

VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES  
REGULAR MEETING AGENDA 5:30PM  
Monday August 24, 2020

Roberts Rules of Order will be in Effect for this Meeting

**THIS MEETING WILL BE HELD IN THE HARRIETSTOWN TOWN HALL AUDITORIUM  
39 MAIN STREET, SARANAC LAKE**

JOIN WEBEX MEETING

<https://franklincounty-ny.webex.com/franklincounty-ny/j.php?MTID=m63e6920db4975b257134916b4c1a98ef>

Meeting number (access code): 160 736 8911

Meeting password: XkBqhffw292

**A. CALL TO ORDER      PLEDGE OF ALLEGIANCE**

**B. ROLL CALL**

**C. AUDITING:**

a. Pay Vouchers

b. Approve Minutes 8-10-2020 and 8-13-2020

**D. PUBLIC COMMENT PERIOD:**

**E. CORRESPONDENCE:** Email Sam Balzac, Letter NYS DOT

**F. ITEMS FOR BOARD ACTION**

<b>BILL</b>	<b>81</b>	<b>2020</b>	<b>Authorize \$2.00 Notification Letter to Unpaid Taxes</b>
<b>BILL</b>	<b>82</b>	<b>2020</b>	<b>Refer Code Amendment</b>

**G. OLD BUSINESS:**

**H. MOTION TO ADJOURN:**

**RULES FOR PUBLIC HEARING COMMENTS AND  
PUBLIC COMMENT  
PERIOD OF MEETINGS**

- 1. Anyone may speak to the Village Board of Trustees during the public comment period of a public hearing or the public comment period of the meeting.**
- 2. As a courtesy we ask each speaker to give their name and village resident or not.**
- 3. Each speaker must be recognized by the chairperson before speaking.**
- 4. Individual public comment is limited to 2.5 minutes and may be shortened by the meeting chairperson.**
- 5. When a meeting is attended by a group of people who share the same or opposing views on a public comment topic, the chair may require that the group(s) designate not more than two spokespersons and limit the total time public comment to 2.5 minutes for each point of view or side of an issue.**
- 6. Individual time may not be assigned/given to another.**
- 7. A public hearing is meant to encourage resident comment and the expression of opinion, not a direct debate, nor should a commenter be intimidated by a village board rebuttal, therefore public hearings are limited to public comment and should a village response be asked by individuals the response shall be generally given after the public hearing during the village board regular meeting, or subsequently, by telephone or letter, unless factual in nature where the facts are fully known by staff, in which case a village official may respond.**
- 8. All remarks shall be addressed to the board as a body and not to any individual member thereof.**
- 9. Interested parties or their representatives may address the board at any time by written or electronic communications.**
- 10. Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.**

Please note- During the course of regular business, discussion and commentary is limited to board members and village staff only. We ask for this courtesy, for the board and staff to conduct their business and discussion without interruption. All village board members and staff are available after the conclusion of a meeting for one on one discussion.

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REGULAR MEETING OF THE BOARD OF TRUSTEES  
August 10, 2020

Meeting was held in the Harriestown Townhall Auditorium with seating capacity for 50 people with social distancing and the wearing of masks. The meeting was also streamed through WebEx meeting.

Everyone stood for the pledge of allegiance lead by Trustee Catillaz.

**ROLL CALL FOR REGULAR MEETING:** Present: Mayor Clyde Rabideau  
Trustees: Thomas Catillaz, Richard Shapiro, and Melinda Little.  
Staff also present: Village Manager, John Sweeney, Village Clerk Kareen Tyler, and Village Treasurer, Elizabeth Benson

Mayor Appointments -Trustee Little as Deputy Mayor and Zeld Newman as a Trustee replacing Patrick Murphy.

**AUDITING:**

Chair Rabideau called for a motion to approve payment for the 2021 budget \$311,983.67 voucher number 11044506 to 11044612 complete detail of these vouchers is attached and made part of these minutes.

Motion: Little Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

Chair Mayor Rabideau called for a motion to approve minute of July 27, 2020

Motion: Catillaz Second: Little

Roll Call: Catillaz: yes, Newman: absentia, Shapiro: yes, Little: yes

**PUBLIC COMMENT PERIOD:**

Shir Filler, resident outside of the village, against Lexipol, asked that it be tabled.

