

**Minutes for the Ticonderoga Town Board Meeting held on  
December 14, 2017 commencing at 6:00 p.m. with Public Hearing regarding the  
Amendment to the Peddlers Ordinance**

**Present:** Joseph Giordano, Supervisor  
Fred Hunsdon, Councilman  
Wayne Taylor, Councilman  
Dorcey Crammond, Councilwoman  
Dave Woods, Councilman  
Matthew Fuller, Town Attorney  
Tonya M. Thompson, Town Clerk

**Others:** Don Hardy, Lance Clark, Tim Ryan, Greg Swart, Heath Town, Chief LaVallie,  
Councilwoman elect Joyce Cooper, Maria & Herb Tedford

Supervisor Giordano opened the meeting with the Reciting of the Pledge of Allegiance.

Opening Remarks

Supervisor Giordano explained that with this being the last month of the year and we are approaching New Year's celebration, this year TiNADA and a number of local businesses are supporting a recovery resolution New Years Eve celebration for those recovering from alcohol, drug and other types of addictions. It will be held at the Fire Department from 6 p.m. to 12:30 a.m. and they will have a lot of different events, a few different types of meetings for AA/NA and celebrating recovery, and a few special guest speakers, they will be showing a few different films, anonymous people and reversing the stigma as well as door prizes and giveaways from local businesses. This will be a nice event that make communities come together for those who are working towards recovery.

Supervisor Giordano also added that this is Councilman Fred Hunsdon's last Regular Town Board meeting, we wanted to say thank you, Fred, for your support to various committees that you have taken on, and he appreciates the leadership and the initiative that has been taken with the airport committee, the public safety as well as the other committees that he has been part of, youth and seniors...

Councilman Hunsdon thanked everyone for their help along the way.

Board of Health - No report.

Presentations

Lance Clark, TRA - Zombie Properties Update

Mr. Clark would like to give the Town Board and Public Safety Committee an annual report on the progress on derelict properties. In this case it is a half year report because in effect we created the data base in June of this year for the master file of abandoned properties in which we can now have a base line to compare systematically. This is also a half year report because six months ago is when the new State Law came into implementation. It was meant to put some teeth into enforcing the mortgagees or the banks who had properties that were in some kind of mortgage related situation to actually

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secure and maintain these properties, so after they have had a mortgage arrears of 90 days, the balls in the court of the mortgage company or the bank to see if the property is abandoned and after three months if it is then they are supposed to secure and maintain it. What this does is it really addresses the one problem which is that these properties are allowed to deteriorate right in front of your eyes, that is what this law is supposed to do. What is included in the data base, it is all properties that are derelict, meaning the code enforcement office has concern about the building and/or abandoned. These rental properties next door are not the ones we are talking about today, that is another category. On June 16, there were 91 properties in this category, and from that 91, 2/3rds were remediated and had their problems fixed by this point in time (61 out of the 91). It is interesting if you look at these properties they fall into two types - ones that are mortgage related so somewhere there is a foreclosure and the other ones are owned out-right. He mentions that because it is striking that the progress is much better with the mortgage related properties. When you look at them, the figure is 80% of mortgage related properties had whatever problem the code office had with them was remediated in the last 6 months compared to 57% of the owned out-right properties. Why is that, as far as we know, most likely it is because of the new state law. The code enforcement office is taking cases directly to the Director of Financial Services and DFS is contacting the banks that are concerned including the State House as a way of getting their attention because we do not have that same amount of clout. About 65 to 70% of those properties that were taken to DFS were remediated. We are also finding that the word on the street is that people are recognizing that something has changed here and they need to pay attention to this. Today there was a conference call with some of the other 75 projects that are being funded by the state, Niagara, Rochester...and they say the same, there is a better response by the mortgage companies if we call them. It seems that this may account for the 80% of the mortgage properties compared to the out-right owned properties which is much lower. What type of problems have we had success with and what type we haven't. We have broken it out into 3 categories - low, medium and high. The first categories - low - had primarily overgrown grass and maybe garbage, the second - medium - had those problems and maybe some type of structure problems that could become more serious, the third - high- these are the hard core properties that are the most serious that need to be demolished, they have asbestos, and probably fire damage. In taking care of these problems we have a high rate of success with the grass, garbage issues - 74% of those were remediated, also there is a high figure to this medium category - 70%, serious problems is around 20%, so 2 out of the 10 properties that have serious problems have been remediated. So even though we have reduced this considerably, it is still sizeable. So the idea of contracting someone to mow these lawns in particular and send these people the bills or put it on their taxes, the problem will come back by next year. The medium properties we have not studied as much, as opposed to the last category with the serious problems the code enforcement's conclusion is that they need to be knocked down, so there is not a rehab option for those properties. Summing this up, there are two other points that are interesting to see from the analysis of this information that we have done. 1. This concept of the Zombie properties - it doesn't seem to be as much as a problem here in Ti, it is more of a big city problem, with the help of the Housing Assistance program in Essex County, one of the partners in this project, they can go and find the owner of everyone of the properties that we were studying, so that does

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not seem like a small town problem. 2. This problem of having these buildings deteriorate for years in front of your eyes, was of these properties being in arrears of taxes and not getting them to auction. The fact that the county is now moving on that and has had two auctions recently is really beginning to move these properties, so it looks like they are catching up with back taxes. This will make a difference. The big picture, in addition to the work of the code office, there have been two important changes, the state law coming into effect and the county pushing these auctions.

Councilman Taylor stated that he is encouraged by the actions and clean up as of late, you can see that they have changed hands and people are taking some interest in cleaning them up for the benefit of the families of those neighborhoods.

Councilman Hunsdon understands these apartments next to our building here are being brought up to code, which is wonderful and he hopes it continues.

Supervisor Giordano believes the interesting thing that has come out of this is how much ease there has been in working with the Department of Financial Services and the State.

Public Hearings

Peddlers Ordinance

This public hearing was brought forward from the Building and Grounds committee to modify and change the structure of licenses. The only change proposed is a two-day license for \$20, a seven day license for \$60 and an annual license for \$250.

Mrs. Thompson explained that there are a lot of events that happen on the weekends and feels it is more appropriate to offer a two day license for \$20 in stead of the week long license.

No discussion.

Public Hearing closed at 6:25 p.m.

Public Comment

None at this time.

Report from Department Heads

None at this time.

Committee Reports

Public Works - Joseph Giordano, Supervisor

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Town of Ticonderoga  
Water/Sewer Committee Meeting Minutes  
November 28, 2017 – 9:30 am**

**Present:** Supervisor Giordano, Derrick Fleury, Tracy Smith, Wayne Taylor, Sr.,  
Matt Fuller (*Town Attorney*), Nancy LaVallie

**Others:** Fred Hunsdon, Sr., Dick Holroyd, Heath Towne, Greg Swart (AES), Brad  
Noviski (AES), Rin Fraize, Evan Gladding, Dave Iuliano

**Pledge**

Supervisor Giordano opened the meeting with the Reciting of the Pledge of Allegiance.

**Items for discussion:**

1. Hague Road Pump Station

- a. Derrick stated that there are now issues with the pump at the station, and although the electrician is working on the VFD the pump may need to be pulled out.
  - i. AES had already done an evaluation of the station that laid out options for the site. Greg will supply the Town with more information soon.
- b. The issue is that a lot of grease caused a plug in the line, and the jet machine was used to clear the problem.
- c. Derrick will use the camera on the line to try to find the source of the grease issue. As a follow-up, if need be, Matt will create a letter to send to the property owners located near the station to obtain their plans and specs for grease traps and separators.

2. Date change for the December Water and Sewer Committee Meeting

- a. The meeting date has been changed to Friday, December 22<sup>nd</sup> at 9:30 am.

3. Richard Nock – 113 Champlain Avenue

- a. Mr. Nock had written a letter to the Town on November 1, 2017 asking for a rate reduction on his water and sewer bill for the property as he stated it is not in livable condition.
  - i. The Town will send a response letter.

4. Essex County Dept. of Community Resources

- a. The Committee recommends to the Town Board to adopt a resolution authorizing Essex County Dept. of Community Resources to act on the Town's behalf to do the administration for the current capital projects through EFC as well as the SPRTK Grant with DEC.

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5. Vacant parcels on Black Point road (Ticonderoga) – Debt fee associated with the district
  - a. Currently there are twenty five vacant parcels that are being charged .10 of debt associated with the district.
  - b. As per the November 2002 Engineering Report, vacant buildable lots should be charged a full debt and .10 of the O&M fee. Vacant non-buildable lots would not be charged debt or O&M.
    - i. The Assessor has looked over the vacant parcel list, and has notified the Committee of which parcels are buildable or non-buildable.
      1. The Committee recommends to the Town Board to authorize the changes to the vacant parcels. Buildable lots will be charged a full debt and .10 of the O&M fee for the district. Non-buildable lots will not be charged debt or O&M. There will also be an increase in the debt fee charged per user in the district for 2018.

