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CITY OF SARATOGA SPRINGS COUNCIL MEETING

REGULAR AGENDA

April 20, 2021

MEETING HELD VIA ZOOM

PRESENT:

- Meg Kelly, Mayor
- Lisa Shields, Deputy Mayor
- John P. Franck, Commissioner
- Michele Madigan, Commissioner
- Anthony Scirocco, Commissioner
- Robin Dalton, Commissioner
- Vincent J. DeLeonardis, City Attorney
- Matthew Veitch, Supervisor
- Tara Gaston, Supervisor



1 MAYOR KELLY: Good evening. Welcome
2 to the city council meeting Tuesday,
3 April 20th. It is 6:55.

4 This evening, we have three public
5 hearings. The first public hearing is to
6 amend Chapter 225-81, parking prohibited
7 on Adams Road. And I'll turn it over to
8 Commissioner Dalton.

9 COMMISSIONER DALTON: Thank you.
10 This is to prohibit parking on both side
11 parking on both sides of Adams Road
12 between Cady Hill Road and Marsel Drive.

13 MAYOR KELLY: Okay. So if anybody
14 wants to speak on amending Chapter 225-
15 81, parking prohibited on Adams Road,
16 please raise your hand at this time.

17 I don't see anyone here.
18 Commissioner Dalton, are we closing this
19 this evening?

20 COMMISSIONER DALTON: I'm
21 comfortable closing it if there is no one
22 here that wants to comment. It doesn't
23 look like there is.

24 MAYOR KELLY: Okay. So we are
25 closing that, and we'll move on to the



1 second public hearing to amend Chapter
2 225-94, alternate side parking on Clinton
3 Street. And Commissioner Dalton again.

4 COMMISSIONER DALTON: Thank you.
5 Mayor, this is to add alternate side of
6 the street parking on Clinton Street from
7 Vermont Street to Church Street.

8 MAYOR KELLY: Thank you. Anybody
9 that'd like to speak on that, please
10 raise your hand. You can find that in
11 your reactions bar if you need to -- if
12 you want to public speak on this item.

13 Okay. And we are closing that this
14 evening, too, Commissioner?

15 COMMISSIONER DALTON: Sounds good to
16 me.

17 MAYOR KELLY: Okay. Thank you.

18 The third public hearing is Saratoga
19 Springs Community Development Citizens
20 Advisory Committee recommendations for
21 the 2021 annual block grant action plan.
22 This can be found -- the action -- the
23 recommendations can be found on the
24 community development page on the city
25 website. If anybody would like to



1 comment on the recommendations for the
2 community development citizen's advisory
3 recommendations, please raise your hand
4 at this time.

5 Okay. Doesn't look -- we're going
6 to keep this one open. We will keep it
7 open until the 30th of the month, and
8 comments can be sent to Lindsey Connors
9 at our community development planner.

10 So at this time, we have a couple of
11 minutes until we can start our meeting at
12 7, so we'll come back at 6:59, two
13 minutes. Thank you.

14 (Recess)

15 MAYOR KELLY: Okay. At this time,
16 I'd like to call roll call, please.

17 SECRETARY TO CITY COUNCIL:
18 Commissioner Franck?

19 COMMISSIONER FRANCK: Present.

20 SECRETARY TO CITY COUNCIL:
21 Commissioner Madigan?

22 COMMISSIONER MADIGAN: Present.

23 SECRETARY TO CITY COUNCIL:
24 Commissioner Scirocco?

25 COMMISSIONER SCIROCCO: Here.



1 SECRETARY TO CITY COUNCIL:

2 Commissioner Dalton?

3 COMMISSIONER DALTON: Present.

4 SECRETARY TO CITY COUNCIL: Mayor
5 Kelly?

6 MAYOR KELLY: Here.

7 SECRETARY TO CITY COUNCIL:
8 Supervisor Veitch?

9 MAYOR KELLY: They will be late this
10 evening.

11 SECRETARY TO CITY COUNCIL: Okay.

12 MAYOR KELLY: Yeah.

13 Thank you. At this time, please
14 rise for the pledge of allegiance.

15 I pledge allegiance to the flag of
16 the United States of America and to the
17 republic for which it stands, one nation,
18 under God, indivisible, with liberty and
19 justice for all.

20 Next on the agenda is our public
21 comment period. I ask that you keep your
22 comments brief, up to two minutes.
23 Yielding time to someone else is not
24 allowed. Public comment period will
25 continue for fifteen minutes. Please be



1 respectful and address the council as a
2 whole.

3 As a reminder, public comment is not
4 a dialogue or a discussion with the
5 council members. However, at the end of
6 comment period, any council member may
7 respond or comment.

8 Please raise your hand in our Zoom
9 toolbar if you would like to address the
10 council, and please, when you -- when we
11 call on you, state your name and your
12 city you live in, and give me your
13 comments.

14 So if you'd like to comment at this
15 time, please raise your hand.

16 Ciara Meyer, please unmute. Thank
17 you and unmute.

18 MS. MEYER: Hi. I'm Ciara Meyer.
19 I'm a Saratoga Springs High School
20 sophomore, and I live at 94 State Street.
21 I'm here to show support for public space
22 recycling in the downtown area.

23 I've had the pleasure of speaking
24 with some of the commissioners in regard
25 to this issue before, and I'm hoping that



1 my support will encourage you all to help
2 push for it, including the installation
3 of downtown recycling bins, in the 2022
4 budget.

5 The benefits of recycling are clear.
6 It demonstrates a commitment to
7 sustainability for visitors and
8 residents. It curbs pollution and
9 littering and has strong bipartisan
10 support. However, there are some
11 concerns I'm hoping to address and
12 combat.

13 First is contamination or improper
14 use of bins. This is an issue. However,
15 there are simple measures that can be
16 taken to curb contamination. Simple,
17 clear labeling and signage, placing
18 recycling and trash bins side-by-side,
19 and placing bins in highly trafficked
20 areas are all proven strategies in
21 reducing contamination. Public education
22 also helps curb contamination. And as
23 our schools and many local businesses, as
24 well as other cities around the country,
25 already have strong recycling programs,



1 it's likely that many visitors to the
2 downtown area are already well versed in
3 how to recycle properly.

4 The second concern I'd like to
5 address is cost. I would like to
6 emphasize that this is a one-time
7 investment, and though I know budgets are
8 probably tight due to the COVID crisis,
9 this is an issue long overdue and well
10 worth investing in.

11 In addition, the people who
12 currently collect the trash downtown
13 could likely pick up recycling as well.
14 So there's no need to reinvent the wheel.
15 We can keep using the same collection
16 process, and we are looking into probably
17 using compostable bags that would make it
18 easier to differentiate between the
19 recycling and trash.

20 Overall, I'm just hoping that my
21 support encourages you all to include the
22 installation of twenty-eight recycling
23 bins in the downtown area in the 2022
24 budget. Cost and contamination are
25 concerns, but they're not sufficient to



1 diminish the benefits of public space
2 recycling.

3 Thank you for your time.

4 MAYOR KELLY: Thank you.

5 Anybody else like to comment this
6 evening?

7 Jade, can you unmute and turn your
8 video on?

9 MS. HELAL: Yes.

10 MAYOR KELLY: Great. Thank you.

11 MS. HELAL: Hello. My name is Jade
12 Helal. I'm a sophomore and resident of
13 Saratoga Springs. I'm here to help
14 advocate for public space recycling in
15 the downtown Saratoga area. Hopefully,
16 my message will push for the installment
17 of twenty-eight downtown recycling bins
18 in the 2022 budget.

19 I was born in France, and I lived in
20 Germany before living here. We had
21 similar recycling bins like the ones I'm
22 advocating for today.

23 In Germany, not only did we have
24 these bins, but we were also taught in
25 school how to appropriately recycle.



1 Things like rinsing out our yogurt cup
2 before throwing it out, and we were even
3 taught how to make our own paper.

4 I was surprised when I moved here
5 and there was no recycling system like
6 the ones I had before, especially since
7 Saratoga has such a great reputation.
8 Recycling is a big part of my life, and I
9 know it's a huge part of others', too.

10 I have seen firsthand how the
11 installation of these bins do a great
12 deal for the environment. Tossing out
13 waste that is not biodegradable in
14 landfills where it cannot properly
15 decompose wastes a tremendous amount of
16 landfill space.

17 To give you an idea, a glass bottle
18 takes approximately 4,000 years to
19 decompose. We would also be -- we would
20 also be reducing the emissions of
21 greenhouse gases.

22 Recycling would mean saving our
23 constantly diminishing natural resources.
24 This would also be a significant step for
25 reducing and preventing air and water



1 pollution. In fact, just one glass
2 bottle would mean twenty percent
3 reduction in air pollution and fifty
4 percent reduction in water pollution
5 compared to making the bottle from raw
6 materials. We would also be saving
7 energy.

8 All of these things would help us
9 lower our carbon footprint. The earth is
10 currently undergoing a global climate
11 change crisis, and it is our job to help
12 in any way we can.

13 We need to make sure that the earth
14 is around and well for generations to
15 come. Adding these bins would be a great
16 way for us to contribute in saving our
17 earth. Thank you for your time.

18 MAYOR KELLY: Thank you, Jade.

19 Anyone else? Let's see; Maddie
20 Cook.

21 MS. COOK: Hi. My name is Maddie
22 Cook, and I live in Saratoga Springs, and
23 I'm a Saratoga Springs High School
24 sophomore. I'm here to voice my support
25 for public space recycling in the



1 downtown area. I'm hoping that my
2 support will encourage you all to help
3 push for including the installation of
4 twenty-eight downtown recycling bins in
5 the 2022 budget.

6 I believe that the installation of
7 the bins downtown would demonstrate to
8 our tourists how much we care about
9 sustainability.

10 In many other cities, such as
11 Tuscaloosa and New York City, public
12 space recycling is provided in areas with
13 high foot traffic. Recycling is becoming
14 an expectation in downtown areas and
15 Saratoga has the opportunity to step up
16 to the plate now and become a more clean
17 and green destination.

18 It's been proven that communities
19 that provide recycling in public spaces
20 have less litter than those with just
21 trash. And giving -- and given
22 Saratoga's reputation for being a
23 beautiful and cleanly place, we should be
24 prioritizing and maintaining that
25 reputation by providing recycling



1 downtown.

2 In addition, our current trash bins
3 in the downtown area appear to be nearing
4 the end of their days. On a walk the
5 other day, I noticed the bins with
6 graffiti stickers and shoelaces covering
7 their sides.

8 I know that the cost of new bins
9 would be daunting; however, the purchase
10 would be a one-time investment and a
11 worth one at that. Investing in new
12 recycling bins would make our downtown
13 more beautiful for our visitors and
14 residents and would prevent future
15 littering in our community.

16 I hope that you consider supporting
17 including the cost of twenty-eight
18 recycling bins in the 2022 budget.

19 Thank you for your time.

20 MAYOR KELLY: Thank you, Maddie.

21 Anyone else? This is public comment
22 period. Does anybody else want to
23 comment for public comment period?

24 MR. LACOPONI: Yes. I'm unable to
25 raise my hand on the Zoom. Am I able to



1 speak?

2 MAYOR KELLY: Is that John?

3 MR. LACOPONI: Yes.

4 MAYOR KELLY: John, could you just
5 unmute -- you are unmuted. Could you put
6 your video on, please?

7 MR. LACOPONI: There we go. Hi,
8 there. I'm not actually on Mars. I'm
9 here in Saratoga Springs.

10 Hi. I'm John Iacoponi. I'm a
11 member of the Marion Ave., Maple Ave.,
12 Maple Dell Neighborhood Association. We
13 are -- my wife and I are daily users of
14 the Spring Run Trail, and I'm not going
15 to -- it's not going to speak about
16 recycling, although I support that.

17 DPW does a great job mowing,
18 snowplowing, et cetera, but we've noticed
19 that over the last year, there's been
20 some degradation of things like fences,
21 erosion on that trail, et cetera. So
22 just a simple request to see if there's
23 any discretionary funding in the mayor's
24 budget or somewhere to do some
25 rehabilitation of things like fences, fix



1 some of the drainage, et cetera on that
2 Spring Run Trail. It's a fantastic
3 asset, but it's five, ten years long in
4 the tooth right now and could use a --
5 could use a refresh.

6 Could also be a great Boy Scout
7 project if the city could donate or find
8 a way to get some materials donated, or a
9 community project. We in the
10 neighborhood and others in Spring Run
11 Trail, friends, happy to pitch in labor.

12 MAYOR KELLY: Great. Thank you.

13 Anyone else like to speak for public
14 comment period?

15 Lucia?

16 MS. CUCINELLA: Hello. My name is
17 Lucia Cucinella and I am a senior at the
18 Saratoga High School, as well as a
19 freshman at SUNY Adirondack. I am also
20 coming to show support for the inclusion
21 of twenty-eight bins in the budget for
22 the next year.

23 Not only do I feel, of course, there
24 are many benefits to having them as a
25 city just to be greener, but I also fear



1 that we are slowly undoing our reputation
2 as being a beautiful, historic, and clean
3 city and effectively burying our area in
4 plastic and putting on, to say, like, a
5 bad face for other places. We're known
6 as being a very beautiful, very clean,
7 very historic place, and I feel this
8 on -- I know there's been an effort
9 that's been going on for a long time, but
10 the farther it's pushed out, the harder
11 and harder it will be to reverse, and the
12 more damage we're doing not only to our
13 area as a city, but also our reputation.

14 So I was hoping, again, I could help
15 to convince you guys to make more space
16 in the budget for it. Thank you.

17 MAYOR KELLY: Thank you, Lucia.

18 Anyone else of the comment period?
19 Anybody else on here to speak at public
20 comment?

21 Do you see anybody Lisa?

22 DEPUTY MAYOR SHIELDS: I don't.

23 MAYOR KELLY: Okay. Is there
24 anybody out here that can't raise their
25 hand and they want to speak? Turn your



1 video on so we could see you.

2 Okay. Then, at this time, I'm going
3 to close the -- any comments from the
4 council?

5 COMMISSIONER MADIGAN: I have some
6 comments, Mayor.

7 MAYOR KELLY: Sure.

8 COMMISSIONER MADIGAN: I want to
9 thank the students from the local
10 Saratoga Springs High School for their
11 excellent advocacy of public space
12 recycling in our downtown. I'm fully
13 supportive of this. I've done a little
14 bit more extensive research on this, and
15 it can be both a capital budget item and
16 a general -- or a general operating, you
17 know, expense item.

18 So I know the mayor has an
19 announcement on her agenda for this
20 evening to talk about the capital budget
21 process and how it's going to begin. So
22 this is something that could be discussed
23 as a capital budget item for 2022.

24 I also came across and emailed a few
25 students, and I know my deputy, Deirdre



1 Ladd, and Wendy Mahaney with Sustainable
2 Saratoga, I knew that when I was first
3 elected, I was really pushing for public
4 space recycling, and I've had a problem,
5 or issues trying to find the article.
6 But I finally found it today and it's
7 dated March 5th, 2012. It's in the Daily
8 Gazette, and one of the things I said was
9 that I was very impressed with the
10 recycling program at Lake Avenue
11 Elementary School because they had
12 started up this huge recycling program
13 and that I wanted to do the same thing in
14 the city.

15 So you definitely have at least one
16 member of the city council who is
17 incredibly supportive of this, and you
18 know, thank you for your advocacy to the
19 students.

20 MAYOR KELLY: Any other comments?

21 COMMISSIONER DALTON: I would love
22 to actually add something as well.

23 I just wanted to thank the students
24 for speaking up. They -- you beautifully
25 articulated your case. It was really



1 impressive.

2 One of the first thing I observed
3 about downtown Saratoga, is that there
4 are no recycling bins, but it wasn't
5 something I've asked about. So kudos to
6 you guys for getting together and
7 speaking up, and I know that I'm
8 supportive of this effort and I hope it's
9 something we can get done. So thank you
10 all.

11 MAYOR KELLY: Yeah. I'd like to
12 thank them, too. It's really -- for me,
13 it's quite fun to see these -- these
14 students come out here and public speak.
15 I -- you know, they were in theater -- at
16 my theater when they were younger, and I
17 just love to see that because their
18 voices are being heard. But I, too,
19 support, you know, recycling, but we are
20 in a budget crunch.

21 And I'd like to comment on the
22 Spring Run Trail, to John, saying that,
23 you know, I do not have any money in my
24 budget, but I think putting stuff like
25 this into the 2020 (sic) -- and we'll see



1 how it goes, you know.

2 We have to -- we have to get through
3 this year because we're on a tight
4 budget, and you know, I think that
5 everybody can understand that. But I do
6 know that these -- that the Spring Run
7 Trail and the recycle bins have to be,
8 you know, taken care of and at least put
9 the bins in so we can get going. But we
10 need money and, you know, we have
11 priorities and we have to set those
12 priorities. So that's where the city is
13 at right now as far as Meg Kelly is
14 concerned.

15 Any other comments from the council?

16 COMMISSIONER MADIGAN: I had one
17 about the Spring Run Trail.

18 I know that local service groups,
19 like the Saratoga Springs Lions Club and
20 the Rotarians and the Boy Scouts, have,
21 several times, volunteered to clean up
22 the trail, but it's probably -- they've
23 shown up to clean the trail, but they
24 need the proper tools. So that might be
25 something we could work on and partner



1 with some of the different service
2 organizations. You know, meet them and
3 supply the proper tools and bagging and
4 clean up some litter and clean up the
5 trails going forward with some of those
6 groups.

7 The person who made that comment,
8 you know, mentioned maybe getting some
9 volunteers, actually, out there to help
10 clean up. And they get service credits
11 for doing that kind of work, particularly
12 the Boy Scouts.

13 MAYOR KELLY: Any other comments?

14 COMMISSIONER SCIROCCO: And Mayor,
15 I'd like to comment.

16 MAYOR KELLY: Sure.

17 COMMISSIONER SCIROCCO: Yeah. I too
18 would like to thank the students. I, in
19 fact, met with them and it was a very
20 good meeting. And I want to commend them
21 on their concern for the environment.
22 But I can tell you, obviously -- you
23 pretty much said it -- it comes down to
24 money.

25 And I know the bins are -- we had --



1 back -- I'm going to say real quick -- we
2 had probably, in 2011 or '12, we had put
3 four recycling bins on Broadway. I mean,
4 I still have those bins, and my intention
5 was to put them back out there, and
6 that's before Single Stream, and we were
7 looking for a place to put them, and I
8 think I'm going to stick them in the
9 park. We were -- we were talking about
10 that for Earth Day.

11 But having said that, I think it's a
12 good idea. The bins on Broadway are
13 starting to get beat up pretty good. So
14 yeah, it's time to replace them. We do
15 partner with the Special Assessment
16 District to, you know, to actually buy
17 them. Maybe we can partner with them to
18 get some money from them and then some
19 money from one of the budgets. But, I
20 mean, twenty-eight -- twenty-eight
21 recycling bins, you're probably looking
22 at probably close to 30,000 dollars.

23 Again, it is a one-time investment,
24 and I certainly would support any -- you
25 know, something like that.



1 And again, I want to thank the --
2 you know, the students for their concern
3 for the environment.

4 The other piece -- I think it was
5 John that spoke in regards to Spring Run
6 Trail. Spring Run Trail is -- he's
7 right; Spring Run Trail is a gorgeous
8 trail. It's just down the street from
9 me. And every -- every year, every time
10 we have these trails and we're looking at
11 another trail, which is Geyser Road
12 Trail -- we got nine miles of trail in
13 the city.

14 We put in the -- we put in our
15 budget, DPW's budget, you know, people to
16 actually be trail people, to go in and
17 work and clean up the trails and that
18 sort of thing. Got taken out of the
19 budget. And again, for obvious reasons,
20 you know, we were in a pandemic, money
21 was short, we actually were facing -- we
22 were faced with layoffs.

23 Hopefully, this next year, we can
24 include that back into the budget, and
25 I'd like to see support for that. Again,



1 you know, we got -- we got all the -- all
2 the trails, Railroad Run, Spring Run, now
3 Geyser Road Trail, Barn Meadow Trail;
4 there's a lot of trails in the city and
5 really, there's really nobody, you know,
6 to take care of them. So I would -- I
7 would certainly include that in my 2022
8 budget, and hopefully we can get some
9 support for that and it'll make it
10 happen.

11 In the meantime, I can have the guys
12 take a ride out there and take a look at
13 it and see if they can't, you know, clean
14 it up.

15 The other piece is, and I think
16 somebody mentioned the fact that there is
17 groups that go out and do it. I know the
18 Lions Club is looking for -- looking for
19 a project, and we're in the process of,
20 you know, working with them.

21 It'll be nice if we could get some
22 of the residents to form a little --
23 little committee. You know, I know they
24 walk it a lot. You know, we're friends
25 of certain trails; that would work out



1 really well.

2 We certainly would put a receptacle
3 there so they could, you know, put the
4 stuff into a receptacle or maybe just
5 leave the bags there and we would pick up
6 the bags It would be a big help for us.
7 And I mean, there's people that walk it
8 every single day, you know, look for that
9 kind of stuff. Our guys just don't
10 have -- we just don't have the people or
11 the time to do it every single day. But
12 that would be -- that would be something,
13 I think, would be a good -- it'd be good
14 for, you know --

15 THE COURT: So I think that's a
16 great idea, friends of the trail.

17 COMMISSIONER SCIROCCO: Yes.

18 MAYOR KELLY: I think that's a great
19 thing to see if we can start, you know,
20 maybe rallying that.

21 COMMISSIONER SCIROCCO: Um-hum.

22 MAYOR KELLY: And you know, they
23 have a couple of cleanup days a year or,
24 whatever, once a month, and maybe just
25 pick up the stuff. I think that would be



1 really helpful.

