VILLAGE OF SARANAC LAKE BOARD OF TRUSTEES
REGULAR MEETING AGENDA 5:30PM
Monday February 26, 2018
Roberts Rules of Order will be in Effect for this Meeting

A. CALL TO ORDER PLEDGE OF ALLEGIANCE

B. ROLL CALL

C. AUDITING
a. Pay Vouchers
b. Approve Minutes 11-27-2017 and 2-12-2018

D. PUBLIC COMMENT PERIOD

F. CORRESPONDENCE - Police Report for January, Budget Calendar, Letter Matthew D. Norfolk

G. ITEMS F0R BOARD ACTION

BILL	**19**	**2018**	**Canine Program**
BILL	**20**	**2018**	**Authorize Bid for Pavement**
BILL	**21**	**2018**	**Authorize Bid for Screening of Sand**
BILL	**22**	**2018**	**Authorize Bid for Screening of Spoils**
BILL	**23**	**2018**	**Authorize Bid for Crushing of Bank Run Gravel & Waste Tailings**
BILL	**24**	**2018**	**Support Home Rule Request**
BILL	**25**	**2018**	**Authorize an Extension to Lake Flower PUDD**

H. OLD BUSINESS
Mt. Pisgah Zoning

I. NEW BUSINESS

J. ITEMS FOR DISCUSSION

K. 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 address.**
3. **Each speaker must be recognized by the chairperson before speaking.**
4. **Individual public comment is limited to 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 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.

REGULAR MEETING OF THE BOARD OF TRUSTEES
November 27, 2017

ROLL CALL FOR REGULAR MEETING: Present : Mayor Clyde Rabideau
Trustees: Thomas Catillaz, Richard Shapiro, Paul Van Cott and Elias Pelletieri.
Also present: Village Manager, John Sweeney, Community Development Director Jamie Konkoski , and Village Treasurer, Elizabeth Benson.

Everyone stood for the pledge of allegiance.

SPECIAL GUESTS-. The Board of Trustees recognized the Saranac Lake High School Girls Volleyball Team the proclamation is attached and made part of these minutes.

Regular Order of Business:
AUDITING:
Chair Mayor Rabideau called for a motion to approve payment for the 2018 budget $ 837,609.70 voucher number 11037552 to 11037641 complete detail of these vouchers is attached and made part of these minutes.
Motion: Pelletieri Second: Van Cott
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Chair Mayor Rabideau called for a motion to approve minute of 11-13-2017 and 11-20-2017.
Motion: Catillaz Second: Shapiro
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

PUBLIC COMMENT
David Winchell NYS DEC spoke regarding the cleanup of Pontiac Bay. His handout is attached and made part of these minutes
TrusteePaul Van Cott excused himself from the discussion
Trustee Shapiro questioned parking during the project.
Trustee Pelletieri questionsd ground water and sewer restoration
Lindy Ellis, Dahinda Drive, asked that the bike lane not be used for parking.
Adam Harris, Branch Farm Road, suggestion Nonna Fina be used for parking
Peter Edwards, Tupper Lake asked the board to support a resolution in support of rail trail.
Patti Littlefield, Tupper Lake asked the board to support a resolution to support the rail trail.
Lindy Ellis, Dahinda Drive, rai trail provided handicap access, motorized access, family access and potential to be open 9 months for pedestrians 3 months for motorized.

Trustee Van Cott Returned to the meeting
CORRESPONDENCE: ROOST monthly update
Chair Rabideau called for motion to accept and place on file the above referenced correspondence.
Motion: Catillaz Second: Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

ITEMS FOR BOARD ACTION:

Bill 143-2017 International Charter for Walking

A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Catillaz Second: Van Cott
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Trustee Paul Van Cott excused himself from the meeting

Bill 144-2017 Authorize Signing for Site Access for Consent River Street

A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Pelletieri Second: Shapiro
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott absent

Bill 145-2017 Authorize Signing for Site Access for Consent Brandy Brook

A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Pelletieri Second: Shapiro
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott absent

OLD BUSINESS:

K-9 Unit
DRI Funding
Complete Streets
Curling Rink

MOTION TO ADJOURN

Chair Mayor Rabideau called for a motion to adjourn
Motion: Catillaz Second: Shapiro
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Respectfully submitted in absentia,
Kareen Tyler, Village Clerk

REGULAR MEETING OF THE BOARD OF TRUSTEES
February 12, 2018

ROLL CALL FOR REGULAR MEETING: Present: Mayor Clyde Rabideau
Trustees: Paul Van Cott, Thomas Catillaz , Richard Shapiro and Elias Pelletieri.
Also present: Village Manager, John Sweeney, Village Treasurer, Elizabeth Benson and Community Development Director, Jamie Konkosi and Village Clerk, Kareen Tyler.

Everyone stood for the pledge of allegiance.

AUDITING:
Chair Rabideau called for a motion to approve payment for the 2018 budget $622,491.17 voucher number 11038057 to 11038193 complete detail of these vouchers is attached and made part of these minutes.
Motion: Catillaz Second: Shapiro
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Chair Mayor Rabideau called for a motion to approve minute of 1-22-2018
Motion: Shapiro Second: Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

PUBLIC COMMENT PERIOD:
Glynis Hart, cable contracts are also being review in other parts of the state

CORRESPONDENCE:
Police Department's year-end report, ISO Report, Letter from Charter Communications, Army Corps of Engineering regarding Pontiac Bay and Brandy Brook Annual Sewer System Rehabilitation Report Summary from AES NYSDEC Comprehensive Inspection Report for the Water Pollution Control Plant
Chair Rabideau called for motion to accept and place on file the above referenced correspondence.
Motion: Shapiro Second: Catillaz
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

ITEMS FOR BOARD ACTION:
Bill 11-2018 Appoint Election Inspectors
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Van Cott Second: Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 12-2018 Environmental Planning Grant Match
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Pelletieri Second: Catillaz
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 13-2018 Authorize Environmental Facilities Study Grant
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Catillaz Second: Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 14-2018 Authorize Execution of Environmental Facilities Study Grant
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Catillaz Second:Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 15-2018 Appoint Lidia O'Kelly Deputy Clerk/ Treasurer
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Catillaz Second: Pelletieri
Unanimous : Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 16-2018 Hotel Saranac Preservation
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Van Cott Second: Pelletieri
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 17-2018 DRI Project Proposals
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Pelletieri Second: Van Cott
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Bill 18-2018 LED Street Light Conversion
A copy of the bill is attached and made part of these minutes
Chair Mayor Rabideau called for a motion.
Motion: Pelletieri Second: Catillaz
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

OLD BUSINESS:
Trustee Pelletieri- asked for an update smart phone app regarding water meters, the status of the slope rezoning and the Helen Hill Project.
Trustee Catillaz asked for an update on net metering.

NEW BUSINESS:
Trustee Catillaz, thanked the Winter Carnival Committee and the volunteers for another great carnival.
Trustee Pelletieri asked about an Olympic Parade.
Trustee Shapiro outline the Snowshoe Races taking place at Dewey Mountain and the VIC on February 24 and 25.
Trustee Shapiro asked for a youth program report from Harrietstown

MOTION TO ADJOURN
Chair Mayor Rabideau called for a motion to adjourn

Motion: Pelletieri Second: Catillaz
Roll Call: Catillaz: yes Pelletieri yes Shapiro yes Van Cott yes

Respectfully submitted,
Kareen Tyler, Village Clerk

Saranac Lake Police Department

1 Main Street
Saranac Lake, NY 12983-1795

Telephone: (518) 891-4428
Fax: (518) 891-6321

SARANAC LAKE POLICE DEPARTMENT – ACTIVITY REPORT

02/06/18

January 2018

Total Calls for service:	*217
Total Arrests:	18
Mental Hygiene Law Arrests: (Included in total)	3
Accident Investigations:	18

Equipment:

New Portable Radios Issued to replace non-working units

Administrative:

DARE graduation – 65 fifth grade students – Patrova Elementary
Planning and organizing detail for Winter Carnival 2018

Special Events:

2018 First Night – Policed Events and Fireworks

*Calls for service do not include walk-ins at the station, traffic stops, parking tickets, other interaction with the public which does not necessitate documentation.