Chris Morris resident inside the village, against Lexipol, wants the committee to select group

Sam Balzac, resident inside the village, against Lexipol, copyright issues

Kathleen Recchia, resident inside the village, complaint against Allie Pelletieri a Village Development Board member for his conduct at the last Development Board meeting.

David Lynch, resident inside the village, against Lexipo, asked that it be tabled.

Fred Balzac, resident inside the village, because of resignations half the village board has been appointed by the Mayor, wants moratorium on hotel building.

Jeff Branch, resident inside the village, supports Lexipol, praised the Chief and the Police for all of their hard work and dedication to the community. Thanked the board members for their service.

**CORRESPONDENCE:** Appointment letter from Mayor, Thank you letter from Patricia Wiley and July Police Report.

Chair Mayor Rabideau called for a motion to receive and place on file.

Motion: Little Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

#### **ITEMS FOR BOARD ACTION:**

**Chair Mayor Rabideau called for a motion to remove Bill 74-2020 from the Table.**

Motion: Little Second: Newman

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

#### **Bill 74-2020 Use of Contingency to Cover Cost of Lexipol – Police Customized Policy Management tabled at 7-27-20 meeting**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Catillaz Second: Little

Michael Ranalli, Program Manager for Lexipol was introduced by the Mayor, he gave a brief background on himself and the company and took questions from the board members. Trustee Shapiro read a summary of the other options that were explored and looked into as a direct result of previous public comments on Lexipol. The summary is attached and made part of these minutes.

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

Members of the audience David Lynch and Fred Balzac, were speaking over the board. David Lynch left the auditorium, vocally shouting at the board. Mayor Rabideau called the meeting back to order.

#### **Bill 78-2020 Hire Fire Driver**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Shapiro Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

#### **Bill 79-2020 Administrative Salary Increases**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Shapiro Second: Little

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

**OLD BUSINESS:** no old business

#### **MOTION TO ADJOURN**

Chair Mayor Rabideau called for a motion to adjourn

Motion: Little Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

Respectfully submitted,  
Kareen Tyler, Village Clerk

**SPECIAL MEETING OF THE BOARD OF TRUSTEES**  
August 13, 2020

Meeting was held through ZOOM.

Everyone stood for the pledge of allegiance lead by Trustee Catillaz.

**ROLL CALL FOR REGULAR MEETING:** Present: Mayor Clyde Rabideau  
Trustees: Thomas Catillaz, Melinda Little, Zelda Newman and Richard Shapiro.  
Staff also present: Village Manager, John Sweeney, Village Clerk Kareen Tyler, and  
Village Treasurer, Elizabeth Benson

**ITEMS FOR BOARD ACTION:**

**Bill 80-2020 Authorize Mailing of Absentee Ballot Application to Registered Voters**

A copy of the bill is attached and made part of these minutes

Chair Mayor Rabideau called for a motion.

Motion: Little Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

**MOTION TO ADJOURN**

Chair Mayor Rabideau called for a motion to adjourn

Motion: Little Second: Catillaz

Roll Call: Catillaz: yes, Newman: yes, Shapiro: yes, Little: yes

Respectfully submitted,  
Kareen Tyler, Village Clerk

RPOF 8/24/20  
meeting

**Kareen Tyler**

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**From:** Sam Balzac <sambalzac@gmail.com>  
**Sent:** Tuesday, August 11, 2020 11:55 AM  
**To:** mayorrabideau; Melinda Little; Rich Shapiro; Trustee Catillaz; Zeld Newman; Kareen Tyler; John Sweeney  
**Subject:** Lexipol Contract Negotiations  
**Attachments:** 2020-8-10\_974.pdf

Dear Village Trustees, Mayor, Manager and Clerk,

I'm not sure whether or not the vote last night constituted signing the contract as it stands with Lexipol, but if not, I'd strongly encourage you to negotiate in some language about the village's retaining copyright to whatever manual is then in existence, should the village end its relationship with Lexipol in the future. I spoke briefly with Mike, the Lexipol representative, afterwards, and he was unable to tell me whether or not the retention of copyright was in the contract, despite his assurances during the meeting that the village could keep the manuals in the case of termination. In fact, the contract says that **"Upon expiration or termination of this Agreement, all of the rights granted to Agency by this Agreement to the subscriptions identified in Exhibit A shall automatically terminate."** (under "Effect of Expiration or Termination").