2 COMMISSIONER SCIROCCO: Yeah.

3 COMMISSIONER MADIGAN: So
4 Commissioner Scirocco is right, just for
5 people who are concerned about the state
6 of the trail. When we finalized and
7 adopted the 2020 budget, we did include a
8 trail and trail maintenance team, you
9 know, the actual -- we were going to go
10 out and hire some people to start
11 maintaining our trails, and it was one of
12 the first things cut because pretty early
13 on in 2020, COVID hit.

14 So you know, it is my hope that at
15 some point, because the city will
16 rebound, that all of those items that,
17 you know, we were looking so forward to:
18 growing the city, growing the department,
19 making sure we could take care of our
20 trails, you know, through all the
21 different weather and seasons we have
22 will absolutely start to make its way
23 back into the budget as things improve.

24 MAYOR KELLY: Right.

25 COMMISSIONER FRANCK: Mayor, I'd



1 just like to piggyback on hat
2 Commissioner Madigan said earlier,
3 because I remember early on when she was
4 in office about the recycling bins. And
5 I go up to Maine a couple times a year,
6 and in Maine, what they have is they have
7 recycling bins that are -- and I
8 didn't -- I saw the emails from the high
9 school students. But what you see pretty
10 prevalent through Maine is solar-powered
11 recyclable bins so they actually, you'll
12 say, were glass or plastic and it
13 actually compacts it all. You see that
14 all through Maine. I think I had sent
15 her pictures of that a couple -- maybe
16 five or six years ago. Time goes by
17 quickly, so -- you know, on that end.

18 I think it's a great -- also,
19 relating to the trails and whatever, I
20 think, you know, donated labor, and I'd
21 also reach out to Wally Allerdice and a
22 couple of our hardware stores to see if
23 we can get to -- whether it's fencing or
24 other materials that they would be
25 willing to, maybe, donate or go to



1 Adirondack Trust. They have a donation
2 system; maybe we -- these trails -- we
3 could reach out for some of that for some
4 of the materials also till we get through
5 this bump in the road.

6 MAYOR KELLY: Great. Okay All
7 sounds good. Thank you, Council.

8 Moving on to our presentations this
9 evening.

10 The final draft documents of the UDO
11 have been published to the city website
12 including the maps.

13 At the first meeting in May, I will
14 ask the council to determine merit for
15 review and request advisory opinions from
16 the city and county planning boards and
17 design review commission.

18 During the coming week, additional
19 opportunities for discussion of the final
20 draft will be scheduled for the council
21 and for the public.

22 There is a public comment link on
23 the UDO webpage on our website.

24 Camiros is joining us tonight to
25 present a summary of the major changes



1 that are reflected in this final draft.

2 Camiros and the project team will
3 also be available this week for the
4 following presentations: April 21st at 2
5 p.m., April 22nd at 9:30 a.m., and those
6 are both public presentations with Q and
7 As. And April 22nd at 6 p.m., the city
8 land use board's presentation.

9 Now, I will turn it over to Arista
10 and Chris, who are on this call with us
11 tonight to go over the up -- the final
12 draft. Thank you.

13 MR. DELEONARDIS: Mayor --

14 MAYOR KELLY: Yes.

15 MR. DELEONARDIS: -- if it's all
16 right, before you do, I was just going to
17 provide a little --

18 MAYOR KELLY: Sure. Go ahead,
19 Vince.

20 MR. DELEONARDIS: As you indicated,
21 we're going to have a presentation these
22 evening by Arista and Chris from Camiros
23 on draft 3 of the UDO order, unified
24 development ordinance. They are going to
25 summarize the document and indicate



1 changes that have been made from draft 2,
2 but before we do, I want to just provide
3 a little bit of background on what we are
4 doing and the steps that we have taken to
5 get to this point.

6 As articulated in New York General
7 City Law, the authority to undertake
8 comprehensive planning and to regulate
9 land use are among the most important
10 powers and duties granted to a city
11 government. City council most recently
12 undertook efforts at comprehensive
13 planning through the establishment of a
14 comprehensive plan committee back in
15 2013. That committee initiated a review
16 and proposed updates of the city's then-
17 existing 2001 comprehensive plan.

18 Following your extensive review,
19 which spanned more than a year and a
20 half, the committee forwarded a draft
21 plan, future land use map, and proposed
22 amendments to the city council, who,
23 after conducting its own review, holding
24 public workshops, receiving advisory
25 opinions, conducting public hearings, and



1 undertaking the required SEQR
2 environmental analysis adopted the
3 comprehensive plan on June 16th, 2015.

4 Once the comprehensive plan was
5 adopted, the city was required under
6 state law to review its land use
7 regulations to ensure that they are in
8 accord with the adopted plan.

9 In that regard, the city had also
10 received a grant from NYSERDA to update
11 and unify all land use regulations,
12 including the zoning ordinance,
13 subdivision regulations, and standard
14 construction details, and to incorporate
15 components from the city's open-space
16 master plan, complete streets policy and
17 urban community forest master plan into a
18 single, coordinated, unified development
19 ordinance all in accordance with the
20 comprehensive plan.

21 The city initially retained a
22 consultant back in September of 2015 who
23 worked with a technical review advisory
24 committee for more than two years, but
25 was ultimately unable to complete the



1 work.

2 The council voted to terminate the
3 contract with the prior consultant back
4 on January 2nd 2018, and August 7th of
5 that year, voted unanimously to authorize
6 a contract with Camiros to develop the
7 UDO.

8 While development of the ordinance
9 progressed, and in an effort to rely on
10 the city zoning with the comprehensive
11 plan, Camiros presented an initial
12 amendment for the zoning map back on
13 March 12th, 2019, which included eighteen
14 designated zoning changes.

15 The city council voted to approve
16 the zoning map changes on December 23rd,
17 2019 after reviewing the required
18 advisory opinions from the city and
19 county planning boards, conducting public
20 hearings and SEQR environmental review.

21 On January 7th, 2020, draft 1 of the
22 UDO was released to the public and
23 presented to the city council. Camiros
24 also provided a number of presentations
25 of the draft to the public as well, as



1 did DRC and the planning board.

2 Multiple Q-and-A sessions were also
3 held by city staff in an effort to
4 provide the public with an opportunity to
5 discuss the UDO, ask questions, and
6 provide input.

7 Public comment remained open from
8 January 7th through February 21st, and as
9 has been discussed at prior meetings,
10 directly influenced draft, 2 which was
11 released to the public on September 16th
12 of last year.

13 Like draft 1, draft 2 was also
14 presented by Camiros to the city council,
15 the DRC, the planning board, and the
16 public on multiple occasions.

17 Five separate Q-and-A sessions were
18 again provided between October 22nd and
19 November 18th both virtually and in-
20 person, and city staff met with any and
21 all individuals of groups who requested
22 it in a continuing effort to provide the
23 public with the opportunity to
24 participate in the process.

25 Public comment remained open from



1 September 16th through December 11, 2020,
2 and we ultimately received in excess of
3 180 comments. All comments, suggestions,
4 and input received from the public had
5 been taken seriously and were thoroughly
6 discussed and deliberated as we
7 progressed toward developing draft 3,
8 which brings us where we are today, in
9 which Arista and Chris, without any
10 further ado, will now present.

11 MAYOR KELLY: Thank you, Vince. I
12 have one comment to say that the
13 registration link for the Zoom meetings
14 with the -- about the UDO are on our city
15 website. I just want to make sure
16 everybody knew that.

17 Go ahead, Arista.

18 MS. STRUNGYS: Okay. Thank you all
19 for having me this evening. Let me get
20 my screen up, and can everybody see the
21 document?

22 MAYOR KELLY: Yes.

23 MS. STRUNGYS: Okay. Great.

24 Well, thank you all for having us
25 here this evening to present draft 3 of



1 the UDO, the April 2021 draft. And a lot
2 of these slides will probably -- and the
3 content -- will probably look familiar to
4 you, which is really kind of a good thing
5 because we're really getting down into
6 kind of refinement of the details that's
7 happening. So it's a good sign that
8 these presentations become a little bit
9 more streamlined as we head towards kind
10 of the end -- the end goal of this.

11 Like draft 2.0 from September 2020,
12 this is a redline document. So we show
13 major deletions and strike-throughs. We
14 show new additions in the blue underline.
15 Those of you who use Word are familiar
16 with this.

17 There are some minor, nonsubstantive
18 changes that might not be shown, things
19 like typos, grammar, any numbering
20 corrections that we had to make. When
21 the illustrations are modified to match
22 the text, we don't show that in redline.

23 So you know, we're still kind of
24 making cleanups to make sure it reads
25 well, but you know, those that aren't



1 significant are likely not shown.

2 Again, the goal, and I think Vince
3 covered a lot of this already, so I won't
4 go through it in detail -- it's really
5 to -- the goals of this update are
6 implementing the comprehensive plan kind
7 of first and foremost as well as a number
8 of other plans that are part of this.
9 And you'll see I didn't -- the slide, we
10 even added in the historic preservation
11 document that's also part of this as
12 well.

13 Again, organizing it to be more user
14 friendly, building in more abilities to
15 do things by right, enhancing
16 neighborhood character, improving
17 conformance, creating a more predictable
18 development environment. These are all
19 the goals that we've been working towards
20 in all of these different drafts.

21 Again, the comprehensive plan is one
22 of the main documents that informs, you
23 know, how the ordinance should be shaped,
24 and you see a lot of these, again, kind
25 of they repeat from our goals, but these



1 are our objectives: mixed-use
2 developments, more interaction between
3 the different elements that make up a
4 city, community character, protecting
5 environmental resources, looking at
6 multi-model options. These are all
7 things that we're working towards from
8 the comprehensive plan specifically.

9 Many of you are familiar, as we've
10 talked about many times, the use
11 structure was updated. We did use --
12 continue to use a general-use approach.
13 You know, we have definitions, we have
14 standards. But perhaps our biggest
15 changes moving into just this new use
16 matrix that you see here -- this is the
17 way that this looks now; this is from
18 draft 3 -- really just showing you kind
19 of the two ways into the use structure,
20 whether it be in a district and I want to
21 know what I can do, or whether I'm a use
22 and I want to know what -- a use and I
23 want to know what districts I can go
24 into.

25 The major changes you'll see here in



1 draft 3.0 kind of relatively minor for
2 what's going on in the uses. In
3 particular, in the Gateway Commercial-R
4 District, the rural, you'll see some of
5 the more intensive commercial uses were
6 removed. And as you looked in that use
7 table, you'll see a number that were
8 either permitted or special were removed
9 with strikeouts, so they would no longer
10 be allowed within that district.

11 We clarified certain use standards
12 making it clear that a bed and breakfast
13 is a conversion of a single family or
14 two-family dwelling into that B&B.
15 Looked at the historic carriage house and
16 barn dwellings, prohibiting expansions of
17 those once that use has been allowed,
18 where the secondary dwelling kind of
19 related that historic carriage house
20 where the can be located in relation to
21 the principal building.

22 Requiring parks and playgrounds when
23 they're not especially used to require
24 administrative site plan review because
25 they can bring a lot of people into the



1 neighborhoods, and we want to make sure
2 they're done correctively.

3 Clarified and specified medium
4 rooming house requires site plan review,
5 and then we did some updates to the solar
6 and wind provisions. Those greater than
7 twenty-five megawatts, those require the
8 review and a permit from the Office of
9 Renewable Energy Sitings. So that was a
10 state update that happened in between
11 draft 2.0 and 3.0, and we just created an
12 alignment.

13 On the residential districts, you
14 know, really, as you look through these,
15 just some minor clarifications to how
16 these are applied but no significant
17 substantive changes to this structure or
18 many of the provisions.

19 As we said before, the current UR-5
20 and UR-7 have been eliminated. You'll
21 see some new regulations new to the UDO
22 as a whole, but not new from draft 2.0.
23 These were in draft 2.0: the maximum
24 impervious surface, first-floor
25 elevations, and corner-side setbacks.



1 As we talked about in draft 2.0,
2 just to reassure everyone, in draft 2.0,
3 we reverted UR-1 through UR-4 back to
4 their original standards. We've
5 maintained that in this current draft
6 that we have reduced the building height
7 to forty feet and clarified some of the
8 language regarding front setback
9 averaging and how that is allowed.

10 The mixed-use and commercial
11 districts, the structure stays the same.
12 This is what you saw again in the
13 previous drafts, and the same for kind of
14 a couple of variations at this point.

15 You can see it's divided again: the
16 residential and mixed-use districts;
17 commercial mixed-use districts; which is
18 really the T-5, T-6; commercial
19 districts, which is the office medical,
20 water related. And then the Gateway
21 Districts: the GCU, the Gateway Urban,
22 and the Gateway Rural.

23 And again, the one major change to
24 Gateway Rural was removal and permissions
25 for some of the commercial uses that were



1 previously allowed in draft 2.0.

2 Again, the public civic space
3 requirement remains there since we've
4 cleaned it all up. In draft 3.0 it's, I
5 think, a little bit easier for people to
6 read.

7 Really, the only change we made here
8 was to make sure that we, as part of, you
9 know, the things that can be done to meet
10 this requirement, providing for trail
11 access is specifically allowed as one of
12 those things.

13 So standards for how it should be
14 designed, the amount of it, those have
15 remained the same; we've just clearly
16 specified trail access.

17 The institutional districts have
18 remained as they are. We have
19 educational, horse track, municipal,
20 parkland, and recreation. So those are
21 essentially carried over the same from
22 2.0.

23 Also, the industrial districts. The
24 light industrial which had brought in the
25 current Warehouse District, the General



1 Industrial, and the Industrial Extraction
2 District. Again, the same as what you
3 saw in 2.0.

4 Within the special purpose
5 districts, again, it's the same set.
6 What we did was clarify in the Water
7 Protection Overlay District it used to
8 be, as you see there, underlined with the
9 fifty is a hundred linear feet of land
10 and waters identified as Class I and
11 Class II, freshwater wetlands by the
12 commissioner of the NYSDEC, or -- and
13 this is where the change is made -- or
14 within fifty linear feet of federal
15 wetlands. It changed from one hundred
16 linear feet.

17 The floodplain remains a reference
18 to the city code.

19 Historic review and architectural
20 review. Again, the two processes have
21 been combined into one overlay, but the
22 two processes maintain their distinct
23 identities within those.

24 Assumed development standards that
25 were found within there, we clarified



1 that, you know, steep slope preservation
2 and that, you know, when even a single
3 family or two families -- really, this
4 provision here -- is building in a steep
5 slope area that they would require site
6 plan review.

7 Done some -- you know, clarified
8 many of the exterior lighting
9 requirements. Nothing significantly
10 substantive changed there. It's more
11 organizational, the changes, you'll see
12 in there.

13 And then finally, the newest thing
14 that we added to address this is the
15 sight triangles, so basically maintaining
16 that area. This is currently what was,
17 essentially, in place now in the way that
18 the city takes care of that visibility
19 triangle. What we wanted to address were
20 lots that didn't do that complete ninety
21 degrees. So you see here if it's eighty
22 degrees or less, the distance increases
23 so that we can maintain that area of
24 vision.

25 So this is really the refinement,



1 this second drawing here at forty-five
2 feet, that really shows you how this is
3 applied on more odd shaped lots at the
4 inter -- located at the intersection of
5 streets.

6 Again, the full range of common
7 structures, everything from fences to
8 private horse stables, sustainable
9 structures such as EV charging, home
10 occupations, all of these have been
11 carried over from draft 2.0.

12 And then you'll see again, permitted
13 encroachments. This has remained the
14 same, but just to remind everybody kind
15 of the end of that Chapter 9 kind of
16 shows things that can encroach into
17 required setbacks.

18 In terms of parking, you know, some
19 bigger changes were done in draft 2.0
20 where we added more bike parking
21 requirements. Here, we've looked at more
22 indirect. 3.0, we've accepted those
23 changes and started to look at kind of a
24 couple of things that we needed to tweak
25 within here.



1 One of the ones was in -- previously
2 in 2.0, parks and playgrounds did not
3 have a parking requirement associated
4 with them. And then upon discussion and
5 understanding kind of the impacts of what
6 happens with parks and areas when it came
7 to the compromise that parking would be
8 required for parks that are one or more
9 acres in size.

10 We looked at electric vehicle
11 spaces, and when we looked at parking
12 lots that have thirty or more spaces as
13 part of them, that either five percent of
14 them required spaces be EV-capable or EV-
15 ready. Or alternately, you can do two
16 percent of those spaces as EV, electric
17 vehicle, installed.

18 And then we made a definition, those
19 terms, you see here: capable, ready,
20 installed. Those definitions are also
21 within the ordinance as well now. And
22 again, just the table that you saw
23 carried over from last time shows you
24 what's required and how much bike parking
25 is required.



1 In terms of landscape, one of the
2 changes was we changed from shade trees
3 and evergreen trees to broadleaf and
4 coniferous to match up with other plants
5 within the city.

6 We reverted back to the draft 1.0
7 standard for species diversity. So you
8 see that there, that table's pulled out
9 of draft 3.0. It'll look familiar to
10 anybody who saw it in draft 1.0. It's
11 the same table, just moved over. And
12 made that species diversity part of the
13 design section, 11.2 of that chapter, so
14 that it can be modified by the planning
15 board as needed. And again, I'm going to
16 be addressing all the different aspects
17 of site developments in relation to
18 landscaping.

19 So you see things again along
20 parking lot perimeters, within parking
21 lot interiors, and then buffer yard
22 requirements.

23 Signs has been maintained relatively
24 the same from draft 2.0, the only change
25 in the projection of blade signs to



1 thirty inches.

2 Classic signs again, those are still
3 in there as well, talking about, you
4 know, preserving some of the more unique
5 signs that may not fit in with the
6 standard. So that provision remains.

7 And you can see here, we regulate is
8 prohibited, signs that are permitted but
9 exempt from permit and signs that are
10 allowed with permit.

11 We've been working with the
12 administration to make sure -- we've been
13 working with staff to make sure that the
14 administration section is accurate. Many
15 of the changes you'll see in here are
16 really just clarifications of language.
17 Really, nothing substantive. I mean much
18 of this is we are hemmed in by the way
19 New York State allows for these permits
20 and various approvals to operate.

21 One of the ones you will see is that
22 in the notice type ,some distinctions
23 have been made for demolition. And so
24 you'll see here what's been edited in
25 historic review demolition where it's



1 just a public meeting. Published and
2 mailed notice is not required; just
3 posted on the property.

4 Where you do have a public hearing,
5 whether historic review or architectural
6 review in its demolition of significant
7 structures, all three forms of notice are
8 now required: published, mailed, and
9 posted on property.

10 Subdivision in the previous drafts,
11 what you saw, we had a standard
12 subdivision process and what we were
13 calling an administrative subdivision,
14 we've essentially kind of changed the
15 administrative subdivision into an
16 administrative action.

17 So you see here where that would
18 apply. It'd be the consolidation of two
19 or more adjoining lots. Minor
20 amendments. You already filed
21 subdivision plans. And making it clear
22 that if anything's got SEQR as part of
23 it, it cannot be used for an
24 administration action. So therefore,
25 everything else would go to a standard



1 subdivision process.

2 And again, conservation design has
3 remained, required in rural residential.
4 And suburban residential is optional in
5 the other residential districts.

6 The public improvements. Again,
7 much of this has not been changed.
8 You'll see the reference to various
9 things here. Either it's a reference to
10 right of way in Article 18, reference to
11 city engineering details. This ties in
12 as well with stormwater management, which
13 is Article 17, which, again, changes have
14 been accepted from draft 2.0. No new
15 substantive changes have been proposed to
16 these.

17 The one that does have a substantive
18 change -- and if you remember, in 2.0, we
19 added back in the recreation land
20 requirement. We've accepted that change
21 but then further refined it in this
22 draft. So now, this recreation land
23 requirement becomes open space
24 preservation and recreation land
25 requirement.



1 Again, like the current process, the
2 planning board would determine whether
3 open space or recreation land is needed.
4 If so, it would need to be a minimum of
5 ten percent of the land area.

6 You currently have a Class A type
7 and a Class B type. Let me just try to
8 be clear what those mean. Class A being
9 active recreation land. Class B being
10 passive recreational land, open space.
11 And then added in the references to how
12 this could be managed. And you'll see,
13 that is something that was in some of the
14 previous drafts. It's now back in this
15 draft because we need some guidance.
16 They can either be an HOA, a homeowners
17 association, a condo association, a
18 private conservation organization, or in
19 very limited circumstances, through
20 private ownership.

21 I comprehensively addressed the
22 public realm. You see again the
23 standards that we put in kind of
24 clarified how the multi-use path works.
25 In terms of the right-of-way types, we've



1 altered the one that used to be formerly
2 neighborhood yield street. We went with
3 the current specs that are in place for
4 the -- in the current engineering specs
5 for a neighborhood one-way street.