VILLAGE OF SARANAC LAKE
TENTATIVE
2018-2019 BUDGET CALENDAR

Deadline	Task	Description
12/27/2017	Department Budget Letter	The budget officer notifies all department heads to submit their budget requests, estimates, and supporting documentation. (legal date 2/8)
1/26/2018	Departmental Budgets Due	Each department head will compile & submit budget requests to the budget officer. Each department will break out costs using departmental account codes. (legal date 3/1)
2/13/2018	Budget Compiled	The budget officer will incorporate department requests into the overall budget. The budget officer will compile all other areas of the budget. (wages/benefits, etc)
2/14/18-2/15/18	Review of Department Budgets	The Village Manager & Village Treasurer will meet with department heads individually to discuss their departmental budgets. The necessity of various items will be reviewed for possible cuts or postponed until future budgets if necessary.
2/16/18-3/2/18	Working Budget Compiled	The budget officer will finalize a budget plan with the intent of meeting the provisions of the property tax cap. Tentative budget printed and produced.
3/5/18-3/7/18	Village Board Budget Workshops	The Village Board conduct workshops as necessary to complete the budget process.
3/12/2018	Call for Public Hearing	Village Board will call for a public hearing to be held at its regular meeting on 3/26/2018. (legal date 4/10)
3/9/2018	Tentative Budget Compiled	The Tentative 2018-2019 Village Budgets are filed with the Village Clerk. Tentative Budgets provided to the Village Board, the public and posted on website. (legal date 3/20)
3/26/2018	Public Hearing	Public Hearing on Tentative 2018-2019 Village Budgets. Board may elect to adopt or make additional changes. (Hearing legal date 4/20) (Adoption - legal date by 5/1)
3/27/18-4/2/18	Budget Work Sessions	Board may decide to conduct additional budget work sessions if necessary.
4/9/2018	Adopt Budget	If not adopted previously, Village Board would need to adopt 2018-2019 Village Budgets at their regular meeting on 4/9/18. (legal date by 5/1)

BRIGGS NORFOLK LLP

2296 SARANAC AVENUE

LAKE PLACID, NEW YORK 12946

RONALD J. BRIGGS*
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PHILIP J. TAKACS**
* ALSO ADMITTED IN SOUTH CAROLINA

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†FACSIMILE SERVICE NOT ACCEPTED
**ALSO ADMITTED IN FL & NJ

FIRST REQUEST FOR EXTENSION OF TIME TO OBTAIN BUILDING PERMIT

February 23, 2018

Via Hand-Delivery
Village of Saranac Lake
Board of Trustees
Attn: Hon. Clyde Rabideau
39 Main Street
Saranac Lake, New York 12946

Re: Lake Flower Planned Unit Development District
Applicant: Saranac Lake Resort, LLC

Dear Honorable Trustees:

On behalf of Saranac Lake Resort, LLC ("SLR") and in connection with its planned hotel project on Lake Flower, I respectfully request a one-year extension of the Project Start deadline set forth in Local Law 01-2015, Section 15.0, as amended by Local Law 3 of 2017. Table 15.1 of Local Law 01-2015, entitled "Project Schedule," provides that the Project Start is to be within one year of site plan approval, subject to an exception contained in Subsection 2 of Section 15.0. Subsection 1 of Section 15.0 permits SLR to request two extensions of each milestone date stated in Table 15.1. Subsection 2 provides that a milestone date shall be suspended when there is a stay through litigation or court order.

The Village of Saranac Lake Planning Board ("Planning Board") with its written decision filed with the Village Clerk on July 11, 2016 approved SLR's site plan. In August 9, 2016, an Article 78 proceeding was commenced against the Planning Board and the Village by Malone Real Estate, LLC challenging the Planning Board's decision on SLR's proposed project. The Article 78 proceeding was discontinued on July 24, 2017. With the filing of the Article 78 proceeding, the Planning Board's decision was stayed. *See* Village Law 7-740. Moreover, counsel for the parties, including counsel for the Planning Board and Village Board, agreed to an order setting forth a schedule for the Article 78 proceeding that was executed by the presiding justice. This court scheduling order did not permit or contemplate proceedings or actions upon the Planning Board's decision to proceed while the Article 78 lawsuit was pending. The Article 78 proceeding was discontinued on July 24, 2017. Accordingly, with the stay, the milestone date

for the Project Start is June 24, 2018. SLR asks for a one-year extension from June 24, 2018, to have a building permit issued; to wit, a deadline of June 24, 2019. This request for an extension is more than 60 days before June 24, 2018, the milestone date for the Project Start.

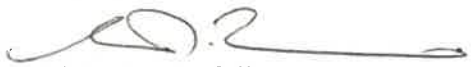
Notwithstanding the foregoing, it should also be noted that until the passing of Local Law 3 of 2017 on May 23, 2017, which amended the original Lake Flower PUDD law, the Planning Board's decision was ineffectual as the original PUDD did not have the requisite acreage of the project site parcels and had inaccurate or unnecessary boundaries of the PUDD. The new law modified the PUDD boundaries by inserting the proper PUDD acreage for the project site and by removing a parcel from the PUDD. Additionally, the new law amended the project sketch plan and made other zoning amendments. If we use May 23, 2017, when Local Law 3 of 2017 was adopted, as the effective date of the Planning Board's site plan approval decision, the milestone date for the Project Start is May 23, 2018. If you are inclined to use this date, SLR requests a one-year extension to May 23, 2019 to have that be the Project Start milestone date. This request is more than 60 days before May 23, 2018.

In summary, SLR requests an extension of time for the Project Start to July 24, 2019, which is preferable, or, in the alternative, an extension of time for the Project Start to May 23, 2019.

Thank you for your time and consideration.

Sincerely,

Briggs Norfolk LLP

By: 
Matthew D. Norfolk

cc: Client

Business of the Village Board
Village of Saranac Lake

SUBJECT: Canine Program Date:2-26-2018

DEPT OF ORIGIN : Trustee Pelletieri BILL 19-2018

DATE SUBMITTED: EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED: AMOUNT BUDGETED: $REQUIRED: PROPRIATION

SUMMARY STATEMENT

Authorize trial period of six months for Police Canine Unit with no added costs to police budget

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE CATILLAZ _____

TRUSTEE SHAPIRO _____

TRUSTEE PELLETIERI _____

TRUSTEE VAN COTT _____

RESOLUTION TO INTRODUCE A POLICE CANINE PROGRAM

WHEREAS, The Village of Saranac Lake Police Department is interested in introducing a Police Canine Program on April 1, 2018, and:

WHEREAS, The Police Canine Program will be initiated with a six-month trial period. After the six months the program will be reevaluated for its overall effectiveness. During said period the program may be terminated at the discretion of the Chief of Police and/ or Village Manager and,

WHEREAS, The canine "Vigo" and handler, Patrolman Travis MacDonald, will meet and maintain all New York State Police Canine Certifications. The Village will meet the mandates as specified by the Fair Labor Standards Act, and

WHEREAS, The program will not increase or necessitate any additional funds. There will be no increase in the Police Budget to initiate or continue this program.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Saranac Lake authorizes a trial period of six months for a Police Canine Unit.

Business of the Village Board
Village of Saranac Lake

SUBJECT: Bid for the Installation of Pavement Date: 2-26-2018

DEPT OF ORIGIN : Village Manager BILL #20 -2018

DATE SUBMITTED: EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED: $	AMOUNT BUDGETED: $	APPROPRIATION REQUIRED:

SUMMARY STATEMENT

Authorize Village Manager to go out to bid for the installation of pavement- CHIPS and Budget

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE CATILLAZ _____

TRUSTEE SHAPIRO _____

TRUSTEE PELLETIERI _____

TRUSTEE VAN COTT _____

Village of Saranac Lake
39 Main Street, Suite 9
Saranac Lake, NY 12983
Phone (518) 891-4150
Fax (518) 891-5928
www.saranaclakeny.gov

INVITATION TO BID

SEALED BIDS ARE HEREBY SOLICITED UNDER SECTION 103 OF THE GENERAL MUNICIPAL LAW BY THE VILLAGE BOARD OF THE VILLAGE OF SARANAC LAKE, N.Y. FOR THE INSTALLATION OF PAVEMENT, THAT WILL BE SUPPLIED AND HAULED BY THE VILLAGE, ON STREETS WITHIN THE VILLAGE. THERE ARE 6 LOCATIONS THROUGHOUT THE VILLAGE, WITH A TOTAL TONAGE OF 4,300 TONS, BEING PAVED WITH VARIOUS WIDTHS. BID IS TO BE BASED BY THE DAY AS WELL AS A SEPERATE MOBILIZATION COST LINE ITEM. PLEASE NOTE THAT THERE IS POTENTIAL FOR PAVING ON SIGNIFICANT GRADES WITHIN THE PROJECT. THE VILLAGE OF SARANAC LAKE ALSO RESERVES THE RIGHT TO INCREASE OR DECREASE QUANTITIES AS DEEMED NECESSARY WITHOUT A NET CHANGE IN PRICE.

