

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

SUBJECT: Pendragon MOU

DATE: 1-9-2023

DEPT OF ORIGIN: Mayor Williams

BILL # 5-2023

DATE SUBMITTED: 1-4-2023

EXHIBITS: \_\_\_\_\_

APPROVED AS TO FORM:

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

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

EXPENDITURE  
REQUIRED

AMOUNT  
BUDGETED

APPROPRIATION  
REQUIRED

Resolution for the Village Manager to execute MOU with Pendragon Theater

MOVED BY: Scollin      SECONDED BY: Shapiro

VOTE ON ROLL CALL:

MAYOR WILLIAMS

yes

TRUSTEE BRUNETTE

recused

TRUSTEE CATILLAZ

yes

TRUSTEE SCOLLIN

yes

TRUSTEE SHAPIRO

yes

## MEMORANDUM OF UNDERSTANDING

It is the intention of Pendragon Inc. to enter into an arrangement and understanding with the Village of Saranac Lake relative to certain proposed improvements to Woodruff Street, in Saranac Lake.

To wit:

- The Village of Saranac Lake wishes to procure easements relative to the re-location of utility poles NG-8 and NG-9 from their present location, within the Right of Way of the said Woodruff Street, to a point adjacent southeasterly of and upon property owned in fee by Pendragon Inc., to which Pendragon Inc. agrees. These easements will abut the Right of Way on the northwest and be, at a maximum, only of a size necessary to accomplish their removal from said Right of Way.
- The Village of Saranac Lake wishes to procure an easement, upon property owned in fee by Pendragon Inc. specifically and entirely for purposes of vegetative planting and screening, to which Pendragon Inc. agrees. A visual representation of said easement is found on Sheet WF-C-101 of a plan set prepared by Environmental Design and Research entitled "Woodruff Street East Layout, Materials, Erosion and Sediment Control, Grading and Utility Plan", and dated January 31, 2022 as per Attachment B.
- Pendragon Inc. will authorize National Grid to accomplish the design work necessary to effect the removal of pole NG 7, the relocation of pole NM 6, and the termination of the overhead span between the relocated pole NM 6 and pole NG 8. Pendragon agrees to assume the cost of this construction effort with an estimated cost of \$38,368.17. Pendragon, Inc. will submit this request to National Grid no later than January 31, 2023.
- The Village of Saranac Lake will request that the existing Village of Saranac Lake contract with Environmental Design and Research be amended to include the design of an underground conduit whose purpose is to reroute three existing telecommunication lines between the relocated pole NM 6 and pole NG 8. Pendragon Inc. agrees to assume the cost of this design effort, cited at \$2600 as per Attachment C. Pendragon, Inc. will provide said \$2600 payment to the Village of Saranac Lake no later than February 28, 2023.
- The Village of Saranac Lake agrees to assume the the full cost and responsibility for the installation of the said underground telecommunication conduit. Labor for this effort will be provided in-kind by the Village of Saranac Lake and the cost of materials, up to \$2600, will be covered by the Village of Saranac Lake. Pendragon, Inc. understands that the installation of the telecommunication lines in the conduit will be undertaken and completed by the three telecommunications providers. Pendragon, Inc. further understands that the above-mentioned design proposal

from Environmental Design and Research specifically states that “EDR will coordinate with the utility purveyors including National Grid, Verizon, Spectrum, and Slic.”

- It is the hope of Pendragon Inc. that the timing and/or sequencing of: the relocation of poles by National Grid, the construction work associated with the underground conduit, and the relocation of the telecommunication lines to that underground conduit, all be coordinated as effectively as possible to effect the best possible outcome for all concerned.

Michael Aguirre, Managing Director, Pendragon Inc.

