

**Minutes for the Ticonderoga Town Board Meeting held on November 10, 2022,
commencing at 6:00 p.m. with Public Hearings for PRIDE – CDBG Grant, Chilson Vol.
Fire 2023 Contract, 2023 Budget, 2023 Water/Sewer Rates, NYS Fire Code and Repeal of
NYS Fire Code Local Law**

Present: Mark Wright, Supervisor
Dave Woods, Councilman
Joyce Cooper, Councilwoman
Tom Thatcher, Councilman
Tom Cunningham, Councilman
Matthew Fuller, Town Attorney
Tonya M. Thompson, Town Clerk

Others: Heath Towne, Garry Shouton, Steve Boyce, Dick & Sue Allen, Dan Blanchette, Mike Trybendis, Wendy & Jim Davis, Marge Cross, Porky & Linda Lamb, Stu Baker, Frank Sheldon, Joe Giordano, Nicole Green and Vic LaVallie.

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

There was no Board of Health or Presentations for this month's meeting.

Public Hearings

CDBG – PRIDE submission

Notice of Public Hearing of the Town of Ticonderoga to hold a public hearing on **11/10/2022** at **6:00 pm** at **The Community Building Meeting Room** for the purpose of hearing public comments on the Town of Ticonderoga's community development needs, specifically small business needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2022 program year.

The CDBG program is administered by the New York State Office of Community Renewal (OCR) and will make available to eligible local governments approximately \$500,000 in 2022 for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons.

The Town of Ticonderoga is potentially applying for \$500,000 in CDBG funds to aid at-risk businesses with imminent threats. The hearing will provide further information about the CDBG program. In addition, it will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG program or proposed project(s) will be received at this time.

The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended. The location of the hearing is accessible to persons with disabilities.

Nicole Green explained that this grant is managed by the Federal Government, specifically HUD and every year a number of funds are designated for each state and then within the state the funds

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are subdivided and counties, cities, and municipalities for their communities. The funds can be used in a number of different ways, housing, community development and under the grant for community development you have businesses. We in the past have administered a CDBG grant for the Town to specifically do ADA compliant modifications to the Community Building and the Armory back in 2015 so we do have a working relationship with Charlie Fillion which leads us to this specific grant, which is an open round grant. We missed the large municipal development grant this year due to Elisha's departure and her hiring, however, when she took the position in August, she inherited a number of emails and one was from a new business owner here in Ticonderoga, Megan Scuderi who opened Blee's Salon. She purchased this downtown building outright and in spite of it passing it's building inspection, the week of owning the building she notice a very active leak in her roof. She has exhausted all of her personal assets and finances to purchase this building and then after she was quoted \$85,000.00 to fix the roof. It is not recommended to repair but to fix the entire roof. So, within her means of not being able to apply for a NY Main Street Grant until the following year, she then approached Charlie Fillion about this specific building and he encouraged her to approach the town to see if you would sponsor an application for an imminent threat. An imminent threat is essentially that, if this roof is not fixed for Megan in a timely manner, her business will shut down. She will lose inventory; she will have to vacate the building as it will become inhabitable for business. There is an opportunity with this resolution to apply for other funds additionally for other businesses. This is the main focus of her presentation and application effort currently. Megan could not be here tonight due to other commitments, but she would like to convey her gratitude to you all.

No other public comments were received

Resolution #370-2022 brought by Dave Woods, seconded by Joyce Cooper authorizing the submission of one or more NYS Community Development Block Grants (CDBG) applications for the 2022 program year through the administration of PRIDE of Ticonderoga. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Public Hearing closed at 6:05 p.m.

2023 Chilson Vol. Fire Contract

PLEASE TAKE NOTICE that, pursuant to Town Law section 184(2), a public hearing will be held at the Community Building, 132 Montcalm Street, Ticonderoga, New York, on the 10th day of November , 2022 at 6:00 p.m. to discuss the proposed contract between the Town and the Chilson Volunteer Fire Company, Inc. and that an opportunity to be heard in regard thereto will then and there be given to the public.

Supervisor Wright explained that this year the money to be raised for Chilson's levy is \$96,415.00, this is an increase of about \$20,268.00 and it should be noted that in 2020 and 2021, Chilson's budget remained pretty static; it did not change.

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Jim Davis explained that with inflation everything is more expensive.

Supervisor Wright asked about the changes being requested on the contract – this will still allow the Town to audit the funds that are supplied to the Department from the Town.

Wendy Davis stated that it does, the Town's funding goes specifically into a separate checking account than the funds that are raised by the department during the fund raisers. They have proposed a few changes in the wording of the contract. On page one at the bottom, the financial end of the fire company is now handled by the board of directors rather than the membership, that is the reasoning for the word changes.

Resolution #371-2022 brought by Tom Thatcher, seconded by Joyce Cooper to approve the Chilson Volunteer Fire Company's 2023 contract with the amendments proposed by the Department. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

2023 Water and Sewer Rate Increase

The Ticonderoga Town Board will hold a Public Hearing on the Proposed 2023 Water rate increase of \$32.00 annually for District Users and \$64.00 annually for Chilson and Eagle Lake Users as well as the proposed 2023 Sewer rate increase of \$40.00 annually on November 10, 2022, at 6:00 p.m.

Supervisor Wright explained that the Water Rates for 2023 for those in District will be increased to \$120.00 a quarter, that is \$8.00 a quarter over last year's amount. Those users in the Chilson/Eagle Lake area will increase to \$112.00 a quarter. No one desires to increase these rates, so we have used a small amount of fund balance over the years to help offset this and we have done that again this year. It is important to note that the Town cannot continue to operate with a deficit between our revenue and our expenditures for water and sewer and using fund balance every year is not sustainable and is certainly not the appropriate use of budget techniques.

Frank Sheldon asked what the board did to try to cut costs on this. Our people right now are going to be paying almost a \$100.00 a month by the time you guys are done for water and sewer. What did you do to try to cut costs, you develop a budget from input from a lot of different people, what did you do, Mark?

Supervisor Wright explained that the budget amounts came from the Superintendent of Water and Sewer, those are all based on current expenses that have occurred.

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Mr. Sheldon again asked what did you do though to try to cut those costs, did you look at personnel, did you look at benefits, what did you do, Mark? Do you know how to cut costs?

Supervisor Wright stated that benefits have gone up, the price for insurance has gone up and there are increases in water and sewer insurance premiums, fuel rates have gone up, he can't control those.