1 - Bids are to be addressed to the Village Clerk and the SEALED ENVELOPE SHOULD BE PLAINLY MARKED WITH THE NAME OF THE ITEM TO BE BID AND THE DATE OF THE BID OPENING.

2 - Bids must be detailed categorically in the same order as specification to facilitate reading and study.

3 - The bidder must be a duly authorized representative of the company he represents for a period of at least one year.

4 - If the bidder proposes to modify a product or service as to make it conform to the requirements of the Invitation for Bids, he shall (a) include in his bid a clear description of such proposed modifications, and (b) clearly mark any descriptive material to show the proposed modifications.

5 - Modifications proposed after bid opening to make a product or service conform to the specifications will not be considered.

6 - A non-collusion statement must accompany the bid(s).

7 - The Village reserves the right to reject, in it's sole discretion, any apparent low bid on the ground that the bidder is not a responsible bidder, based on objective criteria, including but not limited to proper capabilities, experience, equipment, qualifications and other factors.

8 - The Village reserves the right to reject any and all bids if, in its' opinion, such action is in the best interest of The Village.

9 - All items in the following specifications shall be deemed to include the words "or approved equal". The bidder must submit with bid, detailed specifications, circulars, and all necessary data on supplies, and services he proposes to furnish. If supplies or services offered differ from the provisions contained in this specification, such differences must be explained in detail, and bid will receive careful

consideration that such deviations do not depart from the intent of these specifications and are to the best interests of the Village Board.

CONTRACTOR IS TO FOLLOW ALL APPLICABLE NEW YORK STATE DEPARTMENT OF TRANSPORTATION SPECIFICATIONS RELATING TO THE INSTALLATION OF ASPHALT PAVEMENT. FAILURE TO STRICTLY ADHERE TO THESE SPECIFICATIONS WILL RESULT IN THE MATERIAL BEING REMOVED AND REPLACED AT THE CONTRACTORS EXPENSE. ALL COMPACTION TESTING ONSITE WILL BE WAIVED FOR THESE PROJECTS.

All federal and state taxes will be excluded. Tax exemption certificates will be furnished to the successful bidder.

Item #1 is for the price per DAY for the installation of 4,300 TONS of Type 7F Top Course. The Village of Saranac Lake will purchase and haul all asphalt from the plant to the jobsite. The price per DAY is to include the paver, paver operator, 2 screed men, roller, and roller operator. Some trueing and leveling may be needed prior to the final course being applied. Typical paving depth will be 1.5" compacted. Streets tonnages are as follows: Glenwood Road - 1050 TONS, Tahoma Road - 250 TONS, Lake Street - 800 TONS, Clinton Avenue – 400 TONS, Franklin Street – 500 TONS, Old Lake Colby Road – 1000 TONS, and Duprey Street – 300 TONS.

Item #2 is for the price for mobilization and demobilization to the jobsite.

ITEM NUMBER	ESTIMATED QUANTITIES	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT BID PRICE	AMOUNT BID
1	7	INSTALLATION AND COMPACTION OF TYPE 7F TOP COURSE _____ PER DAY		
2	3	MOBILIZATION AND DEMOBILIZATION OF EQUIPMENT TO JOBSITE _____ PER E.A.		

BID TOTAL OF ITEM NUMBER 1 AND 2 _____

SEALED BIDS TO BE OPENED AT 2:30 PM ON MAY 16th IN THE BOARD ROOM OF THE VILLAGE OFFICE AT 39 MAIN STREET SECOND FLOOR SUITE 9, SARANAC LAKE, NY 12983

Published: _____

Name of bidder: _____

Address: _____

_____

_____

TO THE BOARD OF TRUSTEES, VILLAGE OF SARANAC LAKE, NEW YORK

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party hereto certifies as to its own organization under penalty of perjury, that to the best of his knowledge and belief:

1 - The prices in this bid have been arrived at independently without collusion, consultation, communications, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or competitor.

2 - Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3 - No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

WE, THE UNDERSIGNED, PROPOSE TO FURNISH ALL MATERIALS CALLED FOR IN FULL ACCORDANCE WITH THE SPECIFICATIONS AND INSTRUCTIONS IN THE ATTACHED BID, OR PROPOSAL, AND AGREE TO ALL CONDITIONS THEREIN.

FIRM: _____

ADDRESS: _____

_____

_____

PHONE NUMBER: _____

SIGNED BY: _____

TITLE _____

Business of the Village Board
Village of Saranac Lake

SUBJECT: Bid for Screening of Sand Date: 2-26-2018

DEPT OF ORIGIN : Village Manager BILL #21-2018

DATE SUBMITTED: EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED: $	AMOUNT BUDGETED: $	APPROPRIATION REQUIRED:

SUMMARY STATEMENT

Authorize Village Manager to go out to bid for the screening of sand - Budget

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE CATILLAZ _____

TRUSTEE SHAPIRO _____

TRUSTEE PELLETIERI _____

TRUSTEE VAN COTT _____

Village of Saranac Lake
39 Main Street Suite 9
Saranac Lake, NY 12983
Phone (518) 891-4150
Fax (518) 891-5928
www.saranaclakeny.gov

INVITATION TO BID

SEALED BIDS ARE HEREBY SOLICITED UNDER SECTION 103 OF THE GENERAL MUNICIPAL LAW BY THE VILLAGE BOARD OF THE VILLAGE OF SARANAC LAKE FOR THE SCREENING OF SAND AT THE WILL ROGERS PIT.

1 - Bids are to be addressed to the Village Clerk and the SEALED ENVELOPE SHOULD BE PLAINLY MARKED WITH THE NAME OF THE ITEM TO BE BID AND THE DATE OF THE BID OPENING.

2 - Bids must be detailed categorically in the same order as specification to facilitate reading and study.

3 - The bidder must be a duly authorized representative of the company he represents for a period of at least one year.

4 - If the bidder proposes to modify a product or service as to make it conform to the requirements of the Invitation for Bids, he shall (a) include in his bid a clear description of such proposed modifications, and (b) clearly mark any descriptive material to show the proposed modifications.

5 - Modifications proposed after bid opening to make a product or service conform to the specifications will not be considered.

6 - A non-collusion statement must accompany the bid(s).

7 - The Village reserves the right to reject, in it's sole discretion, any apparent low bid on the ground that the bidder is not a responsible bidder, based on objective criteria, including but not limited to proper capabilities, experience, equipment, qualifications and other factors.

8 - The Village reserves the right to reject any and all bids if, in its' opinion, such action is in the best interest of The Village.

9 - All items in the following specifications shall be deemed to include the words "or approved equal". The bidder must submit with bid, detailed specifications, circulars, and all necessary data on supplies, and services he proposes to furnish. If supplies or services offered differ from the provisions contained in this specification, such differences must be explained in detail, and bid will receive careful consideration that such deviations do not depart from the intent of these specifications and are to the best interests of the Village Board.

All federal and state taxes will be excluded. Tax exemption certificates will be furnished to the successful bidder.

Description of Bid Items:

BASE BID is to include the costs for the screening of bank run gravel through a screen of 1/4" or smaller at our Will Rogers Pit. Cost is to include **one operator** and **excavator/ or loader** to load the screening plant as well as fuel costs for the plant. Final quantity will be determined by the number of loader buckets

removed from each pile multiplied by an agreed quantity per bucket based on bucket capacity of the specific loader. **All mobilization costs to be included in unit price per cubic yard of processed material**.