**Water and Wastewater Superintendent Report - *Derrick Fleury***

1. LCBP Grant
  - a. As a follow-up from the October Committee Meeting, a brief discussion took place on what opportunities there are in the Town to take advantage of the grant. The primary goal of the grant is to improve water quality into Lake Champlain.
    - i. AES had a list of possible projects in the Lake George Avenue area. Derrick and Greg will look over the area to discuss the possibilities.
2. Gayle Leather Water Issue – Burgoyne Road
  - a. A grant through PRIDE paid for a new water line to the residence, and they now have plenty of water pressure.
3. Help Wanted Ad for the Wastewater Treatment Plant
  - a. Matt will send comments on the draft help wanted ad.
4. FEMA Letter
  - a. Matt will send a reminder note to Harry Gough to find out more information on the recent letter received from FEMA. The letter was in regard to the scope of work change, and that the Town received partial approval of the work.
    - i. The confusion on the matter was that the Town had previously been notified of the approval of the work. FEMA would be

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amending the current PW# 6009 and send a new Blue Book on the  
project. To date, the Town has not received the information.

**Chief Plant Operator Report – Tracy Smith**

1. Land spreading permit
  - a. Tracy heard from DEC (Raybrook) that the land spreading permit will be regulated under the new DEC regulations. There is an inspection tomorrow and no issues are expected.
2. Recycling of effluent flushing valves
  - a. Greg will work with Jen on the details and be back in touch with Tracy. Also, Todd will be on site on Thursday so his thoughts on the matter could be discussed as well.
3. WQIP project
  - a. Tracy mentioned that progress continues to be made on the project, and it's moving along nicely.

**Attorney's Report – Matt Fuller**

1. Water Project
  - a. Matt asks that if there are review issues that arise pertaining to the project to please let him know so that he can follow up with the agency involved as needed. There are deadlines that need to be met and they are fast approaching.
    - i. Greg stated that a draft report has been submitted, and a plan set has been sent to DOH. This is a routine review. A final set of plans are due by January 18, 2018.

**Engineer's Report**

1. GIGP
  - a. On Thursday, Derrick will be meeting DEC in the park to look over a few test holes.
    - i. Following the outcome of Thursdays test holes, AES will update the timeframe for the GIGP.
2. Well Control Building
  - a. Greg has received comments from DOT and the APA.
    - i. The project is in good shape and on track with the design schedule
    - ii. DeFranco will provide a landscaping plan that the Town will need to review, and Greg will be submitting the APA permit and a set of plans.
3. Chilson Tank

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- a. There will be one pewter green colored concrete tank at the site that has a 1.3 million gallon capacity.
- 4. SPRTK Grant
  - a. Greg asked if the Town has seen a submittal from Aqualogics.
    - i. As the Town has not seen a submittal, Greg will follow up with Aqualogics.
- 5. WWTP Project
  - a. The project is going well. The UV submittal is getting finished up and there is now work going on inside. The contractors will be forming the base for the clarifier soon.

**Public Comment**

- 1. Dave Iuliano
  - a. Dave expressed his concern over the GIGP project which involves digging in Bicentennial Park, and stated he does not approve of it.
- 2. Evan Glading
  - a. Evan addressed the Committee in regard to his apartment building on Father Joques Street, and the current charges for water and sewer. He inquired if something could be adjusted with the current rates charged.
    - i. Supervisor Giordano explained that the Town is working towards an EDU reassessment on how to classify businesses and apartment buildings, and possibly offer a discount for seniors living independently. The process will start in spring 2018 with hopes of implementing the changes by year end.
- 3. Dick Holroyd
  - a. As a follow-up to the last Committee Meeting, Dick stated there was mention that the building would be UV ready in the event it was needed.
    - i. Greg responded to Dick's inquiry by stating that there are a few provisions in the building right now, but just basic equipment. The only thing that has been done is that a valve is available in the event that a piece of equipment has to be hooked to it in the future. There is no prediction as to if UV will be required.
    - ii. Dick inquired about how the grants/loans work for the project, and why there are special circumstances surrounding the work done by contractors that drive up the costs.
      - 1. Matt commented that the Town is going through short term financing now for the project, and there are certain requirements that had to be met such as an MWBE component for the engineer, attorney and contractor fees. Unfortunately it's hard to find MWBE firms that are local.

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- iii. Dick then commented that Derrick and Tracy are experienced in their field of work, and why couldn't they take over some of the work that AES currently does to save on costs.

1. The Committee agrees that both Derrick and Tracy are very knowledgeable and give them credit for everything they do for the Town. However, they have day-to-day job priorities and responsibilities that they are dedicated to, and would not be able to do everything that AES does. They do assist the engineers by providing a lot of information to meet their requirements on projects.

**Adjourn**

Supervisor Giordano adjourned the Water/Sewer Committee Meeting at 11:00 am.

The next Water/Sewer Committee Meeting is set for Friday, December 22<sup>nd</sup> at 9:30 am.

**Resolution #620-2017** brought by Joseph Giordano, seconded by Wayne Taylor assess the following fee schedule. Vacant *buildable* lots need to be charged 1 full debt service fee and a 10% charge for O&M (As per the November 2002 Engineer Report) and Vacant *non-buildable* lots will not be charged sewer use, debt service and O&M for the Black Point Sewer District. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

**Resolution #621-2017** brought by Fred Hunsdon, seconded by Wayne Taylor to approve Essex County Community Resources to act on the Town's behalf in the administering of disbursements for the following projects:

- WQIP and Clean Water Main – C5-5520-07-00
- GIGP – C5-5520-10-00
- Water Project – DWSRF# 17163
- Sewer Pollution Right to Know Grant – DEC Contract# DEC01-T00220GG-3350000

**All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

Supervisor Giordano explained that the Town receives inquiries on rate reductions on water and sewer bills often and he wants to make it a top priority to revise the EDU assessment policy for how it charges water and sewer to its users in this coming 2018 year to bring fairness across the board.

Supervisor Giordano will now turn the floor over to Greg Swart from AES Engineering to present the board with a presentation on the progress of the Town's water project. The board can then pass a resolution to proceed with the testing on the second well if they see fit.



# Town of Ticonderoga Water System Evaluation

- December 14, 2017 Town Board Meeting





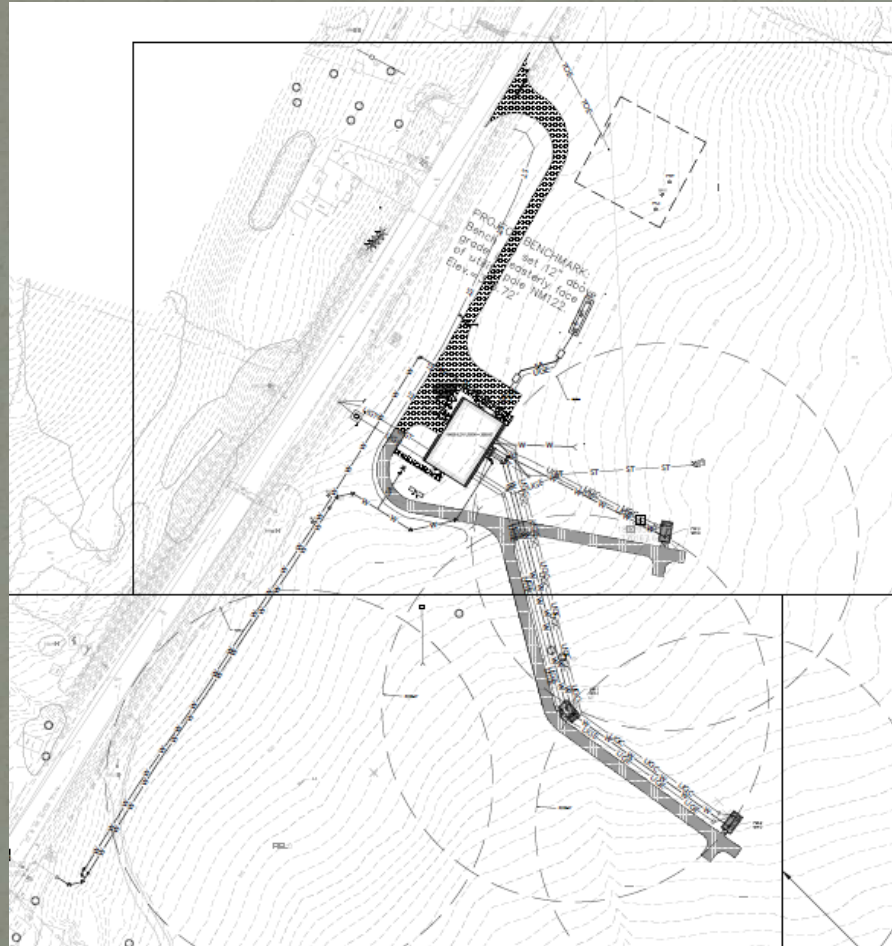
# Town of Ticonderoga

## Status: Well Source

- PW-2 casing installation complete. Boulder stopped casing 9' short of goal. Recommended option move on to full testing of well at this depth (alternative option drill second casing and then test, downside is cost, timing, and risk).
- Testing will occur in late January
- Testing results will be combined with a review of the Town's flow data to determine need for 3<sup>rd</sup> well.
- Design Prints submitted end of November.
- Prints were submitted to DOH, DOT, and APA. Awaiting response and feedback.
- We met with local DOH. DOH is satisfied with submission, will have a few comments. Local DOH working with Albany DOH and other agencies to complete all reviews.
- Once comments are received, we are able to move on to bidding.
- All permitting is underway.