Mr. Sheldon stated that where he is going with this is the people, and you know that he is a stickler with the water and sewer. When you are taking money out of these people's pockets, 60% of the people here are living on fixed incomes, retirement, social security, whatever, when you are taking money out of their pockets like this, it hurts them. You need to expend every effort that you have to understand fiscal accounting to try to cut these costs, Mark. You can't keep just every year look at it and raise it up, because next year you are going to add another 8 and the following year another 8 if indeed you are here, you don't look hard enough to understand fiscal management. Everybody here is unhappy about their water and sewer, but he doesn't think that you know or understand the finances well enough to look at the whole picture and where can we cut here and what can we do here. Is somebody going to retire and we won't replace him, these are the things that you need to look at and he doesn't see it, Mark. So, you are hurting people here big time ..

Supervisor Wright interrupted to say that it is not our intention to hurt anyone, Mr. Sheldon, we are trying to balance our expenses with our revenue and we have no control over inflation, no control over the fuel costs, we have no control over increases in insurance costs. Right now, our current manning for water and sewer is barely enough to accomplish a mission. We do what we can, and to say we are taking money out of people's pockets, what we are doing is trying to pay what we are expending.

Mr. Sheldon stated, ok, he understands that, but what he is saying is this, what you really need to do is have a chalk board and put all of these expenses down and you look at it and he would take 10 percent, take 10 percent or 5 percent off every budget line and come up with a number and then look and see what you can move around and what you can't. You can't just add it up and bing, bing, bing,.....

Supervisor Wright stated that you also can't just do what you are saying...

Mr. Sheldon stated that you can do that in a draft form, Mark, in a draft form and then when you are all done, you look at where can I move, what can I do, what..., you don't work hard enough to do this, so it is easy to just to add 10 percent....

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Supervisor Wright noted that we are not just adding 10 percent.

Mr. Sheldon continued with whatever it is then, Mark. You just keep adding that up, you can smile all you want, the fact is these people....

Supervisor Wright explained that he is smiling because you do not have the full picture of...

Mr. Sheldon stated that he has a better picture than you do because he understands dollars and cents, but he does not think you work hard enough to try to come

Councilman Cunningham wants to push back on this a little bit. To begin with, we have had many budget meetings over the past several months of which we did exactly what you are asking about. We had spread sheets up here and we looked at everything that we could possibly do to keep the budget as low as possible and the only time that somebody like you shows up to voice their opinion is when it is after the fact. You can be here when we go through these workshops and put your two cents in then and not wait until you see a big number and accuse us of not knowing of how we got there. We worked hard, we do know fiscal responsibility and he takes exception to the fact that you are accusing us of doing something that is untrue.

Mr. Sheldon is accusing you of not being fiscally responsible for these people.

Councilman Cunningham stated that you would be wrong.

Mr. Sheldon stated that he is correct. He can come to your meetings and he can show you how to do this, he saved thousands of thousands of dollars on stuff like this when he worked in Albany.

Supervisor Wright asked him to prove it.

Mr. Sheldon stated that he isn't going to prove anything to anyone, he doesn't have to, you are the ones sitting there.

Councilman Cunningham stated that you can be here when we are going through the budget process and put your two cents in.

Mr. Sheldon asked if it would make a difference.

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Councilman Cunningham stated, yes, if you can see something that they don't see, they would love to have the input, everybody that is here going through budget time it is really infuriating to him that we spend a lot of hard work and a lot of time trying to keep these budgets down and no body shows up until after the fact.

Supervisor Wright added to say that we just add 10 or 5 percent without thinking about anything is totally inaccurate.

Mr. Sheldon stated that he is going to back that, he didn't mean that you just do it... (inaudible) He would take a draft budget and he would sit down and he would go 10, 10 and 5 and then he would look back to where he is, right now you have these people putting one hundred dollars a month away by the time you are done, just for water and sewer, that is unsustainable. A lady came to him last week, this is a fact, and she told him she was going to borrow \$256.00 for her water, you know what he did, he went over and handed her \$256.00 in cash and that is a fact. You shouldn't have to borrow money for your water and sewer, so when he says that you need to work harder, you need to work harder....

Mrs. Davis would just like to say, when you had your workshop for the Fire Company, we came down, we sat here, we talked with you, you put up on the board our budget, we walked through every line, we told you our story, you had questions, we answered, we worked through it all and we came up with a number and she applauds you and thanks you for listening to us.

Nicole Green would like to make her public comment toward the budget and more broadly the increase, she noticed specifically that the Supervisor took a salary reduction in order to give fiscal responsibility and a number of residents have noted that and she would like to applaud you on that. Having served on a number of committees with you in which we had to come up with extensive budgets, she has seen your due diligence and appreciates that. As a citizen having to pay for the water increase, she knows the stress the town has been under in order to balance these budgets and fix the water issue and she is happy to pay that and if a citizen is struggling in any way, shape or form, PRIDE has a number of contingencies to help; so, she would recommend and encourage you to give them all PRIDE'S number and we will be happy to help them.

Supervisor Wright stated that this is important to note, PRIDE is in the business of helping people who are in these types of situations, thank you for mentioning that.

Joe Giordano noted that he is glad to be on this side of the table for once and to his friend, Frank, that there is a lot more work to this budget process than he believes that you are aware of. His

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one question is that there were increases in salaries for everyone except for the Superintendent of the Water and Sewer. He was curious as to why.

Supervisor Wright was going to get to this later, but one of the things that we did ask this year was if the Department Heads and Elected Officials would be willing to freeze their salaries. That is what multiple did.

Mr. Giordano mentioned that as far as water and sewer is concerned, that is completely separate from the General accounts, from which all the board and yourself and the Town Clerk and the Highway. He did not see this uniformly across every department head, it just seemed like there were selected individuals that...

Supervisor Wright noted that one Department Head chose not to freeze his salary, the others did.

Mr. Giordano also mentioned that the water/sewer clerk salary seems to be short by about \$8,000.00 in the water line. He knows that there was so much work done during his term to try to make parody of all of the employees.

Dan Blanchette asked if it was true that Mr. Giordano signed a cap on Chilson Hill because of the water issues with the possibility of Cryptosporidium and some of the other things that may be present in the water because of not having that filtration. He feels that maybe they should still remain capped, we are not able to drink the water, there has to be some help for us up there. Plus, as we all know there has been a big battle with this and we are tied up pretty tight on trying to keep Gooseneck, but there seems to be some kick back.

Supervisor Wright explained that at the moment the expenses and the revenue do not equal for Chilson and Eagle Lake.

Mr. Blanchette asked where the direction was going for the water in that area, he understands that they are looking at different avenues for getting us water.

Supervisor Wright explained that you can ask that question during the public comment period, this is a Public Hearing on the rate increases.

No further comments.

Public Hearing was closed at 6:21 p.m.

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2023 Ticonderoga Town Budget

The Ticonderoga Town Board will hold a Public Hearing on the preliminary budget of the Town of Ticonderoga for the fiscal year 2023 on November 10, 2022, at 6:00 p.m.