ITEM NUMBER	ESTIMATED QUANTITIES	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT BID PRICE	BID AMOUNT
ITEM #1	**10,000 +/-**	SAND SCREENING _____ PER CYD		

***SPECIAL NOTE 1: THE QUANTITES ABOVE ARE AN ASSUMED PAST HISTORY UNIT PRICE. THE VILLAGE OF SARANAC LAKE RESERVES THE RIGHT TO INCREASE OR DECREASE THE QUANTITIES (BASED ON THE ACTUAL UNIT BID PRICE) WITH NO CHANGE TO THE ACTUAL BID PRICE.**

***SPECIAL NOTE 2: ALL POTENTIAL BIDDERS MUST POSSES A VALID AND CURRENT MINE IDENTIFICATION NUMBER ASSIGNED TO THEIR SCREENING PLANT AS SET FORTH BY MSHA. ALL CONTRATOR EMPLOYEES WORKING AT THE FORMER LANDFILL MUST POSSES A CURRENT MSHA SAFETY CERTIFICATE. PROPER CERTIFICATIONS MUST BE PRESENTED TO THE VILLAGE AT THE TIME OF BID OPENING.**

***SPECIAL NOTE 3: SCREENING OF MATERIAL MUST COMMENCE NO LATER THAN MAY 1ST, 2018. A LIQUIDATED DAMGE OF $500.00 PER DAY WILL BE LEVIED FOR EVERY DAY AFTER MAY 1ST THAT ACTUAL MATERIAL IS NOT BEING SCREENED AND WILL BE DEDUCTED OFF THE FINAL BILL WHEN THE WORK IS COMOPLETE. ALL SCREENEING MUST BE COMPLETED BY NO LATER THAN MAY 30th 2018.**

ALL BID QUESTIONS ARE TO BE DIRECTED TO THE DEPARTMENT OF PUBLIC WORKS SUPERINTENDENT JEFF DORA AT 518-891-4160 BETWEEN THE HOURS OF 7:00 AM AND 3:00 PM MONDAY THRU FRIDAY.

SEALED BIDS TO BE OPENED AT 2:30 PM ON WEDNESDAY MARCH 14th, 2018 IN THE BOARD ROOM OF THE VILLAGE OFFICE AT 39 MAIN STREET, 2ND FLOOR SUITE 9, SARANAC LAKE, NY 12983

Published: _____

Name of bidder: _____

Address: _____

_____

_____

TO THE BOARD OF TRUSTEES, VILLAGE OF SARANAC LAKE, NEW YORK

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party hereto certifies as to its own organization under penalty of perjury, that to the best of his knowledge and belief:

1 - The prices in this bid have been arrived at independently without collusion, consultation, communications, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or competitor.

2 - Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3 - No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

WE, THE UNDERSIGNED, PROPOSE TO FURNISH ALL MATERIALS CALLED FOR IN FULL ACCORDANCE WITH THE SPECIFICATIONS AND INSTRUCTIONS IN THE ATTACHED BID, OR PROPOSAL, AND AGREE TO ALL CONDITIONS THEREIN.

FIRM: _____

ADDRESS: _____

_____

_____

PHONE NUMBER: _____

SIGNED BY: _____

TITLE _____

Business of the Village Board
Village of Saranac Lake

SUBJECT: Bid for Screening of Spoils Date: 2-26-2018

DEPT OF ORIGIN : Village Manager BILL #22-2018

DATE SUBMITTED: EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED: $	AMOUNT BUDGETED: $	APPROPRIATION REQUIRED:

SUMMARY STATEMENT

Authorize Village Manager to go out to bid for the screening of sand – Rec Field Grant

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE CATILLAZ _____

TRUSTEE SHAPIRO _____

TRUSTEE PELLETIERI _____

TRUSTEE VAN COTT _____

Village of Saranac Lake
39 Main Street
Suite 9
Saranac Lake, NY 12983
Phone (518) 891-4150
Fax (518) 891-5928
www.saranaclakeny.gov

INVITATION TO BID

SEALED BIDS ARE HEREBY SOLICITED UNDER SECTION 103 OF THE GENERAL MUNICIPAL LAW BY THE VILLAGE BOARD OF THE VILLAGE OF SARANAC LAKE FOR THE SCREENING OF SPOILS MATERIAL AT THE FORMER LANDFILL.

1 - Bids are to be addressed to the Village Clerk and the SEALED ENVELOPE SHOULD BE PLAINLY MARKED WITH THE NAME OF THE ITEM TO BE BID AND THE DATE OF THE BID OPENING.

2 - Bids must be detailed categorically in the same order as specification to facilitate reading and study.

3 - The bidder must be a duly authorized representative of the company he represents for a period of at least one year.

4 - If the bidder proposes to modify a product or service as to make it conform to the requirements of the Invitation for Bids, he shall (a) include in his bid a clear description of such proposed modifications, and (b) clearly mark any descriptive material to show the proposed modifications.

5 - Modifications proposed after bid opening to make a product or service conform to the specifications will not be considered.

6 - A non-collusion statement must accompany the bid(s).

7 - The Village reserves the right to reject, in it's sole discretion, any apparent low bid on the ground that the bidder is not a responsible bidder, based on objective criteria, including but not limited to proper capabilities, experience, equipment, qualifications and other factors.

8 - The Village reserves the right to reject any and all bids if, in its' opinion, such action is in the best interest of The Village.

9 - All items in the following specifications shall be deemed to include the words "or approved equal". The bidder must submit with bid, detailed specifications, circulars, and all necessary data on supplies, and services he proposes to furnish. If supplies or services offered differ from the provisions contained in this specification, such differences must be explained in detail, and bid will receive careful consideration that such deviations do not depart from the intent of these specifications and are to the best interests of the Village Board.

All federal and state taxes will be excluded. Tax exemption certificates will be furnished to the successful bidder.

Description of Bid Items:

MATERIAL BEING SCREENED IS A COMBINATION OF ROCK, CLAY, ASPHALT AND SOIL THAT HAS BEEN EXCAVATED FROM VARIOUS DPW PROJECTS THROUGHOUT THE VILLAGE.

BASE BID is to include the cost for the screening of excavated spoils through a screen of 2" or smaller at our former landfill site. Cost is to include **one operator** and **excavator/ or loader** to load the screening plant as well as fuel costs for the plant. The contractor is also to provide **one operator and loader** for the purpose of loading an off road dump truck (provided by the Village) of the screened material as well as stock pile all waste stone. Final quantity will be determined by the number of loader buckets removed from each pile multiplied by an agreed quantity per bucket based on bucket capacity of the specific loader.

ITEM NUMBER	ESTIMATED QUANTITIES	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT BID PRICE	BID AMOUNT
ITEM #1	**6,000 +/-**	SPOILS SCREENING _____ PER CYD		

***SPECIAL NOTE 1: THE QUANTITES ABOVE ARE AN ASSUMED QUANTITY BASED ON ROUGH CALCULATIONS. THE VILLAGE OF SARANAC LAKE RESERVES THE RIGHT TO INCREASE OR DECREASE THE QUANTITIES WITH NO CHANGE TO THE BID PRICE.**

***SPECIAL NOTE 2: ALL POTENTIAL BIDDERS MUST POSSES A VALID AND CURRENT MINE IDENTIFICATION NUMBER ASSIGNED TO THEIR SCREENING PLANT AS SET FORTH BY MSHA. ALL CONTRATOR EMPLOYEES WORKING AT THE FORMER LANDFILL MUST POSSES A CURRENT MSHA SAFETY CERTIFICATE. PROPER CERTIFICATIONS MUST BE PRESENTED TO THE VILLAGE AT THE TIME OF BID OPENING.**

***SPECIAL NOTE 3: SCREENING OF MATERIAL MUST COMMENCE NO LATER THAN OCTOBER 1ST, 2018. A LIQUIDATED DAMGE OF $500.00 PER DAY WILL BE LEVIED FOR EVERY DAY AFTER OCTOBER 1ST THAT ACTUAL MATERIAL IS NOT BEING SCREENED AND WILL BE DEDUCTED OFF THE FINAL BILL WHEN THE WORK IS COMPLETED. ALL SCREENEING MUST BE COMPLETED BY NO LATER THAN OCTOBER 30TH.**

ALL BID QUESTIONS ARE TO BE DIRECTED TO THE DEPARTMENT OF PUBLIC WORKS SUPERINTENDENT JEFF DORA AT 518-891-4160 BETWEEN THE HOURS OF 7:00 AM AND 3:00 PM MONDAY THRU FRIDAY.

SEALED BIDS TO BE OPENED AT 2:30 PM ON MAY 16th, 2018 IN THE BOARD ROOM OF THE VILLAGE OFFICE AT 39 MAIN STREET, 2ND FLOOR SUITE 9, SARANAC LAKE, NY 12983

Published: _____

Name of bidder: _____

Address: _____

_____

_____

TO THE BOARD OF TRUSTEES, VILLAGE OF SARANAC LAKE, NEW YORK

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party hereto certifies as to its own organization under penalty of perjury, that to the best of his knowledge and belief:

1 - The prices in this bid have been arrived at independently without collusion, consultation, communications, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or competitor.