I have some experience with copyright law as a professional writer, and I have been warned by lawyers to be very careful with rights agreements. It's dangerous to take a company's word for it that they'll allow something that's not documented. If Lexipol really does have zero competitors, we don't know what they'll choose to charge for their services in the future (and they say as much under "Subscription Fee/Invoicing") . It's possible that this may lead the village to someday wish to extricate themselves from the company, and despite their verbal promise, Lexipol can make that very difficult under the existing contract.

I would like to request that this email be regarded as official correspondence received by the village.

Best,  
Sam Balzac



**Department of  
Transportation**

**ANDREW M. CUOMO**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**PATRICK S. BARNES, P.E.**  
Regional Director

August 12, 2020

Honorable Jay Rand Jr., Supervisor  
Town of North Elba  
2693 Main Street  
Lake Placid, New York 12946

Jim Dougan, Superintendent of Public Works  
Essex County  
8053 U.S. Route 9  
Elizabethtown, New York 12932

John M Sweeney, Village Manager  
Village of Saranac Lake  
39 Main Street  
Saranac Lake, NY 12983

Dustin Martin, Superintendent, DPW  
Village of Saranac Lake  
39 Main Street  
Saranac Lake, NY 12983

RE: Culvert Replacement on Route 86 Anticipat-  
ed to Require Road Closure/Detour  
Town of North Elba, Essex County  
NYSDOT P.I.N. 1810.35

Gentlemen:

Monday, I spoke with Mr. Dougan regarding changes to the design of a project to replace a culvert carrying the Little Ray Brook under State Route 86 approximately 225 feet west of the intersection with McKenzie Pond Road (County Route 33) and about 1,500 feet east of the entrance to the Adirondack Correctional Facility. After speaking with Mr. Dougan, I called and spoke with Mr. Martin about this project and the use of Brandy Brook as part of the proposed detour.

On 6 April of this year, NYSDOT Region 1 Design sent a letter to Mr. Rand and Mr. Dougan, which indicated two things:

- 1) That Route 86 would need to be closed and that during that closure, traffic would be directed to a signed detour route using Ray Brook Road (County Route 32).

**Change**, originally, we thought the CR-32 geometry would be able to handle required truck turns. However, after site visits by NYSDOT Region 1 Design personnel it was determined that CR-33's geometry could better handle the required truck turns. While Route 86 is closed, traffic will be directed to a signed off-site detour route utilizing McKenzie Pond Road (CR 33) which becomes Pine St in the Village of Saranac Lake, then onto Brandy Brook and returning to Route 86. Two-way traffic on Route 86 will be restored following the closure. A location map depicting the detour route is attached.

- 2) That the duration of the detour would be approximately two weeks.

**Change**, our design has now progressed to the point where we feel that to complete this work as safely and quickly as possible, Route 86 will need to be closed at the work site for only five days not two weeks as previously indicated. We will be including liquidated damages in the contract that will go into effect if the contractor exceeds the above closure duration.

Please note that during the closure period, all properties and businesses in the area will remain accessible to residents and emergency responders.

Also, since April, we have determined the environmental restrictions for working in the Little Ray Brook. The contractor will be allowed to work in the stream from May 1 through September 30. During my phone conversation with Mr. Dougan, I asked if there were any times between May 1 and September 30 that he would prefer the work done and he indicated that the period between June 1 and June 30 would be best. I also asked Mr. Dougan what five-day closure period he felt would minimize impacts on traffic. Because schools will still be in session in June, I suggested closing Route 86 on a Friday at 6:00 pm and reopening it the next Thursday at 6:00 am to limit the disruption to school bus routes. However, Mr. Dougan indicated that he thought there were very few school age children living on the affected portion of Route 86. Therefore, he thought a Monday-Friday closure would limit the impacts on traffic.