Pursuant to Town Law #108 the salaries of the elected officials as of 9/29/2022 are as follows:

Councilpersons - \$12,424.00

Supervisor - \$40,483.00

Town Clerk - \$51,619.00

Highway Superintendent - \$65,138.00

Town Justices - \$25,883.00

Supervisor Wright explained that right now we are in three different labor negotiations, inflation rate is 7.17 percent, three times higher than it was last year. Despite that the tax cap has remained at 2% from the State. This is happening with a lot of municipalities, including ours, 8.9% health insurance increase, the fuel costs, the transfer station costs have risen quite dramatically and as he mentioned earlier, several departments have frozen their salaries at the 2022 levels, we have frozen all of our obligations to Town organizations that provide services to the Town, TACC, TMSP and others at the 2022 levels. All the elected officials have agreed voluntarily to freeze their salaries at the 2022 levels, the Town Clerk graciously agreed to do that, we are trying to do whatever we could, little by little to keep the budgets in check as mentioned he froze his salary and actually cut \$3,000.00 off it and paid some money back to the Town at the end of October to basically reduce his salary to \$35,000.00 a year, which is a promise issued in his campaign. The board did pass a local law to exceed the tax cap, we were hoping that we were not going to have to do that, but we did pass the law just in case something came up so we would have the opportunity to do so. Further discussions that we had as a board, just came to the conclusion and decision that we would exceed the tax cap, but we would do it in a way to use some level of fund balance. Again, the Town cannot continue to use fund balance as a revenue source, that is just not practical. There are things that we just can't control, we can't control fuel prices, we can't control insurance rates, we cannot control NYS general wage increases, we all have to pay those increased costs. The longer we use fund balance to totally offset this, the greater the sticker shock is going to be at some point along the way when we can no longer do that.

Dick Allen stated that you are talking about sticker shock and you are talking about getting your budget down and all that, fuel oil prices have doubled and grocery prices that people are going to be paying, you better be looking for a short fall next year in your taxes. You may have to do some drastic reducing. Just being realistic.

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Mr. Blanchette asked with the increases of our homes with the assessments this year alone, some of us have doubled. Can't we use any of that to try to adjust things?

Supervisor Wright explained that your assessment money goes into the budget in terms of your overall levy, based on the value of the property. He is not sure what you are asking, in effect, as the assessor evaluates properties and makes the assessment, all that information goes into the budget process. It potentially ends up as part of what the levy will be cost per thousand. In essence it does play into that.

Marge Cross asked if we go over the cap, will that affect our star program.

Supervisor Wright stated no.

Mr. Blanchette asked if we lose any other funding when we go over that 2%.

Supervisor Wright stated that when you go above it does go into the calculation.

Mr. Blanchette stated that it seems like we need more time to digest this if that is possible. He knows on the computer sight that you guys have, it wasn't there as of yesterday so a lot of people aren't really aware of it.

Supervisor Wright explained that if you look at the budget on the first page as there is a lot that goes into this, it will show you the appropriations of both the general fund and the DA fund. It gives you what you have expended in your fund balance and from monies that were carried over that were not spent. This will give you the final appropriation of what the Town needs to raise in terms of that. Where the property value comes into is the final calculation of the cost per thousand. So, when you talk about levies, you have the General levy and the Highway Levy, the Fire Department.

Mr. Sheldon stated the fund balance is there if you need to use it.

Supervisor Wright stated that the fund balance is to be used if you need it, there is supposed to be a healthy fund balance and the Comptroller's Office does not give you a specific value or percentage that you should have for fund balance. You have to carefully do your budget so you are not over taxing to build that fund balance. It should be built up over a long period of time, and at the same time, if your fund balance is too small you cannot properly cover your expenses.

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Mr. Sheldon asked what happened to the two million dollars that was found, Joe Giordano can tell you this. Two million dollars was found when they did the financial audit a couple of years ago. Is that money still floating around or is it not.

Supervisor Wright stated that he does not know what you are talking about.

Mr. Sheldon tried to ask Mr. Giordano about the money.

Mr. Giordano stated that this is not a discussion for him, this is not his meeting.

Mr. Sheldon stated that the fact of the matter is that Joe knows that there was a two to three million fund balance that was found because of that...

Supervisor Wright stated that you don't just find a fund balance...

Mr. Sheldon stated that they did find it because the financial pieces were not right and he knows that, listen, everybody knows this. What he is saying to you is this...

Supervisor Wright stated that to say that everybody knows this, that is such a general statement, with no backing at all.

Mr. Sheldon stated that it is, Mark, it is Mark, there was two to three million dollars that was found on a financial audit a few years ago and we have talked about it, people have talked about it, he has seen it and he is sitting here thinking to himself, why can't we use that money, if indeed that is true...

Supervisor Wright asked what would we use it for.

Mr. Sheldon stated that you can use it, with actually board approval and state approval, you can move that money around and use it in areas that need...

Supervisor Wright stated that we do that, we do that all the time.

Mr. Sheldon is saying that this two to three million dollars is out there somewhere, why don't we use it.

Supervisor Wright stated that we have fund balance, we use it every month. He doesn't know what the question is. We do have fund balance; we use it all the time.

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Mr. Sheldon wants to know what happened to the two million dollars that was found when they did the audit a few years ago and it has been mentioned in here before, nobody knows about it.

Councilman Cunningham stated that there is a present fund balance and it is significant, but it is imprudent to use fund balance to offset ongoing expenses because eventually you are going to run out of fund balance and then when you do, a budget that is arbitrarily kept low by use of that fund balance, then there will be a huge jump in your budget and what is going to get taxed so it is imprudent to use fund balance to offset significantly any kind of ongoing expenses.

Supervisor Wright stated that if you attended any of our monthly meetings you will see us move fund balance constantly to move into line items that were over expended because they had rate increases in that line item, like fuel costs. It happens all the time, if you come to the meetings, you would see that.

Mr. Sheldon stated that he does not come to all the meetings (Supervisor Wright noted that he does not come to any) he goes online and can see the minutes...

Supervisor Wright stated if you see them minutes then you wouldn't be asking this question.

Mr. Sheldon stated, Mark, listen, let him just kind of say this, we know and he knows and Mr. Giordano knows that there was a two million dollar fund balance that was found, it was even in his campaign, ok. So don't tell(inaudible)

Supervisor Wright stated that Councilman Cunningham said we do have a fund balance...

Mr. Sheldon interrupted and said, listen, fund balance is there to expend it if and when needed, right now the people need it, especially in the water and sewer, so why aren't we looking at...

Supervisor Wright stated that we are expending fund balance in water and sewer to keep the rates down.

Mr. Sheldon told the Supervisor to expend some more.