# Town of Ticonderoga

## Status: Well Source





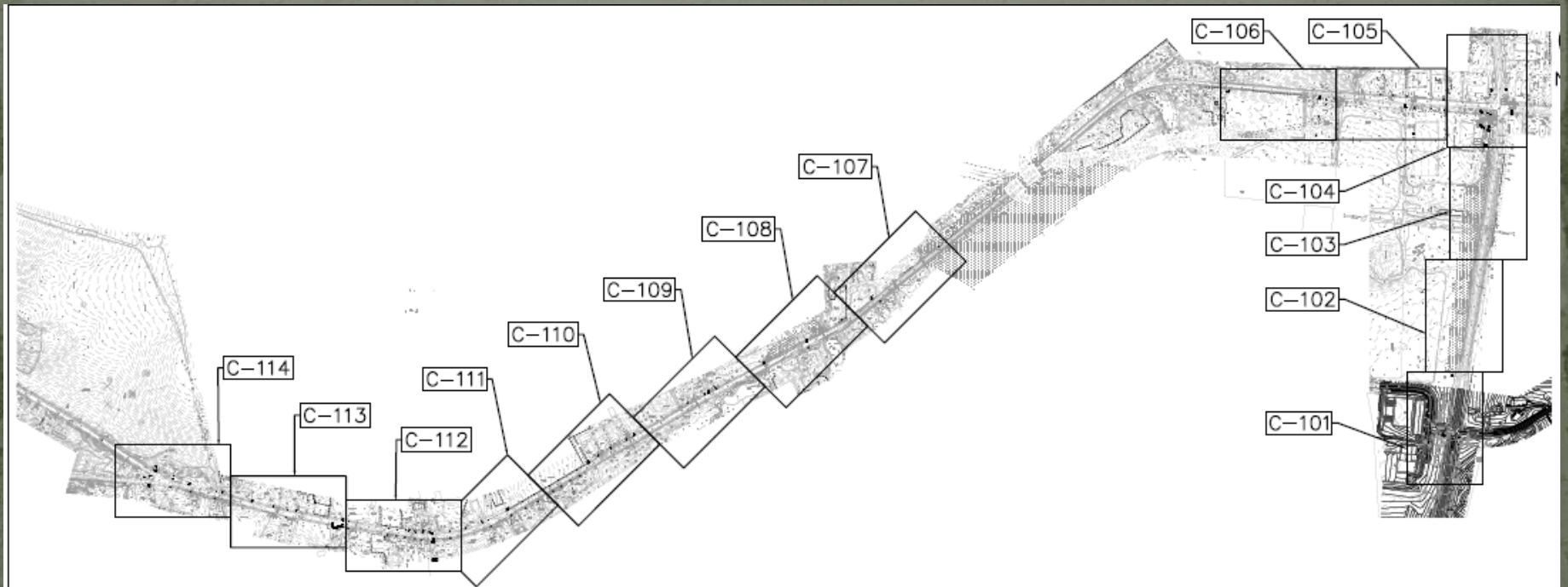
# Town of Ticonderoga

## Status: Water Transmission Mains

- Water main from well source to the entrance to the commerce park.
  - Design Prints submitted beginning of December.
  - Prints submitted to DOT, DOH, APA, Essex County DPW
  - Team is working on easements for the water line along RT 74 and 9N.

# Town of Ticonderoga

## Status: Well Source





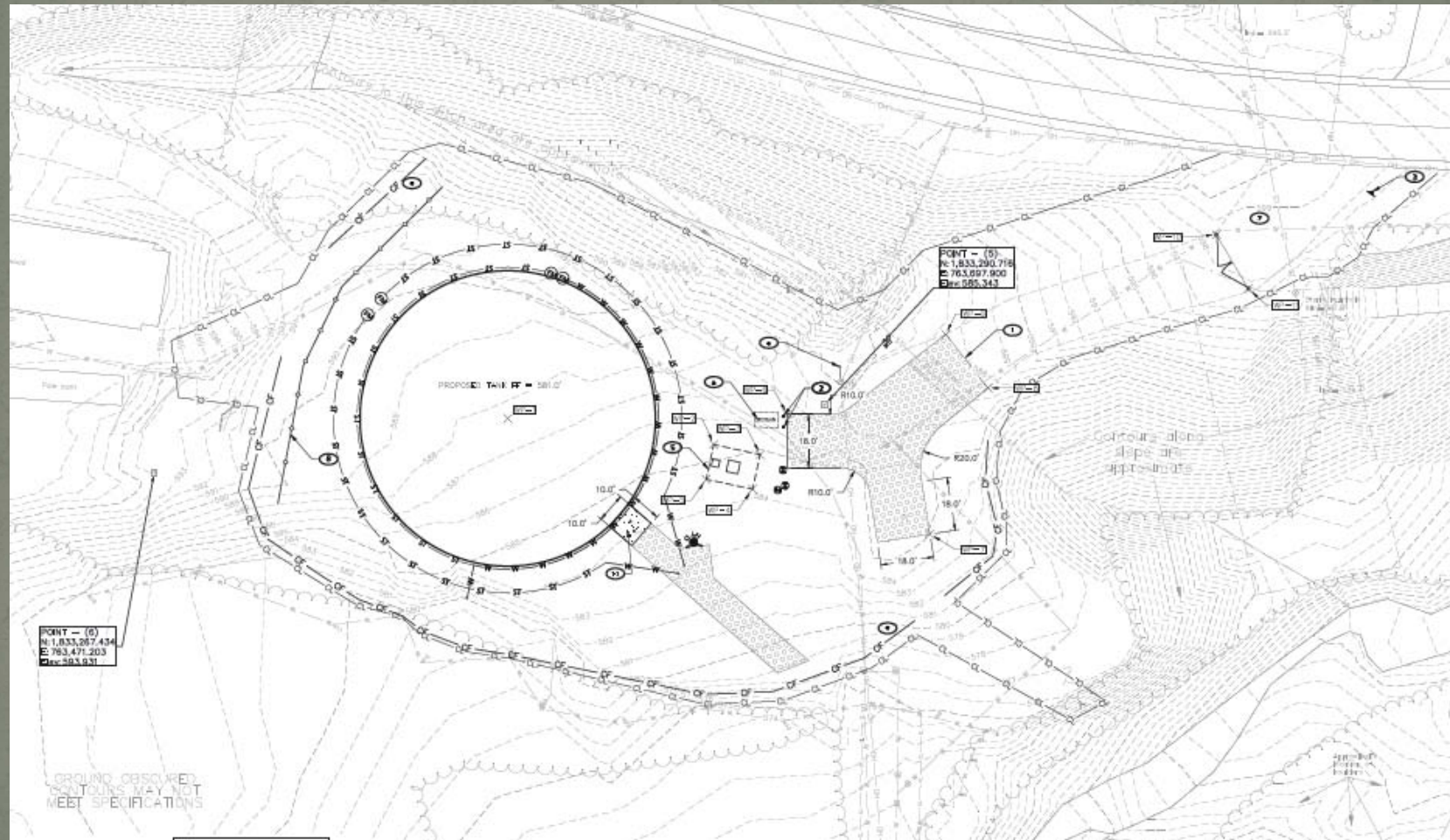
# Town of Ticonderoga

## Status: Chilson Water Tank

- Water storage tank to replace Chilson Reservoir
- Design Prints submitted beginning of December.
- Prints were submitted to DOH, DOT, and APA.  
Awaiting response and feedback.
- Once comments are received, we are able to move on to bidding.

# Town of Ticonderoga

## Status: Well Source





# Town of Ticonderoga

## Status: Baldwin Road Filter Plant

- Work to retrofit filter internals to address existing SWTR violation associated with septum breakage.
  - Filter material has been selected
  - Currently working on pilot study to determine best filter retrofit materials
  - Pilot study will help determine final repair scope.
  - Pilot study limited to internal filter retrofit.



# Town of Ticonderoga Cost Update

## WELL INVESTIGATION/TESTING

Original plan: 3-test wells

Revised plan: 4-additional test wells

| Layne Christensen         |                   |                         |                |
|---------------------------|-------------------|-------------------------|----------------|
| Activity                  | Original Estimate | To Date                 | Delta Increase |
| Small Diameter Test Wells | \$ 69,800.00      | \$131,118.00<br>(Final) | \$61,318.00    |
| Large Diameter Test Well  | \$284,810.00      | \$0.0                   | NA             |
| HydroSource               |                   |                         |                |
| Activity                  | Current Estimate  | To Date                 | Delta Increase |
| Professional Services     | \$ 182,350.00     | \$69,804.18             | \$45,000       |

Total Current Project Estimate: \$12,500,000.00

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**Resolution #622-2017** brought by Wayne Taylor, seconded by Fred Hunsdon to authorize the testing to proceed on the second production well. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

Councilman Taylor inquired about the water pressure from the well source, will it need pressure release valves and what will be the maintenance.