6 So this new street really aligns
7 with the way things are done more closely
8 in the City of Saratoga Springs.

9 And you see here just the examples
10 are still within there, everything going
11 from a rural to four-lane divided.

12 The nonconformity standards for use,
13 structure, lot of records, site elements,
14 and signs, these have all remained the
15 same as they were. We did a lot of
16 cleanup in draft 2.0 to make sure that
17 there weren't a lot of refinements.
18 Those have been carried over into this
19 draft 3.0.

20 And with that, I'm going to turn
21 this over to Chris and let him talk you
22 through any of the map changes.

23 MR. JENNETT: All right. Thanks,
24 Arista.

25 So I'm just going to really quickly



1 walk through some of the changes that
2 you'll see on the map, from draft map 1
3 to draft map 2.

4 draft map 1 went along with draft 2
5 of the UDO, and draft map 2 is going
6 along with draft 3 of the UDO, just to
7 kind of clarify exactly how these relate
8 to each other.

9 So if you're looking for changes
10 between the first draft of the map and
11 this draft, what you're going to find is
12 really just predominantly cleanups and
13 very minor edits. So maybe things have
14 been mislabeled before and those have now
15 been corrected. Lot splits have been
16 either reinstated or resolved with some
17 staff guidance. Really, just very minor
18 stuff moving from the first draft to this
19 draft and largely cleanup.

20 So as I said when we first presented
21 this map, and it's largely the same, the
22 major of the city remains unchanged from
23 the current zoning map to this one, and
24 by that, I mean if you're within the UR-3
25 District, in all likelihood, moving



1 forward to the new map, you're going to
2 be in the UR-3 District. Similar to UR-
3 2, we'll port over to UR-2, and so on and
4 so forth.

5 The alternative is that you might be
6 mapped to an equivalent district. So for
7 instance, if you were in the T-4, the
8 Transect 4 District, before, now you'll
9 probably end up in the Urban Neighborhood
10 District, which is an equivalent district
11 in terms of intent in the way that that
12 district operates. So while it's not the
13 same district, we consider that to be an
14 equivalent.

15 Same thing with the previous SR-1
16 and SR-2, those Suburban Residential
17 Districts, those have been consolidated
18 into one Suburban Residential District.
19 So that's considered an equivalent
20 district.

21 The things that we do consider
22 changes are sort of larger categorical
23 shifts.

24 So say I was a commercially zoned
25 property before, and now I'm in an



1 industrially zoned property, or I was a
2 residentially zoned property, and now I'm
3 a commercially zoned property. Those are
4 things that we've considered changes
5 moving forward.

6 So the route, basically, of all of
7 those changes that you'll see indicated
8 on the map is the 2015 comprehensive plan
9 that was adopted by the city. Practical
10 considerations that arose as we were
11 actually putting this -- the draft and
12 video together. So for instance, the
13 elimination of the UR-5 and UR-7, we
14 needed to figure out districts for those
15 to go into. And then staff
16 recommendations based upon their
17 expertise of particular conditions.

18 So on the right-hand side here where
19 you can see it's just a closeup of what
20 the map looks like. So as you're
21 reviewing, you can see everything is
22 nicely labeled. You don't have to
23 constantly be referring back to the
24 legend. That's a pet peeve requirement,
25 which is -- I'm colorblind, so legends



1 don't work. So everything is nicely
2 labeled so that you can see what
3 districts are maps to where.

4 Next slide, please.

5 So within the package of maps that
6 are up on the website, this is the first
7 one that you'll see. It's the proposed
8 zoning map. This is, basically,
9 everything that we've just talked about.
10 It's all labeled. It's all the proposed
11 new zoning districts.

12 If you'd click through, Arista?

13 We've also included the proposed
14 zoning map with areas of change
15 indicated. So again, as I mentioned,
16 those larger or categorical shifts will
17 all be indicated with sort of a thicker
18 black outline, very similar to how it
19 worked in draft 1.

20 Next slide, please.

21 We've also included a series of
22 overlay maps, the architectural review
23 overlay district being one that's had a
24 couple minor changes. No changes from
25 draft 1 of this map to draft 2 just in



1 case you're looking for them. We've
2 included the historic zoning.

3 Would you click through again.

4 No changes to historic zoning
5 either; it's, basically, just a port over
6 of the data in data format. All right.
7 And we do have the wide protection
8 overlay districts that is currently being
9 worked through. We're just trying to
10 resolve a few last issues with staff on
11 that map before we shared the map. It's
12 very close as well and will appear
13 shortly, I would imagine. That's it.

14 MAYOR KELLY: Great. Thank you.

15 Any comments from the council?

16 MS. STRUNGYS: Thank you very much
17 for that work. I appreciate it.

18 MAYOR KELLY: Yeah. It really is --
19 it's a daunting process, and I think it's
20 great that work -- we're getting to the
21 finish line here.

22 And I do want to say that we are
23 going to have these open Q and As coming
24 up and I hope that, you know, the public,
25 you know, participates in them, and I



1 think that, you know, we're listening.
2 We've made a lot of changes along the way
3 from day one, and I do appreciate my
4 staff and Camiros -- Arista and Chris
5 especially, for all their patience
6 through COVID and getting this project
7 coming to the end. So thank you both.

8 COMMISSIONER DALTON: I still think
9 it would be really cool if we could run
10 some test cases through at some point. I
11 don't know if that was still something
12 that was being considered or on the
13 table, but I think that would be really
14 helpful, if possible.

15 MAYOR KELLY: Okay. We are going to
16 do that, yeah.

17 COMMISSIONER DALTON: Awesome.
18 Thank you.

19 MAYOR KELLY: Um-hum. Yep.
20 Anything else?

21 Well, thank you both for joining us
22 tonight, and I'll see you in the next
23 couple days.

24 MR. JENNETTE: Thank you.

25 MS. STRUNGYS: Thank you so much.



1 MAYOR KELLY: Thank you.

2 Now, moving on to our consent
3 agenda. Are there any changes or
4 additions?

5 I move that the city council approve
6 the consent agenda as included with this
7 agenda. This is a motion. Is there a
8 second?

9 COMMISSIONER DALTON: Second.

10 MAYOR KELLY: Any discussion?

11 All those in favor, say aye.

12 COMMISSIONER DALTON: Aye.

13 COMMISSIONER MADIGAN: Aye.

14 COMMISSIONER SCIROCCO: Aye.

15 MAYOR KELLY: Any opposed? The
16 matter passes. Thank you.

17 Onto the mayor's Department. First
18 item is an announcement to capital --
19 2022 capital program committee meetings.

20 I wanted to let the council know and
21 the public know that the Capital Program
22 Committee has begun its regular meetings
23 scheduled to discuss and prepare a
24 proposal requested of -- for requested
25 projects for the 2022 capital budget.



1 The committee will present its
2 recommendations for the 2022-2027 capital
3 program to the council for adoption on
4 August 17th.

5 My second item is an announcement.
6 Geyser Road Trail opening, Thursday --
7 this Thursday, April 22nd, at 11 a.m.,
8 and that is also Earth Day. The City of
9 Saratoga Springs is proud to announce the
10 opening of the Geyser Road Trail. This
11 Thursday at 11 a.m., we will host a
12 ribbon-cutting ceremony in celebration of
13 opening the trail in Veteran's Memorial
14 Park.

15 The Geyser Road Trail project is a
16 result of successful collaborative
17 efforts by the City of Saratoga Springs,
18 the Southwest Neighborhood Association,
19 the New York State Department of
20 Transportation, Capital District
21 Transportation Committee, Capital
22 District Transportation Authority,
23 Saratoga County, Saratoga Spa State Park,
24 and many supportive local citizens.

25 If driving to the ribbon cutting,



1 guests are encouraged to park in the
2 large parking lot off of Adams Road, walk
3 from the parking lot across the baseball
4 field to the ceremony site. Signs will
5 be posted to help guide you in the right
6 direction. Masks and social distancing
7 will be required.

8 COMMISSIONER MADIGAN: Mayor, can I
9 just same something?

10 MAYOR KELLY: Sure. Absolutely.

11 COMMISSIONER MADIGAN: I think this
12 is terrific. You know, this project was
13 started even prior to my getting elected,
14 and I will give a shoutout kudos even to
15 my predecessor, Commissioner Ivins,
16 because I know that he actually, for a
17 while, kept this project alive on his
18 agenda.

19 So there have been a lot of elected
20 officials throughout the years that have
21 kept this project alive. I think at one
22 point in time, I even had something about
23 it on my agenda somewhere along the line.

24 And I will say that Mayor Yepsen did
25 a lot to get this project moving, but



1 congratulations to you because you got it
2 over the finish line. And I think
3 Thursday is going to be a celebration for
4 the entire city. And maybe we, myself,
5 you, we can even reach out to some of the
6 former elected officials because there
7 have been so many people involved keeping
8 this project going and alive. So --

9 MAYOR KELLY: Yeah, this has been
10 decades. So I think that -- and I
11 appreciate your kind words, and I do know
12 that, you know, that was one of my goals
13 coming in as mayor is to bring this over
14 the finish line, and we're doing it.

15 So I hope that the council can join
16 me on Thursday at 11. That would be
17 terrific, if everybody could come and
18 celebrate with us. So thank you for your
19 comments, Commissioner.

20 COMMISSIONER MADIGAN:
21 Congratulations.

22 MAYOR KELLY: So my next -- my next
23 item is discussion about approval to pay
24 portion of invoice number 3880 to Nelcorp
25 Electrical Contracting Corp. The



1 Recreation Department is requesting a
2 fifty percent 2,460 dollars of invoice
3 number 3880 for Nelcorp Electrical
4 Contracting Corp., 35 North Kelly Avenue,
5 Endwell, New York. The Saratoga Springs
6 School District will pay the other fifty
7 percent.

8 I move that the city council approve
9 the portion to pay invoice number 3880 to
10 Nelcorp Electrical Contracting. This is
11 a motion. Is there a second?

12 COMMISSIONER MADIGAN: Second.

13 MAYOR KELLY: Any discussion?

14 All those in favor, say aye.

15 COMMISSIONER SCIROCCO: Aye.

16 COMMISSIONER MADIGAN: Aye.

17 COMMISSIONER FRANCK: Aye.

18 MAYOR KELLY: Any opposed?

19 The matter passes. Thank you.

20 My next item is discussion about
21 authorization for the mayor to sign the
22 2021 State of New York Department of
23 Health renewal application for a permit
24 to operate Camp Saradac. This is an
25 annual contract.



1 I move that the city council
2 authorize the mayor to sign a contract
3 with 2021 State of New York Department of
4 Health renewal application for a permit
5 to operate Camp Saradac. This is a
6 motion. Is there a second?

7 COMMISSIONER MADIGAN: Second.

8 COMMISSIONER SCIROCCO: Second.

9 MAYOR KELLY: Any discussion?

10 All those in favor, say aye.

11 COMMISSIONER DALTON: Aye.

12 COMMISSIONER SCIROCCO: Aye.

13 MAYOR KELLY: Any opposed?

14 The matter passes.

15 My next item is discussion about
16 authorization for the mayor to sign a
17 contract with All American Arena Products
18 for the Vernon Area (sic) dasher boards.

19 I move that the city council
20 authorize the mayor to sign a contract
21 with All American Arena Products for the
22 Vernon Arena dasher boards. This is a
23 motion. Is there a second?

24 COMMISSIONER DALTON: Second.

25 COMMISSIONER MADIGAN: Second.



1 MAYOR KELLY: Any discussion?

2 All in favor, say aye.

3 COMMISSIONER SCIROCCO: Aye.

4 COMMISSIONER MADIGAN: Aye.

5 COMMISSIONER DALTON: Aye.

6 MAYOR KELLY: Any opposed?

7 The matter passes.

8 My next item is discussion about

9 SEQR for Missing Links Project.

10 On June 16th, 2020, the City of
11 Saratoga Springs established the city
12 council as lead agency for Saratoga
13 Missing Links Sidewalk Project. A
14 resolution in SEQR part 1 were completed
15 as part of this action.

16 The purpose of the Missing Links
17 Sidewalk Project is to construct
18 connections in gaps within existing
19 sidewalks throughout the City of Saratoga
20 Springs, Saratoga County, New York.

21 This locally administered federal
22 aid fund project will construct
23 approximately 1.8 miles of sidewalk, 88
24 compliance crosswalks, amenities, curb
25 installations, and drainage improvements



1 throughout the city.

2 The Design Review Commission heard a
3 presentation by the design team of the
4 proposed Missing Links Sidewalk Project.
5 At the March 24th meeting, the --
6 following further discussion at their
7 April 7th meeting, the DRC provided a
8 favorable advisory opinion to the city
9 council with a unanimous vote of 7-0.

10 At this time, the city is now
11 progressing with SEQR part 2 and 3 short
12 forms.

13 Part 2 is used to decide whether
14 those impacts will have no impact or a
15 small impact or a moderate to large
16 impact.

17 Part 3 is a determination of
18 significance whose purpose is to
19 summarize evaluations made during part 2
20 and then decide if the moderate to large
21 impacts identified in part 2 will -- may
22 be significant.

23 So now, I will read through part 2
24 of the SEQR short form.

25 "Will the proposed actions create a



1 material conflict with the adopted land
2 use plan or zoning regulations?" My
3 proposed answer is no, or small impact
4 may occur.

5 "Will the proposed action result in
6 a change in the use or intensity of use
7 of land?" My proposed answer is no, or
8 small impact may occur.

9 Number 3: "Will the proposed action
10 impair the character or quality of the
11 existing community?" My proposed answer
12 is no, or small impact may occur.

13 Number 4: "Will the proposed action
14 have an impact on the environmental
15 characteristics that cause the
16 establishment of critical environmental
17 area?" My proposed answer is no, or
18 small impact may occur.

19 Number 5: "Will the proposed action
20 result in an adverse change in the
21 existing level of traffic or affecting
22 existing infrastructure for mass transit,
23 biking, or walkway?" My proposed answer
24 is no, small -- small impact -- or small
25 impact may occur.



1 Number 6: "Will the proposed action
2 cause an increase in use of energy and it
3 fails to incorporate reasonably available
4 energy conversation or renewable energy
5 opportunities?" My proposed answer is
6 no, or small impact may occur.

7 Number 7: "Will the proposed action
8 impact existing, A) public/private water
9 supplies?" My proposed answer is no, or
10 small impact may occur. And part B of
11 that is "Public/private wastewater
12 treatment facilities". My proposed
13 answer is no, or small impact may occur.

14 Number 8: "Will the proposed action
15 impair the character or quality of
16 important archeological, architectural,
17 or aesthetic resources?" My proposed
18 answer is no, or small impact may occur.

19 "Will the proposed action result in
20 an adverse change to the natural
21 resources, wetlands, water bodies,
22 groundwater, air quality, flora, and
23 fauna"? My proposed answer is no, or
24 small impact may occur.

25 "Will the proposed action result in



1 an increase in the potential for erosion,
2 flooding, or drainage problems?" My
3 proposed answer is no, or small impact
4 may occur.

5 "Will the proposed action create a
6 hazard to environmental resources or
7 human health?" My proposed answer is no,
8 or small impact may occur.

9 Based on the information provided in
10 part 1 of SEQR short environmental
11 assessment form, the analysis of the
12 information provided and presented in
13 part 2 of this SEQR short environmental
14 assessment form, I move that the SEQR
15 negative declaration, since the project
16 will not result in any large and
17 important impacts and, therefore, is one
18 that will have a significant -- will not
19 have a significant adverse impact on the
20 environment. This is a motion. Is there
21 a second?

22 COMMISSIONER DALTON: Second.

23 COMMISSIONER MADIGAN: Second.

24 MAYOR KELLY: Any discussion?

25 All those in favor, say aye.



1 COMMISSIONER SCIROCCO: Aye.

2 COMMISSIONER MADIGAN: Aye.

3 COMMISSIONER DALTON: Aye.

4 COMMISSIONER FRANCK: Aye.

5 MAYOR KELLY: Any opposed? The
6 matter passes.

7 My next item is discussion and vote,
8 approval for mayor to sign DEC01-
9 T00972GG-3350000 contract for EV vehicle
10 reimbursement.

11 On December 31, 2019, the City of
12 Saratoga Springs purchased two Chevy Bolt
13 electric vehicles. To help support the
14 purchase, the city applied and received
15 10,000-dollar grant for the 2019
16 municipal zero emission vehicle clean
17 vehicle rebate program. The attached
18 contract with the DEC is for
19 reimbursement to the city in the amount
20 of 10,000 dollars, 5,000 per vehicle.
21 The vehicles are currently being utilized
22 in the Building Department and Department
23 of Public Works.

24 I move that the city council approve
25 the mayor to sign DEC01-T000972GG-3350000



1 (sic) contract for EV vehicle
2 reimbursement. This is a motion. Is
3 there a second?

4 COMMISSIONER DALTON: Second.

5 COMMISSIONER MADIGAN: Second.

6 COMMISSIONER SCIROCCO: Second.

7 MAYOR KELLY: Any discussion?

8 All those in favor, say aye.

9 COMMISSIONER SCIROCCO: Aye.

10 COMMISSIONER MADIGAN: Aye.

11 COMMISSIONER DALTON: Aye.

12 COMMISSIONER FRANCK: Aye.

13 MAYOR KELLY: Any opposed?

14 The matter passes.

15 And my eighth item is discussion and
16 vote: zoning amendment request, merit
17 for review and referral for advisory
18 opinions, YMCA PUD, and I'm going to turn
19 this over to Commissioner Franck.

20 COMMISSIONER FRANCK: Thank you,
21 Mayor.

22 Mayor, item number 8, we've moved to
23 our agenda for discussion and vote zoning
24 amendment request, merit for review and
25 referral for advisory opinions.



1 The proposed amendments, the YMCA
2 PUD includes clarification of language,
3 correction of typos, and the addition of
4 permitted uses such as youth and family
5 services, senior programming, elder care,
6 sports and recreation, and preschool-age
7 educational programs. Therefore, I move
8 that the zoning text amendment proposed
9 by the Saratoga Regional YMCA has merit
10 for review and will be forwarded to the
11 city and county planning boards for an
12 advisory opinion. And that's a motion.

13 MAYOR KELLY: Is there a second?

14 COMMISSIONER MADIGAN: Second.

15 MAYOR KELLY: Any discussion?

16 All those in favor, say aye.

17 COMMISSIONER SCIROCCO: Aye.

18 COMMISSIONER MADIGAN: Aye.

19 COMMISSIONER DALTON: Aye.

20 MAYOR KELLY: Any opposed?

21 The matter passes.

22 COMMISSIONER FRANCK: Thank you,

23 Mayor.

24 And then my first item on the agenda
25 is just a brief announcement, and we'll



1 give updates as we get closer. But
2 Grievance Day is the fourth Tuesday,
3 which is May 25th of this year.
4 Applications will be available on the
5 city's website effective May 1st for
6 residents to complete, should they wish
7 to grieve their assessment.

8 A box will be placed in the hallway,
9 accessible by the ramp door of city hall
10 for residents to drop off their grievance
11 package for review by the Board of
12 Assessment Review on May 25th. And as we
13 get closer at the next two meetings,
14 we'll give you some more updates.

15 Unfortunately, because of COVID,
16 we're not able, for the second year in a
17 row, to do our grievance class, but we'll
18 go -- we'll point you to the website that
19 has a lot of information on that
20 throughout the process. And that
21 concludes my agenda.

22 MAYOR KELLY: Thank you,
23 Commissioner.

24 On to finance, Commissioner Madigan.

25 COMMISSIONER MADIGAN: Thank you,



1 Mayor.

2 The first item on my agenda is an
3 update on city finances. This is an
4 ongoing report on city revenue, expenses,
5 and cash flow, as well as the status of
6 federal and state funding.

7 There is very little news to report
8 on at this time. Sales tax for January
9 through March includes only two months of
10 estimated figures. Within the next six
11 weeks, six to eight weeks, I will say
12 that we will have first-quarter actuals.
13 And I'm very excited to see how we
14 actually do with sales tax for the city.

15 We do have a 6.3-million-dollar TAN,
16 a tax anticipation note, due in full in
17 June. We have another five-million-
18 dollar TAN due in full in December. We
19 have large expense disbursements in June,
20 county and school taxes, debt servicing,
21 and payroll for that month which will
22 total 12.2 million dollars.

23 Cash flow depends, in part, on
24 whether the city does, indeed, get
25 reimbursed for large amounts that are



1 owed to us in reimbursements.

2 For example, the Geyser Road Trail,
3 and I know you are working on that. But
4 that is a large outstanding amount of
5 money that we would like to see
6 reimbursed to the city. Having that
7 money in will also change our cash flow
8 picture.

9 And of course, we do, I believe,
10 still have in process the sale of real
11 property.

12 So those two things could really
13 help add to, you know, our fiscal issues
14 that we're having right now.

15 VLT was fully restored in 2021-2022
16 New York State adopted budget. That's
17 2.3 million dollars. That's excellent.
18 Unfortunately, there still is no data on
19 the timing of the multi-year schedule of
20 the 7.7 million dollars the city will
21 receive for the American Rescue Plan.
22 There's no timing on the data; how, when
23 it's going to be disbursed, but, you
24 know, we're paying close attention to
25 that.



1 That's all I really have to say
2 right now on that topic. This item will
3 remain on my agenda for future council
4 meetings.