Councilman Cunningham again noted, what happens when that fund balance is gone a year from now, or two years from now...

Mr. Sheldon interrupted and stated you worry about that then...

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Supervisor Wright interrupted and said no, you don't worry about it then, you worry about it now...

Councilman Cunningham would like to put this in perspective, if we didn't use any fund balance, this year to keep the water and sewer rates down, they would be to \$156.00 a quarter (sewer), we are using fund balance to keep them down, we have used fund balance to keep them down for the last, since he has been in office. You can't use fund balance to bring them to zero, because at some point in time you are going to run out and then everybody is going to say, how come my water/sewer bill or taxes have gone from this rate and quadrupled because you have been arbitrarily keeping them suppressed.

Supervisor Wright added that you cannot continue to do that year after year after year because fund balance is not a resource....

Mr. Sheldon stated that his question is this, people are going to be paying pretty soon, having to put aside one hundred dollars a month for their water and sewer.

Councilman Cunningham says this is not true, it is \$120.00 a quarter for water....

Mr. Sheldon stated add the sewer to that and everything, when you add the sewer to that it is \$256 and when you add the extra money there is going to be a point where they will be putting away one hundred bucks a month, that is a lot of money. Right now, there are a lot of people that are hurting, we should be using these balances, we can worry down the road and you say don't do that, he understands how this works, down the road there may be other things that come up that we can use for money. Right now, we have a lot of hurting people and to just jack the water and sewer up is wrong.

Councilman Cunningham stated that we did not just jack it up, it is still lower than it should be if we were covering all of our expenses on the water and sewer and we are using fund balance to keep it down so that there is not a onetime singular jump in those rates and we are trying to keep it as low as we can for the foreseeable future and you can't take all the fund balance and use it and it just imprudent. It wouldn't be fair two years down the road when you had a fund balance and all of a sudden now your taxes are going up by 40%, right.

Mr. Sheldon stated that you can't project what it is going to happen in another year, you have time to adjust and things....all he is saying is this, we need to make a better effort to keep the costs down for the people. That is all he is saying to you... he doesn't think that you have made enough effort.

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Supervisor Wright believes that Mr. Sheldon will never agree that this board has made that effort.

Mr. Sheldon stated no he won't, thanks for taking his comments.

Mr. Giordano wants to piggyback on what Frank was saying, he is probably asking what is the fund balance, when he was in office the books had not been balanced for many years and we went through that whole process and when we finally discovered exactly how much was in the fund balance it was somewhere in between two to three million dollars. For general fund and a little over a million for highway, so we did clarify that and that money has actually been put into capital reserves as many of the board that are sitting around this table worked diligently with department heads to put money in reserves as it had never been done before. That kind of speaks to the whole issue of water and sewer rates being what they are because every year we looked at the debt service that we pay, there was a lot of work that had to be done recently to keep our water system compliant, without that work being done, you would not be able to drink that water and you would be paying fines and you would have no water and....so this is very difficult, there are towns in this situation where they have to continue to stay the course and bank for the future because it is not something that can just be done one budget at a time, you have to look at the future so Mark and the rest of the board is on par the way it has progressed the last few years on where the water and sewer rates were projected. You have to use fund balance to keep the rates low – he likes to utilize what Dick Holroyd would say about cars, if you had an old car and never did any service to it how long would it last you, it is the same thing with the water system and it had not been kept up over the years. Someone had a question about going over the tax cap, he believes state tax credits are forfeited, so you may not receive funding if we go over the cap, he does not know how that affects star. He was glad to see that the sidewalks are still funded, it is good to see that moving forward and being replaced around town, it is nice to see there is money in for the Comprehensive Plan, he didn't see any budget for rescue squad, he knows he had given in the last few years.

Supervisor Wright explained that where we are with the rescue squad is the projected costs that they asked of the Town was going up to the 300 to 500 thousand dollars, what we are looking at is proposing an EMS district, we will be looking towards the first of the year how much money we could use out of fund balance to float EMS to a point to when we can get the district to a referendum. If it does not get approved at the referendum, we do not know where the future of Ti EMS will lie.

Mr. Giordano asked if the EMS district was the same as the fire district.

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Supervisor Wright explained that it is a little different, the commissioners for an EMS district would either be this board or a board that this board chooses. They can still collect revenue, but there are some differences. The town did not put in an appropriation in this budget, if we fund them at all it will be next year.

Mr. Giordano would like to ask this final question about personnel, he sees that there is an 8th position being provided for in the Police Department, can you speak to this.

Supervisor Wright explained that there had been a Sergeant position in the budget, it just had not been funded. There was also one or two officer positions that had not been funded. This year the Police Chief has requested an additional Sergeant for a number of reasons, 24 hour shift coverage, improvement and retention possibilities, promotional possibilities, to potentially help reduce some of the overtime, he feels he can significantly bring down overtime costs if he has this additional position. Right now, the plan is to, and we don't know how long it will take to get somebody, some officers have taken this exam, he assumes one of them will probably be eligible to be promoted from officer to that Sergeant position and we will probably not immediately fill that officer position to save some more money, but that is the current rationale behind the Sergeant position.

Mr. Giordano stated, with that, he thinks about his experiences when he was in office and the challenges internally with morale, a lot of the public obviously doesn't and maybe it isn't directly connected with the people that are working for the Town as much as the board is, but the increase just for the 8th man is about equivalent or more than equivalent of the 2% increase of the overall budget. He knows the budget process, there are a lot of constraints here as we just talked about, but from his perspective or the people that work here, it is hard to see that, especially with career positions like the Highway Superintendent, the Town Clerk and even the Water and Sewer Superintendent, all three. For them to not have any kind of increase in salary, yet you bring on a new person at least in his eyes, there were other things that you could have done to shift and support them.

Supervisor Wright explained as he said earlier, this was something that he put out there in terms of asking if people would consider freezing salaries, it was not mandatory, it was volunteer and it all falls into, he doesn't see one related to the other, adding one position versus not increasing the salaries. You are correct, the new position is a good chunk of, we still would have gone over, but it was a good chunk of the going over.

Mr. Giordano stated that it is more. This leads him to his last question and again the hierarchy that was discussed with Department Heads and staff to make sure that there was that gap, so to

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speaking, between Supervisor's positions and staff. He hopes in the future those would be re-elevated back to hopefully compensate what they gave up for the purpose of staying below the tax cap.

Supervisor Wright agreed that next year we will probably have to look at more than a 2% jump for non-union labor because it has been 2% for several years and that is not keeping up with inflation.

Mr. Sheldon added with the overtime, the actual in through 8/12/2022 is 32 and the actual for 2021 was 57 so it looks like it came down a little bit, so that is good. He understands....