In addition to yourselves, we realize that there are other individuals and agencies that will be affected by the work at this location. So, we will be sending this letter by email, to the following:

Kenneth Porter, Highway Superintendent, Town of North Elba  
Chief Torry Hoffman, Lake Placid Fire Department  
Chief Brendan Keough, Saranac Lake Fire Department  
Larry Brockway, Administrative Vice President, Lake Placid Volunteer Ambulance  
Chief Julie Harjung, Saranac Lake Rescue Squad  
Lenny Barker, Transportation Supervisor, Saranac Lake Central Schools  
Postmaster, United States Post Office, Saranac Lake, New York 12983  
Hon. Elizabeth O'C. Little, NYS Senate, 45th District  
Hon. Daniel Stec, NYS Assembly, 114th District  
Sheriff David Reynolds, Essex County Sheriff's Department  
Donald Jaquish, Director, Essex County Emergency Services  
Patty Bashaw, Essex County EMS Coordinator  
Doreen Abrahamsen, Transportation Coordinator, Essex County Public Transportation  
T/Sgt. Brian Goetz, Traffic Supervisor, New York State Police – Troop B  
Terry Martino, Executive Director, Adirondack Park Agency  
Kate Fish, Executive Director, Adirondack North Country Association  
Bruce Jordan, Regional Director, NYSOEM Region III – Northern Zone

Please let me know if there are other individuals or agencies you feel should be informed about the proposed work at this site.

Honorable Jay Rand, Jr. / Mr. Jim Dougan / Mr. John Sweeney / Mr. Dustin Martin  
August 12, 2020  
Page 3

We hope that providing notice of our plans now will allow you and the above enough time before this work begins to express and resolve any concerns there may be, such as impacts to traffic, businesses, school bus routes, and to plan for any short-term mutual aid arrangements that may be necessary.

Toward this end, I would appreciate your contacting me with any questions you have regarding the change to the detour route and your preferred closure dates (windows) by **c.o.b. September 11, 2020** at the following:

**Brian D. Smith, PE, Project Manager, work phone: 518-457-9630**

Email: [Brian.Smith@dot.ny.gov](mailto:Brian.Smith@dot.ny.gov)

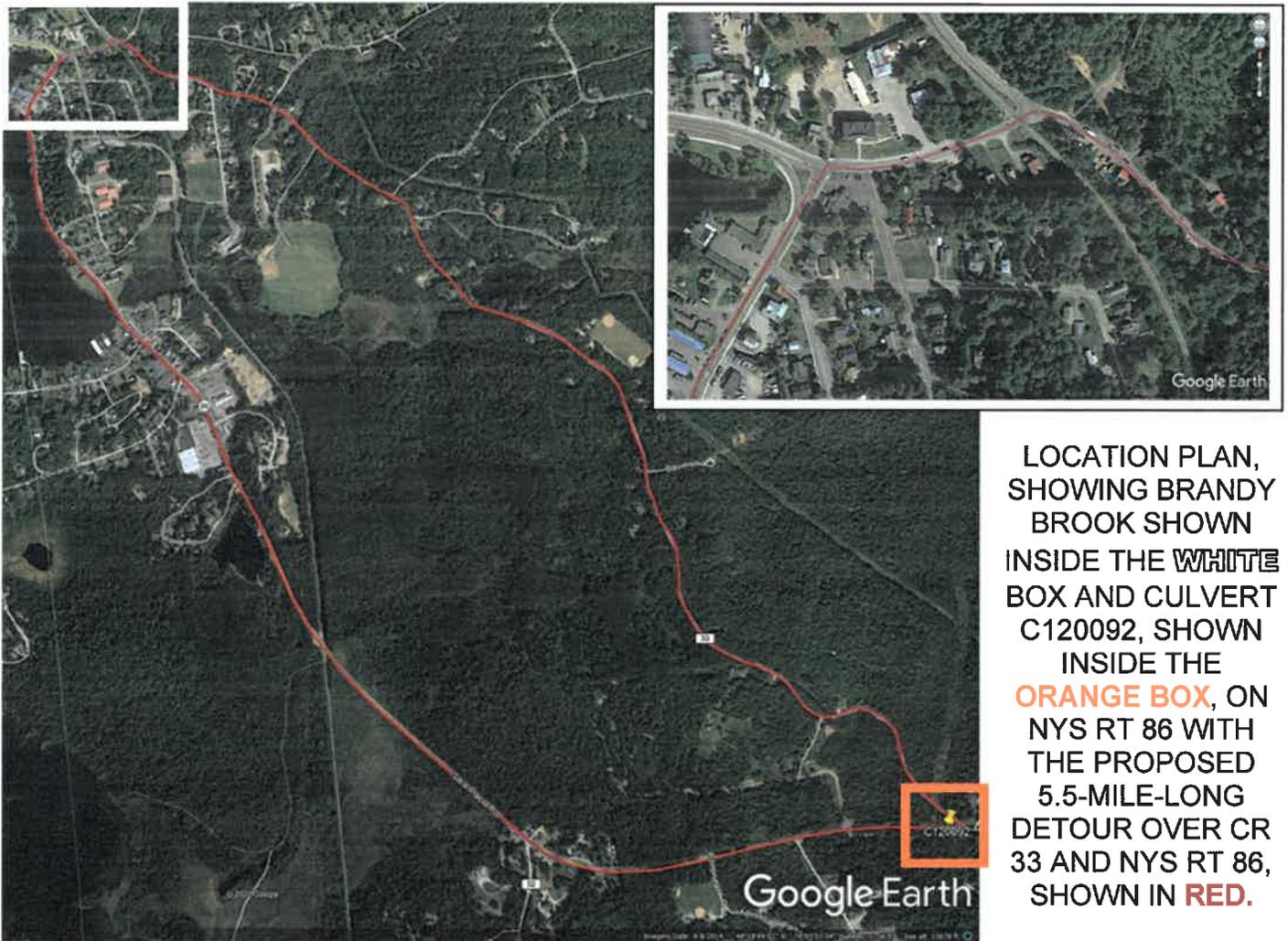
Mailing Address: New York State Department of Transportation  
Region 1 Design, Pod 2-3  
50 Wolf Road, Albany, NY 12232