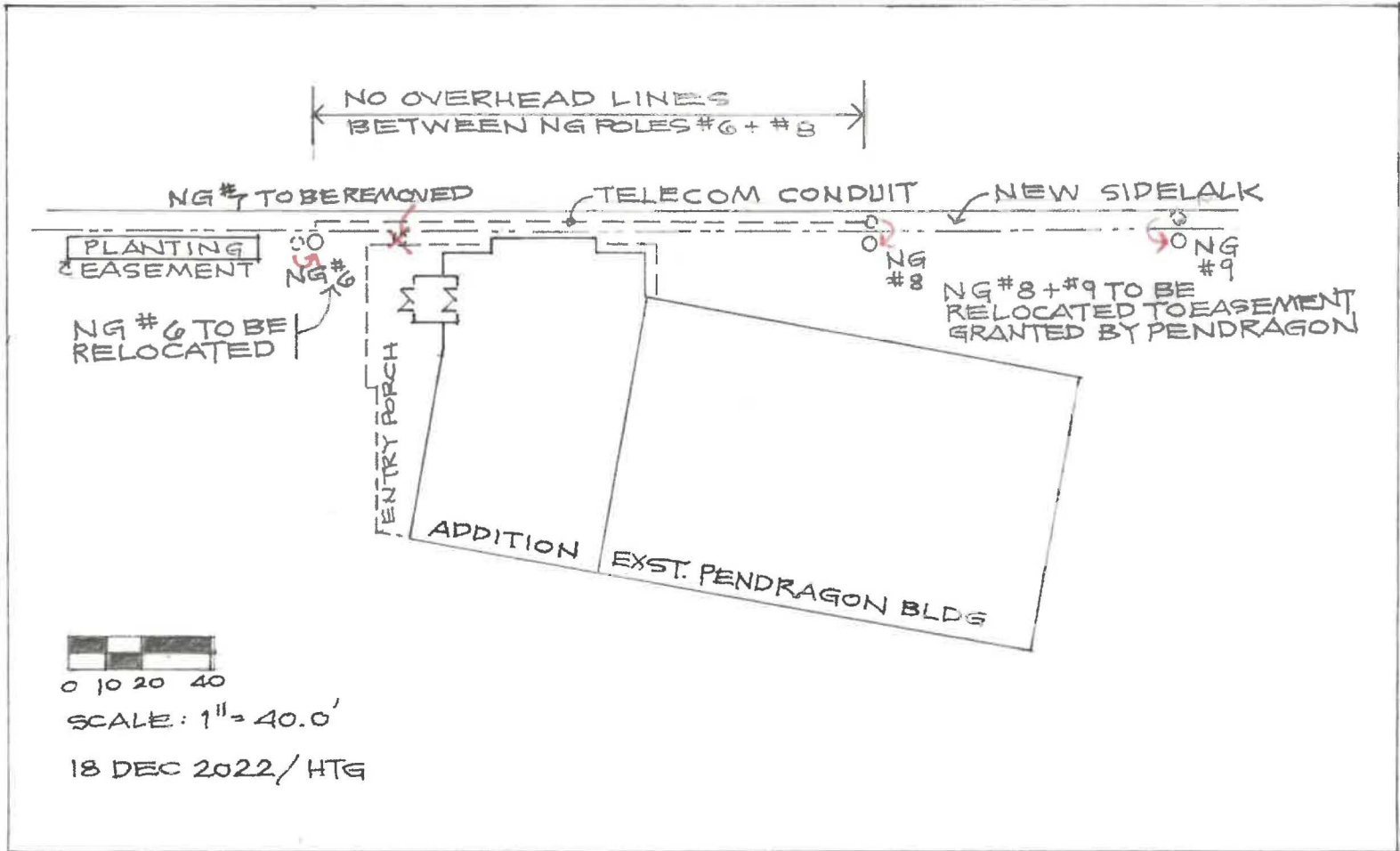
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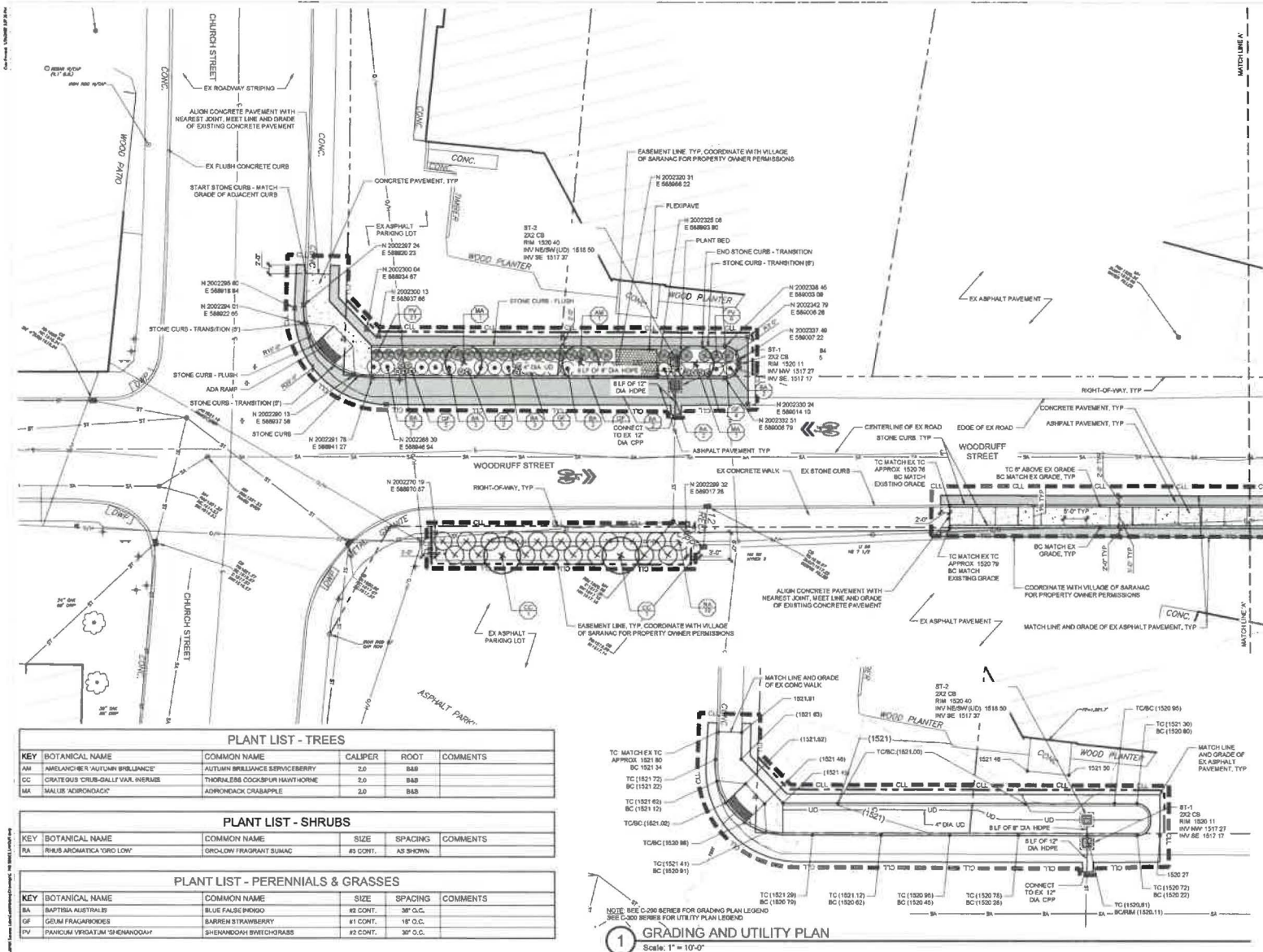
Christopher H. Leifheit, President, Board of Directors, Pendragon Inc.