Mr. Swart agreed that there will need to be PRV's to individuals homes, it is mechanical and may require some maintenance, but not a tremendous amount. There is a cost benefit analysis, the maintenance of PRV's versus leaving the main. That main on Street Road is in such poor shape, it is not worth the risk; the maintenance that needs to continuously go in to it the main is so much more than those PRV's.

Councilman Taylor inquired if there will be money left to do the tank on Defiance?

Mr. Swart stated that this will need to be determined after the bids come in from the project. If there is money left over, then it will be a town decision.

Mr. Swart also wanted to brief the board on the GIGP work in the park, test holes were dug with DEC present, couldn't get to the depth that they wanted so we are still working on this.

Building, Grounds, Parks, Recreation, Historical Lands, Beach, Monuments and Cemeteries - Dave Woods, Councilman

Building & Grounds - November 21st @ 8:30 a.m.

Attending: Maria Tedford, Tonya Thompson, Heath Towne, Joyce Cooper and Dave Woods

Discussed:

- Armory - exterior railing, AED, 1st aid Box and directional signs are all in place
- Community Bldg - Roof leak, stamped concrete being slippery when wet, it was suggested that a rubber runner be used during winter as no salt can be used
- Zoning - waiting on map from county for the proposed usage change in village
- Peddler's permits - updated and resolution has been passed for PH
- Suggested to erect another flag pole in park, was decided not to Park electric - safety issues and installing new pedestals are complete
- Issues to be addressed, light at library, outlets at police station and light on falls

**Resolution #623-2017** brought by Joseph Giordano, seconded by Wayne Taylor to offer employment to Lisa Coley-Beeman for a part-time, no benefits custodian position, effective December 18, 2017 at the pay rate of \$12.00. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

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Public Safety - Fred Hunsdon, Councilman**

Public Safety Meeting - 11/27/2017

Committee Members Present: Councilman Fred Hunsdon, Chief Michael F. LaVallie, Margaret Lauman, Bill Ball, Councilman Dave Woods, Ross Kelley and Kortney Bessett  
Guest: Supervisor Giordano, Lance Clark, Mark and Laura Wright

Councilman Fred Hunsdon started the meeting with the Pledge of Allegiance.

**Public Participation**

Supervisor Giordano informed the committee that he was still working on resolving the issue on the corner of Corduroy Road. One resident was not satisfied with the solution that was proposed.

Ross Kelley asked if traffic lines would be painted on Lord Howe Street soon. He feels that it is very dangerous and needs to be addressed right away. He suggested that if it is too late to have lines painted on it this year that the reflective tabs that are use sometimes might be a temporary solution.

Laura Wright asked about the lights in the park by the Falls. She said last night the lights were off and it was very dark. There was a short discussion on who is responsible for those lights and Supervisor Giordano delegated Dave Woods to check on this problem. Councilman Fred Hunsdon reviewed the minutes from the October meeting.

**Ticonderoga Police Department Report**

Chief LaVallie reviewed the statistics for the month of November.

Academy Update: The recruits will be back on December 23rd and will start Field Training on December 25<sup>th</sup>. They will go with one officer for two weeks and then they will swap.

Speed Trailer: Has been received and put into use. As of last night it was put away so that it stays protected from snow and salt.

Major Cases: Chief LaVallie thanks Officer Belden for the extra time he has been putting in to work on these cases while still trying to complete his patrol duties. Chief LaVallie expresses again that there is a serious need for an investigator in this department. He understands that it isn't feasible right now while shorthanded but wants to remind the committee that there is a strong need and hopefully once the staffing issues are resolved that the investigator position be filled.

K9 Training: Chief LaVallie commends Sgt. Quesnel and Tusko on their hard work and reports that they have really taken to each other well. He thinks that Sgt. Quesnel is doing a great job at networking and that he will be certified in Narcotics by Christmas.

Halloween: Chief LaVallie would like to thank Sgt. Quesnel and Kortney Bessett for doing great PR on Halloween and handing out candy to the youth.

Needle Disposal Boxes: We have received the two needle disposal boxes and one is set up at the Police Station and is in use. The other one Councilman Hunsdon is working on getting the dimensions for the box and will prepare to put it on the LaChute Trail.

Christmas Train: Tonight was the Christmas train and he thanks Supervisor Giordano for his work on this.

Request for bills to be paid.

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Ross Kelley asked if there was any disaster preparedness in place for this town. Chief Lavallie gave an example for an active shooter and explained that there were procedures in place. He also explained that although he cannot predict disasters there are procedures in place where the federal government and the county governments would come in an assist a local police departments or other emergency services if necessary.

**Codes Department Report**

Bill Ball stated that they were still working on shutting places down, but didn't have much else to report than that.

**Ticonderoga EMS Report**

The AED machine at the armory is up and all taken care of.

Kortney Bessett asked Councilman Woods if the press release went out about the 911 numbering. Mr. Woods did not see it and was going to check with the individual from the newspaper.

**Ticonderoga Fire Department Report**

No report – Chief Watts absent

**Chilson Fire Department Report**

Councilman Hunsdon reported that some of the department's bylaws have been re-written and they have been approved.

**Presentation about Derelict Properties given by Lance Clark of TRA**

Mr. Ball invited Lance Clark back to this meeting to review Zombie and Abandoned Properties.

Lance Clark handed out to the committee a report about actions completed on Derelict Properties and a Status Report (See attached.) He reviewed these statistics and also handed out a summary of plans for further actions on these properties. (See attached.) Mr. Clark then reviewed graphs and actions to date. He also reviewed planned actions. There looks like there is progress being made but there was a discussion on the costly projects that still need to be completed, mostly burned out buildings with asbestos problems. The committee discussed that they are going to make sure that future burned out buildings do not receive insurance money until the properties are taken care of. This is done through a lean process.

Ross Kelley asked about the amount of money owed to the town on properties that have not paid taxes. There was a discussion and explanation about how taxes are collected. The town is paid in full before Essex County begins to receive their funds. The county is the one who will take a loss if necessary.

**Other Information**

The next public safety meeting will be on December 18, 2017 due to the regular scheduled meeting being on Christmas Day.

Minutes prepared by Kortney Bessett – Records Clerk Ticonderoga Police Department  
Next meeting – December 18, 2017 at 5:00pm in the basement of the community Bldg

**Resolution #624-2017** brought by Fred Hunsdon, seconded by Dorcey Crammond to offer employment to Chris Charbonneau for the Animal Control Officer position, salary set forth in the budget effective December 15, 2017. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

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**Resolution #625-2017** brought by Fred Hunsdon, seconded by Wayne Taylor to offer employment to Ritch Waldron for the position of Part-Time Police Officer with rate of pay per the CBA effective December 15, 2017. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #626-2017** brought by Fred Hunsdon, seconded by Dorcey Crammond to re-advertise for Dog Control Officer. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #627-2017** brought by Fred Hunsdon, seconded by Dorcey Crammond to advertise for an anticipated part-time clerk position at the police department. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

Highway and Transfer Station - Wayne Taylor, Councilman

Ticonderoga Highway Meeting  
11/30/17 8:00 AM

Present: Sal Barnao, John Deming, Mitch Cole, Fred Hunsdon Sr, Dave Woods, Heath Towne, Laura Wright, John Reale, Tonya Thompson, and Wayne Taylor Sr.

The committee reviewed the 10/26/17 Highway Meeting minutes and accepted them as presented.

The committee heard from John Reale on a proposal that would convey some property adjacent to his home on Champlain Ave in exchange for the construction of some off street parking that the town is obliged to deliver under the terms of an agreement with Mountain Lakes Services.

The committee discussed the merits of the town having its own bucket truck. Tonya Thompson mentioned how much better it would be to have one for use in installation and removal of the holiday decorations in the Bicentennial Park. Sal also mentioned the decorations along Montcalm St as well as traffic light maintenance. It was decided that it would be appropriate for the town to attempt to procure a used bucket lift truck. Sal will work with Tonya on preparing a specification for a request for proposal for the purchase of a bucket truck. Sal said he knows of several used ones around town that might be available.

Sal reported on a recent request by Tom Valente to gain access to the old section of Mt Hope Cemetery. He mentioned that the bar gate to the area would be removed and then returned upon completion of the work.

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The committee discussed the future of cemetery lawn maintenance. The question will be whether to use school aged employees or a regular dedicated crew. Dave Woods has obtained quotations from two local lawn contractors that ranging from \$ 32k - \$ 70k annually for the lawn maintenance of the cemeteries. Sal went on say that the maintenance of the current parks can be accomplished by his existing crew.