2 - Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3 - No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

WE, THE UNDERSIGNED, PROPOSE TO FURNISH ALL MATERIALS CALLED FOR IN FULL ACCORDANCE WITH THE SPECIFICATIONS AND INSTRUCTIONS IN THE ATTACHED BID, OR PROPOSAL, AND AGREE TO ALL CONDITIONS THEREIN.

FIRM: _____

ADDRESS: _____

_____

_____

PHONE NUMBER: _____

SIGNED BY: _____

TITLE _____

Business of the Village Board
Village of Saranac Lake

SUBJECT: Bid for Crushing of Bank Run Gravel & Waste Stone Tailings

DATE: 2-26-2018

DEPT OF ORIGIN : Village Manager BILL #23-2018

DATE SUBMITTED: EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED: $	AMOUNT BUDGETED: $	APPROPRIATION REQUIRED:

SUMMARY STATEMENT

Authorize Village Manager to go out to bid for the screening of sand – Rec Field Grant

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE CATILLAZ _____

TRUSTEE SHAPIRO _____

TRUSTEE PELLETIERI _____

TRUSTEE VAN COTT _____

Village of Saranac Lake
39 Main Street
Suite 9
Saranac Lake, NY 12983
Phone (518) 891-4150
Fax (518) 891-5928
www.saranaclakeny.gov

INVITATION TO BID

SEALED BIDS ARE HEREBY SOLICITED UNDER SECTION 103 OF THE GENERAL MUNICIPAL LAW BY THE VILLAGE BOARD OF THE VILLAGE OF SARANAC LAKE FOR THE CRUSHING OF BANK RUN GRAVEL AND WASTE STONE TAILINGS.

1 - Bids are to be addressed to the Village Clerk and the SEALED ENVELOPE SHOULD BE PLAINLY MARKED WITH THE NAME OF THE ITEM TO BE BID AND THE DATE OF THE BID OPENING.

2 - Bids must be detailed categorically in the same order as specification to facilitate reading and study.

3 - The bidder must be a duly authorized representative of the company he represents for a period of at least one year.

4 - If the bidder proposes to modify a product or service as to make it conform to the requirements of the Invitation for Bids, he shall (a) include in his bid a clear description of such proposed modifications, and (b) clearly mark any descriptive material to show the proposed modifications.

5 - Modifications proposed after bid opening to make a product or service conform to the specifications will not be considered.

6 - A non-collusion statement must accompany the bid(s).

7 - The Village reserves the right to reject, in it's sole discretion, any apparent low bid on the ground that the bidder is not a responsible bidder, based on objective criteria, including but not limited to proper capabilities, experience, equipment, qualifications and other factors.

8 - The Village reserves the right to reject any and all bids if, in its' opinion, such action is in the best interest of The Village.

9 - All items in the following specifications shall be deemed to include the words "or approved equal". The bidder must submit with bid, detailed specifications, circulars, and all necessary data on supplies, and services he proposes to furnish. If supplies or services offered differ from the provisions contained in this specification, such differences must be explained in detail, and bid will receive careful consideration that such deviations do not depart from the intent of these specifications and are to the best interests of the Village Board.

All federal and state taxes will be excluded. Tax exemption certificates will be furnished to the successful bidder.

Description of Bid Items:

MATERIAL BEING CRUSHED WILL BE A COMBINATION OF STONE TAILINGS FROM PREVIOUS SCREENING OPERATIONS AND A SAND/ GRAVEL BANK RUN MIX.

Item #1 is to include the cost for the crushing of bank run gravel into minus 1-1/2" crusher run. **Item 4 crushed will meet all current NYSDOT specifications for Item 304.05.** Cost is to also include one operator **and excavator/ or loader** to load the crushing plant as well as fuel costs for the plant and loading equipment. The Village will haul in all necessary bank run gravel to the site in order for the contractor to mix the raw material with the stone to create the Item 4. The contractor is to also provide a **front end loader and operator** to remove the final product and waste material from the plant. Final quantity will be determined by the number of loader buckets removed from each pile multiplied by the cubic yards per bucket (based on the loader bucket capacity on the machine being utilized) as finalized by Contractor and DPW Superintendent. Final quantities may also be calculated utilizing a scale system built into the loader to track total weight of material stockpiled and applied to a final tonnage.

Item #2 to include the cost for the breaking and then crushing of boulders and stockpiled concrete roadway into a 6" inch minus rubble. Cost is to also include one operator **and excavator/ or loader** to load the crushing plant as well as fuel costs for the plant and loading equipment. The contractor is to also provide a **front end loader and operator** to remove the final product and waste material from the plant. Final quantity will be determined by the number of loader buckets removed from each pile multiplied by the cubic yards per bucket (based on the loader bucket capacity on the machine being utilized) as finalized by Contractor and DPW Superintendent. Final quantities may also be calculated utilizing a scale system built into the loader to track total weight of material stockpiled and applied to a final tonnage.

ITEM NUMBER	ESTIMATED QUANTITIES	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT BID PRICE	BID AMOUNT
Item #1	**4,000 +/-**	ITEM 4 CRUSHING _____ PER CYD		
Item #2	**2,000 +/-**	ROCK CRUSHING _____ PER CYD		

***SPECIAL NOTE 1: THE QUANTITES ABOVE ARE BASED ON AN ASSUMED PRICE PER CUBIC YARD. THE VILLAGE OF SARANAC LAKE RESERVES THE RIGHT TO INCREASE OR DECREASE THE QUANTITIES BASED ON THE UNIT BID PRICE IN ORDER TO FIT WITHIN THE ALLOTED BUDGET.**

***SPECIAL NOTE 2: ALL POTENTIAL BIDDERS MUST POSSES A VALID AND CURRENT MINE IDENTIFICATION NUMBER ASSIGNED TO THEIR SCREENING PLANT AS SET FORTH BY MSHA. ALL CONTRATOR EMPLOYEES WORKING IN THE PIT MUST POSSES A CURRENT MSHA SAFETY CERTIFICATE. PROPER CERTIFICATIONS MUST BE PRESENTED TO THE VILLAGE AT THE TIME OF BID OPENING.**

***SPECIAL NOTE 3: CHRUSHING OF MATERIAL MUST COMMENCE NO LATER THAN OCTOBER 30th, 2018. A LIQUIDATED DAMGE OF $500.00 PER DAY WILL BE LEVIED FOR EVERY DAY AFTER OCTOBER 30th THAT ACTUAL MATERIAL IS NOT BEING CRUSHED AND WILL BE DEDUCTED OFF THE FINAL BILL WHEN THE WORK IS COMOPLETE**

ALL BID QUESTIONS ARE TO BE DIRECTED TO THE DEPARTMENT OF PUBLIC WORKS SUPERINTENDENT JEFF DORA AT 518-891-4160 BETWEEN THE HOURS OF 7:00 AM AND 3:00 PM MONDAY THRU FRIDAY.

- SEALED BIDS TO BE OPENED AT 2:30 PM ON MAY 16th, 2018 IN THE BOARD ROOM OF THE VILLAGE OFFICE AT 39 MAIN STREET, 2ND FLOOR SUITE 9, SARANAC LAKE, NY 12983

Published: _____

Name of bidder: _____

Address: _____

_____

_____

TO THE BOARD OF TRUSTEES, VILLAGE OF SARANAC LAKE, NEW YORK

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party hereto certifies as to its own organization under penalty of perjury, that to the best of his knowledge and belief:

1 - The prices in this bid have been arrived at independently without collusion, consultation, communications, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or competitor.

2 - Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3 - No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

WE, THE UNDERSIGNED, PROPOSE TO FURNISH ALL MATERIALS CALLED FOR IN FULL ACCORDANCE WITH THE SPECIFICATIONS AND INSTRUCTIONS IN THE ATTACHED BID, OR PROPOSAL, AND AGREE TO ALL CONDITIONS THEREIN.