Thank you for time and attention regarding this matter.

Sincerely,

*Brian D. Smith*

Brian D. Smith  
Project Manager, Large Culvert Design  
NYSDOT Region 1



LOCATION PLAN,  
SHOWING BRANDY  
BROOK SHOWN  
INSIDE THE **WHITE**  
BOX AND CULVERT  
C120092, SHOWN  
INSIDE THE  
**ORANGE BOX**, ON  
NYS RT 86 WITH  
THE PROPOSED  
5.5-MILE-LONG  
DETOUR OVER CR  
33 AND NYS RT 86,  
SHOWN IN **RED**.

**VILLAGE OF SARANAC LAKE  
BOARD OF TRUSTEES  
RESOLUTION APPROVING THE ANNUAL  
NOTIFICATION LETTER OF UNPAID TAXES  
AND A \$2 LEVY ONTO UNPAID TAX BILLS**

SUBJECT: ANNUAL NOTICE & \$2 LEVY FOR AGENDA OF 8/24/20  
DEPT OF ORIGIN: VILLAGE MANAGER BILL # 81-2020  
DATE SUBMITTED: 8/18/20 EXHIBITS: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Village Attorney

\_\_\_\_\_  
Village Administration

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EXPENDITURE REQUIRED: \$0	AMOUNT BUDGETED: \$0	APPROPRIATION REQUIRED: \$0
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**SUMMARY STATEMENT**

We are required to send out notification letters to Village residents who have unpaid taxes. The Village is allowed to levy \$2 onto unpaid tax bills to cover the cost and this has been the customary practice.

**RECOMMENDED ACTION**

APPROVAL OF RESOLUTION

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

MAYOR RABIDEAU \_\_\_\_\_

TRUSTEE LITTLE \_\_\_\_\_

TRUSTEE NEWMAN \_\_\_\_\_

TRUSTEE SHAPIRO \_\_\_\_\_

TRUSTEE CATILLAZ \_\_\_\_\_

**VILLAGE OF SARANAC LAKE  
BOARD OF TRUSTEES  
RESOLUTION APPROVING THE ANNUAL  
NOTIFICATION LETTER OF UNPAID TAXES  
AND A \$2 LEVY ONTO UNPAID TAX BILLS**

WHEREAS, the Village of Saranac Lake is required to mail letters to residents who have unpaid tax bills after the regular collection period ends; and

WHEREAS, the unpaid tax letters will be mailed in September to notify residents of their unpaid tax bills; and

WHEREAS, the Village of Saranac Lake is permitted to levy a \$2 charge to those unpaid Village tax bills in order to cover the cost of the processing and mailing of the unpaid tax letters,

NOW, THEREFORE BE IT RESOLVED, the Saranac Lake Village Board of Trustees hereby authorizes a \$2 charge be added to unpaid tax bills to cover the cost of mailing the notification letter.