Sal reported that the signs are on order for the no parking zone on Lake George Ave and Calkins Place intersection. Town forces will paint stripe the area in the spring.

Sal reported that Marla Kohaut's complaint has been resolved to her satisfaction.

Meeting adjourned 10:30 a.m.

Respectfully submitted by Wayne Taylor, 12/13/17

Councilman Woods expressed his concern regarding the purchase of the bucket truck, he feels there should be more research of this purchase versus rental. Any money should be put in to the building fund.

Human Services: Youth/Services - Dorcey Crammond, Councilwoman

**Seniors - December 2017**

The seniors are planning an Open House, Basket Raffle and bake sale for February 9th, 2018 hours will be 10-2.

A new walking exercise class is being offered at the Senior Center on Fridays at 9:00. It is featured as easy fun walking steps geared toward seniors.

The meal site for lunch is still very popular and well attended. Once or twice a month an evening meal is offered instead of lunch @ 5:00.

The Senior Site is looking for a set of tray tables; if anyone has some they no longer use they would appreciate the donation.

The center greatly appreciates the gift of a 40" TV from Jerry and Cheryl O'Connor and sends them a big thank you.

There will not be a monthly meeting in December. The next meeting will be January 31, 2018 @ 1:00.

The week of November 20th, the bus had an average of 12 riders and 56 miles a day.

Respectfully submitted, Dorcey Crammond, Councilwoman

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**Youth - December 2017**

The Youth Commission met November 20, 2017, because there were not enough members to make a quorum no official business was held.

The members present were updated on the attendance and activities of the program of the last few weeks.

Attendance stays steady with an average of 48 students per day.

Many activities are offered and one that was very well received by the older children was making Christmas Cards to send to a very sick child who wanted to get a lot of Christmas Cards at the hospital. The young people really embraced this idea and a bundle of cards were made and sent. Kudos to these great kids.

The after School Program will be closed for Winter Break 12-21 through 1-2-2018/

Respectfully submitted, Dorsey Crammond, Councilwoman

Supervisor Giordano explained that he was at the county today sitting on the Office of the Aging meeting and one of the members was talking about the financial aspects along with a number of others including a needs assessment. He suggested that we ask our seniors about suggestions that he can bring to the county for our area. Maybe in the beginning of the year this can be discussed.

Councilman Hunsdon expressed his concern of the previously approved resolution to make the Armory a one-way access from Champlain Avenue. He does not believe this will be safe for pedestrians.

Airport - Fred Hunsdon, Councilman

**TICONDEROGA AIRPORT 4B6**

**7 December 2017**

The meeting started at 0830 in the Town Hall. Dave Iuliano, Jon Hanna, Fred Hunsdon, Ernie Tobin by phone, Joe Giordano and Roger Nolf attended. Fuel sales for the month of November resulted in 94 gallons sold. Roger has contacted AFSCO and they will start the work with-in two weeks. The cracks in the taxiway and apron need to be filled, Jon will try to locate a hot tar kettle to fill the gaps. The airport ten-year plan has been accepted by the FAA. QTpod still has card reader problems. Veederroot system currently has no error codes and the system is normal. The road department is working on the grate for the East side fence.

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Fire extinguishers have been inspected and are now current.  
The water line may have to be added to a project due to high cost.  
The REIL light and the PAPI lights have been repaired.  
Land for the taxi way is still under investigation.  
Joe will write a letter to the FAA about the night approach updated.  
The fuel price will be reduced to \$4.50 per gallon for the winter season.

Next monthly meeting will be 0830, Wednesday, 3 January, at the town hall.  
Submitted by Jon Hanna

Economic Development - Joseph Giordano, Supervisor

No meeting - Supervisor Giordano is planning on having regular schedules meetings in 2018.

Multi-Use Building - Wayne Taylor, Councilman

No update.

Health Insurance - Joseph Giordano, Supervisor

No report - we are community rated and offer several plans that the employees must decide on before next year.

Contract Negotiations - Joseph Giordano, Supervisor

Police Contract is still pending.

I.T./Cable T.V. - Joseph Giordano, Supervisor

No Report. Looking at extending broadband/working on our server connections.

Resolutions for Consideration

**Resolution #628-2017** brought by Fred Hunsdon, seconded by Dave Woods to accept the minutes of the Regular Town Board meeting held on November 9, 2017 and the Special Town Board meeting held on November 17, 2017. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**

**Resolution #629-2017** brought by Joseph Giordano, seconded by Wayne Taylor to schedule the End-of-Year meeting on December 28, 2017 at 11:00 a.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed** - none. **Carried.**



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**Resolution #630-2017** brought by Dorcey Crammond, seconded by Fred Hunsdon to cancel the Additional Monthly Financial meeting on December 28, 2017 at 2:00 p.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #631-2017** brought by Joseph Giordano, seconded by Wayne Taylor to schedule the Organizational meeting for January 2, 2018 at 3:00 p.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #632-2017** brought by Wayne Taylor, seconded by Fred Hunsdon to schedule a Public Hearing for the Annual 2018 Chilson Volunteer Fire Company's contract for December 28, 2017 at 11:00 a.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #633-2017** brought by Fred Hunsdon, seconded by Dave Woods to schedule the Public Hearing for the Annual 2018 Ticonderoga Emergency Medical Services Contract for December 28, 2017 at 11:00 a.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #634-2017** brought by Fred Hunsdon, seconded by Wayne Taylor to award several items of surplus equipment per bids received through Auctions International. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #635-2017** brought by Wayne Taylor, seconded by Fred Hunsdon to enter into the Annual 2018 NYS DOT Snow and Ice Agreement. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #636-2017** brought by Wayne Taylor, seconded by Fred Hunsdon to adopt the amendment to the Ticonderoga Zoning Ordinance concerning residential uses for property located in Portions of the Central Commercial Zoning District with a negative declaration. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**TOWN BOARD OF THE TOWN OF TICONDEROGA  
COUNTY OF ESSEX, STATE OF NEW YORK**

Resolution No. 636 of 2017  
Adopted December 14, 2017

Introduced by Wayne Taylor  
who moved its adoption

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Seconded by Fred Hunsdon

**RESOLUTION AMENDING TOWN OF TICONDEROGA ZONING  
ORDINANCE CONCERNING RESIDENTIAL USES FOR PROPERTY  
LOCATED IN CERTAIN COMMERCIAL AREAS OF THE TOWN OF  
TICONDEROGA**

**WHEREAS**, in order to promote public health, safety and welfare of the community with the Town of Ticonderoga (the "Town") the Town has determined that it is in the public interest to adopt a local law amending Local law 1 of 2011 regarding residential uses for property located in the Central Commercial Zone; and

**WHEREAS**, the Town scheduled a public hearing to be held before the Town Board on August 10, 2017 at 6:00 p.m. at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to hear all interested parties on the proposed Local Law; and

**WHEREAS**, notice of said public hearing was duly posted and then published in the *Sun*, the official newspaper of the Town, pursuant to and in conformance with Section 20 of the Municipal Home Rule Law; and

**WHEREAS**, said Local Law was referred to the Essex County Planning Board and 30 days have lapsed since said referral; and

**WHEREAS**, said public hearing was duly held and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the proposed Local Law.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board has reviewed the short environmental assessment form and hereby declares that the proposed Local Law will not have an adverse environmental impact and hereby adopts a negative declaration pursuant to SEQRA; and be it further

**RESOLVED**, that said Local Law is introduced for adoption; and be it further

**RESOLVED**, that the Town Board, upon due deliberation of the proposed Local Law and the comments presented at the public hearing, finds that the adoption of the same shall be in the best interests of the Town; and be it further

**RESOLVED**, the Proposed Local Law No. 1 of 2017 law amending Local Law 1 of 2011, a copy of which is attached to and made a part of this resolution, is hereby

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adopted and shall take effect immediately upon its filing with the Department of State;  
and be it further

**RESOLVED**, this resolution shall take effect immediately.

PRESENT:

|                               |     |
|-------------------------------|-----|
| Joseph Giordano, Supervisor   | Aye |
| Fred Hunsdon, Councilman      | Aye |
| Wayne Taylor, Councilman      | Aye |
| Dorcey Crammond, Councilwoman | Aye |
| Dave Woods, Councilman        | Aye |

{Seal}

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Tonya Thompson, Town Clerk  
Town of Ticonderoga

**TOWN OF TICONDEROGA  
COUNTY OF ESSEX, STATE OF NEW YORK  
PROPOSED LOCAL LAW 1 of 2017**

**A LOCAL LAW AMENDING THE TOWN OF TICONDEROGA ZONING  
ORDINANCE CONCERNING RESIDENTIAL USES FOR PROPERTY  
LOCATED IN PORTIONS OF THE CENTRAL COMMERCIAL ZONING  
DISTRICT**

Be it enacted by the Town Board of the Town of Ticonderoga, as follows:

**Section 1. Legislative Intent.**

The purpose of this local law is to amend the Town of Ticonderoga Zoning Ordinance as it applies to residential occupancy on the first floor of structures located within a portion of the Central Commercial zoning district within the Town of Ticonderoga.