FIRM: _____

ADDRESS: _____

_____

_____

PHONE NUMBER: _____

SIGNED BY: _____

TITLE _____

Business of the Village Board
Village of Saranac Lake

SUBJECT: Home Rule Request Date: 2-26-2018

DEPT OF ORIGIN: Village Manager Bill #24 -2018

DATE SUBMITTED: _ EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED$ AMOUNT BUDGETED: APPROPRIATION

Support Home Rule Request for Senate Bill S.752/Assembly Bill A.5806

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE SHAPIRO _____

TRUSTEE CATILLAZ _____

TRUSTEE VAN COTT _____

TRUSTEE PELLETIERI _____

A05806 Text:

STATE OF NEW YORK

5806

2017-2018 Regular Sessions

IN ASSEMBLY

February 15, 2017

Introduced by M. of A. JONES -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the civil service law, in relation to employment of retired members of the division of state police as part-time police officers in certain villages in the county of Franklin

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 58 of the civil service law is amended by adding a new subdivision 1-a to read as follows:

1-a. Notwithstanding any provision of law to the contrary, including any other provision of this section, the board of trustees of the villages of Malone, Saranac Lake and Tupper Lake, in the county of Franklin, may authorize the appointment and employment, without examination or compliance with any other requirement of this section, as a part-time police officer with its village police department, of any retired former member of the division of state police.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD00456-01-7

2/26/2018 New York State Assembly | Bill Search and Legislative Information

A05806 Summary:

BILL NO	A05806
SAME AS	SAME AS
SPONSOR	Jones
COSPNSR	Pheffer Amato, D'Urso, Montesano
MLTSPNSR	Cook, Crouch

Amd §58, Civ Serv L

Authorizes the village of Malone, Saranac Lake and Tupper Lake, in the county of Franklin, to employ retired former members of the division of state police as part-time village police officers.

S00752 Text:

STATE OF NEW YORK

752

2017-2018 Regular Sessions

IN SENATE

January 4, 2017

Introduced by Sen. LITTLE -- read twice and ordered printed, and when printed to be committed to the Committee on Civil Service and Pensions

AN ACT to amend the civil service law, in relation to employment of retired members of the division of state police as part-time police officers in certain villages in the county of Franklin

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 58 of the civil service law is amended by adding a new subdivision 1-a to read as follows:

1-a. Notwithstanding any provision of law to the contrary, including any other provision of this section, the board of trustees of the villages of Malone, Saranac Lake and Tupper Lake, in the county of Franklin, may authorize the appointment and employment, without examination or compliance with any other requirement of this section, as a part-time police officer with its village police department, of any retired former member of the division of state police.

§ 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD00456-01-7

2/26/2018 New York State Assembly | Bill Search and Legislative Information

S00752 Summary:

BILL NO S00752

SAME AS SAME AS

SPONSOR LITTLE

COSPNSR

MLTSPNSR

Amd §58, Civ Serv L

Authorizes the villages of Malone, Saranac Lake and Tupper Lake, in the county of Franklin, to employ retired former members of the division of state police as part-time village police officers.

Business of the Village Board
Village of Saranac Lake

SUBJECT: Grant Extension to Lake Flower PUDD Date: 2-26-2018

DEPT OF ORIGIN: Mayor Rabideau Bill #25 -2018

DATE SUBMITTED: _ EXHIBITS: _____

APPROVED AS TO FORM:

_____ _____
Village Attorney Village Administration

EXPENDITURE REQUIRED$ AMOUNT BUDGETED: APPROPRIATION

Authorize an Extension to the Saranac Lake Resort LLC for the Lake Flower Planned Unit Development District

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR RABIDEAU _____

TRUSTEE SHAPIRO _____

TRUSTEE CATILLAZ _____

TRUSTEE VAN COTT _____

TRUSTEE PELLETIERI _____

Time Extension Request for Lake Flower Planned Unit Development District

WHEREAS, The Village of Saranac Lake upon receipt of correspondence dated February 23, 2018 has been requested to grant a Time Extension to Obtain Building Permit for the Lake Flower Planned Unit Development District, applicant Saranac Lake Resort, LLC

WHEREAS, The Village of Saranac Lake Local Law 1-2015 paragraph 15.0 provides for dead line extensions for building permits,

WHEREAS, The Article 78 lawsuit regarding the Village of Saranac Lake's Planning Board's approval of the Saranac Lake Resort's Site Plan was filed on August 9, 2016 and discontinued on July 24, 2017,

WHEREAS, Village Law 7-740 states that "Commencement of the proceeding shall stay proceedings upon the decision appealed from",

WHEREAS, The Applicant, Saranac Lake Resort, LLC has requested an extension of time for the Project Start, as approved, based upon the stay provided for and contemplated in Village Law 7-740,

WHEREAS, The Applicant's request for extension of time to request issuance of a building permit is made more than 60 days prior to the June 24, 2018 deadline,

WHEREAS, the current request is the First Request for Extension of Time by the Applicant to obtain required Building Permit,

NOW, THEREFORE BE IT: Resolved that the Village of Saranac Lake Board of Trustees hereby grants the first time extension as requested by the Saranac Lake Resort, LLC in reference to the Lake Flower Planned Unit Development District deadline of June 24, 2019 for the applicant to obtain necessary Building Permit as requested.

BRIGGS NORFOLK LLP

2296 SARANAC AVENUE

LAKE PLACID, NEW YORK 12946

RONALD J. BRIGGS*
MATTHEW D. NORFOLK
JENIFER R. BRIGGS
PHILIP J. TAKACS**
* ALSO ADMITTED IN SOUTH CAROLINA

TEL: 518.523.5555
FAX: 518.523.5559†
www.briggsnorfolk.com
†FACSIMILE SERVICE NOT ACCEPTED
**ALSO ADMITTED IN FL & NJ

FIRST REQUEST FOR EXTENSION OF TIME TO OBTAIN BUILDING PERMIT

February 23, 2018

Via Hand-Delivery
Village of Saranac Lake
Board of Trustees
Attn: Hon. Clyde Rabideau
39 Main Street
Saranac Lake, New York 12946

Re: Lake Flower Planned Unit Development District
Applicant: Saranac Lake Resort, LLC

Dear Honorable Trustees:

On behalf of Saranac Lake Resort, LLC ("SLR") and in connection with its planned hotel project on Lake Flower, I respectfully request a one-year extension of the Project Start deadline set forth in Local Law 01-2015, Section 15.0, as amended by Local Law 3 of 2017. Table 15.1 of Local Law 01-2015, entitled "Project Schedule," provides that the Project Start is to be within one year of site plan approval, subject to an exception contained in Subsection 2 of Section 15.0. Subsection 1 of Section 15.0 permits SLR to request two extensions of each milestone date stated in Table 15.1. Subsection 2 provides that a milestone date shall be suspended when there is a stay through litigation or court order.

The Village of Saranac Lake Planning Board ("Planning Board") with its written decision filed with the Village Clerk on July 11, 2016 approved SLR's site plan. In August 9, 2016, an Article 78 proceeding was commenced against the Planning Board and the Village by Malone Real Estate, LLC challenging the Planning Board's decision on SLR's proposed project. The Article 78 proceeding was discontinued on July 24, 2017. With the filing of the Article 78 proceeding, the Planning Board's decision was stayed. *See* Village Law 7-740. Moreover, counsel for the parties, including counsel for the Planning Board and Village Board, agreed to an order setting forth a schedule for the Article 78 proceeding that was executed by the presiding justice. This court scheduling order did not permit or contemplate proceedings or actions upon the Planning Board's decision to proceed while the Article 78 lawsuit was pending. The Article 78 proceeding was discontinued on July 24, 2017. Accordingly, with the stay, the milestone date

for the Project Start is June 24, 2018. SLR asks for a one-year extension from June 24, 2018, to have a building permit issued; to wit, a deadline of June 24, 2019. This request for an extension is more than 60 days before June 24, 2018, the milestone date for the Project Start.

Notwithstanding the foregoing, it should also be noted that until the passing of Local Law 3 of 2017 on May 23, 2017, which amended the original Lake Flower PUDD law, the Planning Board's decision was ineffectual as the original PUDD did not have the requisite acreage of the project site parcels and had inaccurate or unnecessary boundaries of the PUDD. The new law modified the PUDD boundaries by inserting the proper PUDD acreage for the project site and by removing a parcel from the PUDD. Additionally, the new law amended the project sketch plan and made other zoning amendments. If we use May 23, 2017, when Local Law 3 of 2017 was adopted, as the effective date of the Planning Board's site plan approval decision, the milestone date for the Project Start is May 23, 2018. If you are inclined to use this date, SLR requests a one-year extension to May 23, 2019 to have that be the Project Start milestone date. This request is more than 60 days before May 23, 2018.

In summary, SLR requests an extension of time for the Project Start to July 24, 2019, which is preferable, or, in the alternative, an extension of time for the Project Start to May 23, 2019.