Supervisor Wright explained that there are several departments where they have come down or at least maintained, most of the ones that have maintained have smaller budgets. A lot of departments have cut costs.

Mr. Blanchette asked if we do lose the star program (the answer was no), ok, because that would be a bad thing for the people.

Steve Boyce would like to speak as the President of the Library Board, of the Black Watch Memorial Library, we encourage you to consider raising the amount of money that is spent, currently in the budget as scheduled, to raise it \$3,000.00. The reason for this, even with listening to all of this tonight, he really does feel that he would not be doing his job at President of the Board if he didn't come before you and say let's take a look at the amount of money we spend on books. The amount has not been changed since 2018, if we raise it by \$3,000.00, we would still be below our inflation guidelines that you are saying. The Library Board is going to continue to purchase books, last year we purchased 21 thousand, which meant we had to move money out of different parts of our budget, which means that we are not satisfying or meeting the community needs in other areas. For instance, we have not bought as many large print books, which are very valuable, we have cut back on DVD's and CD's and all of those kinds of non-book resources that our patrons like and are also valuable to the community. Just to let you know, we are trying to do our due diligence in the way we spend public money, we have received a lot of help from donations and for instance the Friends of the Library are a support group that give about \$5,000.00 a year to purchase children's books. That is a program that is not tax money, but an expense to help the community. We also have an \$850 program that they bought for us so that we, if a patron comes in and wants a book, we don't just automatically go out and buy it, we can use the Library System to get the book if it is available in another library, we can get it eventually. What the Friends did was buy this subscription in another program which allows us to go to pretty much any public library in the United States and borrow a book

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for a person. The books that we are buying are not just for someone coming in and saying I want this book, it is library staff looking carefully at what the reading, first of all recommended for a community of our size, also what the reading population and patrons desires are, we are watching our money carefully and we do have people that will donate money for us to buy books, but he is concerned that if we continue to reach out going down the road and use the money that gets donated to buy books, that means in the coming years we are not spending the money to develop 6 Carnegie Place, which is going to be great, but it is also going to cost money and we do have donors already lined up to give money to pay for that, but when we take that money that is in our special projects fund to buy books, that is not really a special project. He asks you to consider raising the amount and the amount we can work with is \$3,000.00.

Mr. Sheldon announced that he will meet him after this meeting and write out a check for \$3,000.00.

Marge Cross wanted to make a comment, she is looking at the prices going up, just like everybody else is, no matter where she turns. She understands there is a budget and she has her own budget which is nothing compared to yours but it is all she has to compare yours with. She is finding that she is having to cut a lot of corners already, she is not 20 years old anymore and she still runs two businesses so she can keep her home, so, her thought is, she has to pay her bills first and she has to buy her food and pay for her medical insurance and then she has to worry about beautification. She is not saying Ticonderoga doesn't need new sidewalks, new roads, blah, blah, whatever else, cutting the grass however often. Her suggestion just would be, she would put off the new sidewalks for a while if it was her private sidewalk, even though she has people coming to her home because that is where her businesses are. She doesn't mow her lawn as often as she would like to because she has to buy the gas for her lawn mower, so, maybe don't mow the lawns quite so often at the Community Building and the Parks, you know, there are places like that, the little things that add up to big things and if we use a little common sense like that. She is not criticizing; she is just suggesting.

Supervisor Wright wanted to be sure people know the \$100,000.00 that we are spending this year was a grant from Betty Little, that is reimbursable money that we spend and then we get back. We hear what you are saying. Another reason and as you know, we give money to TACC and TMSP and other organizations that do certain things for the Town and this year, we didn't cut them, but we didn't increase them either. Those are some of the little things that we have been looking at to try to, they all add up, we agree.

Mr. Allen wanted to talk about the Police budget here, you are going to make a new Sergeant, you are going to take a patrolman and make him the Sergeant, the union is going to say, we got a

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blank on the schedule now for a patrolman and we have to fill that with overtime, that is what is going to happen.

Supervisor Wright stated that the Chief believes that he can reduce the overtime costs with the use of this Sergeant.

Councilman Cunningham wanted to clarify this, it is a Sergeant and then backfilling that vacant position. The overtime savings is with the back-fill position, not with the Sergeant position.

Supervisor Wright stated that the Chief does believe that the Sergeant will help with the overtime, that is what he said to us when he was in here.

Sue Allen stated that we have heard that before, and she is not saying anything and downgrading anybody in our police department. Her husband was a police officer, she would be the first to say that we need them, especially with everything going on with the young people nowadays, in the world, it is a scary thing when you look at that, because we have grandchildren, they don't live right here, but she is thinking of them. She is thinking that she has heard that before, if you get us another patrolman, it will help with the overtime, but she does know that she has seen that because she has always watched it and it won't, she doesn't think...

Supervisor Wright told the Chief that he was going to hold him to that, and if this doesn't work out then maybe the Sergeant goes away. He told him that he would hold his feet to the fire to make what he said happen.

Garry Shouton stated that they can tell the Chief that they can do away with the guys riding around in the same car together.

Supervisor Wright stated that he leaves the policing to the police officers and their judgement as to what they need for patrol at certain times of the day or evening. They are the experts.

Mrs. Allen stated that where we live up in Chilson they may go by in the morning, I wave to them sometimes when I go out to get the mail in the afternoon, everything is fine there, but the most people that she sees on 74, and again they moved there 44 years ago knowing that they are on a state road and she is not complaining there, but she is just saying all she sees are the State Troopers, she would rather see a little bit more, she doesn't pay for lights up there, she doesn't pay for sidewalks because she is on a state road, but she still pays the same amount of taxes that everybody else does down here in the prior village. This is what happened years ago when we relinquished out village and we were going to save a lot of money and now everything has gone

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up and up and up. She is just saying, let her see a little bit more, she would give them gas out of her pocket, \$25.00 to go up there, she would feel more comfortable if she knows there is somebody around there, the State Troopers, all they do is write tickets as far as she can see.

Supervisor Wright noted if you feel that patrol isn't happening, you are more than welcome to call him or call the Chief and ask him what the patrols are and what time of the day the patrols are. Maybe you are not seeing it, he doesn't know, but he is more than willing to talk to you if you feel you need more patrols.

Mrs. Allen thanked the board.

Public Hearing closed at 6:59 p.m.

Local Law providing for the Administration and Enforcement of the NYS Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code)

Supervisor Wright explained that this is a newly revised NYS Law and requires the Town to update its current law.

Mr. Fuller continued to explain that earlier this year, the legislative adopted an updated Uniform Fire Protection and Energy Code and part of that we are required to update our Local Law. We have gone through the law and drafted it. This local law is on the docket tonight to adopt and then we will repeal the existing Local Law 2-2016 on the books. This does not change the way you issue building permits or anything else, it is more an internal procedure.