**Section 2. Statement of Authority.**

This local law is authorized by the New York State Constitution, the provisions of the New York Municipal Home Rule Law, the provisions of the Statute of Local Governments, the relevant provisions of the Town Law of the State of New York, the laws of the Town of Ticonderoga and the general police power vested with the Town of Ticonderoga to promote the health, safety and welfare of all residents and property owners in the Town.

**Section 3. Adoption of Downtown Overlay District**

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The Town of Ticonderoga Zoning Map is hereby amended to include the Downtown Overlay District.

**Section 4. Affected Area.**

The areas affected by this legislation are those properties located in the Downtown Overlay District as depicted on the Town of Ticonderoga Zoning Map.

**Section 5. Prohibition Against Residential Uses on the First Floor of Buildings in the Downtown Overlay District.**

Section 7.17, Schedule 1, and any other conflicting provision of the Town of Ticonderoga Zoning Ordinance are hereby amended such that there shall be no residential use of any building in the Downtown Overlay District on the first floor of said building. For the purposes of this Local Law, the first floor shall be deemed the first floor accessing the street level in any building in the Downtown Overlay District. In the event of a dispute concerning what floor constitutes the first floor, a property owner may apply to the Planning Board for a determination relative to whether or not a floor constitutes the first floor as defined herein.

Upon application for site plan approval, the Planning Board may authorize a portion of a first floor to be residential in the Downtown Overlay District where:

- (a) The remainder of such first floor is utilized for business purposes as permitted in the Central Commercial zoning district; and
- (b) The portion of the first floor to be used as residential will be occupied by the person conducting the business on the remainder of such first floor; and
- (c) The majority of the square footage (i.e., more than 60%) of such first floor is utilized for commercial purposes.

In the event the person to reside in such residential portion ceases for any reason to reside in such residential portion, the prohibitions against residential use on such first floor of such building shall apply. The rental of the first floor for residential purposes shall not be deemed 'commercial' for purposes of this Local Law and this amendment to the Town of Ticonderoga Zoning Ordinance.

**Section 6. Conflict with State Statutes and Authority to Supersede.**

To the extent that any provisions of this local law are in conflict with or are construed as inconsistent with the provisions of any local law of the Town of Ticonderoga, or any laws of the State of New York, this local law supersedes, amends and takes precedence over any inconsistent authority in accordance with the Municipal Home Rule Law.

**Section 7. Severability.**

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If any clause, sentence, phrase, paragraph or any part of this local law shall for any reason be adjudicated finally by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation and effect to the clause, sentence, phrase, paragraph or part thereof, directly involved in the controversy or action in which such judgment shall have been rendered. It is hereby declared to be the legislative intent that the remainder of this local law would have been adopted had any such provisions been excluded.

**Section 8. Effective Date.**

This local law shall become effective upon filing in the office of the Secretary of State.

**(Overlay map is on file in the Town Clerk's Office with this Law.)**

**Resolution #637-2017** brought by Wayne Taylor, seconded by Fred Hunsdon to adopt the amendments to the Peddler's Ordinance with a negative declaration. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**TOWN BOARD OF THE TOWN OF TICONDEROGA  
COUNTY OF ESSEX, STATE OF NEW YORK**

Resolution No. 637 of 2017  
Adopted December 14, 2017

Introduced by Dorcey Crammond  
who moved its adoption

Seconded by Wayne Taylor

**RESOLUTION AMENDING ORDINANCE REGULATING PEDDLERS,  
SOLICITORS, AND TRANSIENT MERCHANTS IN THE TOWN OF  
TICONDEROGA**

**WHEREAS**, in order to promote public health, safety and welfare of the community with the Town of Ticonderoga (the "Town") the Town has determined that it is in the public interest to adopt an amendment to the Town's ordinance known as the "Ordinance Regulating Peddlers, Solicitors, and Transient Merchants"; and

**WHEREAS**, the Town scheduled a public hearing to be held before the Town Board on

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December 14, 2017 at 6:00 p.m. at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to hear all interested parties on a proposed amendment to said ordinance; and

**WHEREAS**, notice of said public hearing was duly posted and then published in the *Sun*, the official newspaper of the Town, pursuant to and in conformance with the Town Law of the State of New York; and

**WHEREAS**, said public hearing was duly held and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the proposed ordinance.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board has determined that the proposed ordinance is a Type II action under the State Environmental Quality Review Act (SEQRA), requiring no further environmental review; and be it further

**RESOLVED**, that said ordinance is introduced for adoption; and be it further

**RESOLVED**, that the Town Board, upon due deliberation of the proposed ordinance and the comments presented at the public hearing, finds that the adoption of the same shall be in the best interests of the Town; and be it further

**RESOLVED**, the proposed ordinance a copy of which is attached to and made a part of this resolution, is hereby adopted; and be it further

**RESOLVED**, that the Town Clerk shall publish and post said ordinance in accordance with the Town Law of the State of New York, and a copy shall be filed in the minutes of this meeting; and be it further

**RESOLVED**, this resolution shall take effect immediately.

**PRESENT:**

|                               |     |
|-------------------------------|-----|
| Joseph Giordano, Supervisor   | Aye |
| Fred Hunsdon, Councilman      | Aye |
| Wayne Taylor, Councilman      | Aye |
| Dorcey Crammond, Councilwoman | Aye |
| Dave Woods, Councilman        | Aye |

{Seal}

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\_\_\_\_\_  
Tonya Thompson, Town Clerk  
Town of Ticonderoga

**TOWN OF TICONDEROGA  
COUNTY OF ESSEX, STATE OF NEW YORK**

**AN ORDINANCE REGULATING PEDDLERS, SOLICITORS,  
AND TRANSIENT MERCHANTS**

Be it enacted by the Town Board of the Town of Ticonderoga, as follows:

**Section 1. Legislative Intent.**

Pursuant to Town Law section 136(1), this Ordinance is enacted to regulate the conduct and business practices of peddlers, solicitors and transient merchants within the Town of Ticonderoga. The purpose of this Ordinance is to assist the local government in the management of its businesses and to preserve good order and to promote the health, safety and welfare of the resident of the Town of Ticonderoga and to provide for the protection and security of their property.

**Section 2. Definitions.**

For purposes of this Ordinance, the following terms have the meanings indicated:

(a) "Person" means any one or more natural person, individual, association of individuals, partnership, limited liability company, corporation, society, and all other entities of any kind.

(b) "Peddler" or "Solicitor" means any Person, as defined herein, who goes from house to house, from place to place, or who stands in any street or public place, in order to sell or purchase, take orders for, or offer to take orders for, wares, merchandise, food, food products, works of art, magazines, books, photographs and any other goods, or in order to make sales or offer to make sales for the performance of any service to be performed immediately or in the future.

(c) "Transient Merchant" means any Person, as defined herein, who sells or purchases, takes orders for, or offers to take orders for wares, merchandise, food, food products, works of art, magazines, books, photographs and any other goods, or makes sales or offers to make sales for the performance of any service to

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be performed immediately or in the future, in, on or from a building, temporary structure, tent, motor vehicle, parking lot, vacant parcel of land, portion of a public right-of-way, or any other place, with the permission of the owner of the place or property, for a temporary period of time not to exceed fourteen (14) days.

**Section 3. License Required.**

It shall be unlawful for any Person to act as a Peddler, Solicitor, or Transient Merchant without first having obtained and paid for, and having in force and effect, a license from the Town Clerk.

**Section 4. Exemptions.**

A. The licensing provisions of this Ordinance shall not apply to:

- (1) Any sales conducted or services performed by the owner of an established business in the Town of Ticonderoga from the site of said business. This is not intended to provide exemption from the Zoning Ordinance in the Town of Ticonderoga.
- (2) Farmers and/or gardeners who, themselves or through their employees, vend, sell, or dispose of the products of their own farms or gardens.
- (3) Calls in response to a prior invitation.
- (4) Persons eighteen (18) years of age or under who are engaged in providing services such as snow shoveling, lawn mowing, lawn clearing, and other similar home services within the Town of Ticonderoga as independent contractors.
- (5) Persons conducting garage, yard and/or lawn sales at their residence no more than twice in any given year and for no more than three (3) days for each sale.
- (6) The distribution of newspapers.
- (7) Persons regularly engaged in the sale and delivery of milk and milk products and other dairy products from a fixed place of business within the County of Essex.
- (8) Honorably discharged members of the Armed Forces of the United States and veterans of any war who shall have obtained a license from the



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County Clerk of the County of Essex pursuant to the provisions of Section  
32 of the General Business Law of the State of New York.

(9) Persons having established customers to whom they make periodic route deliveries.

(10) Solicitations by charitable, religious, educational or civic organizations which have or maintain a regular place of business, place of worship, chapter, lodge, troop, or other regular meeting place within the Town of Ticonderoga.

B. This Ordinance shall not apply to sales conducted pursuant to a statute, by order of any court, or to any person selling personal property at wholesale to dealers.