Thank you for your time and consideration.

Sincerely,

Briggs Norfolk LLP

By:
Matthew D. Norfolk

cc: Client

SARANAC LAKE VILLAGE DEVELOPMENT BOARD
RESOLUTION NO. 1 - May 16, 2017

RECOMMENDING CHANGES TO THE LAND USE CODE IN THE I AND H2 DISTRICTS

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

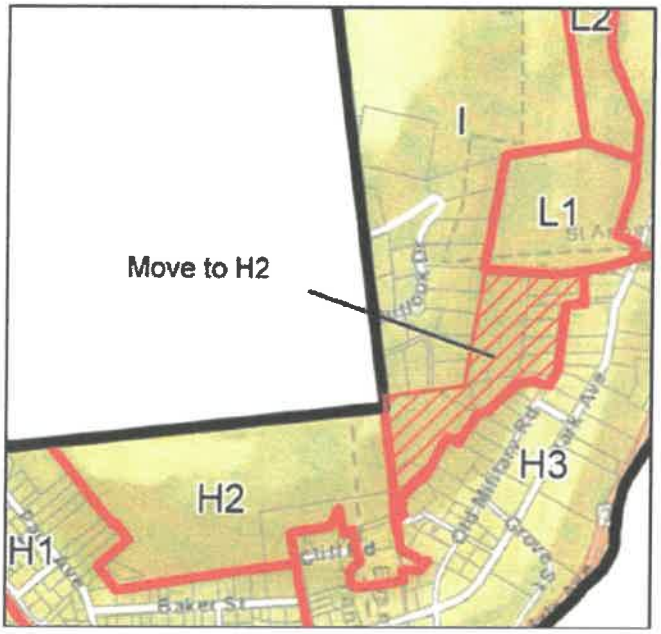
WHEREAS, at that time, the Village Board referred several items to the Development Board for further consideration and potential future alteration, one of which pertained to the I District; and

WHEREAS, several public comments were made in writing in November, 2016, and orally at the Public Hearing for the Code concerning the I district, including letters and emails from Sam Churco, John O'Neill, Sarah Clarkin, and Richard Weber; and

WHEREAS, these public comments raised concerns about the way in which the I district was drawn in the code, and the permitted uses in the district;

NOW, THEREFORE, BE IT RESOLVED, that the Village Development Board of Trustees offers to the Village Board of Trustees the following recommendations:

1. The Board recommends redrawing the I and H2 districts to include a portion of the I district in the H2 district, as more particularly shown as the cross-hatched section of the map below:



2. The Board recommends amending the use table for the H2 district with the following changes:

Listed use	**Current designation**	**Recommended designation**
Dwelling, single family	P (Permitted)	S (Special Use Permit)
Dwelling, Two family	P	S
Group home	P	S
Community garden, up to 1 acre	P	SP (Site Plan)
Artisan workshop	SP	S
Art spaces	SP	S
Bed and breakfast	SP	S

Housekeeping cottage	SP	S

The Development Board's intent in recommending these changes is to:

1. Group an area of similar topography, current uses, and depth to bedrock as one district rather than splitting it among two adjacent districts, and;
2. Ensure that development in this district would need to meet the standards in the Code and come before the Development Board for review in accordance with these standards, given the steep slopes and shallow depth to bedrock present in this area.

Paul,

I have less to say about the slope ordinance which in general I think will add an appropriate level of review for development projects in steep areas. It would be helpful to see what the original report provided by the Village's consultant was to understand how the draft ordinance has evolved over time. The two important points to think about with the upcoming decision regarding the proposed code changes in my opinion are:

Appropriate District Boundary

The I Planning Area is more appropriately delineated with a boundary to exclude the cliff-talus slope that wraps around the southern and eastern sides of Mount Pisgah. Any projects in the area of the currently proposed I-2 will actually have more of a physical and visual relationship to the H Planning Area than the I Area. Said another way, development in I-2 will not be as visible or connected to the neighborhood of the remainder of the I Zoning District.

If the purpose of the Planning Areas in the Comprehensive Plan and the Zoning Code is to recognize and enhance existing neighborhood character and existing bio-physical relationships, then I believe the proposed I-2 District should more appropriately be connected to the H District and the Old Military Road neighborhood. Consider the potential impacts associated with development in the proposed I-2 Area. The neighborhood character, potential visual and stormwater impacts will most affect the area downslope.

For these reasons, I believe the I-2 District should be added to the H District as it had been before the November 2016 code adoption. It also appears that, subsequent to the adoption of the code in 2016, the Development Director recommended the I-2 area be incorporated into the H District. The drawing of the district boundary at the County Line appears to relate to an imaginary line as opposed to a boundary that outlines the similarity of conditions on the ground.

Schedule of Allowed Uses

Most importantly, I believe the inclusion of Multi-Family and Townhouses as allowed uses in the I-2 District is inappropriate even under a special use permit review. The proposed I-2 District is largely comprised of steep slopes greater than 25% with small pockets of developable areas. The biggest issue I see with this intensity of development is the excessive grading and stormwater practices that would be required to access the area according to code requirements. Specifically, the two most logical approaches to the land above Old Military Road would be via unimproved woods roads with existing centerline grades of 17% or greater. As an example, I prepared a sketch road profile for one of these logical routes (off the end of Old Mountain Road) and determined that a new road, constructed to Village standards with a maximum centerline grade of 10% would require a 16' deep cut at the highpoint of the new road. The related use of retaining walls or extensive grading with 1:3 sideslopes would require very large areas of tree clearing and grading. This extensive change of covertype from forested to open lawn areas will also exacerbate the difference between pre-development and post-development stormwater runoff. Also, given the steep slopes it would be very difficult to grade into

the hillside an adequately sized stormwater management area to service the extent of disturbance related to townhouse-scale development without additional excessive grading and tree clearing. The problem is further compounded by the absence of adequate stormwater management facilities in the Old Military Road neighborhood.

I believe the only logical solution to avoiding the cascading problems of excessive grading and related stormwater impacts would be to allow for limited residential development under special permit with access provided by a private driveway. Large, connected foot print development with a village street, associated parking and emergency vehicle turn-a-rounds typically related to townhouse does not appear appropriate.

Though often engineering can solve many of these problems safely, the underlying issue is whether the excessive tree clearing and grading that would be required would have an adverse impact on the character of the H designated neighborhood district.

Let me know if you have any questions or if you would like to review the slope map, sketch road profile or grading plans that I prepared so that I could better understand the potential ramifications of your upcoming decision.

Please understand that I have tremendous respect and appreciation for the time the Board and staff put into all of the important planning, zoning and development board projects. It is part of what makes the Village a great community.

Thanks for the opportunity to provide my thoughts.

Rick Weber

July 9, 2017

Clyde Rabideau, Mayor
Tom Catillaz, Deputy Mayor and Trustee
Elias Pelletieri, Trustee
Richard Shapiro, Trustee
Paul Van Cott, Trustee

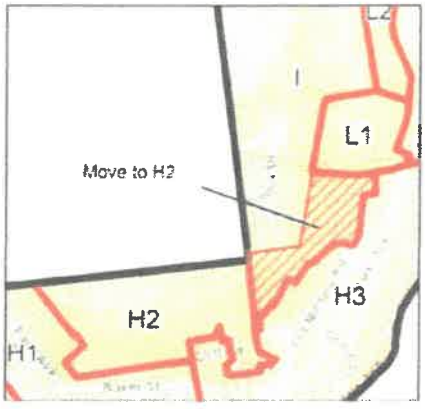
Re: Updates to Development Code

Dear Sirs:

We are pleased the Village Board of Trustees is moving forward with its review of the I and H2 Districts as set forth in the November 28, 2016 Resolution to Adopt the Village of Saranac Lake Development Code. Your consideration is a strong affirmation of the Trustees' representation of the interests of Saranac Lake citizens.

Per the resolution, both the Community Development Director and Development Board reviewed the districts' boundaries, the H2 District's permitted uses, the level of review required for these permitted uses, and minimum lot sizes. Both staff and the Development Board recommended changes be made. The Development Board set forth its recommendations in Resolution No. 1 - May 16, 2017.

The recommended change to the districts' boundaries is below.



Given that the issue is now before you, we want to summarize, as succinctly as possible, the reasons we believe implementation of the entirety of the Development Board's resolution is warranted.