5 I want -- I believe I have -- my
6 next item is a discussion about SiFi
7 Networks broadband, that citywide
8 broadband project. You know, basically,
9 fiber to the home and businesses, but I
10 believe Scott Bradshaw has joined us. So
11 I'm not sure if we can turn on his video.
12 I'm going to --

13 MAYOR KELLY: He should be able to
14 unmute and turn it on.

15 COMMISSIONER MADIGAN: Okay. Scott,
16 if you're on? There you are. Excellent.

17 Everyone, this is Scott Bradshaw
18 from SiFi Networks. I'm just going to
19 speak for a few minutes, and then I'm
20 going to turn it over to Scott for some
21 comments, and then we have a discussion.

22 So I have asked SiFi Networks, who
23 agreed on short notice, to speak tonight
24 at the council meeting regarding our
25 project.



1 I believe that there may be others
2 tuning in from the U.K. and in the
3 States. So it may be very early in the
4 morning for, you know -- for -- well,
5 you're not presenting from the U.K.
6 Scott, but we may have people tuning in
7 from the U.K.

8 So the citywide SiFi Networks fiber
9 to the home and business project will
10 bring a substantial increase in services
11 to the city overall, including businesses
12 and residents.

13 This is a project for the people, to
14 be perfectly honest. It's a complicated
15 project that does require
16 interdepartmental cooperation,
17 particularly between DPW and Finance, but
18 we've also had a lot of involvement from
19 Legal and the Mayor's Office, and Marilyn
20 Rivers, our Director of Risk and Safety.
21 And we are all doing our best to make it
22 work without really overburdening one
23 agency or department or another.

24 I do believe that the benefits far
25 outweigh any work required, and I'm very



1 happy with the initiative of our various
2 departments to bring this fiber to the
3 home and business throughout our city.

4 Regarding SiFi standard details and
5 network design, we are at a stage where
6 we are now required to approve standard
7 engineering details. Standard details
8 are the basic details of how SiFi will go
9 about microtrenching in our city and
10 include the materials they will use for
11 our cold-weather climate, which Scott
12 will touch upon a little bit more when I
13 turn this over to him, the actual depth
14 of the trench, the structure, the cut,
15 and how we will reinstall and finish --
16 you know, install, reinstall when we need
17 to, and finish the project.

18 After we approve these standard
19 details -- and SiFi will lay our city out
20 in a grid, the network -- and determine
21 which areas are easily microtrenched and
22 which areas are not, and that's when all
23 the permitting will come into play. But
24 everything will be based on the standard
25 engineering details.



1 SiFi is understandably reticent to
2 spend any more time, money working with
3 our city if we cannot agree to standard
4 engineering details for the project.

5 So first, we need to indicate our
6 willingness to see this project forward
7 by agreeing to standards. We already
8 agreed to microtrenching as a technology
9 in our development agreement, which was
10 voted on, discussed by the city attorney,
11 unanimously by the city council.

12 So now, we need to go to the next
13 step which is to agree to the standard
14 details. Agreeing to details does not
15 mean that they will be trenching
16 tomorrow. We still have an entire
17 permitting process to go through.

18 Let's see. I circulated an update
19 and information about microtrenching this
20 afternoon regarding the process, which
21 also included links and links to a video.
22 So there was a lot in there about pros
23 and cons and videos of -- to
24 microtrenching.

25 Some of the points, if you had a



1 chance to look through some of that data,
2 include the following.

3 Microtrenching is the way companies
4 are now laying fiber throughout the
5 United States. This includes companies
6 like Google, Verizon, Crown Castle, et
7 cetera. It allows for municipalities to
8 offer fiber to the home and businesses at
9 a reasonable low cost rate with limited
10 disruption in streets, and is the
11 preferred method over macrotrenching or,
12 basically, digging up the entire street
13 at a cost that is too high for companies
14 to absorb. This is the reason, as you
15 will recall, when Verizon was moving
16 forward with Fios, they did not come into
17 the City of Saratoga Springs. They came
18 almost up to our boarder and determined
19 it was too expensive to go any further.

20 When we began discussions with SiFi,
21 I want to say, maybe, late 2015 into
22 2016, microtrenching was a relatively new
23 method here in the States. We didn't see
24 a lot of that, but that is no longer the
25 case. This is no longer considered



1 cutting edge here in the States, but a
2 practice that is being used by many
3 municipalities to control costs and build
4 competitive fiber networks, talking about
5 10-gig access to the home and to business
6 at a very reasonable rate -- about sixty
7 dollars a month is an estimate -- and at
8 no cost to the city to build the fiber
9 infrastructure network.

10 I have personally talked with cities
11 who have positive things to say about
12 their progress, and how thrilled they are
13 to be getting a fiber-rich city
14 infrastructure in their community. SiFi
15 now operates in eleven cities and in five
16 different states, and that grows every
17 day, including cities that have moved
18 forward, have surpassed us because they
19 have been able to accept standard
20 engineering details.

21 We have been working with SiFi for
22 five, six years now. The city's team has
23 had countless meetings with SiFi's team.
24 These meetings have included the city
25 attorney, risk and safety. DPW has been



1 invited to many, if not all, of these
2 meetings. So some of these thirteenth-
3 hour concerns is what I'm hoping to
4 dispel this evening.

5 We've had several years to evaluate
6 microtrenching. SiFi made a presentation
7 to us several years ago with a video
8 about microtrenching. And again, we
9 agreed to the development contract.

10 So I think the city deserves to
11 continue the 20 -- you know, and move
12 into the twenty-first century. Having
13 Wi-Fi capabilities is one of our best
14 opportunities, broadband, internet to
15 everyone in our community.

16 So with that, I'm going to turn it
17 over to Scott because there are a few
18 things that I know he can address, some
19 issues that have come up over the last
20 few days, including the kind of material
21 we would be using in a cold-weather
22 climate that has been approved by New
23 York State and is being used in the state
24 currently.

25 Thank you, Scott, for being here.



1 MR. BRADSHAW: Thank you. So I just
2 want to make sure you can hear me before
3 I rabbit on and -- I am listening to
4 myself.

5 MAYOR KELLY: Yes, we hear you.

6 MR. BRADSHAW: I appreciate that.

7 First and foremost, thank you very
8 much. It has been some considerable time
9 since I've had the pleasure to speak with
10 everybody and be in front of everybody in
11 regards to the development between SiFi.

12 So with that said, if it's okay with
13 everybody, I'd just like to really go
14 back to the beginning, just spend a short
15 moment of time in regards to where we
16 were several years ago, how SiFi
17 developed, how a number of things have
18 developed, and really, where we are today
19 in the exciting environment we're in, not
20 only for Saratoga Springs, New York, but
21 also, the other cities around the country
22 that we're investing in and have
23 agreements with to date.

24 So as every -- and Commissioner
25 Madigan, thank you so much. A lot of



1 information thrown out there, so I'm just
2 going to touch on some of the points more
3 than anything else and as high a level as
4 possible.

5 So if everybody remembers, some new,
6 some old in regards to previous council.
7 Back in August 2018, we entered into a
8 development agreement with city council
9 of Saratoga Springs, New York with the
10 full intention of investing privately
11 tens of multimillions of dollars at
12 SiFi's one hundred percent risk with our
13 investors to build community fibers in
14 the premise infrastructure. Fibers in
15 the premise merely being every single
16 premise: church, community center,
17 residence, businesses, and also with the
18 opportunity to offer support the
19 municipality from smart city initiatives
20 at the time.

21 So once we had that agreement in
22 place, we then began the process of
23 looking at the engineering, looking at
24 the data in a lot more detail because
25 once we have the development agreement in



1 place, SiFi begins to absorb substantial
2 costs. And again, because this is a
3 nontaxpayer, nonmunicipal subsidy,
4 everything's on SiFi. We do get very
5 granular in regards to what -- how many
6 premises are in reality in place, what is
7 the construction distances, what internet
8 service providers would like to come onto
9 an open-access platform, so maybe just to
10 reiterate that point.

11 The FiberCity model that we provided
12 we're providing in all the communities
13 we're in to date have agreements with --
14 it is an open access platform. So any
15 service provider, whether it be
16 broadband, telemedicine, smart city
17 initiatives, IoT devices, they are all
18 welcome on the infrastructure. SiFi is
19 not the ISP. We are the developer
20 bringing it to fruition if we just create
21 very private financially sustainable
22 model for a very long period of time.

23 So as we got into the engineering,
24 really, into late 2018, early 2019, we --
25 let's call it, we hit a bullet, an



1 unexpected one that even city staff were
2 not aware of is that once we actually
3 acquired a lot of the postal address
4 data, unfortunately, what became clear
5 was there was thousands of residencies
6 that were utilizing ZIP code certain
7 addresses in the city for whatever reason
8 but actually didn't reside in your
9 jurisdiction.

10 So once we actually looked at your
11 jurisdiction with actually more accurate
12 data at that time -- we'll get into that
13 in a lot more detail -- it became clear
14 that the financial structure was very,
15 very difficult. I'm just being as candid
16 as I can there.

17 So to invest in as a one hundred
18 percent opportunity, it was going to take
19 a different way of looking at this.

20 At that time, we -- and still are to
21 date -- we were partnering with a very
22 large pension fund. That pension fund
23 manages well over 500 U.S. billion
24 dollars, and who, at that time, had an
25 interest in Saratoga until the position



1 changed. Whether it was several thousand
2 premises that we could potentially
3 provide service to, that ultimately
4 changed the amortization model, the
5 attractiveness for a pension fund.

6 But we made a commitment to city
7 council. We said we wanted to build this
8 for the community. The incumbents were
9 not stepping up. They were not investing
10 in fiber. And I think as we stand to
11 date, everybody's also fully aware
12 they're still not investing in fiber into
13 the homes.

14 So we had to take a step back. We
15 didn't give up. We unfortunately lost
16 the pension fund as the primary investor.
17 So we took a step back. We went through
18 multiple other partners that we were
19 engaged with, and finally, we were able
20 to represent Saratoga Springs as an
21 investable opportunity to an American
22 investment bank who ultimately today
23 would like to invest in the community.

24 So as I say, we hit a hurdle, which
25 is unfortunate, based upon the data which



1 was significantly inaccurate. We took it
2 on the chin. We'd already absorbed a lot
3 of cost at that time. We came back. We
4 managed to make it work, and this is
5 where we are today.

6 So during that process over the last
7 couple years, really between 2018 and
8 2021 as we sit here, a number of things
9 have happened to -- I guess to
10 Commissioner Madigan's point. We now
11 have agreements in an additional eleven
12 cities. Actually, and I'd be rudely
13 (indiscernible) to talk about Fullerton.

14 Fullerton, California was, and still
15 is, our first FiberCity community,
16 FiberCity being the brand of the
17 investment where we built for our entire
18 city to create a ubiquitous footprint.

19 Fullerton today, the mayor -- the
20 new mayor of Fullerton could not have
21 been a biggest (sic) advocate if he
22 tried. He will speak to any city to
23 applaud the impact the investment is
24 making into the community, the responses
25 he is receiving from the community in



1 regards to the competition, bearing in
2 mind that at that time, before we ever
3 put a spade in the ground, we brought two
4 brand new internet service providers to
5 that community.

6 We initially invested seventy to
7 eighty-million dollars of private
8 investment without tax-based subsidies.
9 And as it stands now, we are actually
10 on -- service provider on that open
11 access competing network are offering one
12 of the lowest costs in the country for
13 symmetrical fiber internet, that a
14 gigabyte speed down, a gigabyte speed up
15 for the residents, and that is sixty
16 dollars. It is an absolutely
17 unprecedented position. The competition
18 is awesome. And for the business, it's
19 only ninety-nine dollars. So that's been
20 the dynamics.

21 What happened in Fullerton was, it's
22 been a very difficult process for SiFi.
23 We entered into an agreement originally
24 with the director of public works.
25 Unfortunately for SiFi, that gentlemen



1 decided to retire, so it was almost like
2 starting the process again.

3 We then went through the education
4 process and microtrenching with Fullerton
5 to bring the city engineers up to speed
6 and how we're going to build it, which we
7 began to. And then one by one,
8 unfortunately, each city engineer decided
9 to leave Fullerton. So we have continued
10 to go through a re-education process.

11 Why Fullerton is not able to retain
12 city engineers, we're unsure of that.
13 But I say through that entire history the
14 last few years, it's almost been -- SiFi
15 has had to begin the process of educating
16 them.

17 But as we stand here today now, we
18 have a substantial footprint in the
19 community. We have many, many live
20 customers. And as I say, we absolutely
21 use Fullerton's (audio interference)
22 location for all new communities that
23 which to receive a five- or six- year
24 investment.

25 So as I said, during that period, we



1 know have the total ten -- sorry; twelve
2 cities that we are either having vested
3 in or are investing in. That covers six
4 different states from warm states to
5 cold-weather states.

6 So examples would be Fullerton as I
7 just mentioned. Their adjoining
8 community, we have just closed funding
9 on. That is Placentia, which is great
10 news. So we'll be breaking ground very
11 shortly in Placentia.

12 So you can imagine if we weren't
13 doing things right in Fullerton, the
14 adjoining city would certainly not be
15 signing up to receive connectivity, for
16 which we just closed on the funding with
17 that, several millions of dollars as
18 well.

19 Through to Northern California,
20 through to very cold-weather states:
21 Rockford in Illinois. That's a community
22 of about 82,000 units, what we call
23 premises. About five, six million feet
24 of construction, to Kenosha, Wisconsin.
25 And you know, your closest being in



1 regards to East Hartford, Connecticut and
2 Salem, Massachusetts.

3 So during the period of time, we've
4 entered into those partnerships, they
5 signed a very similar development
6 agreement that you kindly signed. It was
7 back in August 2018. And they also
8 approved the engineering standards. And
9 those engineering standards are really as
10 they sound. They are a set of standard
11 techniques that we will apply a citywide
12 designer on.

13 So it's not the case of we are
14 submitting a permit, we actually go
15 through a different process back when we
16 entered into an agreement with
17 yourselves. It was a development
18 agreement, and then we ratified the
19 standards.

20 To date, when we actually got
21 through a development agreement process,
22 we have to have our engineering standards
23 appended as an exhibit to the development
24 agreement, and the Department of Public
25 Works and Engineering, and also city



1 council, approved them at the outset.

2 So you can see at that point,
3 there's no funding, there's no permit.
4 That's just city council approving the
5 documents, which is where we really are
6 today with Saratoga in the same instance.

7 So what that really means of where
8 we are, SiFi, how we've developed, we
9 will now be funding, how should I say --
10 we've actually raised with our pension
11 fund partner, APG, over 450 million
12 dollars to invest in a multitude of these
13 communities. That's just the initial
14 funding.

15 We are going to be taking fiber
16 optic cable to half a million units
17 throughout the country, and that is well
18 over 5,000 miles of microtrenching
19 construction, all based upon the
20 standards that you have in hand to date.

21 So I can go through the process. I
22 think with Saratoga, we're in for a, give
23 or take, 240 miles, about 1.2 million
24 feet of construction. That was going to
25 be funded by an American investment bank.



1 So it's always good to see American money
2 retaining in the country.

3 So where we are is quite critical
4 and very key. We are, as well -- as we
5 would say, we are ready to go. We have
6 the investment -- private investment.
7 There is no tax base subsidy. We already
8 have the development agreement in place
9 with you. We have service providers that
10 would like to come to the community, and
11 we have construction partners that we
12 probably have the most experience in the
13 country from the microtrenching
14 perspective.

15 Even though you've actually -- you
16 agreed to the microtrenching process back
17 in 2018, we have presented standards that
18 are no different than the other eleven
19 cities are employing in -- for other --
20 various other states in the country.

21 The reinstatement product that we
22 are proposing to use, we believe to be
23 the best in the market, and that is
24 actually approved by New York City DOT.
25 Has been used for many years. It was



1 actually the microtrenching-approved
2 product in New York City for Verizon when
3 they did it many years ago.

4 It's also approved as a New York --
5 New York Thruway -- by the New York
6 Thruway Authority. It's been used as the
7 approved product for the Tappan Zee
8 Bridge, or the new Governor Cuomo Bridge.
9 So it is very much a recognized and
10 approved every single product. So that's
11 really why we approach and approached in
12 New York.

13 We are applying it elsewhere, but
14 very much to keep in line with what's
15 been recognized and approved in the
16 state, we want to keep that consistency,
17 so that's why we are hoping to use it in
18 Saratoga Springs.

19 But I'll just give you some
20 additional significant confidence. That
21 product and the reinstatement product
22 right now is being used in Hagerstown,
23 Maryland. That's about 150 miles of
24 construction. It's being used in other
25 climates such as in Canada, in Montreal,



1 Ontario. It's actually being used in
2 Chicago. It's being used in Virginia.
3 It's about to be used in Columbus, in
4 Cleveland, Ohio, and also Centennial,
5 Colorado. All very similar environments
6 to yourself.

7 So we feel we're in good stead. We
8 have the right -- we believe we have the
9 right product, merely being New York
10 State's approving it. Multiple states
11 have already approved it and implementing
12 it on a very large scale.

13 So what we need is authorization
14 from your Engineering Department with --
15 we have not only provided the standards,
16 which I'll go onto in a second, we've
17 also provided all the insurances as per
18 the development agreement that was
19 requested us, per your risk and safety,
20 and as per engineering. We have what --
21 we feel we've gone above and beyond to
22 provide all necessary insurances. We've
23 even provided a New York standard
24 engineer DOC standards document to -- I
25 say it's to satisfy the Engineering



1 Department.

2 And we also provided three different
3 references. So one's in Boston,
4 Massachusetts where it's been for a
5 while. One is in Alaska. That one was
6 very -- very different in that
7 microtrenching was used a very long time
8 ago. It wasn't received very well.

9 So the actual engineering firm that
10 we are looking to use in Saratoga Springs
11 was actually -- went back in to remediate
12 the existing issues they have had, and it
13 went that well that the city council
14 unanimously approved and adopted an
15 ordinance to accept the microtrenching
16 process with the same engineering firm
17 that -- as I said, the leading
18 engineering firm that we have to bring to
19 your community.

20 And then Eagan, Minnesota and the
21 DPW -- I actually reached out to the DPW
22 director of Eagan, Minnesota today to
23 just see how things are going because the
24 manufacturer of the reinstatement product
25 has a very good relationship with them.



1 And that DPW director is still waiting --
2 which is quite shocking for us -- he's
3 still waiting to receive a call from
4 yourselves in regards to that reference
5 because he welcomes any call in regards
6 to not only microtrenching but the
7 product that we're recommending today.

8 The product there has been in place
9 for about six years, and he can only jump
10 leap and bounds in regards to the use of
11 the product we're recommending in
12 Saratoga Springs, the microtrenching
13 process that we're also recommending.

14 So I say as of today, our
15 understanding is that call's not been
16 made to the DPW director, but he's
17 waiting on the end of the phone to have
18 that reference contact with your -- with
19 the Saratoga engineering team.

20 But circling back to the standards,
21 we're in a critical position, as I
22 mentioned earlier, because we cannot move
23 forward. We -- we have everything in
24 place, but the one thing we need to do is
25 move to the engineering of the entire



1 city now. But there needs to be a set of
2 standards to how we engineer. Just like
3 you build a hotel, there needs to be a
4 standard of how you go to build -- how
5 you're going to build a foundation, the
6 structure.

7 So the standards, as I say, that's
8 been presented and we stand by New York
9 licensed engineer, are just the -- is a
10 standard document we now append at the
11 beginning to all new partnerships we're
12 entering into with cities, and it is a
13 basis of how we will then engineer the
14 entire city. Not a permit. We're not
15 raising any permits. We're now going to
16 engineer the city.

17 Once that's in place, we actually
18 sit down with the DPW Engineering
19 Department. We will go through the
20 various ways we, you know, engineered the
21 design. Gain some feedback. Do we need
22 to change anything? You know your roads
23 and community better than we do.

24 Once we have that feedback, we'll
25 then break the community into multiple



1 work zones and that's when we'll start
2 issuing permits, in which we will welcome
3 your feedback.

4 So --

5 MAYOR KELLY: Okay. Okay, Scott,
6 I'm going to stop you there, because
7 we're having some freezing on both ends;
8 your end and my end.

9 MR. BRADSHAW: Oh, you bet.

10 MAYOR KELLY: Now, I'm going to turn
11 it back over to Commissioner Madigan.

12 COMMISSIONER MADIGAN: We'll, I'd
13 like to open it up for a discussion now.
14 I think both -- both Scott, SiFi, and I
15 have made it clear that we're at this
16 stage. We've been working on this for
17 many, many years. We want to work with
18 DPW. We want to work with Engineering.
19 I know SiFi does.

20 But we are at the stage where, you
21 know, we've already got an agreement with
22 them. They've already invested a lot of
23 money. We're talking about, you know,
24 maybe a sixty -- once it's all installed,
25 our residents are looking at, you know,



1 potentially, around sixty dollars a month
2 for, you know, we're -- fiber to the
3 home. Businesses about a hundred dollars
4 a month.

5 I checked on what Spectrum, Charter,
6 Time Warner are charging today for, like,
7 400 -- where are my notes? Where are my
8 notes? Hold on a second. Because I
9 wanted to just get an idea, right -- a
10 comparison of what -- they charge about
11 110 dollars for 400, you know, megabytes
12 that's down and 35 megabytes up, right.
13 So you can already see there's like a
14 very competitive price right there.

15 We're not paying to install this
16 amazing infrastructure that we might be
17 able to get. Microtrenching is the
18 technology that is being used right now
19 throughout the United States.