**Business of the Village Board  
Village of Saranac Lake**

SUBJECT: Refer Code Amendment

Date: 8-24-20

DEPT OF ORIGIN: Manager John Sweeney

Bill: 82 2020

DATE SUBMITTED: 8-20-20

EXHIBITS:

APPROVED AS TO FORM:

\_\_\_\_\_  
Village Attorney

\_\_\_\_\_  
Village Administration

EXPENDITURE  
REQUIRED:

AMOUNT  
BUDGETED

APPROPRIATION  
REQUIRED:

Referral of proposed Development Code amendment to the Development Board for recommendation

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL :

MAYOR RABIDEAU

\_\_\_\_\_

TRUSTEE LITTLE

\_\_\_\_\_

TRUSTEE NEWMAN

\_\_\_\_\_

TRUSTEE SHAPIRO

\_\_\_\_\_

TRUSTEE CATILLAZ

\_\_\_\_\_

## **REFERRAL OF DEVELOPMENT CODE AMENDMENT**

**WHEREAS**, in 2016 the Village Board adopted the Village of Saranac Lake Unified Development Code; and

**WHEREAS**, amendments to the Code are allowed for purposes of public necessity, convenience and the general welfare, and

**WHEREAS**, the Board has received a written request for amendment; and

**WHEREAS**, in consideration of the circumstances as described above the Board desires review and comment from the Development Board.

**NOW, THEREFORE, BE IT RESOLVED THAT,**

- (1) The Village of Saranac Lake Board of Trustees refers the proposed amendment to the Development Board for a recommendation



**Village of Saranac Lake**

Planning Department  
39 Main Street  
Saranac Lake, NY 12983  
Phone (518) 891-4150  
Fax (518) 891-1324  
[www.saranaclakeny.gov](http://www.saranaclakeny.gov)

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**Memo**

To: Village Board of Trustees.  
From: Paul Blaine, Development Code Administrator  
Re: Proposed Zoning Map Amendment - 21 Duprey Street  
Date: August 18, 2020

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Pursuant to Article IV of the Development Code, please find attached a request from Strab Ventures, Inc seeking an amendment of the Village's zoning map. Mayor Rabideau is a principle in the corporation and has recused himself from any involvement in the Village Board's consideration of this request. It is Village staff's recommendation that the Board consider the proposed amendment and, pursuant to Development Code § 106-25, refer it to the Development Board for an advisory recommendation. A draft resolution to this effect is provided for the Village Board's consideration.

Based on my review of the request amendment, I believe that this is a technical amendment and that this parcel, which is developed as a residential parcel with an existing single family dwelling, has historically been classified on local tax rolls for residential purposes. It is my opinion that the above referenced parcel was incorrectly included in the commercial B-4 zoning district when the current Development Code was adopted and should be more appropriately included in the adjoining A-2 residential zoning district. My review indicates that no other parcel in the B-4 zoning district has a similar residential history although I am reaching out to at least one neighboring property owner to ascertain whether there is any interest in being included in this amendment request.

Once the Village Board receives a recommendation from the Development Board, it can decide whether or not to set a public hearing on the proposed amendment, following which it may take action on the proposed amendment after complying with the LWRP and SEQRA. The Development Board meets on September 1, 2020 so the Village Board may be able to set a public hearing on this request at its September 14, 2020 if it chooses to do so.

Attachments

# **STRAB VENTURES, INC.**

***50 Cedar Ridge Drive, Saranac Lake, NY 12983***

8-14-20

Development Board  
Village of Saranac Lake  
39 Main Street, Suite 9  
Saranac Lake, NY 12983

Re: 21 Duprey Street

This company recently purchased the above parcel which contains a single-family residence which we wish to raise and replace. However, current zoning does not allow for this use as it was somehow conflated with the commercial district which straddles Lake Flower Avenue, three lots away. We can build a rooming house on the property and we can build a short-term rental on the property and we can build a single-story cottage on the property, but we cannot build a single-family residence. Also, on either side of this lot are residential structures. Given that the lot is now zoned commercial, we could put a brew pub between them. This does not make sense.

We believe that the inclusion of this lot in the B4 commercial district was an error and we ask for a zoning district line adjustment to correct it.