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Jimmy W. Williams, Mayor, Village of Saranac Lake, New York

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### EXISTING LEGEND

SYMBOL	ITEM
---	PROPERTY LINE
▲	SURVEY CONTROL POINT
□	SURVEY BENCHMARK
○	UTILITY LIGHT POLE
○	UTILITY POLE
○	PEDESTRIAN LIGHT POLE
○	POST
○	FLAG POLE
○	SIGN
○	CONIFEROUS SHRUB
○	TREE STUMP
○	DECIDUOUS SHRUB
○	DECIDUOUS TREE
○	CONIFEROUS TREE
○	UTILITY ELECTRIC METER
○	UTILITY ELECTRIC MANHOLE
○	UTILITY SANITARY MANHOLE
○	UTILITY TELEPHONE MANHOLE
○	UTILITY DRAINAGE MANHOLE
○	UTILITY UNKNOWN MANHOLE
○	UTILITY DRAINAGE DITCH/BOX
○	UTILITY FIRE HYDRANT
○	UTILITY WATER VALVE
○	UTILITY GAS VALVE
○	UTILITY UNKNOWN VALVE
○	UTILITY UNDERGROUND ELECTRIC
○	UTILITY UNDERGROUND ELECTRIC
○	UTILITY UNDERGROUND GAS MAIN
○	UTILITY LG TELEPHONE
○	UTILITY SANITARY SEWER
○	UTILITY STORM SEWER
○	UTILITY LG WATER MAIN
○	UTILITY OVERHEAD LINES
○	FLUSH AND TRANSITION CURB

### LEGEND

SYMBOL	ITEM
---	PROPERTY LINE
---	CONTRACT LIMIT LINE
---	EASEMENT LINE
---	CENTERLINE
---	OVERHEAD ELECTRIC
---	ASPHALT PAVEMENT
---	CONCRETE PAVEMENT
---	PERIMETER CONCRETE BOARDWALK
---	RIP RAP
○	DECIDUOUS TREE
○	PLANTING PNT. TYP