20 So you know, there's just a lot of
21 positives to this. So at this point, we
22 need to indicate, I think, quite clearly
23 to SiFi if we are ready to move, accept
24 the standard engineering details, and if
25 we're ready to move to the next step.



1 And I think tonight's meeting, you
2 know, everything is hinging on it, to be
3 honest with you, for SiFi and for the
4 city. So I would like to open it up to
5 the rest of the council.

6 MAYOR KELLY: I don't have any
7 comments. You know, it's not within my
8 department. So --

9 COMMISSIONER SCIROCCO: Thank you,
10 Mayor. Thank you, Mayor. I appreciate
11 that.

12 It is within DPW and, basically,
13 it's a DPW project. And DPW has spent a
14 lot of hours, a lot of, you know, working
15 with -- working with SiFi, you know, for
16 this project. As a matter of fact, I
17 think it was probably about a year ago,
18 maybe a little -- well, actually, while
19 we were going through the renovation of
20 the city hall, I met with representatives
21 of SiFi for the aggregation shelters, and
22 I gave them the locations because they
23 asked me for locations. So regardless if
24 you think I'm not supportive of this
25 project, I am supportive of the project.



1 My concern is -- and I sent a memo
2 around to the council and I think
3 everybody got it, but you know something,
4 I'm going to read it to the public
5 because I think it's a good memo, and I
6 think it pretty much spells out the
7 reason why I have some concerns with
8 the -- with microtrenching.

9 And I'll just start with, "DPW
10 Engineering have reviewed a network
11 construction detail submitted by SiFi and
12 investigated references to determine if
13 microtrenching is a feasible construction
14 method for the City of Saratoga Springs.
15 There are outstanding items that need
16 resolution. These comes down to two
17 primary issues.

18 "One is SiFi standard details.
19 Representative of SiFi are requesting
20 that I approve their submitted details
21 for microtrench construction. I have
22 requested their entire network design to
23 understand when this construction will
24 occur. Typically, the network design and
25 construction details would be submitted



1 together. SiFi has said the network
2 design will come later. I believe that
3 we need to know where they will be
4 constructing the network to be able to
5 approve how they will microtrench.

6 "Number two. References of
7 microtrench construction in cold weather
8 climates. A significant concern on city
9 streets is a long term impact of
10 microtrenching in a freeze-thaw cycle.
11 SiFi has not built a network yet in a
12 cold weather climate. However, SiFi
13 provided three cold-weather references
14 from their contractor and material
15 supplier for the construction and type of
16 materials. Those locations were Boston,
17 Mass.; Anchorage, Alaska; and Eagan,
18 Minnesota. Of the three, Boston returned
19 a positive reference.

20 "Boston, Massachusetts. The
21 building inspector from Boston provided a
22 positive reference for the limited use of
23 microtrenching in Boston. It was only
24 microtrenching in certain locations,
25 limited to lateral suit to adjacent



1 properties, not citywide. The inspector
2 also recommended that that the trench
3 depth should be deeper than twelve
4 inches.

5 "Anchorage, Alaska. Kent Kohlhase,
6 the Anchorage municipal engineer outlined
7 that Anchorage would not be a positive
8 reference for microtrenching and that
9 they have only allowed test locations to
10 determine constructability. Their test
11 locations failed, sometimes in as short
12 of a period as a single winter.

13 "The attached presentation was put
14 together" -- and I sent out -- sent a
15 presentation out to the council -- "was
16 put together by Ken Kohlhase and
17 identified some of the issues they have
18 experienced.

19 "Eagan, Minnesota. References from
20 Eagan demonstrated that microtrenching
21 was not successful due to the conduit not
22 laying properly in the trench. This
23 resulted in the fiber being ripped up.
24 The decision in Eagan was to move the
25 location of the fiber into the



1 greenspace, the right-of-way, due to the
2 complications in the road.

3 "SiFi under construction in
4 Fullerton, California, and that the
5 reports have been mixed. Commissioner
6 Madigan had indicated again that recent
7 reports are positive. Attached are two
8 local newspaper articles from December
9 2020 and February 2021 identifying issues
10 and concerns in Fullerton.

11 "SiFi is proposing that the city
12 accept the construction detail that has
13 failed or been determined to be
14 unacceptable from two of their own three
15 references. Without adequate references,
16 it is not possible to determine if
17 microtrenching will be successful in
18 Saratoga Springs.

19 "Another reason to justify through a
20 review of the references to make certain
21 this can work is because the engineer,
22 John Liu, PE (ph.) submitting the details
23 for SiFi has no experience working in
24 cold-weather climates. He admittedly has
25 only worked in California and warm-



1 weather climates."

2 "So in an effort to move forward, I
3 am requiring the following: SiFi submit
4 their full citywide network design.

5 "Number 2. SiFi conduct a micro-
6 trench location in Saratoga Springs so we
7 can determine how city streets and their
8 construction method hold up through a
9 winter season.

10 "And number 3. SiFi shall start
11 making payments to the city for staff
12 time associated with their approvals.

13 "The development agreement" -- and I
14 know there was an agreement with the
15 contract -- the contract "states that
16 their payment begins at their first
17 permit or approval. And again, I was not
18 aware that we would be requiring other
19 approval, such as construction details
20 prior to their first payment of permit
21 approval. Typically, these would all be
22 submitted together, not piecemeal. These
23 items will help to keep this project
24 moving along."

25 Again, those are my concerns. I



1 certainly would meet with somebody to --
2 you know, to discuss those again. I --
3 you know, we take a lot of pride in our
4 streets. We don't know if you're going
5 to be trenching on one side or two sides.
6 We don't know, you know, if there's -- if
7 there's issues with undercutting in the
8 trench. Obviously, that's an issue.
9 We've just paved some roads. There's new
10 paving going on.

11 I'm not opposed to the project.
12 I've never been opposed to the project.
13 But I -- you know, seeing is believing, I
14 think, in this situation here, and I'm
15 concerned of the impact -- the long-term
16 impact on city streets and what
17 microtrenching might do.

18 So I don't know if you have any --
19 any answers or concerns with that, but
20 again, I'm not ready to do anything
21 until, you know, I think we can resolve
22 these issues.

23 MR. BRADSHAW: No, and Commissioner,
24 I accept all of the -- well, I certainly
25 hear from all the comments. Key thing to



1 me is, maybe going backwards on a few of
2 these, in that payment -- payments that
3 this is perfectly fine for us to
4 address -- address, and we are just
5 leading off the development agreement
6 that was already in place.

7 With respect to where the
8 construction is going to be, we've all
9 known about this for a long period of
10 time because SiFi has never changed
11 since, what, 2014. We've built on both
12 sides of every street.

13 The standards that your department
14 has had in place for months, it clearly
15 outlines where we're building, or where
16 we are proposing to build on both sides
17 of every street. We don't deviate from
18 them. We stick by them. That's how we
19 build and that's how we engineer, just
20 like we do with every other city.

21 The SiFi -- as everybody knows, SiFi
22 is a developer. SiFi does not construct
23 the infrastructure. We work with very
24 leading, very best-of-breed U.S.
25 organizations in the country to build



1 these on our behalf and our investors.

2 So when we talk about the cold-
3 weather references, they are not SiFi
4 references. They are organizations that
5 have already constructed this
6 infrastructure for many, many years.

7 In regards to Eagan, as I've already
8 mentioned, DPW, to our knowledge, has not
9 received that and is a big advocate in
10 regards to not only the product but how
11 well the microtrenching is performing. I
12 think there's been some misunderstanding
13 in regards to how microtrenching in Eagan
14 has been received. And I can go into
15 that in a second.

16 But I actually have Greg Lagini
17 (ph.) who is actually the manufacturer of
18 the steel and metal product. He was
19 actually part of that project for the
20 last six years and can very confidently
21 and accurately talk to that.

22 From further (audio interference)
23 New York engineer, I think there's
24 some -- for whatever reason, it's being
25 taken out of context.



1 John Liu is -- he's been asked, as a
2 New York licensed engineer, to stamp the
3 standards that we represented which he
4 has done, and we -- it's been made very
5 clear that that gentleman doesn't have
6 the experience of the remediation
7 product, so he defers to the manufacturer
8 just like any construction organization
9 does.

10 Mr. Liu has ample experience across
11 many locations. So I think it's very
12 unfair to actually segregate his
13 experience in quite -- and say he has no
14 cold-weather experience, which is, let me
15 say, just an inaccuracy.

16 COMMISSIONER SCIROCCO: He admitted
17 that. He admitted that. He said that --

18 MR. BRADSHAW: With respect to the
19 project.

20 COMMISSIONER SCIROCCO: --
21 typically, that he's only worked in --
22 he's only worked in California in warm
23 weather. So that's a concern. That's
24 what he said. So I'm only reiterating,
25 you know, what he said.



1 COMMISSIONER MADIGAN: (Audio
2 interference). If you want to keep
3 putting up roadblocks, you put them up.
4 But all I'm hearing is opposition. Your
5 position --

6 COMMISSIONER SCIROCCO: You can hear
7 whatever you want to hear, but this is
8 not -- this is not the finance
9 commissioner's issue.

10 COMMISSIONER MADIGAN: Well, and
11 what they --

12 COMMISSIONER SCIROCCO: It's now --
13 it's now with DPW. It's now in the
14 right-of-way. So I need to address
15 certain issues that engineering is,
16 obviously, concerned about.

17 MR. BRADSHAW: Yes, and I agree.
18 Fully --

19 COMMISSIONER SCIROCCO: And --

20 MR. BRADSHAW: I fully agree with
21 you and not -- that said --

22 COMMISSIONER SCIROCCO: Thank you.

23 MR. BRADSHAW: -- we -- we do not
24 want to invest in your community if you
25 don't want to. Full stop. That is such



1 a bad deal. But what -- this is a long-
2 term investment. Is a one percent
3 private risk, and because we're in your
4 right-of-way, we need to have a very
5 strong relationship with you. So I do
6 not want you entering into a partnership
7 that -- if you're not going to support
8 it. It's not good for us; it's not good
9 for the community.

10 COMMISSIONER SCIROCCO: So Scott?

11 MR. BRADSHAW: Yes.

12 COMMISSIONER SCIROCCO: If you -- if
13 you -- you understand what my concerns
14 are. I can -- I can reiterate what --
15 what the concerns are. If you can -- if
16 you can deal with that, then I think we
17 can -- you know, we can form a pretty
18 decent partnership.

19 You know, again, we need to know,
20 you know, somehow, there's -- I know the
21 cabinets go up in the neighborhood.
22 Somehow, they figured out they needed
23 thirty-two cabinets. How did you figure
24 that out without a set of plans, without
25 a set of citywide plans? I don't --



1 MR. BRADSHAW: So -- that's a great
2 question. Yeah, let me have a chance and
3 I'll have one for you.

4 So the way the network is designed,
5 we are not building fiber to home,
6 Commissioner. We are not building fiber
7 to business. We are building a smart
8 city infrastructure. Fiber to the home
9 and fiber to the business is an ancillary
10 benefit of that infrastructure.

11 So what that really means is when we
12 design, we have it very much now, an
13 advantageous design that ultimately
14 treats it as program player. So what
15 that really means is for every circa 900
16 to 1,000 units, whether that be smart
17 city or locations or residential
18 premises, we know that number of units
19 can be served by a single cabinet.

20 So there's a lot of work we can do
21 ahead of time before we've actually even
22 engaged with a community to see if
23 they're ultimately investible or not. So
24 when we look at a community, we can
25 quickly see how many units there are in



1 the community, what is the potential
2 construction distance. So bearing in
3 mind the center-line distance, and you
4 are aware we build on both sides of the
5 street. You take the center line
6 distance and you double it. That gives
7 you a very good indicative idea of where
8 you are.

9 We then -- you bring that back to
10 what we call the aggregation shelters,
11 which is what connects us to the world
12 wide web, yeah, in the aggregation point,
13 and the cabinets also connect to. Those,
14 approximately, can be connecting about
15 20,000 units.

16 So as you can see, there is a lot of
17 static data that we can already
18 articulate into whether you are
19 investible or not. That then leads us to
20 the standard.

21 Those are the granular details in
22 regards to what techniques are we allowed
23 to build, what are we not allowed to
24 build, and then how quickly can we build
25 them depending upon how many teams we're



1 allowed which is where we get to the
2 standard.

3 So that's really the point of where
4 we are in regards to it not being a
5 permit. It is a set of standards that we
6 are now about to engineer the entire city
7 on. Not raise a permit right now;
8 engineer the city, to which, once we have
9 that engineering, then when we sit down
10 and do a page turn in regards to this is
11 the type of permit form we like to submit
12 to you; what is your feedback, as well as
13 a lot of feedback between now and
14 actually that permitting stage.

15 So the things I'm hearing, I don't
16 think are insurmountable in that the
17 payments, like anything, that is
18 perfectly fine. We can address that.

19 The manufacturing in regards to
20 talking about a plethora of cities that
21 already have this installing it, we can
22 provide more locations in similar
23 climates that you are experienced now,
24 and that can be from a location through
25 to a reference site. We are more than



1 happy to provide those to you.

2 Where our concern really lies at the
3 moment is what we're looking for is
4 feedback from you.

5 If you say right now, I'm not going
6 to approve these standards, just -- as
7 just standard, there's no point in moving
8 forward because if you don't approve
9 standards now --

10 COMMISSIONER SCIROCCO: Can we --
11 but how can we -- how can we approve them
12 when we're getting all this negative
13 feedback? These are your references that
14 we checked out. And I mean, these people
15 are coming back and saying just about
16 hey, don't do it. It's -- you know, it's
17 not working. This -- you know,
18 microtrenching is not working here.

19 Again, our climate is not like
20 Fullerton. I mean, we have, you know,
21 three seasons that are halfway decent.
22 Then you know, we get into the wintertime
23 and we're constantly dealing with
24 potholes and the roads breaking up. And
25 you know, when water gets into, you know,



1 these cracks, if this stuff, you know,
2 shrinks or if there's an issue with it,
3 then we're going to have roads that are
4 going to start to erode, and it's going
5 to provide a -- it's going to prevent --
6 it's going to be a dangerous situation.

7 You know, we got manholes that
8 are -- yeah, storm drains that are, you
9 know, a foot off the curb. I don't know
10 how far off from the roadway you'd have
11 to -- you'd have to cut the trench, but
12 it's a concern. And I think what I'm
13 trying to tell you is that seeing is
14 believing here. I think if we were to --
15 we were to get together and maybe do
16 some -- do a test pit -- or a test --
17 yeah, a test, you know, trench --

18 MR. BRADSHAW: Okay. Give me --

19 COMMISSIONER SCIROCCO: -- that
20 might work. And I know I asked them to
21 do that, and for whatever reason they
22 don't want to do it. I mean --

23 MR. BRADSHAW: So our point is, you
24 know, rather than do a test -- a test is
25 only good in isolation, and I don't think



1 really yields the information you would
2 necessarily require. Whereas, if you
3 were to look at the reference the site at
4 Eagan, that for whatever reason you're
5 saying is a negative, where actually,
6 they would jump on the phone right now if
7 they're available and talk to how much
8 they like the product and reinstatement
9 and they've got over, like, a hundred
10 miles of this for several years.

11 So I think the -- looking at it on a
12 larger scale that's been through multiple
13 freeze-fall-winter cycles, we'll derive
14 far better-informed information. So
15 maybe, I think, key thing is let's go
16 back to a couple of those references,
17 let's provide some more, but I don't feel
18 a test small -- you know, a nominal
19 location is going to return dividend by
20 you regards to your expectation. Let's
21 go back and look at people that have
22 already got it in place for several
23 years.

24 I don't know what your thoughts are
25 on that. I personally think that'll be a



1 logical approach, but, you know.

2 I don't know what to say -- unless
3 you tell me something different than
4 Minnesota -- a different -- you know,
5 Fargo or New York City, I -- I -- I don't
6 know. Please -- please help me out to
7 help you.

8 MAYOR KELLY: Well, I think it would
9 be great if, you know, you, Scott, and
10 Commissioner Scirocco could have, you
11 know, a conversation and maybe have a
12 third -- you know, your third-party
13 people on the same call. And he can ask
14 them his questions, you know, without,
15 you know, a prompt or anything.

16 And you know, I don't know what,
17 Commissioner, I don't know what you want
18 to do but --

19 COMMISSIONER SCIROCCO: Well, I
20 pretty much laid out what I -- what I
21 think we need to do, and this is what
22 Engineering is comfortable with, and I'm
23 reiterating what -- what Engineering is
24 actually saying. I mean, this is -- the
25 reason why I'm doing this is because of



1 the feedback we've been getting. I mean,
2 there is newspaper articles in regards to
3 it. There's a lot -- there's a lot of
4 negatives.

5 And again, I want to support this
6 project, but I don't want to support it
7 if it's going to be -- if it's going to
8 be a detriment to our city streets. I
9 mean, we spend a lot of money. You know,
10 we get money from our chips program, and
11 we can only pave that street every --
12 once every ten years.

13 So if we were to go back in and do
14 this microtrenching and, God forbid, if
15 we had issues with our streets -- and
16 again, you know, I think, Scott, we're
17 going to be ripping up every -- every
18 city street for the most part, and if
19 there's -- if there's issues with it,
20 then we have to go in. The taxpayers
21 have to come back and they have to go and
22 resurface the street. That's an issue.

23 So --

24 MR. BRADSHAW: Okay. Let's --

25 COMMISSIONER SCIROCCO: -- I'm only



1 looking for some assurance here that
2 we're not going to have any issues with
3 the street.

4 MR. BRADSHAW: Okay. Understood. I
5 just --

6 COMMISSIONER SCIROCCO: Let me
7 finish. Can I finish?

8 MR. BRADSHAW: Sure.

9 COMMISSIONER SCIROCCO: How are you
10 going to address -- how are you going to
11 address the issue with the state and the
12 county? We have state roads in the city
13 and county roads in the city, and neither
14 one of them are saying microtrenching is
15 going to happen on their -- on their
16 roads. So they have concern. Why
17 shouldn't they have a concern?

18 MR. BRADSHAW: And certainly to that
19 point, our development agreement, the
20 techniques, is merely for the roads that
21 you control. And as you're fully aware,
22 it really is not -- and anything outside
23 of that will have to confirm to whatever
24 county and state requires. We've been
25 fully accepting of that. We don't --



1 we're not looking to deviate from that.

2 Just the sake of visualization,
3 though, and -- when we talk about ripping
4 up the street, it could -- just -- I
5 mean, Commissioner, I know you're fully
6 aware of this, but just for everybody
7 else, the actual -- the trenching is one
8 and a -- is a one-and-a-quarter inch
9 wide; that is it. Not three feet. Not
10 steel plates. No traffic lane closures.
11 It's one-and-a-quarter inch wide with
12 twelve inches deep.

13 But to the point in regards to what
14 the mayor is requesting, now, we've
15 already gone through the process. We --
16 we've had -- just like we had this
17 evening with Mr. Lagini, we have the
18 manufacturer. If you talk to any
19 local -- any location where the products
20 are installed, we've had the contractor
21 on the line multiple occasions, we've
22 hoped that these kind of conversations
23 would have already been addressed.

24 So I guess what I'm looking for,
25 Commissioner Scirocco, is we want to work



1 with you just like you're expressing you
2 want to work with us. I don't feel a
3 test location is going to return -- is
4 going to yield the benefits you want. I
5 think addressing it with someone who's
6 already gone through the multiple seasons
7 on a substantial scale throughout their
8 entire city is better data for you.

9 So what would you be thinking? That
10 we have a separate call again and we go
11 through those existing reference sites?
12 Could be feedback we have seems to be
13 contrary to what you're suggesting. Is
14 there anything else you would like to
15 report? Or do you feel we just -- you
16 say I just want to count this and this is
17 done. Well, what's your preference?

18 COMMISSIONER SCIROCCO: Scott, there
19 isn't even a place around here we can go
20 look at it. There's nothing even -- even
21 close to where, you know, the city can
22 even look and see what it's -- what it
23 looks like in the road.

24 I mean, again, it's going in there
25 and it's a wheel with teeth on it that



1 goes in and digs and it just digs. It
2 doesn't sawcut, you know. I mean,
3 usually, when National Grid will go in,
4 National Grid will dig, but then they'll
5 come back and they'll sawcut the hole so
6 it's pretty square, and then they'll go
7 ahead and patch it -- and patch it in so
8 there's no undercutting, you know, around
9 the outsides.

10 Microtrenching, with no doubt,
11 undercuts the road, which leaves a
12 surface vulnerable to caving in, to
13 actually, you know, falling in.

14 So that's a concern. And if it's in
15 the driving lane, and chances are it will
16 be, that's -- you know, that's -- I don't
17 know if that's going to -- if that's
18 going to work in our favor. I don't want
19 to have to keep patching roads and
20 patching roads. It's bad enough now that
21 we have to go in and patch in, you know,
22 because we have issues, you know, in the
23 winter when we have potholes and stuff
24 like that.

25 MR. BRADSHAW: And again, and we can



1 talk about those specifications, because
2 the actual product we use, the calcium,
3 sulphur, and aluminate, is the product --
4 back in the world wars, where if a
5 bombing came down and bombed the runway,
6 they would use this product to reinstate
7 the runway and open it up one hour later.
8 We're talking about a substantially
9 strong product. This is used for
10 repairing bridges, not four-ways
11 arterials, for bridges. But we can have
12 this as a separate conversation. I don't
13 want to, obviously, get into the detail
14 now.