Per the attached map, we reference that the subject property represents an aberration of the smooth boundary line between the B4 commercial zone and the A2 residential zone, where just the lots adjoining Lake Flower Avenue are part of the commercial district, excepting for the marina area.

We respectfully request that the 21 Duprey Street parcel be made part of the adjoining A2 district.

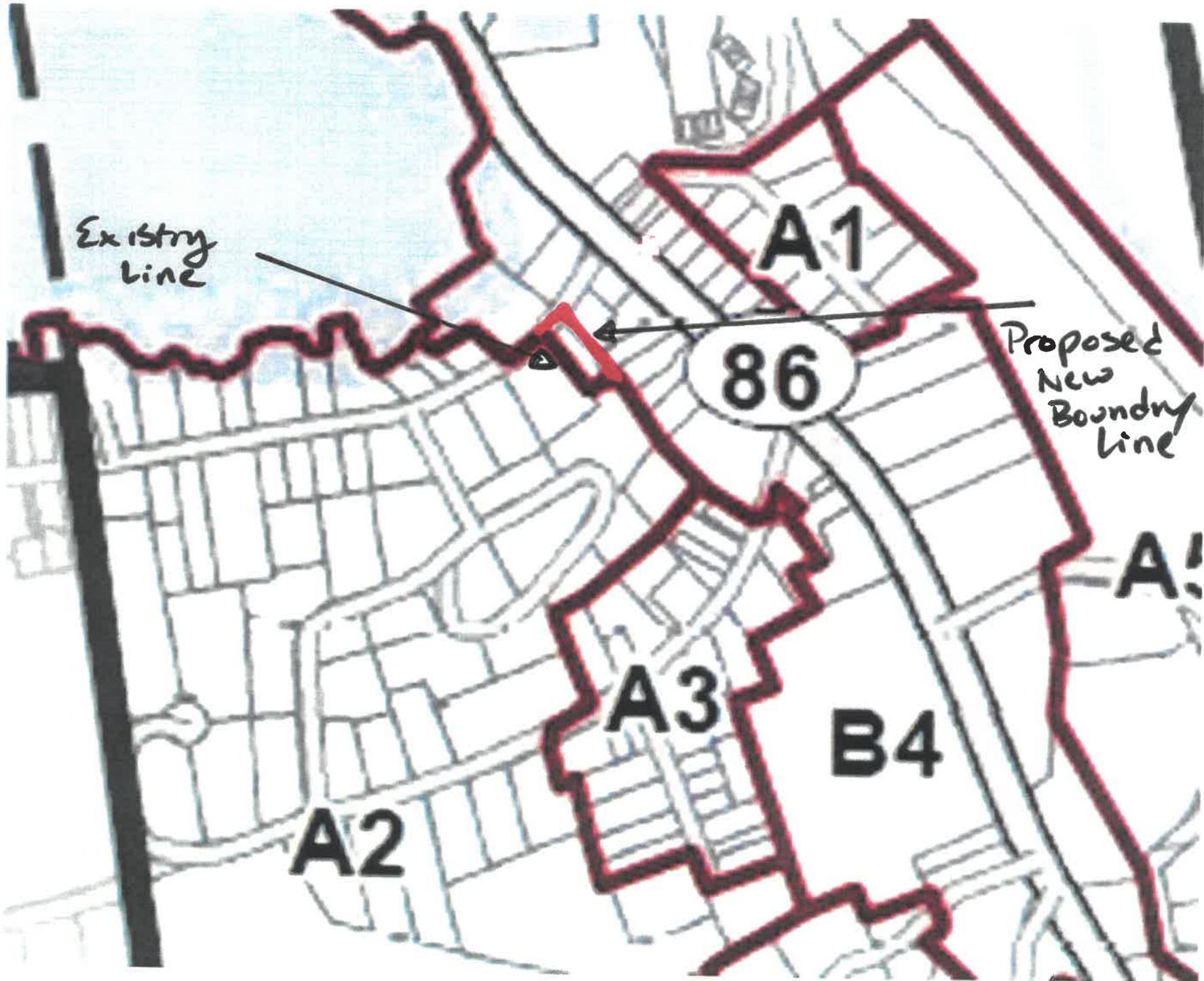
Disclosure Statement: Clyde Rabideau is a partial owner of this company.