- District Boundary Between H2 and I. Currently, this boundary appears to follow the county line. It is more appropriate that the boundary follow the resource conditions.

- Slopes. Steep slopes and shallow depth to bedrock extend along the southern and eastern slopes of Mount Pisgah. In fact, the slopes reach and exceed 35% throughout the area.

- Unstable Rock. The talus slope that occurs across the southern and eastern slopes of Mount Pisgah is prone to splitting and breaking apart. More than one resident has reported boulders breaking off, rolling downslope, damaging property, and endangering their safety.

- Drainage. To address existing drainage, numerous homeowners along Park Avenue and Old Military Road have trenches around their homes and in their basements - created at considerable expense. Despite these efforts, water collects in basements, in yards, and, in the street. There is no storm sewer immediately downslope from this area. Efforts to maintain equivalent pre- and post-development runoff and drainage will be challenging at best.

- Ecological Importance. Numerous science-based agencies and organizations, including The Nature Conservancy, NatureServe, the Natural Heritage Program, USDA Forest Service, US Geological Survey; US Environmental Protection Agency; and Geological Surveys of the 13 Northeastern states, identify the area as a Laurentian-Acadian Acidic Cliff and Talus habitat. While not listed as protected by the NYS Heritage Program, it has a potential habitat significance ranking of S3 (21-100 occurrences in New York State or limited acreage). Historic plant surveys of the area have uncovered relatively rare plant species. More detailed investigation is warranted to determine if rare, threatened or endangered species or habitat are present.

- Ramifications to Development. The Development Code establishes a maximum allowable street grade of 10% for local and marginal access streets. Accessing this area from above or below would require extensive grading with deep cuts and fills, and large areas of related clearing. The result would be a significant change to the character of the area.

- Character of Area. Many of the homes are listed on the National Register of Historic Places as part of the Highland Park District. The residents of the largely single-family Old Military Road / Park Avenue neighborhood value and foster both the historic character of the neighborhood and a relationship between the natural and built environments. We believe this relationship enhances the visual, economic, and historic value of our homes and the community as a whole.

The multi-faceted sensitivity of this area to development warrants careful zoning and, in the event of a proposal, even more careful project review.

Thank you for your attention and consideration of our concerns.

Sincerely,

Sunita Halasz
Sunita Halasz
Steve Halasz
Steve Halasz
23 Cliff Rd
Saranac Lake, NY
12983

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137 OLD MILITARY RD.
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446 Park Ave

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Dr. Frederick S Mazzeo IV
350 Park Avenue SL

Dr. Morgan Perkins
Anastasia Osolin
155 Old Military Rd.
Saranac Lake NY 12983

Mary B. Hotaling
MARY B. HOTALING
11 Woodycrest Rd.
Saranac Lake, NY 12983

From: James Martin [mailto:jmartin@thelagroup.com]
Sent: Tuesday, February 20, 2018 3:50 PM
To: Paul Blaine
Subject: RE: Mt. Pizgah zoning

Paul:
I have completed my review and apologize for the delay in completion. As a result of this delay I am not charging any of my time as it is the least I could do in light of this delay.

That said, my comments/opinions are as follows:

- In my opinion the resulting draft regulation is a reasonable step in lieu of the comments received, the physical terrain of the area which is the focus of this review, and the resulting development that could occur under the regulations as proposed.
- The draft regulation sets forth notable cross references with applicable and relevant sections of the existing development code particularly special use permit review procedures, tree removal and clearing requirements, the dimensional standards of the Districts affected by these regulations, retaining walls, stormwater control measures, road and driveway design specifications, etc.
- Overall, it is my opinion that the regulations as drafted will accomplish the purpose as stated in item A. on page one.

Suggested revisions:

- On page two – item #D. (3) at the top of the page – I would not refer to the dimensional standards for the "underlying" District – my read of this is that this is not being setup as an overlay. Rather these are supplementary regulations for the steep slope areas covered by these Districts.
- Item #D. (4) is a missing a semicolon (;).
- Item D. (6) the reference to "33 percent" should be formatted as other numerical references in the section and not "thirty-three (33) percent".
- The numerical indentation seems to change between items D. and E. (e.g. item D. is D. (1) and (2) and so on – item E. is E. 1.).
- Item E. 1. The paragraph appears to include a definition of "slope" within the regulation. This method of regulation drafting is less preferred as definitions are best grouped together in one location. I recommend "Slope" be defined as "The change in elevation over the horizontal distance between consecutive contour lines and expressed as percent." This definition should then be inserted into the new definitions listed towards the end of the draft. This section can then simply use the word "slope" and continue on with the regulation as stated.
- Item E. 2. on page three makes reference to contour intervals being required at 5 feet. More detailed intervals to two feet or perhaps even one foot are strongly recommended – particularly in a regulation addressing steep slopes. Planning in this environment requires precision, both in terms of the designs to be developed and the review that follows. Such a requirement for this level of precision is completely reasonable in this context.
- Item E. 2. on page three ends with a period (.) rather than a semicolon (;).

- I recommend that a landscaping and vegetation restoration plan be required as part of the submission. The purpose of the plan should be focused on ground stabilization and utilization of native plant species throughout areas of steep slope with less emphasis on aesthetic or ornamental quality. Native ground covers, plants, and trees should be required to restore and/or maintain stabilization and natural conditions. Furthermore, it is recommended that an assessment and inventory of all trees and plants in existence prior to any removal or disturbance activities be undertaken so the Development Board has an accurate accounting of plant life in terms of species and frequency. This assessment and inventory can then be used as a reference for restoration of these conditions upon completion of the proposed project.
- It is recommended that the reference to contour interval be moved into the definition section of the revision rather than be listed as a footnote – see my comment above about best practices when defining words/terms.

I think that should do it – I hope these comments are useful and helpful. Overall I think this is an excellent effort that has resulted from a thoughtful and pragmatic approach to resolving the steep slope issue. Again, I apologize for the delay in sending along these comments. Please feel free to contact me with any further questions.

Jim

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Twitter | Facebook | LinkedIn

Kareen Tyler

From: Sarah Clarkin <sarahclarkin@roadrunner.com>
Sent: Friday, February 23, 2018 12:44 PM
To: Kareen Tyler
Subject: Zoning Designation and Permitted Uses - Pisgah Hillside
Attachments: Neighborhood Letter re Zoning_07 09 2017.pdf; Devt board RESOLUTION Proposing changes in I District.pdf

Ms. Tyler,

I would greatly appreciate it if you would forward these comments to the Village Board.

A few weeks ago, CEO Paul Blaine was nice enough to meet with me to provide an update on the review of the zoning and permitted uses in the area upslope from Old Military Road and upper Park Avenue. At that time, he shared some documents/information with me. I believe these are very close to, if not the same as, the documents that are posted on the Village website.

I do have concerns about the draft documents. Very quickly:

1. I do not believe a new I2 district is needed or necessary. As stated in previous letters to the Village Board, as recommended by then-Community Development Director Jeremy Evans, and as resolved by the Development Board, this this area is better suited to be incorporated into the H2 district.

2. I am struggling to understand why, after the Development Board passed a resolution setting forth its recommendation in May of 2017 and several members of the Village Board expressed concern about development of the hillside, the draft permitted use list allows townhouses, apartments, athletic facilities, etc. With or without steep slope standards, with or without special use permits, these uses are too intensive and, frankly, incompatible for the area. To put it plainly, this area is special. Its geology is special; its plant life is special. A group of us is striving to pull together resource information to further document its importance. The rocky cliffs, steep slopes, soils, and drainage patterns present serious challenges to development.

3. I may be mistaken but I believe Mr. Blaine stated the LA Group had provided a list of recommended permitted uses, based on resource conditions. If I recall correctly, the LA Group's recommended permitted use list was far more restrictive than what is being recommended now. I would like the opportunity to see the entirety of what the LA Group recommended.

4. I also believe Mr. Blaine had taken the LA Group's original slope standards and deleted a section or two. If I am correct, I would like to see what the LA Group recommended here, too.

5. Any road access to the area immediately upslope of Old Military Road homes would very likely exceed the slope restrictions set forth in the Development Code. Additionally, the required clearing/cutting/filling needed would be extensive. Drainage would become an even more significant issue.

I respectfully request the Village Board take another look at the Development Board's May 2017 resolution and the neighborhood letter that was submitted last July. Both are attached to this email.

Thank you,
Sarah Clarkin

137 Old Military Road
Saranac Lake, NY 12983