15 The thing for me is do you see a
16 path forward for, if we can revisit the
17 references we presented, if we can each
18 consent on standards, this is something
19 you're going to be supporting for us to
20 actually invest these tens of millions of
21 dollars in the community or not?

22 COMMISSIONER SCIROCCO: Why are you
23 opposed to doing a test strip? That's --
24 that's my concern.

25 MR. BRADSHAW: I don't --



1 COMMISSIONER SCIROCCO: Because you
2 say it's not going to work? A test strip
3 will be -- will, obviously, tell us, you
4 know, if it goes through a season, then
5 there's a potential that there's going to
6 be issues with it or there's not going to
7 be issues with it.

8 MR. BRADSHAW: So -- so -- okay, so
9 if we were to do a test pit in the
10 community, just for sake of process, we
11 have to wait for that to go through a
12 season, you know. And it'll only be
13 nominal data.

14 So we're sat here and now it's 2022,
15 you know, probably this time in 2022. It
16 is another year of waiting for the
17 community when I already have multiple
18 of -- we have multiple of cities through
19 construction partners that have this
20 installed on hundreds and hundreds of
21 miles basis that can talk about their
22 experience for five or six years long,
23 which is going to yield greater data than
24 a test pit. That's just for my thought
25 process to support you.



1 COMMISSIONER SCIROCCO: So you don't
2 do test strips anywhere? You haven't
3 done a test strip anywhere?

4 MR. BRADSHAW: We will do a test
5 strip if necessary. What I'm actually
6 saying here, there is so much information
7 for over the last several years that
8 would bring you more valuable data than a
9 test strip in your community.

10 COMMISSIONER SCIROCCO: Right.
11 Well, why wouldn't it -- why wouldn't
12 this be necessary? I mean, it's in a
13 thaw-frost-type situation. I mean, I
14 think that's the reason why you would do
15 it, and now that really --

16 MR. BRADSHAW: That's what I'm
17 offering. The data is in a thaw-freeze
18 situation across these multiple other
19 locations. It's not in a -- it's not in
20 California. It's in these very
21 fluctuating states --

22 COMMISSIONER SCIROCCO: Right.

23 MR. BRADSHAW: -- with hundreds of
24 miles. I can just -- I just feel that
25 would return greater -- or yield greater



1 information for you. That's all I'm
2 trying to propose to you.

3 COMMISSIONER SCIROCCO: Again, I
4 mean, I -- you know, I don't know where
5 it's going to go. I don't know how
6 you're going to get to even the outer
7 lying parts of the city. You may only
8 have -- you may only do, you know, just
9 the core of the city and that's it, so --
10 because we have county roads and we have
11 state roads that are in -- actually in
12 the city.

13 And I think if you -- if you were to
14 do a plan, then you would see all that.
15 You would see how, you know, where the
16 issues are and, you know, and where
17 they're not. That's why we're -- we're
18 looking for, you know, a full citywide
19 network plan. That would tell us where
20 the cabinets are going to go, where the
21 aggregation shelters are going to go, and
22 where all the infrastructure is going to
23 go.

24 I don't know if everybody's aware,
25 but where the cabinets are on the street,



1 there's fifteen feet on each side in the
2 right-of-way that there's infrastructure
3 that goes out into the street. Those are
4 the plans I think you guys submitted; am
5 I correct? It's, like, thirty feet.
6 Fifteen feet each side, I think,
7 underground.

8 MR. BRADSHAW: So we -- look, and
9 that's -- and that's a really good word
10 to use: "underground".

11 COMMISSIONER SCIROCCO: Yeah.

12 MR. BRADSHAW: The cabinets that are
13 visually above ground --

14 COMMISSIONER SCIROCCO: Above
15 ground.

16 MR. BRADSHAW: You know, all
17 (indiscernible), but the cabinets above
18 ground, I feel, are about four feet high,
19 two feet wide, and about three feet.

20 COMMISSIONER SCIROCCO: Right.

21 MR. BRADSHAW: So they are typical
22 charter AT&T ground tech covers that we
23 don't see that are out of sight. You
24 know, our goal is out of sight, out of
25 mind because it won't be adopted. Yes,



1 we have larger ones. I think the
2 openings, yeah, I think we have two.
3 What we call the aggregation shelters,
4 that is a 300-foot-square box that sits
5 on the perimeter. Don't sit outside
6 someone's home. It's on the perimeter.

7 COMMISSIONER SCIROCCO: Those, I'm
8 good with. I'm good with those. Those,
9 I'm good with.

10 MR. BRADSHAW: So are you opposed to
11 the cabinets that are already in the
12 community?

13 COMMISSIONER SCIROCCO: Well, the
14 concern is, is what happens if one of
15 the -- one of the residents: I don't
16 want that thing in front of my house.
17 You got a four-foot by two-foot by
18 whatever it is, three-foot, cabinet out
19 of the ground that's going to be out into
20 the right-of-way out in somebody's tree
21 belt. Am I correct? That's a big
22 thing -- a big unit.

23 MR. BRADSHAW: So the goal is not
24 having outside someone's window. We
25 actually have a radius.



1 COMMISSIONER SCIROCCO: I get it.

2 MR. BRADSHAW: So we can actually
3 move each cabinet about 400 feet in every
4 way, but this is where we need to get to.
5 We have no idea -- that's very unfair to
6 say. We cannot confirm where all these
7 locations will be until we get to the
8 next phase. We actually cannot engineer
9 the design until we have, you know, a set
10 of standards to base the design on from
11 the construction location respect.

12 COMMISSIONER SCIROCCO: Scott, why
13 don't -- why don't we do this. I don't
14 want to belabor this point. I mean --

15 MR. BRADSHAW: Yeah, I know. Me
16 too.

17 COMMISSIONER SCIROCCO: -- I think
18 enough is enough. Why don't we -- why
19 don't we try to get in touch with each
20 other. Bring your engineers on board
21 again and, you know, maybe we can come to
22 some sort of a -- some sort of an
23 agreement. But you can take this
24 information back -- you know, back to the
25 engineers, and this is what -- really



1 what we're looking for. And I think it's
2 safe to say if we get, basically, what
3 we're looking for here, if we can work
4 out these details, then we can move
5 forward with the project.

6 I mean, again, I'm concerned about,
7 you know, the microtrenching.
8 Microtrenching is an issue. You know
9 it's an issue, and if we can -- if we can
10 by that, then I'm good with it.

11 But again, I'm not trying to put
12 this project to bed. I want to -- I want
13 to make sure that, you know, you guys are
14 taken care of and the city's taken care
15 of because I think once -- once the
16 microtrenching goes away, once the
17 infrastructure's in the ground, then you
18 guys walk away. Then it becomes -- it
19 becomes an issue for the city, and I
20 don't want it to become an issue for the
21 city. That's all I'm saying.

22 MR. BRADSHAW: Indeed. And I agree
23 with you. I would just say the last
24 comment, we're not exactly walking away.
25 You know, our amortization period of



1 thirty years long. So we're at least in
2 your community for that thirty years.

3 But with that said, yeah, we don't
4 want to belabor the point. You know,
5 there are many other conversations to be
6 had. So let's reconnect after this,
7 Commissioner, and let's see where we can
8 take it.

9 MAYOR KELLY: Okay. Great.

10 COMMISSIONER SCIROCCO: Yeah.

11 MAYOR KELLY: Are we good?

12 COMMISSIONER SCIROCCO: Okay.

13 MAYOR KELLY: Okay.

14 COMMISSIONER SCIROCCO: I'm good.

15 MAYOR KELLY: So you two will
16 connect. Thank you and --

17 COMMISSIONER FRANCK: Mayor? I just
18 wanted to say one thing, Mayor, that from
19 our office standpoint, the assurance has
20 been accepted. So that's our part of it.

21 MAYOR KELLY: Thank you
22 Commissioner. Back to you --

23 COMMISSIONER SCIROCCO: I think
24 there's still issues with it, though.

25 MAYOR KELLY: Okay. So --



1 COMMISSIONER SCIROCCO: It's just an
2 issue.

3 MAYOR KELLY: -- you and Scott can
4 work through that.

5 Commissioner Madigan, I'm going to
6 turn it back over to you.

7 COMMISSIONER MADIGAN: Scott, I want
8 to thank you for being here and I do hope
9 that after this evening, we will still be
10 partners. I'll follow up with you soon.

11 MR. BRADSHAW: Thank you,
12 Commissioner.

13 MAYOR KELLY: Thank you, Scott.

14 COMMISSIONER DALTON: Thank you,
15 Scott.

16 COMMISSIONER SCIROCCO: Thanks
17 Scott. Thank you.

18 COMMISSIONER MADIGAN: All right.
19 Let me just figure out where I'm at.

20 MAYOR KELLY: Number 3.

21 COMMISSIONER MADIGAN: Okay. This
22 is the discussion about the temporary
23 hiring freeze.

24 So there seems to be a lot of
25 confusion, miscommunication regarding a



1 temporary hiring freeze that was the
2 subject of a memo from Finance dated
3 April 10th, 2020 with no fewer than seven
4 communications among Finance, HR
5 departments and council beginning last
6 spring.

7 The memo raised -- has been raised
8 in meetings and phone calls as we try to
9 align the city budget with our diminished
10 and changing revenues.

11 The memo states that the new and
12 replacement hires included in the 2020
13 budget would be frozen, and until the
14 memo was rescinded, all hiring would be
15 on an emergency basis subject to council
16 approval.

17 We've had a few replacement hires
18 brought to council via a vote, one by DPW
19 and one by the mayor's office, but we
20 have not been consistent with this.

21 This year, in spite of our continued
22 revenue challenges, there seem to be a
23 substantial number of replacement hires,
24 including those which require substantial
25 increases to hospitalization and



1 retirements benefits.

2 Our hospitalization lines are
3 currently in danger of operating in the
4 red. This has me concerned, and hiring
5 exacerbates this issue, although I know
6 the budget director and the HR benefits
7 coordinator is looking at this issue
8 pretty much as we speak this week.

9 Unfortunately, we're not a city that
10 was allocated fifty, sixty, or eighty-
11 five million dollars in American Rescue
12 Plan funds like many of the communities
13 around us, and at this time, we don't
14 know enough about the American Rescue
15 Plan funds and how and when they will be
16 released.

17 So I would like to ask this evening
18 for the council to take a pause on hiring
19 and replacement hires until we can get a
20 better idea of how revenues are doing for
21 us.

22 I'd like to have a full quarter of
23 actual sales tax revenue, more
24 information about American Rescue Plan
25 funds, more information coming on



1 occupancy at SPAC and the race course.
2 See what's going to happen with the
3 Geyser Crest Trail, the greenbelt
4 trail -- no, Geyser Crest Road Trail, if
5 we'll get that reimbursement, and also
6 get an update on what we're doing with
7 real property sales.

8 Once revenues have evolved into
9 future reliable amounts, the city can
10 continue ahead with its goals and many of
11 its initiatives.

12 I am looking for council consensus
13 as I firmly believe that we all have the
14 best interest of the city at heart, and
15 it is all our fiduciary responsibility
16 when we're operating with unknown fiscal
17 resources and revenues.

18 So to this end, I would like to
19 revise this agenda item tonight to
20 include a vote on asking the council and
21 all departments to pause on hiring until
22 June 15th, which is about fifty-six days.
23 We have asked our employees to freeze
24 their salaries, steps, and longevity and
25 for some people, that was a fairly



1 significant -- like, 17,000-dollar
2 increase for many employees because of
3 the step increase that certain employees
4 get this year.

5 It is a priority of mine to ensure
6 that we can meet the obligation of paying
7 our employees at year end, and as I've
8 stated, we need more information about
9 the American Rescue Plan funds, the
10 track, SPAC, et cetera.

11 I am doing this, trying to bring us
12 to consensus despite my belief that the
13 finance commissioner, required under City
14 Charter Section 4.4.8, can take remedial
15 action to eliminate or reduce revenue
16 shortfalls and has the right to establish
17 a hiring pause. However, this is not the
18 point that I want to continue to debate,
19 but I would like to take a vote this
20 evening.

21 So with that, according to city
22 Charter 2.2, city council and powers, to
23 add this action item to my agenda, it was
24 not included because it was an unexpected
25 addition. This idea has evolved to me



1 over the course of the day. It is time
2 sensitive due to an immediate, financial,
3 and employee concerns, as well as
4 counterproductive confusion among the
5 departments. This item has been revised
6 to include a vote -- discussion and vote,
7 temporary hiring pause or freeze. So I
8 would like to move that the city council
9 approve the revision of item number 2 --
10 no, item number 3 on my agenda to include
11 vote as follows.

12 Discussion and vote, temporary
13 hiring pause. This is a motion.

14 MAYOR KELLY: Is there a second?

15 COMMISSIONER FRANCK: Second.

16 MAYOR KELLY: Any discussion?

17 DEPUTY MAYOR SHIELDS: I'm voting
18 no because I didn't know it was a
19 discussion and vote. So I'm not
20 prepared, so.

21 MAYOR KELLY: Any other discussion?
22 All those in favor, say aye.

23 COMMISSIONER FRANCK: I was going to
24 say something.

25 MAYOR KELLY: Go ahead.



1 COMMISSIONER FRANCK: I'm sorry.
2 Yeah, I don't think it's unreasonable --
3 we needed a -- our assessor's retiring.
4 We are just starting to do the interview
5 process, and I would have liked to have
6 sort of cross-training assessor in May,
7 especially since we're going into the
8 grievance time and the lawsuits and
9 whatever.

10 But I don't -- I don't think six or
11 eight or ten weeks is that long of a time
12 period. I think there's some timing
13 issues that we have right now, I think
14 that Commissioner Madigan brought up
15 earlier on her agenda under the city
16 finance that it's really going to be kind
17 of hard to even do a cash flow over the
18 next sixty to ninety days relating to,
19 you know, when the stimulus comes in, and
20 there's also somewhat handcuffed on the
21 stimulus of what we can use the money
22 for. We can't use it against the debt.

23 And also, June and late November are
24 kind of our busy months for our large
25 expenditures to the county.



1 So you know, I think our
2 department -- everybody needs people,
3 but, you know, we're -- we definitely
4 need somebody, but I don't think
5 putting -- I think also by mid-June,
6 we're going to have a better idea of -- a
7 better idea of what's going to happen
8 with the track. I didn't even think of
9 SPAC, the city center. I think we could
10 make it that long without hiring anybody.
11 So that -- so I wouldn't have a problem,
12 you know, if it's sunset at that point,
13 to bring it back in mid-June; it's not
14 that long of a time period.

15 MAYOR KELLY: I --

16 COMMISSIONER FRANCK: I don't --
17 I --

18 MAYOR KELLY: -- you know, I just
19 don't know if this is including part
20 time. I don't know anything about it,
21 you know --

22 COMMISSIONER SCIROCCO: I don't
23 either. I don't either.

24 COMMISSIONER FRANCK: Well, my
25 assumption -- I don't know what it is



1 either, but my assumption is a pause
2 means on all hiring.

3 MAYOR KELLY: Well, right. You
4 know, so my Recreation Department doesn't
5 hire. I mean, that doesn't work for us.

6 COMMISSIONER DALTON: It doesn't
7 work for us either.

8 MAYOR KELLY: So we -- you know, I'm
9 just not -- I'm not prepared. So I'm not
10 going to vote on something that I'm not
11 prepared to discuss.

12 COMMISSIONER FRANCK: Well, again,
13 I -- you know, I think -- this is --
14 again, this is not my agenda item. I'm
15 just telling you from my standpoint, I
16 think I need somebody probably more than
17 any department. I know you got -- you
18 probably --

19 MAYOR KELLY: It's always somebody
20 on your priority is yours. My priority
21 is mine. Everybody has their priorities.
22 We went through this with Commissioner
23 Madigan. We all know every department
24 has their priorities.

25 I fight like mad for my people. I



1 need building inspectors. I know you
2 need an assessor. I'm not --

3 COMMISSIONER FRANCK: Well -- I --
4 I --

5 MAYOR KELLY: -- everybody needs
6 something, you know.

7 COMMISSIONER FRANCK: I don't --
8 yes, I you've gotten a lot, but that's
9 not the point.

10 MAYOR KELLY: Right.

11 COMMISSIONER FRANCK: What I'm
12 saying is we need--

13 MAYOR KELLY: Okay. Yeah, I mean --

14 COMMISSIONER FRANCK: Wait. Wait.
15 Wait, wait. With all due respect, we can
16 look at hiring council over the year and
17 it's not close.

18 MAYOR KELLY: Over all those years,
19 yep.

20 COMMISSIONER FRANCK: Yeah, well --
21 yeah, go ahead, review it. It's not
22 going to be that hard. It's been the
23 same number forever. But --

24 MAYOR KELLY: Yeah. It's close.

25 COMMISSIONER FRANCK: We -- when



1 I -- we need -- we, the city, needs an
2 assessor. But what I'm saying is, I'm
3 sure you need people --

4 MAYOR KELLY: I thought you were the
5 assessor. It's an assistant assessor,
6 and why do you need eight months, six
7 months. You know, really, you need six
8 months to work in there? That's another
9 story.

10 COMMISSIONER FRANCK: Yes, and I
11 could go through that story, but you
12 don't understand anything about
13 assessing. So --

14 MAYOR KELLY: Yeah, I know. I know.

15 COMMISSIONER FRANCK: -- I won't get
16 into that right now. I know. We're the
17 do-nothing group, but that's a whole
18 separate issue.

19 I'm just talking about, you know, if
20 you need parks -- the recreation's going
21 to open and there are certain part-time
22 people that were needed and that could be
23 discussed, you know, with the city
24 council, that is -- I don't look at that
25 as a replacement. I look at that as that



1 was the timing that these people were
2 coming in.

3 And I know each -- we need -- I know
4 all this. I'm talking about fifteen
5 percent of my office is one person. What
6 I'm saying is I just don't think it's a
7 big ask to go a certain time period to
8 find out more information at a time when
9 cash flow -- we don't know what the cash
10 flow is going to be. That's just, like I
11 said, that's just me.

12 COMMISSIONER DALTON: That (audio
13 interference) update from prior police,
14 or no one has asked the public safety
15 commissioner or the commissioner of
16 public works what the effect would be on
17 essential services. I think it would be
18 prudent for us all to wait on this vote;
19 otherwise, I will also be voting no.

20 COMMISSIONER FRANCK: Yeah, well,
21 that's fine too. I mean, if it -- you
22 know, if it takes another meeting or a
23 discussion, I have no issues with that.
24 I'm just stating I think that's better
25 than just saying we're going to have a



1 temporary freeze and not have a time
2 period to it. I just think you have
3 to --

4 MAYOR KELLY: I agree with you,
5 Commissioner, but I'm just not prepared,
6 you know.

7 COMMISSIONER FRANCK: Well, it's
8 not -- this is not -- this is not my
9 agenda item.

10 MAYOR KELLY: Well, I'm agreeing
11 with you.

12 COMMISSIONER FRANCK: This is under
13 the Finance Department.

14 MAYOR KELLY: So take it for
15 whatever.

16 COMMISSIONER FRANCK: Yeah, well,
17 I'm shocked. But what I'm saying is --

18 MAYOR KELLY: Don't be shocked.

19 COMMISSIONER FRANCK: What I'm
20 saying is I just think it makes more
21 sense to have a time period to -- and
22 then we can revisit it because the word
23 "temporary" to one person may be eight
24 weeks; to somebody else, it may be three
25 years. I mean temporary is temporary.



1 And I don't -- you know, every
2 department should figure out -- like
3 Commissioner Dalton just said, you know,
4 I don't know what her needs are, I don't
5 know what your needs are, Mayor.
6 Everybody has different needs and
7 public -- I'm just telling you I think we
8 all have needs, but I think it wouldn't
9 be the end of the world if we could look
10 at those needs to see if they could be
11 pushed off for a certain time period.

12 And if it's something like the Rec
13 opens outdoor or this or that, you know,
14 that makes sense, but I still think
15 that's mostly into June anyways.

16 MAYOR KELLY: The Rec is open and
17 we're hiring as we speak. So just to --

18 COMMISSIONER FRANCK: No, I
19 understand that, but there's different --
20 there's different time periods where you
21 hire more people or less people a season.

22 MAYOR KELLY: And we're in that
23 process right now.

24 COMMISSIONER FRANCK: Yeah.

25 MAYOR KELLY: So we're in it.



1 COMMISSIONER FRANCK: Right.

2 MAYOR KELLY: I mean --

3 COMMISSIONER MADIGAN: Well, I'm
4 pulling the item. You guys keep doing
5 what you're doing. Don't ask me for any
6 budget transfers. Don't ask me for any
7 help if you haven't budgeting accordingly
8 with your departments. That's where I'm
9 at right now.

10 We all have a fiduciary
11 responsibility to the city. We don't
12 know what's going on. I've told you over
13 and over again we are not receiving the
14 kind of funding like other cities around
15 us. We've borrowed 11.6 million dollars.
16 If this council wants to keep spending
17 like there's no problems, and that is
18 exactly what you're doing, go ahead.

19 MAYOR KELLY: Commissioner, I just
20 want to say that, you know, Recreation,
21 we have made budget neutral, and you're
22 telling me that I can't hire people. I
23 mean, I don't get it.