**Section 5. Application.**

A. Any person desiring to procure a license to act as a Peddler, Solicitor and/or Transient Merchant, as defined herein, shall file with the Town Clerk, a written application upon a form furnished by the Town Clerk. Such application shall include the following:

- (1) Name, address, telephone number, and date of birth of the applicant.
- (2) Local address of the applicant, if any.
- (3) Brief description of the nature of the business, the type of goods and/or services that will be sold or performed or offered to be sold or performed, and the method by which the goods will be distributed or services will be performed.
- (4) Length of time the applicant desires the license.
- (5) Current identification with photograph, which shall be a drivers license if the applicant intends to use a motor vehicle as part of his licensed activities.
- (6) If applicable, a description of the vehicle being used, the name of the owner of said vehicle and the vehicle license number.
- (7) If applicable, the name, address and title of the officer of the entity upon whom process or other legal notice may be served.

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(8) If applicable, a certificate issued by the Essex County Sealer of Weights and Measures certifying that all weighing and measuring devices to be used by the applicant have been examined and approved.

(9) If applicable, proof from the New York State Department of State that the foreign entity is authorized to do business in New York.

(10) If applicable, the applicant's New York State sales tax number.

(11) If the applicant proposes to sell food, or take orders for food, a New York State Department of Health.

(12) If a Transient Merchant; the location where the applicant proposes to sell such goods and/or services and the times during which said business is to be conducted.

(13) If the licensee will conduct his/her activities upon Town owned property, evidence of insurance meeting the Town's requirements and evidence of a duly issued use of community facilities permit.

**Section 6. Investigation and Issuance of License.**

A. Upon receipt of a completed application, the Town Clerk shall refer the application to the Chief of Police for a local records check.

B. If such investigation should reveal that a history of convictions exists for the applicant, the Chief of Police or his designee shall attach a copy of the criminal history to the application and any other information concerning the applicant the investigation reveals, together with his recommendation as to whether or not a license should be issued.

C. The Town Clerk may issue or refuse the license based upon the report of the Chief of Police.

D. No license shall be refused except for a specific reason and for the protection of the public safety, health, morals and general welfare. A license may be refused if the applicant's character or business responsibility is found to be unsatisfactory.

E. If a license shall be issued to the applicant, the applicant shall pay the required license fee, as set forth in Section 9 of this Ordinance and the Town Clerk shall prepare a license which shall contain the signature of the Town Clerk, the name, address and photograph of the licensee, the kind of goods and/or services to

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be peddled or solicited thereunder, the fee paid, the date of issuance, the date of expiration of the license, as well as the vehicle license number, if applicable.

**Section 7. Appeal**

Any person aggrieved by an action of the Town Clerk pursuant to this Ordinance, in the denial of an application for a license, or otherwise, shall have the right of appeal to the Town Board. Such appeal shall be filed with the Town Clerk within 14 days after the applicant receives the notice of action complained of. Such appeal shall be in writing and fully state the grounds for the appeal. The Town Board shall set a time and place for a hearing on appeal and the applicant shall be so notified. The decision and order of the Town Board on such appeal shall be binding and conclusive.

**Section 8. Additional Transient Merchant License Requirements.**

In addition to the provisions of Sections 5 and 6 of this Ordinance, an applicant seeking a license to conduct business as a Transient Merchant, as defined herein, shall comply with the Zoning Ordinance of the Town of Ticonderoga.

**Section 9. Fees and Duration of License.**

All licensees who will conduct activities during the Town's annual Fourth of July celebration, shall pay the fee established by the Fourth of July committee. In all other cases, a fee of twenty dollars (\$20) shall be paid for a two (2) day license, sixty dollars (\$60) shall be paid for a seven (7) day license, and a fee of two hundred fifty dollars (\$250) shall be paid for a license for the entire calendar year.

**Section 10. Restrictions, Prohibitions, Loss, and Exhibition of License.**

- A. Whenever a license shall be lost or destroyed on the part of the holder or his agent or employee, a duplicate in lieu thereof, under the original application, may be issued by the Town Clerk upon the licensee filing with the Town Clerk an affidavit setting forth the circumstances of the loss and what, if any, search has been made for its recovery, and paying a twenty five dollar (\$25) fee.
- B. All licenses shall include the right to use only one vehicle in carrying on the business for which the person is licensed.
- C. No license shall be granted to a person under eighteen (18) years of age.

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- D. No applicant to whom a license has been refused or who has had a license which has been revoked, pursuant to the provision of this Ordinance shall make further application until a period of at least six (6) months shall have elapsed since the last previous rejection or revocation, unless he can show that the reason for such rejection no longer exists.

**Section 11. Operating Restrictions and Responsibilities.**

- A. A license shall not be transferable or assignable. Any holder of such license who permits it to be used by any other person and any person who uses such license granted to any other person shall each be guilty of a violation of this Ordinance.
- B. Every licensee, while exercising his license, shall carry the license with him and shall exhibit the same upon demand.
- C. A licensee shall not conduct his business in any unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- D. A licensee shall not falsely or fraudulently misrepresent the quantity, character or quality of any article offered for sale or offer for sale any unwholesome, tainted or diseased merchandise.
- E. A licensee shall not use the license provided by the Town after the expiration or revocation of the license issued to him.
- F. A licensee shall keep the vehicles and receptacles used by him in a clean and sanitary condition and the food products and edibles offered for sale well covered and protected from dirt, dust and insects.
- G. If licensee is a Peddler or Solicitor, as defined herein, he shall not stand or permit the vehicle used by him to stand in one place in any public place or street for more than ten (10) minutes or in front of any premises for any time if the owner or lessee of the ground floor thereof objects.
- H. A licensee shall not conduct his business within two hundred (200) feet of any school between the hours of 8:00 a.m. and 4:00 p.m. on school days.
- I. A licensee shall not permit any vehicle used by him to stop or remain on any crosswalk.

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- J. A licensee shall not create or maintain any booth or stand or place any barrels, boxes, crates or other obstructions upon any street or public place for the purpose of selling or exposing for sale any goods, wares or merchandise.
- K. A licensee shall vend and solicit orders for goods, wares, services or merchandise door-to-door only during reasonable hours, except by invitation of the property owner.
- L. A licensee shall immediately depart the premises or property upon being requested to do so by the owner or occupant thereof.
- M. A licensee shall not enter upon any property whereon there is displayed any sign containing any or all of the following words: "No Peddlers" , "No Solicitors", or any other wording the purpose of which purports to prohibit peddling or soliciting on the property.

**Section 12. Revocation of License.**

- A. Licenses issued under the provisions of this Ordinance may be revoked by the Town Board of the Town of Ticonderoga, after notice and hearing, for any of the following causes:
  - (1) Fraud, misrepresentation or false statement contained in the application for the license.
  - (2) Any violation of this Ordinance.
  - (3) Conviction of any felony or misdemeanor.
- B. When a license shall be revoked, no refund of any unused portion of the license fee shall be made.

**Section 13. Records.**

It shall be the duty of the Town Clerk to keep a record of all of the applications and of all the licenses granted under the provisions of this Ordinance and to notify the Chief of Police of all licenses issued. The records shall indicate the date of each license, the name and residence of

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the licensee, the amount of the license fee paid, the date of expiration and  
the date of revocation, if applicable.

**Section 14. Penalties for Offenses.**

- A. Each violation of this Ordinance or of any regulation or prohibition promulgated thereunder shall be punishable by a fine not to exceed Two Hundred Fifty (\$250) and/or up to fifteen (15) days in jail for each offense. Each day that a violation continues shall be a separate offense.
- B. In case any Transient Merchant, as defined herein, shall erect, construct or maintain a transient merchant business or use any building, structure or land or sites in violation of this Ordinance or other permit or approval issued or made hereunder, the Code Compliance Officer or other proper local authorities of the Town may, in addition to seeking other remedies, penalties and/or fines, institute any appropriate actions or proceedings to prevent such unlawful erection, construction, maintenance, use of any building, structure, land or site; restrain, correct or abate such violation; prevent the occupancy of said building, structure, land or site; and/or prevent any illegal act, conduct, business or use in or about such premises.

**Section 15. Enforcement.**

- A. It shall be the duty of any police officer of the Town of Ticonderoga to administer  
and enforce the provisions of this Ordinance.
- B. In the event the provisions of this Ordinance are being enforced against a Transient Merchant, as defined herein, in addition to the police officers of the Town of Ticonderoga, the Code Compliance Officer for the Town of Ticonderoga is expressly delegated the duty and responsibility to administer and enforce the provisions of this Ordinance and, in furtherance thereof, to issue appearance tickets as defined, authorized and set forth in Article 150 of the Criminal Procedure Law of the State of New York.

**Section 16. Severability.**

If any provisions of this Ordinance are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this Ordinance shall remain in effect.

**Section 17. Effective Date.**

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This Ordinance shall take effect ten (10) days after publication of a copy hereof.

