law No. 12, 2017. There was none.

At 8:01 p.m. Mayor Blais closed a Public Hearing on Proposed Local Law No. 12, 2017 amending Chapter 148, "PARKS & RECREATION"

The following correspondence was reviewed:

- Thank you from the Antique and Classic Boat Society for bed tax award
- Letter of resignation from Darren Martell from Sewer Department

Mayor Blais made a motion, seconded by Trustee Earl, unanimously carried to accept his resignation with regret.

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

MOTION PASSED.

- County sales tax check up 6%

Mayor Blais announced that the County quarterly sales tax payment was up by 6% to \$131,706.44.

- Letter from Sayuti Sulemana from Ghana

Sule wrote to tell us that he has returned safely to Turkey and will be working on his school with an intended completion date sometime in 2019, as well as he intends to enroll in a PhD program in Canada in 2018. During this time, he requested coming back to the Village to work for a few months again.

- Joanne Mamrosch regarding parking restrictions

Mrs. Mamrosch sent a request for clarification of the Village ordinances concerning the parking of RVs, 5th wheels, tractor trailers, school buses and boat trailers. She is suggesting that these types of vehicles be prohibited in residential areas, with specific areas set aside for these.

Superintendent Harrington has had a couple of interviews to fill the Assistant Operator at the Waste Water Treatment Plant. He is recommending the hiring of Clayton Lauback, who comes highly qualified including a CDL and a WWTP license and several years in the field at a rate of \$21.00 per hour.

Trustee Mastrodomenico made a motion, seconded by Trustee Earl, unanimously carried to approve the hiring of Clayton Lauback at a rate of \$21.00 per hour as a full time year round employee for the Waste Water Treatment Plant.

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

MOTION PASSED.

The Board reviewed a vendor application from Cyndee Ruggiero of Adirondack Dreamcatcher Farm to offer pony rides during the Oktoberfest and Winter Carnival. Superintendent Harrington expressed concerns stating that she had been repeatedly warned about cleaning up after her horses. He also expressed concern about the location of the Veterans Memorial and the wear on the grass. Mayor Blais asked him for his recommendation and he opposed issuing a new permit to her.

Based on Superintendent Harrington's recommendation Trustee Perry, seconded by Trustee Root, offered the following resolution:

TO DENY HER REQUEST

RESOLUTION NO. , 2017

VOTING Ayes: 4 Blais, Earl, Perry, Root

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Nays: 1 Mastrodomenico

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais reviewed an Occupancy Tax application from the Center for Disability Services dba Prospect Center. They are requesting \$1,500. to cover the cost of use of the Wood Park. They were still allowed the Beach for the volleyball tournament, but after 27 years, they were denied use of the Beach for their food and beverage trailer.

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

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais introduced a resolution to oppose the elimination of the deductibility of State and Local taxes.

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

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais presented a revised application/permit for the Charles R. Wood Park. The County Attorney drew up a draft which changes the fees for the Park, specifically the deposit fee schedule. A non-refundable deposit of \$1,000 for the first day and \$500 for each addition day will be due and payable with the application submittal. Mayor Blais reported that two events cancelled this year, but the deposits did not cover the cost for the non-use of the space.

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

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Superintendent Harrington would like permission to attend North Country Stormwater Tradeshow & Conference to be held on October 19 at Six Flags Great Escape Lodge from 8:00 to 4:00 p.m. at a cost of \$80 each. Trustee Root made a motion, seconded by Trustee Earl, unanimously carried to approve the training for any interested official or employee.

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

MOTION PASSED.

Mayor Blais reported that the Ninds, owners of the former Bacon property approached him about purchasing the small strip of land between the right of way and their property. There was previous discussion about this, and the property was appraised for \$4,800 in 2005. Mayor Blais spoke with Mr. Orr about whether a new appraisal should be done. It was agreed that a new appraisal would be more costly than any increase in value. Superintendent Harrington noted that the Village will retain an easement for Water and Sewer. He remarked that this strip is not a buildable lot, and there are no other property owners adjoining the strip.

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

**TO DECALRE THE PROPERTY SURPLUS AND TO CONVEY TO ADJACENT
PROPERTY OWNER AS LONG AS IT IS LEGALLY POSSIBLE.**

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais submitted a draft law in regards to display of merchandise under a permanent roof or alcove of an adjoining store. He suggested that it be forwarded to the Planning Board for their review prior to setting a public hearing.

Mayor Blais drafted a list of items that are currently used or could be used in the future as donation items. The estimated cost of the items was discussed. Purchasing Agent Deb McKinney commented that the cost of a bench is about \$500, and the cost of a streetlight is probably about \$2,000. Mayor Blais decided to table this idea for further research.

Mayor Blais submitted an email from Parkour Visions to solicit for the design of a sports-minded park for jumping, climbing and acrobatic techniques. He suggested that they could do a presentation at the next Board meeting. The Board agreed.

Mayor Blais presented figures from the "Fridays at the Lake" series, and wants to book the promoter for next year. The promoter needs to be booked early so that good bands can be booked. He reviewed the costs and expenses, which showed a net income of minus \$5,523.34, but noted that much of the funding comes for the Village's Occupancy Tax account. The revenues were almost \$30,000. He would like to budget \$30,000 for the promoter's cost for next year. The promoter will book the bands, hire the Master of Ceremonies, lights, sound and stage manager. Trustee Root inquired as to whether the spectators come to see specific bands that are playing or whether they randomly come to the Park for just any entertainment on a Friday night. John also noted that he has some ideas for promotions for next year as well. Mayor Blais requested permission to negotiate a contract with promoter, Jim Anderson. The Board agreed.

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Superintendent Harrington requested that Fall Clean Up Week be set for October 28 through November 12 and that it be advertised in the newspaper. Trustee Root made a motion, seconded by Trustee Perry, unanimously carried to approve the dates and advertising.

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

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

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais, seconded by Trustee Earl, offered the following resolution for transfers and audits:

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

Mayor Blais reported that Robert Mastrantoni submitted his resignation from the Planning Board today. Robert has been Chairman of the Board for several years and has served on the Board for 25 years. Mayor Blais suggested that the Planning Board chose their own replacement Chairman; Alternate Walt Adams is willing to move up to a full time member. He asked the Board if they know of any candidates to replace Mr. Adams to let him know. Mayor Blais made a motion, seconded by Trustee Root, carried by a majority to accept Mr. Mastrantoni's resignation with regret and thank him for his many years of service.

VOTING Ayes: 4 Blais, Earl, Perry, Root
Nays: 1 Mastrodomenico
MOTION PASSED.

Mayor Blais submitted a photo of a bicycle bar, which Greg Teresi, who currently operates the tiki boats would like to propose. He noted that he is willing to operate the moving bar with or without alcoholic beverages. Mayor Blais remarked that there is another municipality that has this, but they do not have an open container law, such as the Village does.

Superintendent Harrington reported that the second bidder on the REC Center Forestry bid has defaulted on the bid, by not submitting the contract and payment within the required seven days after notification. Mayor Blais would like to reshew
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and rebid. Dave agreed to speak with forester Chris Gearwar about coming up with a new plan.

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

TO REJECT ALL BIDS AND RESHOW AND REBID THE PROJECT

RESOLUTION NO. , 2017

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

RESOLUTION NO. , 2017 ADOPTED. September 18, 2017

There was a motion by Trustee Perry to adjourn at 8:53 p.m.

Respectfully submitted,

Debra J. McKinney, CPPB
Purchasing Agent
Deputy Clerk-Treasurer