24 COMMISSIONER MADIGAN: That's --

25 MAYOR KELLY: I'm not prepared.



1 COMMISSIONER MADIGAN: --

2 (indiscernible) it's fifty-six (audio
3 interference). All I was trying to do
4 was put --

5 COMMISSIONER DALTON: (Audio
6 interference) spending like there's no
7 tomorrow. (Indiscernible).

8 COMMISSIONER MADIGAN: Whoever's
9 screaming (indiscernible) that screechy
10 little Robin's voice, please be quiet. I
11 mean, or go eat some of your candy in
12 your office, okay.

13 MAYOR KELLY: All right. Let's move
14 on, please. If you're going to put a
15 vote, all those in favor say aye.

16 COMMISSIONER MADIGAN: (Audio
17 interference) financial situation of the
18 city (audio interference) --

19 MAYOR KELLY: I'm taking the vote.
20 I'm taking the vote. All those in favor
21 say aye.

22 COMMISSIONER MADIGAN: I pulled the
23 item.

24 MAYOR KELLY: I didn't hear that.

25 COMMISSIONER MADIGAN: Okay. (Audio



1 interference).

2 MAYOR KELLY: Okay, can we move on?

3 COMMISSIONER MADIGAN: I am not
4 bringing it. Do what you want. Do not
5 ask for Finance's help.

6 COMMISSIONER SCIROCCO: Can I just
7 say something?

8 COMMISSIONER MADIGAN: I'm done.
9 (Audio interference) on hiring. And --

10 COMMISSIONER SCIROCCO: Can I just
11 make one quick --

12 COMMISSIONER MADIGAN: -- (audio
13 interference) spending, go ahead.

14 COMMISSIONER SCIROCCO: Can I make
15 one quick comment?

16 MAYOR KELLY: Um-hum.

17 COMMISSIONER SCIROCCO: I was under
18 the impression, Commissioner Madigan,
19 that you were going to meet with
20 everybody and find out what everybody's
21 needs were.

22 COMMISSIONER MADIGAN: Um-hum.

23 COMMISSIONER SCIROCCO: I haven't
24 met with you yet. We have not talked
25 about, you know, what the needs of the



1 Public Works Department are, and I would
2 like to do that. And before you put
3 something like this on the agenda,
4 telling the different departments, mine
5 in particular, if we can hire or we can't
6 hire anybody, you need to know what my
7 needs are before you can --

8 COMMISSIONER MADIGAN: Yep.

9 COMMISSIONER SCIROCCO: -- no,
10 before --

11 COMMISSIONER MADIGAN: I don't know
12 why you haven't set up a meeting. We've
13 had the meetings with all the other
14 departments.

15 COMMISSIONER SCIROCCO: We did -- I
16 believe we do have a meeting set up, but
17 it's after the fact. It's after our --

18 COMMISSIONER DALTON: Not true. Not
19 true. But it doesn't really matter
20 because I (audio interference) --

21 COMMISSIONER MADIGAN: (Audio
22 interference) this is my agenda item --

23 MAYOR KELLY: Could I just ask,
24 it's -- Commissioner Madigan is speaking,
25 so can we let her speak?



1 COMMISSIONER MADIGAN: So I agree
2 with you, Commissioner Scirocco. I just
3 assumed, because I -- you have not had a
4 meeting, that you didn't have any other
5 priorities. I have a list of all the
6 priorities from the various departments.
7 Unfortunately, at this time, I can't
8 fulfill them. You know, I had hoped to,
9 but I can't. And I can't even get us to
10 take a pause on hiring.

11 The item was just to add the item to
12 my agenda. That was the vote. And then
13 I was going to explain what it meant if
14 we could add the item to the agenda, but
15 it hasn't been added. So it's fine with
16 me. You guys go do what you want, you
17 know.

18 MAYOR KELLY: Well, I thought that
19 was your discussion, Commissioner. I
20 thought you were going to explain it to
21 us.

22 COMMISSIONER MADIGAN: No, I --

23 MAYOR KELLY: That's what I thought
24 you were going to do. Whatever.

25 COMMISSIONER DALTON: I'm apparently



1 not allowed to discuss. So I just have
2 to say, like, I take such offense to the
3 comments you made towards me tonight,
4 Commissioner Madigan. I have just as
5 much of a voice as everyone else in this
6 council, and making comments like I
7 should stop talking and go eat candy in
8 my office is so unprofessional --

9 COMMISSIONER MADIGAN: (Audio
10 interference) with a little lollipop --

11 COMMISSIONER DALTON: -- and so
12 emblematic of all of the problems we have
13 with the city government.

14 COMMISSIONER MADIGAN: (Audio
15 interference). Move on.

16 MAYOR KELLY: Okay. Can we move on,
17 please, Commissioner Madigan? Thank you.

18 COMMISSIONER MADIGAN: Item number
19 4, it's a discussion and vote.
20 Authorization for the mayor to sign a
21 memorandum of understanding -- you know
22 what, I'm just going to pull that item,
23 too.

24 And item number 5. Discussion and
25 vote. Authorization for the mayor to



1 sign agreement with Crown Castle Fiber
2 LLC for ethernet services.

3 This is an update to the IT
4 agreement for ethernet services for the
5 recreation center. I move that the city
6 council authorize the mayor to sign an
7 agreement with Crown Castle Fiber LLC for
8 ethernet services as included with the
9 agenda. This is a motion.

10 MAYOR KELLY: Is there a second?
11 Second.

12 Any discussion? All those in favor,
13 say aye.

14 COMMISSIONER MADIGAN: Aye.

15 COMMISSIONER FRANCK: Aye.

16 MAYOR KELLY: Any opposed? The
17 matter passes.

18 COMMISSIONER MADIGAN: Item number 7
19 is a discussion and vote. Sale of metal
20 shelving owned by the City of Wilton Fire
21 District Number 1, Greenfield Fire
22 District.

23 This shelving is -- that we want to
24 sell is no longer being used by the city.
25 The Greenfield Fire District will be



1 using the shelving for a public purpose.
2 This shelving is in used condition, and
3 they will pay 450 dollars to the city.

4 I move that the city council approve
5 the sale of metal shelving owned by the
6 City of Wilton Fire District Number 1,
7 Greenfield Fire District as included with
8 the agenda. This is a motion.

9 MAYOR KELLY: Is there a second?

10 COMMISSIONER FRANCK: Second.

11 MAYOR KELLY: Any discussion?

12 All those in favor, say aye.

13 COMMISSIONER SCIROCCO: Aye.

14 MAYOR KELLY: Any opposed?

15 The matter passes.

16 COMMISSIONER MADIGAN: I am also
17 pulling my item number 8 and my item
18 number 9. And that will complete my
19 agenda. Thank you.

20 MAYOR KELLY: Okay.

21 COMMISSIONER MADIGAN: There will be
22 no part-time hires. We didn't do the
23 transfer for them. Thank you.

24 MAYOR KELLY: Well, we did a
25 transfer, but you just pulled it. So



1 that's your retaliation.

2 COMMISSIONER MADIGAN: No, I --

3 MAYOR KELLY: So I don't get that
4 either. So --

5 COMMISSIONER MADIGAN: -- (audio
6 interference) was no vote.

7 MAYOR KELLY: -- that's a bunch
8 of -- that's a bunch of bunk. I don't
9 even want to discuss it. Let's go on.
10 Let's go onto Public Works.

11 COMMISSIONER MADIGAN: Not bringing
12 any transfers anymore.

13 MAYOR KELLY: Let's, please,
14 Commissioner Madigan, we're done.

15 On to public works. Commissioner
16 Scirocco.

17 COMMISSIONER SCIROCCO: Thank you,
18 Mayor.

19 My first item is an announcement.
20 This is an update on a tree.

21 Saratoga Springs is a city rich in
22 culture and history. The residents and
23 the city government are proud of that
24 history and preserving the history is an
25 important responsibility and priority.



1 Old pictures of Broadway will show
2 that it was once lined with towering,
3 majestic elm -- American elm trees. And
4 in the mid-'20s -- twentieth century, the
5 majority of those elm trees succumbed to
6 the Dutch elm disease and were lost,
7 changing the character of Broadway
8 forever. Miraculously, several of these
9 ancients survived the Dutch elm disease
10 epidemic and still stand on the edges of
11 Broadway today.

12 They are treated by DPW employees
13 with systemic fungicide to hold the
14 disease at bay for those as long as those
15 trees are standing. Unfortunately, as
16 trees age, their immunity to disease
17 weakens, just like any of us and -- just
18 like any of us, and no amount of medicine
19 can sufficiently fight the infection.
20 This has recently become the case with
21 the large American elm tree which stands
22 near the corner of North Broadway and Van
23 Dam Street.

24 The elm was quickly treated by DPW
25 staff after being alerted that the tree



1 was losing leaves in late summer, well
2 before the typical autumn leaf drop
3 season. Samples were taken from the
4 specimen and delivered to Cornell
5 Cooperative Extension for testing at
6 their diagnosis lab. Results came back
7 negative for Dutch elm disease, but
8 positive for anthracnose, another fungal
9 disease which disrupts the vascular flow
10 of nutrients throughout the specific
11 branches -- or throughout the tree.

12 Cornell stated that they could not
13 rule out Dutch elm disease because the
14 specific branches taken as samples had
15 not been infected yet.

16 The tree was then monitored by DPW
17 city arborists in hopes that the
18 treatment worked and the tree would begin
19 to leaf out this spring. Unfortunately,
20 no buds have begun to bloom, and a core
21 sample of the trunk tissue did not have
22 any sign of healthy living tissue.

23 Therefore, the large elm will have
24 to be removed both for the safety of the
25 public and to protect the other legacy



1 elm trees from also contracting Dutch elm
2 disease, which is spread by beetles that
3 will be hatching from the elm tree and
4 traveling to other elms within the month
5 of April.

6 These beetles carry the disease from
7 one tree to the next. The DPW, with
8 support from Sustainable Saratoga, has
9 begun planning the removal, which will
10 affect traffic patterns at the
11 intersection.

12 DPW is also purchasing more systemic
13 fungicide to be injected with recently
14 acquired state-of-the-art plant health
15 care tools to proactively administer the
16 treatment for protection of -- the art
17 plant health care tools to protect --
18 yeah -- to proactively administer the
19 treatment for protection of the certified
20 arborists -- the last legacy American
21 elms left in the city.

22 Again, with the expertise of the
23 city's ISA certified arborists, DPW
24 certified pesticide applicators, and
25 urban forestry volunteers at Sustainable



1 Saratoga, we are confident that the
2 remaining elms will stand for many more
3 days to come.

4 And I just wanted to say a little
5 bit about that tree because, again, it's
6 one of the oldest elm trees on Broadway
7 and, you know, I think just to kind of
8 calm any concerns that some of residents
9 might have when they see us taking it
10 down, it's going to be -- it's going to
11 be a big operation because we have to
12 rent a crane to do it. It's a big tree,
13 but our guys can do it. So I just wanted
14 to just make the public aware.

15 MAYOR KELLY: Great. Thank you,
16 Commissioner.

17 COMMISSIONER SCIROCCO: Yep.

18 Second item on my agenda, discussion
19 and vote. This is approval to reimburse
20 employee number 2675 in the amount of 230
21 dollars. This reimbursement for employee
22 number 2675 in the amount of 230 dollars
23 for the arbor certification renewal from
24 the International Society of
25 Arboriculture -- I guess that's the word;



1 I don't know. Reimbursement exceeded the
2 thirty-day submission for the purchasing
3 policy. Therefore, I move to reimburse
4 employee number 2675 in the amount of 230
5 dollars for the arbor certification
6 renewal, and I put that in the form of a
7 motion.

8 MAYOR KELLY: Is there a second?

9 COMMISSIONER FRANCK: Second.

10 MAYOR KELLY: Any discussion?

11 All those in favor, say aye.

12 COMMISSIONER SCIROCCO: Aye.

13 COMMISSIONER FRANCK: Aye.

14 MAYOR KELLY: Any opposed?

15 The matter passes.

16 COMMISSIONER SCIROCCO: Third on my
17 agenda is discussion and vote. This is
18 approval to reimburse employee number 278
19 in the amount of \$324.50.

20 This reimbursement for employee
21 number 278 in the amount of \$324.50 is
22 for instrumentation and control course
23 high-tech operator courses for the water
24 treatment plant. The reimbursement
25 exceeded the thirty-day submission for



1 purchasing -- for the purchasing policy.

2 Therefore, I move for the approval
3 to reimburse employee number 278 for
4 \$324.50 for the instrumentation and
5 control course and high-tech operator
6 courses, and I put that in the form of a
7 motion.

8 MAYOR KELLY: Is there a second?

9 COMMISSIONER FRANCK: Second.

10 MAYOR KELLY: Any discussion?

11 All those in favor, say aye.

12 COMMISSIONER SCIROCCO: Aye.

13 COMMISSIONER FRANCK: Aye.

14 MAYOR KELLY: Any opposed?

15 The matter passes.

16 COMMISSIONER SCIROCCO: Fourth on my
17 agenda is discussion and vote.

18 Authorization for the mayor to sign a
19 contract with Environmental Soil and
20 Management of New York LLC for \$264.24.

21 Every other year, DPW hires a vendor
22 to burn hazardous waste collected at the
23 DPW garage. The material is classified
24 as nonhazardous but may contain
25 petroleum-based residuals -- oil, grease,



1 et ceter -- washed from vehicles and
2 equipment that require proper disposal.

3 Typically, a vendor service
4 agreement would be in place.
5 Environmental Soil Management of New York
6 LLC d/b/a ESMI, A Clean Earth Company,
7 requested language changes to the
8 insurance in our vendor service
9 agreement.

10 Risk and safety denied the request,
11 and instead, along with the help of the
12 city attorney, made the appropriate
13 changes to the city contract. A redline
14 version, along with the signed copy, has
15 been previously distributed with the
16 agenda.

17 I'll be asking the council to
18 approve the redline version contract with
19 ESMI along with an estimated cost of
20 \$264.25. Therefore, I move for the mayor
21 to sign the amended contract to
22 Environmental Source Management of New
23 York LLC not to exceed the amount of
24 \$264.24 -- or \$.25, and I put that in the
25 form of a motion.



1 MAYOR KELLY: Is there a second?

2 COMMISSIONER FRANCK: Second.

3 MAYOR KELLY: Any discussion?

4 All those in favor, say aye.

5 COMMISSIONER DALTON: Aye.

6 COMMISSIONER FRANCK: Aye.

7 COMMISSIONER SCIROCCO: Aye.

8 MAYOR KELLY: Any opposed?

9 The matter passes.

10 COMMISSIONER SCIROCCO: Fifth on my
11 agenda is a discussion and vote. This is
12 authorization for the mayor to sign
13 change order number 15 with DLC Electric,
14 LLC in the amount of 7,343 dollars.

15 This change order is part of the
16 city hall renovation and restoration
17 project for the electrical contractor.

18 DLC will provide additional lighting
19 options in the IT and Finance
20 commissioners' offices, and a floor box
21 circuit for IT and provide additional
22 floor boxes and a data jack in occupied
23 spaces.

24 This change order of 7,343 dollars
25 represents a request for the finance



1 portion of the project. And again, I
2 don't know if Commissioner Madigan would
3 like to offer any input during --

4 COMMISSIONER MADIGAN: I don't
5 really have anything to say. I forgot
6 this was on the agenda this evening.

7 COMMISSIONER SCIROCCO: Okay.

8 COMMISSIONER MADIGAN: You know, IT
9 needs its own -- they're blowing fuses,
10 which is affecting the server --

11 COMMISSIONER SCIROCCO: Right.

12 COMMISSIONER MADIGAN: -- and we
13 don't have proper lighting in the office
14 at this point in time.

15 COMMISSIONER SCIROCCO: Okay. All
16 right.

17 So therefore, I move for the mayor
18 to sign a contract -- to sign change
19 order number 15 with DLC Electric, LLC
20 for power and lighting in the finance
21 area in the amount of 7,343 dollars, and
22 I put that in the form of a motion.

23 MAYOR KELLY: Is there a second?

24 COMMISSIONER DALTON: Second.

25 MAYOR KELLY: Any discussion?



1 All those in favor, say aye.

2 COMMISSIONER DALTON: Aye.

3 COMMISSIONER FRANCK: Aye.

4 COMMISSIONER SCIROCCO: Aye.

5 MAYOR KELLY: All right. Any
6 opposed?

7 The matter passes.

8 COMMISSIONER SCIROCCO: Sixth on my
9 agenda, discussion and vote. This is
10 approval to pay invoice number 12467 to
11 MLB in the amount of \$4,208.31.

12 The MLB invoice number 12467 is a
13 total cost of \$4,208.31. The following
14 invoice is for rental containers used for
15 storing and keeping city hall
16 departments' contents during the
17 restoration/renovation project. The
18 project was closed with an outstanding
19 invoice. Therefore, I move for the
20 approval to pay invoice number 12467 to
21 MLB in the amount of \$4,208.31 for
22 storage container rentals for the city
23 hall restoration project, and I put that
24 in the form of a motion.

25 MAYOR KELLY: Is there a second?



1 COMMISSIONER FRANCK: Okay.

2 MAYOR KELLY: Any discussion?

3 All those in favor, say aye.

4 COMMISSIONER SCIROCCO: Aye.

5 COMMISSIONER FRANCK: Aye.

6 COMMISSIONER DALTON: Aye.

7 MAYOR KELLY: All right. Any

8 opposed?

9 The matter passes.

10 COMMISSIONER SCIROCCO: I'm going

11 to -- I'm going to skip over an

12 announcement on number 7. We're not

13 ready for that yet.

14 MAYOR KELLY: Okay.

15 COMMISSIONER SCIROCCO: I'm going to

16 go to number 8 on my agenda.

17 Announcement for milling and paving

18 schedule. On Monday, May 10th, we will

19 mill Stratton Street from White Street to

20 Lincoln Avenue. We'll mill Ludlow Street

21 from Union Avenue to Fifth Avenue.

22 On Tuesday, May 11th, we'll mill

23 Lincoln Avenue, Nelson Avenue

24 intersection, Frank Sullivan Place past

25 Siro's Restaurant. We'll mill Nelson



1 Avenue from 81 Nelson Avenue to 37 Nelson
2 Avenue.

3 On Wednesday, May 12th, we'll pave
4 Stratton Street from White Street to
5 Lincoln Avenue. We'll pave Ludlow Street
6 from Union Avenue to Fifth Avenue.

7 And on Thursday, May 13th, we'll
8 pave Lincoln Avenue, Nelson Avenue
9 intersection, to Frank Sullivan place
10 past Siro's Restaurant. We will pave
11 Nelson Avenue from 81 Nelson Avenue to 37
12 Nelson Avenue.

13 And then more information can be
14 found on the city's website for that one.

15 My ninth item on the agenda is a
16 proclamation, and this is the City of
17 Saratoga Springs Arbor Day. And I'll
18 read the proclamation.

19 "This is a proclamation of the City
20 of Saratoga Springs, New York. Whereas
21 for more than a century, Arbor Day and
22 Arbor Week celebrations have been held in
23 communities across the United States,
24 (audio interference) of the forestry,
25 conversation, and environmental



1 responsibility are an important part of
2 our nation's heritage, and whereas a
3 preservation of trees and forests is an
4 issue of great concern to all of us, we
5 in Saratoga Springs can be especially
6 proud of the majestic elm trees that
7 graced our city streets in great numbers
8 during the nineteenth and early twentieth
9 centuries.

10 "Today, the city's Department of
11 Public Works maintains a partnership with
12 Sustainable Saratoga Tree Toga planting
13 program. We are proud to confirm a
14 new -- our commitment to conserve,
15 maintain, repair and restore our trees
16 and to recognize them as part of what
17 makes our city a unique and special
18 place.

19 "Now, therefore, I, Anthony Skip
20 Scirocco, Commissioner of Public Works,
21 Department of Public Works with the City
22 of Saratoga Springs, am pleased to join
23 with my colleagues on the city council
24 and all my fellow Saratogans for claiming
25 the week of April 24th to the April 30th,



1 2021 as Arbor Day celebrations."

2 MAYOR KELLY: Thank you,
3 Commissioner.

4 COMMISSIONER SCIROCCO: Thank you.

5 Item number 10 is discussion and
6 vote to accept a donation from
7 Sustainable Saratoga For Trees. The City
8 of Saratoga Springs will be accepting a
9 donation of trees to be planted on city
10 property from Sustainable Saratoga. The
11 value of their total gift may be up to
12 3,500 dollars.

13 The trees that will be donated will
14 be planted in prominent locations within
15 the City of Saratoga Springs at different
16 dates during the year.

17 The first date will be April 25th
18 for Tree Toga 10.

19 We expect that Sustainable
20 Saratoga's tree donations will be
21 ongoing -- will be an ongoing program for
22 years to come. Therefore, I move to
23 authorize the city council to accept a
24 donation of trees from Sustainable
25 Saratoga in the valued amount up to 3,500



1 dollars, and I put that in the form of a
2 motion.

3 MAYOR KELLY: Is there a second?

4 COMMISSIONER FRANCK: Second.

5 COMMISSIONER DALTON: Second.

6 MAYOR KELLY: Any discussion?

7 All those in favor, say aye.

8 COMMISSIONER FRANCK: Aye.

9 COMMISSIONER SCIROCCO: Aye.

10 COMMISSIONER DALTON: Aye.

11 MAYOR KELLY: Any opposed?

12 The matter passes.

13 COMMISSIONER SCIROCCO: And I'm
14 going to take -- I'm going to take the
15 announcement off on number 11. We're not
16 going to talk about that.