No comments from the Public.

Public Hearing closed at 7:01 p.m.

Local Law providing for the Repeal of Local Law #2-2016 Administration and Enforcement of the NYS Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code)

Supervisor Wright reiterated that this public hearing is to repeal the existing law. There are resolutions that will come later in the meeting to adopt these Local Laws.

No comments from the Public.

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Public Hearing closed at 7:02 p.m.

Committee Reports

Airport – Mark Wright, Supervisor

TICONDEROGA AIRPORT 4B6

2 November 2022

The meeting was called to order at 0830 in the Town Hall followed by the pledge of allegiance. Present were Mark Wright, David Woods, Bryan Douros, Jon Hanna, Terry Smith, Tom Thatcher, Bob Salls, Alan Dunsmore, Ash Alexander and Bill Murray. Jon reported fuel sales for October were 4,042 gallons. Ash reported that we received 6,500 gallons at the end of last month. We plan to leave our sale price at \$5.95. There is a problem with one of the valves and Ash will look into fixing this.

We had a discussion on vendors and job bidding requirements.

Bryan reported that he has found the location in the FAA data base system to make updates of the trees that have been removed, with this information we should be getting cleared for night landing approaches again.

The tower update, still no reply from the FAA on our request to install the tower. The tower has been painted and all are encouraged to take a look at it. The light bases have also been cleaned, primed and painted. So that portion has been completed. Discussion on how best to pick up the tower and when the lights should be mounted, more to follow on this topic. We plan to cover the building for the winter and work on the paperwork portion at this time. When the weather turns to spring, we should have everything ready to start the reconstruction and move the building next to the tower.

Bill Murray has an interest in building an additional hanger on the airport. All agreed that that would be a fantastic addition, but there are some obstacles which need to be cleared. A discussion followed. One question that was asked is if we have a waiting list of pilots that would be interested in renting a hangar space. several names were mentioned and Ash will start a list and talk to any interested parties.

Meeting adjourned at 0908

The December meeting has been canceled.

Next monthly meeting will be 0830, Tuesday, 3 January 2023, at the town hall.

Submitted by Jon Hanna

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Buildings & Grounds, Dave Woods, Councilman

Armory lights have been changed to LED

Wiring to be done here in the meeting room, along with an access door along the side wall.

Cameras are being installed next week by the Basketball courts and the Kissing Bridge.

Parks, Recreation, Historical Lands, Beach, Cemeteries and Monuments –

Joyce Cooper, Councilwoman

**PARKS AND RECREATION COMMITTEE MEETING MINUTES
October 18, 2022**

Committee members present were Nancy Kelley, Bill Dolback, Jerry Cooper, Dave Woods and Joyce Cooper. Also present were Tom Thatcher and Mark Wright.

Proposed Marine Monument:

It has been announced in the Sun Community News that this monument has been placed in a Crown Point park and will be dedicated on Veterans' Day. Joyce informed the committee that the cement pad that was constructed for it in our Veterans Park will now be used as a seating area. A black steel bench has been ordered for this location.

Orders Placed:

Orders have been placed or will be placed for the following:

- Three black 6' steel benches—2 for the concrete pads near the Montcalm Street clock and 1 for Veterans Park
- Black steel Cigarette Disposal Stations--1 for the north side bump out area on Montcalm St. near PRIDE, 1 for the Pocket Park, and 1 for the clock area on Montcalm Street
- Three dog bag Stations for the La Chute Trail

Proposed Town Law:

Town Attorney Matt Fuller is working on proposed changes to the local law prohibiting hunting on town lands. This law will be amended to include prohibiting camping, and open fires except when special use permission has been granted by the town.

Recent Thefts:

Committee Chair Cooper informed those present that in the past month 2 LED light

fixtures used to illuminate the flags on Montcalm St. near the Fort Intersection had been stolen.

Wires were cut and the fixtures removed from the wooden planters in which they had been

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installed. The Water Department workers who originally installed them have replaced them with new fixtures and hope they have been installed more securely. Each fixture costs approximately \$300. If more are stolen, better security will have to be considered.

Robert Rogers Statue and Shelter:

A volunteer has come forward to complete the painting of the shelter built for the statue. Donated paint is being sought. The interior of the shelter will have to be painted a lighter color to showcase the statue better. The shelter still must be moved to the site which was selected by committee for the statue.

2023 Bicentennial Park Improvements Planned:

Plans using 2023 budget monies include improving the flagpole entrance area to the park. This area has sunk, the dedication stone should be more prominently displayed and the landscaping needs replacement. There was also discussion about moving pedestrian access to the park to make it safer for those using or visiting the park. It has also been requested that a new town Christmas tree be planted in the park to replace the diseased spruce tree on the lawn of the Community Building.

Other Discussion:

Have the damaged boards on the Trestle Bridge, as reported earlier this year, been replaced? The following requested change to Field 2 has been completed: The fence has been removed so it can be moved in 100 feet. The area will be leveled out with fill. Whether a playing field will be created for T-Ball has still not been determined. A disk golf basket is already in this area, and this will have to be taken into consideration. There are presently no plans to use Parks and Recreation budget money for this project.

The next Parks and Recreation meeting is scheduled for Tuesday, November 15 at 8:30 am.

A memorandum of Understanding has been drafted for the policy and procedures of the Library and staff at the Black Watch Library. There have been challenges in the past of procedure, especially how the building closes down in the event of inclement weather, this agreement has been reviewed by both the Town and the Library Board.

Councilwoman Cooper wanted to mention that she does attend the Library Board meetings and they are a very dedicated group of people and the library has a tremendous amount of use.

Mr. Boyce thanked the board and noted that this agreement will save a time at meetings with trying to remember how things were done.

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Resolution #372-2022 brought by Joyce Cooper, seconded by Dave Woods to adopt the Memorandum of Understanding between the Town of Ticonderoga and the Black Watch Memorial Library Board. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #373-2022 brought by Tom Cunningham, seconded by Tom Thatcher to advertise for a Skating Rink Attendant for the 2022-2023 skating season. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #374-2022 brought by Tom Thatcher, seconded by Joyce Cooper to purchase dog waste stations and bags from Bow Wow Waste in the amount of \$899.43. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #375-2022 brought by Dave Woods, seconded by Joyce Cooper to re-advertise for a Part-time Library Aid position. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

The board discussed quotes received for the asbestos inspection at the newly purchased 6 Carnegie. This will satisfy the procurement policy.

Mrs. Green noted that PRIDE can help the Library with finding contractors.