Keith Braun shall be our representative to the board and village.

Thank you,

  
Joel Stretch  
President

Attachment



Existing line

A1

86

Proposed New Boundry Line

A4

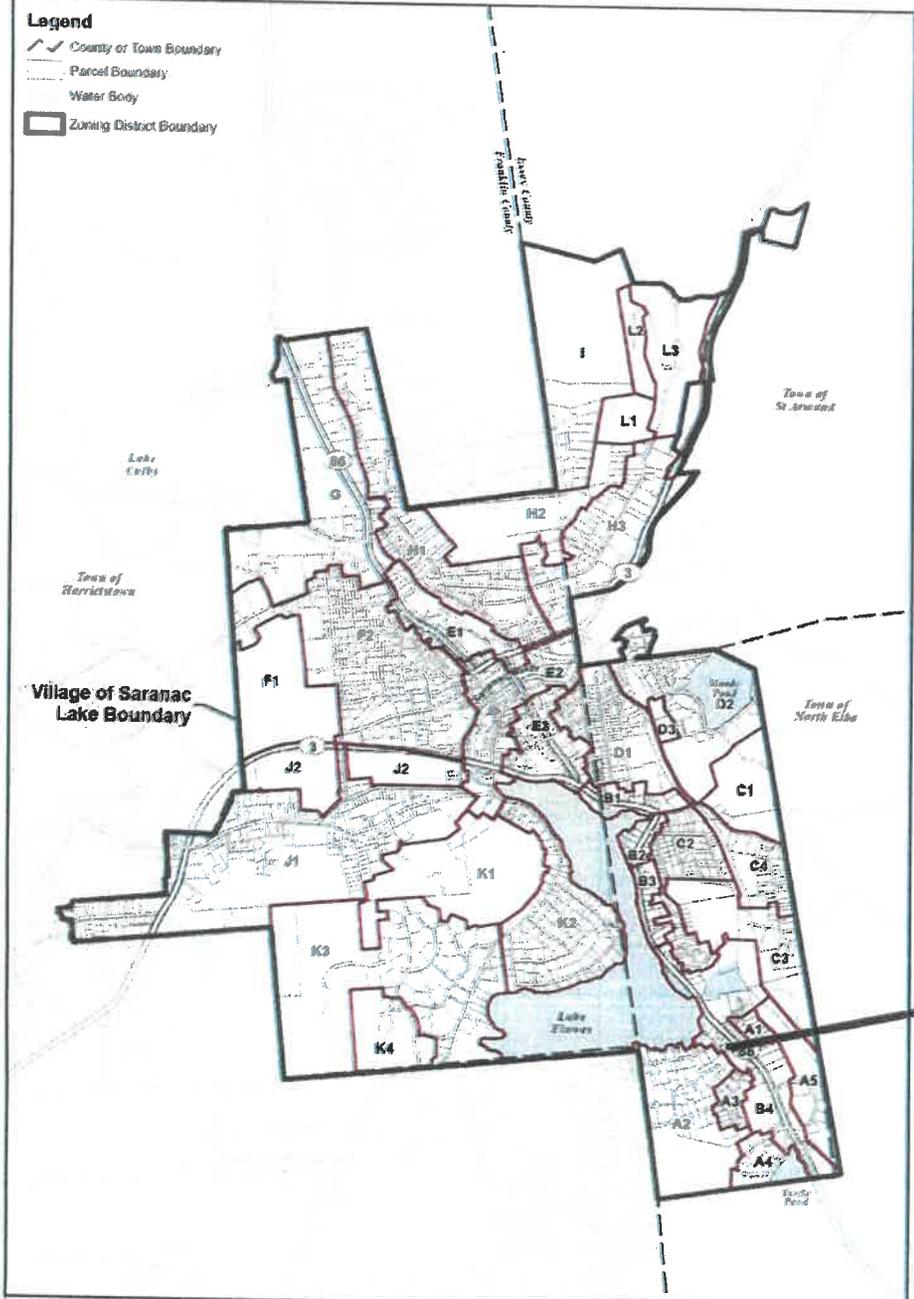
A3

B4

A2

**Legend**

-  County or Town Boundary
-  Parcel Boundary
-  Water Body
-  Zoning District Boundary



21 Duprey St  
SLK NY 12983