17 MAYOR KELLY: Is that the discussion
18 and vote? You're taking that off?

19 COMMISSIONER SCIROCCO: No, that's
20 not a discussion. That's an
21 announcement.

22 MAYOR KELLY: Okay.

23 COMMISSIONER SCIROCCO: Number 11.

24 MAYOR KELLY: Okay.

25 COMMISSIONER SCIROCCO: Okay. And



1 I'm going to add one item to my agenda, a
2 discussion about authorization for the
3 mayor to sign a lease agreement with
4 Nargle Paint Studio, Inc. for one-day
5 rental of fifty parking spaces in
6 Woodlawn Avenue parking garage. And
7 that's in the amount of 500 dollars.

8 MAYOR KELLY: Okay. Is there a
9 second?

10 COMMISSIONER FRANCK: Second.

11 MAYOR KELLY: Any discussion?

12 All those in favor, say aye.

13 COMMISSIONER DALTON: Aye.

14 COMMISSIONER FRANCK: Aye.

15 MAYOR KELLY: Any opposed?

16 The matter passes.

17 COMMISSIONER SCIROCCO: A discussion
18 and vote authorization for the mayor to
19 sign a lease agreement Nargle Paint
20 Studio, Incorporated for one-day rental
21 of fifty parking spaces on Woodlawn
22 Avenue parking garage in the amount of
23 500 dollars.

24 Nargle Paint Studio has requested to
25 rent approximately fifty personal



1 passenger vehicle parking spaces in the
2 upper deck of Woodlawn Parking Garage on
3 April 22nd, 2021. The daily rental
4 amount will be ten dollars per space from
5 5 a.m. to 9 p.m. The total amount to be
6 paid to the city will be 500 dollars.

7 Therefore, I move for the mayor to
8 sign a lease agreement with Nargle Paint
9 Studio, Incorporated for a one-day rental
10 of fifty parking spaces in Woodlawn
11 Avenue parking garage in the amount of
12 500 dollars and put that in for a motion.

13 MAYOR KELLY: Is there a second?

14 COMMISSIONER FRANCK: Second.

15 MAYOR KELLY: Commissioner, what is
16 this? Is this -- I'm a little -- I'm a
17 little confused.

18 COMMISSIONER SCIROCCO: It's a movie
19 production company. That's what --

20 MAYOR KELLY: Oh, okay. Okay. I
21 got it.

22 COMMISSIONER FRANCK: Parking for
23 the movie.

24 COMMISSIONER SCIROCCO: Yes. Yes.

25 MAYOR KELLY: I got it. Yeah.



1 Okay. Thank you.

2 All those in favor, say aye.

3 COMMISSIONER FRANCK: Aye.

4 COMMISSIONER DALTON: Aye.

5 COMMISSIONER SCIROCCO: Aye.

6 MAYOR KELLY: Any opposed?

7 The matter passes. Thank you.

8 COMMISSIONER SCIROCCO: And that
9 concludes my agenda, Mayor.

10 MAYOR KELLY: Thank you,
11 Commissioner.

12 MAYOR KELLY: Let's go on to Public
13 Safety.

14 COMMISSIONER DALTON: Thank you,
15 Mayor.. The first item on my agenda is
16 discussion and vote to amend Chapter 225,
17 Section 225-81 of the city code. This is
18 the public parking on both sides of Adams
19 Road between Cady Hill Boulevard and
20 Marsel Drive.

21 I make the motion to amend Chapter
22 225, Section 225-81 of the city code.
23 Schedule 16, parking prohibited at all
24 times from Adams Road, both sides,
25 between Cady Hill Boulevard and Marsel



1 Drive. This is a motion.

2 MAYOR KELLY: Is there a second?

3 COMMISSIONER SCIROCCO: Second.

4 COMMISSIONER FRANCK: Second.

5 MAYOR KELLY: Any discussion?

6 All those in favor, say aye.

7 COMMISSIONER FRANCK: Aye.

8 COMMISSIONER SCIROCCO: Aye.

9 MAYOR KELLY: Okay. Any opposed?

10 The matter passes.

11 COMMISSIONER DALTON: Thank you.

12 The second item on my agenda is
13 discussion and vote, Chapter 225, Section
14 225-94 of the city code. This is to add
15 alternate side of the street parking on
16 Clinton Street from Vermont Street to
17 Church Street. I make a motion to amend
18 Charter 225-94, Schedule 29 of the city
19 code, alternate side of the street
20 parking, parking prohibited at all times,
21 Clinton Street from Vermont Street to
22 Church Street; Tuesday, Thursday,
23 Saturday parking on one side of the
24 street only. This is a motion.

25 MAYOR KELLY: Is there a second?



1 Second.

2 Any discussion?

3 All those in favor, say aye.

4 COMMISSIONER SCIROCCO: Aye.

5 COMMISSIONER FRANCK: Aye.

6 MAYOR KELLY: Any opposed?

7 The matter passes.

8 COMMISSIONER DALTON: Thank you.

9 The third item on my agenda is an
10 appointment of a city health officer.
11 I'm very pleased to announce that I've
12 appointed Dr. Michael Holland as the new
13 city health officer. I also want to
14 thank Dr. Timothy Brooks for serving as
15 the city's medical director for nearly
16 twenty years and serving as the city
17 health officer since 2014. My sincere
18 thanks for his service to our city.

19 The fourth item is authorization --

20 MAYOR KELLY: Can I comment?

21 COMMISSIONER DALTON: Yes.

22 Absolutely.

23 MAYOR KELLY: I want to comment on a
24 couple things.

25 Dr. Holland is a terrific choice and



1 thank you for having him on -- on the
2 team.

3 My other question is in the contract
4 with them, can we, you know, utilize them
5 as a city for, like, an emergency like
6 COVID so they could be our communicator?

7 COMMISSIONER DALTON: Yeah.

8 MAYOR KELLY: So that would be
9 terrific if you could add that,
10 Commissioner, because he's a great guy.
11 He's helped us a lot at the city level
12 with COVID and he's educated us all.

13 So I appreciate --

14 COMMISSIONER DALTON: That's what we
15 talked about when I talked to him about
16 taking this appointment, if he could
17 gather data for us, if he could update
18 the city whether, you know, it has to do
19 with the pandemic or another health
20 issue.

21 MAYOR KELLY: Right.

22 COMMISSIONER DALTON: Also, whether
23 or not he could be a representative for
24 the city like he is (indiscernible) like
25 what we're dealing with now at a county



1 level and represent our voice, and also,
2 with the medical background he has, you
3 know, represent our needs to communicate
4 back and forth.

5 So --

6 MAYOR KELLY: That's good. Thank
7 you. That's a great choice. Thank you.

8 COMMISSIONER DALTON: Thank you.

9 The fourth item on my agenda is
10 authorization for the mayor to sign a
11 contract with Empire Ambulance.

12 This is a contract for backup
13 ambulance service to the city. The
14 monthly rent they pay is 3,000 dollars
15 per month. I make a motion to authorize
16 the mayor to sign a contract with Empire
17 Ambulance. This is a motion.

18 MAYOR KELLY: Is there a second?

19 COMMISSIONER SCIROCCO: Second.

20 MAYOR KELLY: Any discussion?

21 All those in favor, say aye.

22 COMMISSIONER SCIROCCO: Aye.

23 COMMISSIONER DALTON: Aye.

24 COMMISSIONER FRANCK: Aye.

25 MAYOR KELLY: Any opposed?



1 The matter passes.

2 COMMISSIONER DALTON: Thank you.

3 Last item is a -- oh, it's not the
4 last. It's the second-to-last item, and
5 it's a discussion and vote to accept
6 donations for the SSPD K-9 unit. This is
7 a really happy one.

8 The police department has received
9 many more donations they can use of
10 Martin Hardy and Mosati (ph.) donating to
11 the police K-9. And I wanted to
12 acknowledge all of the people who donated
13 briefly before we vote to accept their
14 donation.

15 The donations are earmarked
16 specifically for the K-9 unit to purchase
17 such things as another K-9 to replace the
18 second retiring K-9, equipment to build a
19 new training area so they could train in-
20 house and only have to travel one or two
21 times a year for state certifications.
22 Additional maintenance fitting in other
23 canine-related issues are not covered --
24 that are not covered by the budget.

25 So I ask the city council to accept



1 the K-9 donations to be placed in the K-9
2 donation line. The donations are from
3 Christina Masorati and Morris (ph.),
4 Michael Billoff (ph.) and Patricia
5 McGovern (ph.), Eric and Harry Cushing
6 (ph.), Crescent Hill Partners, Matthew
7 Jones (ph.), Cliff and Claudia Van Wagner
8 (ph.), Susana Allerdice, the Boghosian
9 brothers (ph.), Wesley Health Care
10 Center, 519 Broadway, stores of the Dake
11 family, the Adirondack Trust Company, and
12 the Business for Good Foundation. And
13 the total amount of the donations is
14 27,400 dollars.

15 And so I just want to thank all of
16 those individuals and organizations that
17 donated for our K-9 unit. This is --
18 it's just a phenomenal outpouring of
19 support.

20 MAYOR KELLY: It is. That's great.

21 COMMISSIONER DALTON: This is a
22 motion.

23 MAYOR KELLY: Is there a second?

24 COMMISSIONER SCIROCCO: Second.

25 MAYOR KELLY: Any discussion? I



1 thank them all, too. That's an amazing
2 amount of donations. That's terrific for
3 our K-9 Unit.

4 COMMISSIONER DALTON: It's really,
5 really awesome.

6 MAYOR KELLY: Yeah. All those in
7 favor say aye.

8 COMMISSIONER FRANCK: Aye.

9 COMMISSIONER SCIROCCO: Aye.

10 MAYOR KELLY: Opposed?

11 The matter passes.

12 COMMISSIONER DALTON: The last item
13 on my agenda is to set a public hearing
14 to amend Chapter 225, Section 225-81 of
15 the city code, Schedule XVI, parking
16 prohibited at all times on Crescent
17 Street.

18 This is to prohibit parking at all
19 times on the south side of Crescent
20 Street between South Broadway and Joshua
21 Road. And this is specifically brought
22 to our attention as it pertains to the
23 dog park there, to make sure that it is
24 safe for pedestrians and the neighborhood
25 and people, you know, driving and use of



1 the dog park.

2 So I'm asking that we set that
3 public hearing for our next council
4 meeting, if possible.

5 DEPUTY MAYOR SHIELDS: And we can do
6 that on May 4th at 6:55.

7 MAYOR KELLY: Thank you.

8 COMMISSIONER DALTON: Thank you.
9 And that concludes my agenda.

10 MAYOR KELLY: Thank you,
11 Commissioner.

12 Let's turn it right over to
13 Supervisor Veitch.

14 SUPERVISOR VEITCH: Thank you,
15 Mayor.

16 First on my agenda is a just a quick
17 announcement on the Geyser Road repaving.

18 Geyser Road is one of our county
19 roads located in the city. And signs
20 have just gone up recently that there's
21 going to be some roadwork happening there
22 starting, actually -- the date says
23 today, but they actually didn't do
24 anything today. But I did talk to the
25 Commissioner of DPW at the county and he



1 mentioned that they are going to be
2 prepping the roadway very soon.

3 Resurfacing will be occurring later
4 in this month and mostly through next
5 month. And he's expecting, although it's
6 not a permanent date, that completion of
7 the road will be done near the end of
8 May.

9 So as we open the Geyser Road Trail,
10 we're going to also repave Geyser Road
11 with some new fresh pavement on the
12 roadway side. So just stay -- just stay
13 advised that that would be occurring
14 later this spring.

15 Second on my agenda is just a quick
16 note to mention that the county accepted
17 some additional funding today for the
18 STOP-DWI program. The STOP-DWI program
19 is mainly funded by DWI fines that we
20 collect at the court system. And again,
21 just to mention, I do bring this up
22 sometimes from time to time, that after
23 the county sheriff, the city police
24 department gets the most STOP-DWI
25 assistance among the county's law



1 enforcement departments, and I think they
2 do a good job of enforcing that, using
3 that funding.

4 So I just wanted to mention that we
5 accepted some extra funding for that
6 today, and continuing to fund a good
7 program.

8 And last on my agenda is just to
9 mention that the county is going to be
10 taking part in this New York State's new
11 deer-hunting pilot program. And today,
12 we set a public hearing for a local law
13 that the county has to pass, and the
14 public hearing is set for May 18th at
15 3:30 p.m. before the board meeting.

16 And what this is, is it's a new
17 state opt in for counties and an
18 initiative to expand youth hunting
19 opportunities to twelve- and thirteen-
20 year-olds. Currently, the minimum age to
21 hunt in New York State is fourteen, and
22 many other states have a younger age, and
23 the state legislature passed a law that
24 said that counties can opt in for a pilot
25 program to introduce its twelve- and



1 thirteen-year-olds.

2 And it's for crossbow, rifle,
3 shotgun, and muzzle loading. And the key
4 is is that these youngsters must be
5 accompanied by a parent, legal guardian,
6 or mentor to oversee their -- their
7 hunting.

8 So we're the first county in New
9 York State to set up this public hearing
10 and enact a local law, as it is a new
11 statewide program which allows for the
12 opt in of the pilot program. And again,
13 there is a public hearing scheduled at
14 the county from May 18th at 3:30 p.m.
15 before the board meeting.

16 And again, I know it may not be as
17 big of an issue in the City of Saratoga
18 Springs, but throughout the county, there
19 certainly appears to be some support for
20 this in some of our other towns that we
21 have in Saratoga County. So that is that
22 agenda item.

23 And I just want to mention one last
24 thing before I'm done. I want to thank
25 Mayor Kelly for holding the Geyser Road



1 Trail opening this week. I will be out
2 of town, so I won't be there for that
3 later --

4 MAYOR KELLY: That's a bummer.

5 SUPERVISOR VEITCH: Yeah. So as a
6 person in the neighborhood who lives
7 nearby and has spent a lot of time
8 working on this, I want to thank you
9 again for getting it over the finish
10 line --

11 MAYOR KELLY: Right.

12 SUPERVISOR VEITCH: -- and getting
13 it done. It looks great out there. I've
14 ridden it several times. It's fantastic.

15 MAYOR KELLY: That's great.

16 SUPERVISOR VEITCH: So very much
17 appreciate everything that everybody has
18 done on this over the years. So with
19 that, that concludes my agenda and thank
20 you.

21 MAYOR KELLY: I thank you, too,
22 Supervisor. I know you have been over
23 the years, however many years you've been
24 working on it, but it's been a lot, and
25 so I'm just a little bit disappointed



1 that you won't be there. So thank you
2 for your kind words.

3 I --

4 COMMISSIONER FRANCK: Yeah. Those
5 are -- I just want to say, the first time
6 I met Matt was on the trail back in 2006.

7 MAYOR KELLY: Really?

8 COMMISSIONER FRANCK: The accounts
9 office in 2006 was saying if we want to
10 do this trail. So that was the first
11 time I met him.

12 MAYOR KELLY: That's great.

13 COMMISSIONER DALTON: Thank you.

14 COMMISSIONER FRANCK: Thank you.

15 SUPERVISOR VEITCH: Thank you
16 everybody.

17 MAYOR KELLY: Okay. Supervisor
18 Gaston?

19 SUPERVISOR GASTON: Thank you,
20 Mayor. The first item on my agenda is
21 just a quick COVID-19 update.

22 Our positivity rate is coming down a
23 little bit. It was well over three
24 percent for a while, so that's good.

25 It is important, especially as we



1 enter proms, graduation, and summer
2 season to continue to stay vigilant.

3 Our vaccination rate in the county
4 is excellent. So I appreciate all
5 residents who are working on that.

6 As of right now, over sixty percent
7 of individuals over the age of eighteen
8 have been vaccinated, and we're working
9 very quickly to accomplish that in those
10 who are sixteen and seventeen.

11 There have been a number of
12 vaccination clinics in Saratoga County
13 specifically for sixteen- and seventeen-
14 year-olds, and there are a few the rest
15 of this week and this weekend.

16 If a student is interested, they
17 should reach out to their school. Some
18 of them are being held closed at
19 particular schools, and so they should
20 get that information. If not, feel free
21 to reach out to myself or the Public
22 Health Department and we'll connect to
23 you because vaccination is the best and
24 safest way to reach herd immunity.

25 We are starting to see some signs of



1 vaccine hesitancy, which is not ideal, so
2 let's just all keep going and
3 encouraging. And if you do know of a
4 particular population that either has
5 concerns or has issues with outreach,
6 please let us know because we're working
7 to solve those problems and get access as
8 best we can.

9 On a related note, the second item
10 on my agenda is regarding the public
11 health expansion. This is a
12 (indiscernible) that's been many years in
13 the works, and it will be with the county
14 expanding our Public Health Department to
15 a full-service Department of Health,
16 taking on many environmental health
17 services such as restaurant and camp
18 inspections, lead and tobacco prevention,
19 et cetera.

20 Right now, those are handled by the
21 New York State Office in Glens Falls. So
22 this will be much closer to home and
23 hopefully easier for our municipalities
24 and businesses to use.

25 Since January, we've taken a number



1 of steps including hiring personnel such
2 as an epidemiologist. Today, we passed a
3 resolution authorizing the hiring of a
4 law firm that will help us with the
5 regulatory issues.

6 Saratoga County will be the first
7 county in New York State in approximately
8 twenty years to undergo this transition.
9 So many of the people who have shepherded
10 this before are no longer working in
11 government.

12 We will have an advisory committee
13 that will include myself, another
14 supervisor, our Commissioner of Health,
15 and some individuals who previously have
16 worked in government and are willing to
17 lend us their assistance so that we can
18 get this done quickly and efficiently.

19 Part of this -- I will be reaching
20 out to each of the Commissioners and the
21 mayor to schedule meetings because part
22 of this is an internal process; hiring
23 and developing programs, and part of it
24 is a small-p political process.

25 So the city has the ability to opt



1 out of the county's health department if
2 they choose, and develop and maintain
3 their own local health department. The
4 city can choose to do that or not. But
5 it does require a vote of the council an
6 order to include in that. And so I want
7 to make sure that any questions or
8 concerns from the city are met and that
9 we can give you the information that you
10 need in order to vote on that in an
11 informed way.

12 If the city does opt in, the county
13 board of health that will be instituted
14 at that time will have a voting
15 representative from the city in
16 particular.

17 Right now, the board of supervisors
18 serves as the board of health for the
19 county, and in this case, there will be
20 nine members, and one of them will be a
21 representative. The city will select
22 three names and the board of supervisors
23 will vote on that one.

24 So I will be reaching out to each of
25 you. If you don't have any questions,



1 that's fine, but I want to make sure that
2 any questions or concerns you have, I can
3 meet.

4 The last item on my agenda is today,
5 I was thrilled, along with other Saratoga
6 County officials, to announce the
7 Saratoga County Women and Government
8 Leadership program.

9 On Monday, our application process
10 will be live, and high-school-aged young
11 women from around the county are going to
12 be able to apply in order to join our
13 summer program with Soroptimist
14 International of Saratoga County.

15 They will learn about leadership
16 skills, how government works, their
17 career goals, and they will also obtain
18 mentors in the county, learn more about
19 the opportunities available to them, and
20 we'll have a little bit of fun.

21 One of the examples I gave today was
22 the first woman elected in Saratoga
23 County, there was a fist fight at a gas
24 station involved. So we'll get to learn
25 a little bit about the history of the



1 county.

2 We were honored to have
3 representatives or remarks from Senator
4 Tedisco, Senator Jordan, Assemblywoman
5 Walsh, as well as Lieutenant Governor
6 Kathy Hochul.

7 And in addition, we also had Marty
8 Sauerbrey who is the current president of
9 the Women's Leadership Council for the
10 New York Association of Counties and
11 incoming NYSAC president.

12 So you can look for that
13 application. Residents of Saratoga
14 Springs, their applications will stripped
15 be of personal information and sent to
16 Supervisor Veitch and myself to make
17 selections

18 And the video of that is up on my
19 Facebook and on the county's Facebook and
20 YouTube as well. And that concludes my
21 agenda.

22 MAYOR KELLY: Thank you, Supervisor.

23 COMMISSIONER MADIGAN: Supervisor
24 Gaston, is that something you set up, the
25 Saratoga County Women in Government



1 Leadership program, if I can ask?

2 SUPERVISOR GASTON: Yes. We are
3 actually the first county in New York
4 State to do this. This is one reason
5 NYSAC is excited to work with us. We are
6 hoping to use it as a pilot to be
7 expanded across the state.

8 COMMISSIONER MADIGAN: Well, it's
9 just excellent. Kudos to you. I hope
10 you get a lot of good feedback from this
11 program.

12 SUPERVISOR GASTON: Me, too.
13 Fingers crossed. Thank you.

14 MAYOR KELLY: Thank you. Any other
15 business from the council? Then we are
16 adjourned. Thank you and good night.

17 COMMISSIONER DALTON: Thank you.

18 (Meeting adjourned.)

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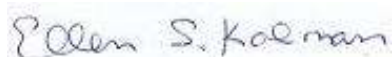
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C E R T I F I C A T I O N

I, Ellen S. Kolman, certify that the
foregoing transcript is a true and
accurate record of the proceedings.



Ellen S. Kolman (CET-568)

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