Resolution #376-2022 brought by Mark Wright, seconded by Joyce Cooper to approve and move forward with the quote from Brian Wilde from Clearview for a pre-demolition asbestos inspection for an amount not to exceed \$725.00.00 for the property located at 6 Carnegie Place. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Supervisor Wright mentioned that we received the costs that were incurred from the clean-up of those campsites that were along the LaChute River. He feels the board should attempt to receive restitution. Board agreed.

Economic Development – Mark Wright, Supervisor

Economic Development Committee (EDC) Minutes (10/19/2022)

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Attendees: Mark A. Wright (Chair); Tom Cunningham (Vice-Chair); Nicole Justice Green (PRIDE); Heath Towne (Business); John Bartlett (TMSP); Donna Wotton (TRA via telecon).

Excused: Matt Courtright (TACC)

Guests: Carole Calabrese (telecon).

Mark Wright opened the meeting (1500). August minutes were approved. There was no meeting in September.

Town Announcements & Updates

Mark Wright provided the latest updates on economic activity and related actions in and by the town. The use of occupancy tax monies was investigated and discovered it could not be set aside in a reserve fund. Monies will have to be expended for approved activities within the fiscal year. More discussion and investigation on this will occur. The public parking lots behind the former JJ Newberry (Hacker) building and behind the Montcalm business district were paved for increased safety and convenience of residents and tourists. The Town provided Air B&B locations to the County Treasurer and distributed \$8,000 in ARPA funding to a Chilson organization to supplement lost revenue due to COVID. There is ongoing activity between the Town and NYS DOT regarding an access point in the Fireman's Field property for planned development. Mark indicated the Town does have budgeted funds for 2023 to review and update the Town's Comprehensive Plan.

Donna Wotton provided an update on childcare activities and plans. There is a potential location within Ticonderoga that could be used as a viable facility. These discussions and plans continue. Donna provided an update on the Hacker (Newberry) building which TRA now owns. TRA will submit the Hacker roof project to the Restore NY program.

Nicole Justice Green joined the Committee as the PRIDE representative replacing Elisha Bartlett. PRIDE has requested the Town to sponsor them in their plans to obtain Community Development Block Grants for the 2023 season. PRIDE is also aiding one local business whose roof is near collapse and in need of repair. There were questions about façade development and whether it could apply to the rear of buildings on Montcalm Street. This faces the new area for the Farmer's Market and adjoins a significant DRI project improvement area.

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Other projects: Cobbler's bench is waiting for DRI. Tom Cunningham stated the soft opening for Paper & Pencil is still planned for early spring 2023. A request to move a traffic sign for this location was completed. The business will move their entrance to Burgoyne Road. Ledge Hill Brewery cleared the Planning & Zoning Board process. The burned-out structures on Montcalm Street have been purchased.

Heath Towne provided the status on the lodging industry. Summer was the busiest time since COVID and businesses are still turning away patrons due to lack of space. Heath has developed a questionnaire for the local industry regarding turning people away which the Committee hopes the two chain and two independent lodging businesses will adopt. This information could be beneficial to other potential investors when deciding to invest in the area. Tom Cunningham agreed it would be good to know how many rooms are necessary for Ticonderoga. Heath also provided a base business plan outline for transportation.

ACTION ITEMS:

- 1) Mark will attempt to find the Frenchman study in the town's records.

Meeting adjourned: 1610

Resolution #377-2022 brought by Mark Wright, seconded by Tom Cunningham to add Nicole Justice Green to the Economic Development committee as the new representative from PRIDE. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Highway / Transfer Station – Dave Woods, Councilman

**Town of Ticonderoga
Highway and Transfer Station
October 25th, 2022, minutes of Meeting**

Present:

Dave Woods, John Deming, Mark Wright

Others:

Joyce Cooper, Matt Fuller

Public Discussion

Said the Pledge of Allegiance

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Public discussion

- No public comment

End public comment

Committee Discussion

- Discussion on storage containers. Looking for pricing.
- Discussion on sidewalks was had
 - 1400FT have been completed
 - Will be working on Main Street and by St Mary's next
- Changed boxes on the small trucks
- Black topping the ends of the driveways
- Talked about repairs on the highway shed and salt shed
- Discussion on Grove and St Clair

Resolutions for the next town board meeting

- No resolutions

Outstanding items not discussed

- None

Meeting was adjourned at 9:35am

Minutes were taken and prepared by Rebecca Norton

Resolution #378-2022 brought by Dave Woods, seconded by Tom Thatcher to publish the annual advertisement for the winter No Parking November 1 to April 1st for snow. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Municipal Facility – Tom Cunningham, Councilman

**Town of Ticonderoga
Municipal Facility Evaluation Committee
October 24, 2022, Minutes of Meeting**

Committee Members Present:

Tom Cunningham , Tom Thatcher, Chris Dotsie, Jeff Cook

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Others

Mark Wright – In person, Dave Woods – In person

Pledge of Allegiance

Committee Discussion

- **Alfrandre report**
 - Chris has updated the report with items from the information he received from Jeff Cook and himself.
 - The committee still needs to get him the information on the Community Building, Armory etc. It was reiterated that this information should try and be completed prior to the next meeting.
- **Police station update**
 - AES sent a draft site plan of the Highway department to the committee showing a potential location of the Police Station, Water and Sewer and Building and grounds.
 - Several items were brought up that the committee would like to have AES look into.
 - Add the area to the South of the building to the site plan
 - Concern about the space for large trucks to turn around
 - Could the Water and Sewer and Building and Grounds building be moved behind the Police station.
 - It was brought up that the Fire Department was looking into purchasing the Lowes building.
 - It was discussed whether we should contact the Fire Department and ask them what their plans are and whether the Town should look into purchasing that building and putting all the Town services in one place.
 - Tom Cunningham said he would contact the Fire Department and ask what the status is and whether they would consider having the Town pursue purchasing this building.
- No other new business

Public Discussion

- Meeting was opened to public comment, with no public comment

Next meeting scheduled for Monday November 28 at 6:30 PM

Meeting was adjourned at 18:55

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NYS Fire Code Local Law**

Minutes were taken and prepared by the Committee Chairman Thomas F Cunningham

Public Safety – Dave Woods, Councilman

Public Safety

October 25, 2022

The following committee members were present: Dave Woods, Dave Burrows, Ross Kelly, Joyce Cooper and Jennifer Gendron.

Guests: Mark Wright, Matt Fuller and Bill Morse.

Meeting was called to order at 8:00am with the Pledge of Allegiance.

Councilman Woods opens the floor to the public.

Bill Morse (Kennedy drive and Birchwood drive) stating they were denied a speed limit change.

Dave Woods said he was in contact with the county, and it could take six months to a year to get an answer and make a change.

Supervisor Wright has some information from Eagle Lake Property Owners regarding the funding of some radar signs. (See attachment.)