**Resolution #638-2017** brought by Dave Woods, seconded by Fred Hunsdon to award the 2017-2018 fuel bid award to Avery Energy. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #639-2017** brought by Dave Woods, seconded by Dorcey Crammond to Post the annual No Parking - Plowing Notice for the November 1 - April 1 winter plowing season in the Sun Community News. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #640-2017** brought by Dorcey Crammond, seconded by Wayne Taylor to re-appoint Joyce Barry to the Zoning Board of Appeals. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #641-2017** brought by Fred Hunsdon, seconded by Dave Woods to pay the Abstract #12-2017. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

| <b>Abstract</b>          | <b>Board Meeting Date 11/9/17</b>  |                     |
|--------------------------|------------------------------------|---------------------|
|                          |                                    |                     |
| <b>11/10/2017</b>        | Gross Payroll PP#23                | \$84,735.84         |
| <b>11/24/2017</b>        | Gross Payroll PP#24                | \$82,733.05         |
| <b>12/8/2017</b>         | Gross Payroll PP#25                | \$144,820.89        |
|                          | <b>Trust &amp; Agency Totals</b>   | <b>\$312,289.78</b> |
| <b>Abstract 12/14/17</b> |                                    |                     |
|                          | General Wire-Transfers             | \$501.71            |
|                          | General (A)                        | \$120,334.43        |
|                          | CD21 LISC Zombie                   | \$524.31            |
|                          | Highway (DA)                       | \$26,975.68         |
|                          | H17 - C/P Ticonderoga Airport      |                     |
|                          | H36 - C/P Chilson Res. Replacement | \$160,840.39        |
|                          | H45 - C/P Equipment Purchase       |                     |
|                          | H49 - GIGP Daylight Streaming      | \$73,197.50         |
|                          | H50 - C/P WQIP WWTP Disinfection   | \$197,987.82        |
|                          | H53 - Clean Water Main Project     |                     |

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|  |                                     |                     |
|--|-------------------------------------|---------------------|
|  | H54 - LaChute Signage Grant         |                     |
|  | H55 - DASNY/SAM Grant Comm.Bldg.    | \$188,552.17        |
|  | SF01- Ticonderoga Fire District     |                     |
|  | SF02 - Chilson Fire District        |                     |
|  | H56 - Sewer Pollution Right to Know |                     |
|  | Claymore Sewer District (SS01)      | \$38.93             |
|  | Park Ave Sewer District (SS02)      | \$26.55             |
|  | Alex Ave Sewer District (SS03)      | \$39.99             |
|  | Homelands Sewer Dist (SS04)         | \$63.97             |
|  | Central Sewer (SS05)                | \$64,998.59         |
|  | Commerce Park Sewer (SS06)          | \$175.95            |
|  | Delano Point Sewer (SS07)           | \$64.38             |
|  | Baldwin Road Sewer Dist (SS08)      | \$1,945.71          |
|  | Black Point Road Sewer (SS09)       | \$2,395.96          |
|  | Hague Road Sewer (SS10)             | \$38.39             |
|  | 9N & 74 Sewer (SS11)                | \$1,068.08          |
|  | 9N & 74 Water (SW01)                | \$10.83             |
|  | Street Road Water (SW02)            | \$10.84             |
|  | Alex Avenue I Water District (SW03) | \$56,303.68         |
|  | Homelands Water District (SW04)     |                     |
|  | Alex Ave II Water District (SW05)   |                     |
|  | Central Water (SW06)                |                     |
|  | Park Ave Water Dist (SW07)          |                     |
|  | Shore Airport Water (SW09)          | \$20.89             |
|  | <b>Multi Account Total</b>          | <b>\$896,116.75</b> |

**Total Expenditures**

**\$1,208,406.53**

Supervisor Giordano explained that we have gotten a few complaints of speeding in some specific areas and he would like to have the board pass a resolution to do a speed study for these areas.

**Resolution #642-2017** brought by Dave Woods, seconded by Joseph Giordano to request a traffic study for speed reduction from the area of the monument on Wicker Street to the Golf Course on NYS Route 9N. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorsey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #643-2017** brought by Fred Hunsdon, seconded by Dorsey Crammond to request a traffic study for speed reduction from the intersection of the 4 Corners on NYS Route 74 and NYS Route 22 to County Route 2. **All in Favor** Joseph Giordano - Aye,



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Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #644-2017** brought by Joseph Giordano, seconded by Fred Hunsdon to authorize training vouchers for mileage and meals for Joyce Cooper and Dave Woods for the AOT, Newly Elected Officials training in Albany from January 10-January 12, 2018. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Resolution #645-2017** brought by Fred Hunsdon, seconded by Dorcey Crammond to reschedule the Regular Town Board meeting for January to Thursday, January 18, 2018 at 6:00 p.m. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

Supervisor Giordano spoke on the informational meeting that was held in Chilson regarding water usage. It went very well. He would like the board to consider doing a MPR for that district - the decision is to do it with our current engineers or do an RFP for Engineers to do it.

Discussion was held on being a district, the benefits of doing a MPR, etc.

**Resolution #646-2017** brought by Wayne Taylor, seconded by Dorcey Crammond to request RFP's from Engineers for a Map, Plan, Report for the Chilson/Eagle Lake water supply. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Dave Woods - Aye. **Opposed - none. Carried.**

**Additional Reports**

Tonya M. Thompson, Town Clerk

Mrs. Thompson wanted to reiterate that the Town is in need of a DCO and if the board can help spread the word that would be great.

Matt Fuller, Town Attorney

Mr. Fuller would like to stress to the board that each member needs to really look at the plans to the Town's water supply project, if there are any questions or suggestions they need to be brought forward now.

**Public Comment**

Councilwoman Elect Joyce Cooper asked about the cars parked on the side of the road. She thought that there was an Ordinance in effect about parking during the winter months.

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Mrs. Thompson agreed and it was suggested that a reminder be put out on Everbridge regarding the annual plowing and parking ordinance for the winter months.

Supervisor Giordano wanted to make the board aware that the county held their last auction of the year in November and there were bids submitted for 130 The Portage along with the Lord Howe Street property. Those bidders have realized the issue's attached to those properties and plan on declining their bids. The county has the properties now and we will be working towards getting those properties remedied.

Meeting adjourned at 8:23 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

**AGENDA**  
As of 12/18/2017 3:33 PM

**Pledge to the Flag**

**Opening Remarks -- Announcements:**

Recovery Resolution – A New Years Eve Event

Board of Health – no report

**Presentations**

Lance Clark, Zombie Properties Update

**Public Hearing**

Amend the Town Peddler's Law

**Public Comment** (time limit 2-3 minutes)

**Department Heads**

**Committee reports:**

Public Works JG

RESOLUTION to increase the debt service fee charged to all Ticonderoga parcels

- Vacant *buildable* lots need to be charged 1 full debt service fee and a 10% charge for O&M (As per the November 2002 Engineer Report)
- Vacant *non-buildable* lots will not be charged sewer use, debt service and O&M

RESOLUTION to formally approve Essex County Community Resources to act on the Town's behalf in the administering of disbursements for the following projects:

- WQIP and Clean Water Main – C5-5520-07-00

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- GIGP – C5-5520-10-00
- Water Project – DWSRF# 17163
- Sewer Pollution Right to Know Grant – DEC Contract# DEC01-T00220GG-3350000

Building Grounds Parks Rec Library JG

RESOLUTION to hire Lisa Coley-Beeman for the position of Part-Time  
Custodian

Public Safety FH

RESOLUTION to hire Chris Charboneau for the position of Animal Control  
Officer

RESOLUTION to hire Ritch Waldron for the position of Part-Time Police Officer  
with rate of pay per the CBA

RESOLUTION to re-advertise for Dog Control Officer

RESOLUTION to advertise for Police Records Clerk Position – anticipated  
opening

Highway / Transfer Station WT

Human Services: Youth/Seniors DC

Airport FH

Economic Development JG

Multi Use Building Committee WT

Health Insurance JG

Contract negotiations JG

I.T. / Cable T.V. JG

**Resolutions:**

RESOLUTION to accept/correct minutes of Regular TB Meeting of November 9,  
2017 and Special TB Meeting of November 17, 2017

RESOLUTION to schedule the End-of-the-Year Meeting

RESOLUTION to cancel the financial meeting for December

RESOLUTION to schedule the 2018 Organizational Meeting

RESOLUTION to set a Public Hearing to approve the 2018 Chilson Volunteer  
Fire Dept. Contract

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RESOLUTION to set a Public Hearing to approve the 2018 Ticonderoga  
Ambulance Squad Contract

RESOLUTION to approve awarding several items of surplus equipment per bids  
received through Auctions International

RESOLUTION to adopt the amendment for Local Law #1 of 2011

RESOLUTION to adopt the amendment for Peddlers Ordinance

RESOLUTION to award fuel bids

RESOLUTION to publish the annual No Parking - Plowing Notice

RESOLUTION to re-appoint Joyce Barry to the Zoning Board of Appeals

RESOLUTION to pay the Abstract

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

**Public Comment – Please Stand and State Your Name**

Adjourn the Town Board Meeting