### PLANT LIST - TREES

KEY	BOTANICAL NAME	COMMON NAME	CALIPER	ROOT	COMMENTS
AM	AMELANCHIER 'AUTUMN BRILLIANCE'	AUTUMN BRILLIANCE SERVICEBERRY	2.0	B&B	
CC	CRATAEGUS 'CRUS-GALLI' VAR. INERMIS	THORNLESS COCKSPUR Hawthorne	2.0	B&B	
MA	MALUS 'ADIRONDACK'	ADIRONDACK CRABAPPLE	2.0	B&B	

### PLANT LIST - SHRUBS

KEY	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	COMMENTS
RA	RHUS AROMATICA 'TORO LOW'	GREYLOW FRAGRANT SUMAC	#3 CONT.	AS SHOWN	

### PLANT LIST - PERENNIALS & GRASSES

KEY	BOTANICAL NAME	COMMON NAME	SIZE	SPACING	COMMENTS
BA	BAPTISIA AUSTRALIS	BLUE FALSE INDIGO	#3 CONT.	30' O.C.	
GF	GEUM FRAGRANOIDES	SARREN STRAWBERRY	#1 CONT.	18' O.C.	
IV	PANICUM VERGATUM 'SHEMADDAH'	SHEMADDAH BROMEGRASS	#2 CONT.	30' O.C.	

**1 GRADING AND UTILITY PLAN**  
Scale: 1" = 10'-0"



EDR Environmental Design & Research  
 1000 West 10th Street  
 Suite 100  
 Denver, CO 80202  
 Phone: 303.733.1111  
 Fax: 303.733.1112  
 Website: www.edrinc.com

**EDR**  
 a better environment  
 Environmental Design & Research  
 P 315.471.0688



**ENGINEERING DESIGN SERVICES & CONSTRUCTION MANAGEMENT FOR PARKS, STREETSCAPES, & CONNECTIVITY IMPROVEMENTS**  
 WOODRUFF STREET EAST LAYOUT, MATERIALS, EROSION & SEDIMENT CONTROL, GRADING, AND UTILITY PLAN

DATE	2019
BY	JANUARY 31, 2022
SCALE	1" = 10'-0"
DWG/SP	06/20
DATE	06
PROJECT	WOODRUFF STREET EAST LAYOUT, MATERIALS, EROSION & SEDIMENT CONTROL, GRADING, AND UTILITY PLAN
CLIENT	SARANAC LAND MANAGEMENT, LLC
LOCATION	WILSONVILLE, OR

**WF-C-101**



**EXHIBIT C - AMENDMENT TO AGREEMENT  
BETWEEN CLIENT AND CONSULTANT  
FOR PROFESSIONAL SERVICES**

**AMENDMENT NO. 2**

The Effective Date of this Amendment is: September 13, 2022

The Effective Date of original Agreement is: January 14, 2021

Client: Village of Saranac Lake, 39 Main Street, Saranac Lake, NY

Consultant: Environmental Design & Research, Landscape Architecture, Engineering & Environmental Services, D.P.C., 217 Montgomery Street, Suite 1100, Syracuse, NY 13202

Project Name: Engineering Design Services and Construction Management – Parks, Streetscapes, and Connectivity Project

**Nature of Amendment:**

- Additional Services to be performed by Consultant
- Modification to services of Consultant
- Modification of payment to Consultant
- Modification of time for rendering services
- Modification to Terms and Conditions of the Agreement

**Description of Modifications:**

The objective is to remove overhead telecommunication service lines (including Verizon, Spectrum, and Slic) and install the lines underground between two National Grid utility poles as shown on the attached aerial.

We understand the following:

1. Relocated utility lines will share one conduit on Pendragon Theatre property. Village Staff to coordinate utility easement requirements on private property.
2. Riser detail and pole connection details to be provided by the utility companies.
3. The Village will provide personnel contact information for each utility company.

EDR will prepare one sheet to include the layout and materials plan and a conduit detail. EDR will coordinate with the utility purveyors including National Grid, Verizon, Spectrum, and Slic.

**Agreement Summary:**

Original Agreement Amount:	\$686,300
Net change for Prior Amendments:	\$19,250
This Amendment Amount:	\$2,600
Adjusted Agreement Amount:	\$708,150

The foregoing Agreement Summary is for reference only and does not alter the Terms and Conditions of the Agreement.

Client and Consultant hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect.

CLIENT:

Village of Saranac Lake

Print Name: Erik Stender

Title: Village Manager

Date: \_\_\_\_\_

CONSULTANT:

Environmental Design & Research,  
Landscape Architecture, Engineering &  
Environmental Services, D.P.C.



Print Name: Thomas FJ Dussing, PE

Title: Vice President

Date: September 13, 2022