POLICE DEPARTMENT:

Dave Woods ready the monthly report. (See attachment)

CODES DEPARTMENT:

Dave Burrows goes over the codes monthly report. (See attachment)

Dave Woods adjourned the meeting at 8:55am

Next meeting is November 29, 2022, at 8:00am

The following is a summary of the activities of the Ticonderoga Police Department from September 27, 2022, to October 25th, 2022.

<u>Patrol Statistics</u>	<u>Monthly</u>	<u>YTD</u>
Approx. Calls to Service:	384	3738
Incident reports:	31	276
Arrests:	22	192
Uniform traffic tickets:	78	556
DWI arrests:	3	14
Accidents investigated:	11	96

*Speed Trailer: Taken out of service for the Winter

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- * On 10/4/2022 arrested John Cox Gilbert Jr for Driving While Intoxicated (Unclassified Misdemeanor)
- * ON 10/5/2022 arrested Kathy J Groshans for Criminal Possession of a Controlled Substance in the 7th degree (Class A Misdemeanor)
- * On 10/5/2022 arrested Shyheim P Seepersuad for Driving While Intoxicated (Unclassified Misdemeanor)
- * On 10/12/2022 arrested Karissa L Cook for Criminal Possession of a Controlled Substance in the 7th degree (Class A Misdemeanor)
- * On 10/14/2022 arrested Shyheim P Seepersuad for Assault in the 3rd degree (A Misdemeanor)
- * On 10/17/2022 arrested Edward A Fuller for Criminal Mischief in the 4th degree (Class A Misdemeanor)

Re: (September 1st-30th) 2022 Activity Report

The following is a summary of the activities of the Building Inspection / Code Enforcement Department.

Building Inspection:

(September)

YTD

Building Permits Issued:

8

82

Safety Inspections:

0

13

Pass/Fail:

0/0

12/0

Permit & Inspection Notes:

- 2- Alterations/Repair Permits→ Bull Rock Rd & Montcalm Street
- 2- Solar Permits→ Old Chilson Rd & Delano Rd
- 1- 32x24 Shed Permit→ Alexandria Ave
- 1- 14'x5' Addition Permit→ Highland Street
- 1- New Residential Construction→ Alexandria Ave
- 1- Septic Repair Permit→ Baldwin Rd

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Code Violation Notices:

	(September)	YTD
Order to Remedy:	0	13
Remediated:	0	9
Clean-Up Contractor:	0	1
NYS DFS	0	0
Condemned:	0	0
Do Not Occupy:	0	1
Appearance Tickets:	0	2

Code Violation Notes

- No Violations

Miscellaneous:

	(September)	YTD
*Complaints:	3	14
Resolved:	1	6/11

Misc. Complaint Notes:

- Complaint about Garbage and unsafe stairs at Locus Way Seasonal Residence → Garbage issue resolved; Stairs are blocked off with no access & will be fixed in the spring.
- 2- Noise Complaints on 9N Residence, ongoing issues. Advised to call PD, Calls are happening on the weekends.

Trainings:

- No Trainings this Month

Safety & Resource Grants (YTD) :

- N/A

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Noteworthy Highlights / Achievements:

- Issue with Business sign blocking a stop sign on Racetrack rd., spoke with Owner about sign, it is being moved from the pole and being relocated.
- We have sent out follow up letters pertaining to the two Fire structures, located on Delano Rd and the other on The Portage. As well as a 9N Residence that had an Asbestos survey done through the Towns grant, theses all have yet to be demolished. We are looking to get a plan of action for all 3 of these Buildings to move forward with demo & clean up.
- Both Fire Structures on Montcalm Street are in the process of being sold, once the sale is finalized, we will work closely with the new owner to get these buildings properly demolished and cleaned up.
- Lower rd. & Racetrack rd. have FINALLY been cleaned up and all the garbage and rubbish has been removed from both properties.

Attached letter from Eagle Lake Property Owners

The Eagle Lake Property Owners (ELPOI) would like to ask that the town of Ticonderoga consider installing radar speed signs along the Eagle Lake corridor of state route 74 as it passes along and thru the lake. Numerous accidents (9 tractor trailer rollovers in the past 2 decades) and speed surveys in the past have found that enforcement of the existing 45MPH speed limit would be the most effective way of increasing safety in the corridor. The town has also requested of the state signage for trucks in the past that has been installed.

The town has placed their portable speed sign along the lake for several years in the spring and On the holidays and we have received a lot of positive feedback from its placement. We would like to have the town request from the state that two (eastbound and westbound) speed signs be placed at either end of the lake, Locations below include an open area across from Moran's antique store for westbound traffic and at the west end of the causeway at or near the driveway of the Lisle residence for Eastbound traffic. These signs could be either solar or on-grid, the latter would probably be preferable as the cost of Hookup would be less than ongoing maintenance of Solar signs (battery replacement etc.) but either would work.

ELPOI has looked into helping with Funding for these and Sylvamo has indicated interest in supplying donation or grant money to help offset costs. We look forward in working with the town to make radar speed signs a reality along the lake in the near future. West bound sign location:

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East bound sign location:



Overall view with both sign locations:

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Images courtesy of Essex county GIS

Thank you for your consideration,

Keith Park ELPOI President

Supervisor Wright mentioned the concern he has heard from citizens concerning Jake Brakes – the Town has a Noise Ordinance on the books to enforce the noise of the Jake Brakes.

Public Works – Mark Wright, Supervisor

**Town of Ticonderoga
Water/Sewer Committee Meeting Minutes
October 25, 2022
10:30 am**

Committee Members Present: Mark Wright, Tom Cunningham, Derrick Fleury, Eric Blanchard, Matt Fuller, Sherry Veneto

Others: Greg Swart (AES-Architecture, Engineering, & Land Surveying), Madisen Hetman (AES), John Bence

Pledge to the Flag

Public Comment: None

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Items for Discussion:

1. 8 Schuyler Street (Jo Hadley)
 - a. The property now shows as a residential vacant lot on the Assessor's live file. The billing needs to be changed to a lot fee of .10 EDU
 - i. It is recommended to the Town Board to change the billing of 8 Schuyler Street (Jo Hadley) to .10 EDU Water and .10 EDU Sewer, as the property is now listed as a vacant residential lot, per the Assessor.
2. 146 Racetrack Rd (Dan Scuderi)
 - a. The apartment has been renovated since the fire and the property is now updated on the tax roll to show 1 apartment and 1 business/office space. The billing needs to be changed to 2 EDU Water. Only 1 additional EDU is needed as there is only a small real estate office in the building.
 - i. It is recommended to the Town Board to change the billing of 146 Racetrack Road (Dan Scuderi) to 2 EDU Water as the tax roll now shows an apartment and business/office space.
3. 16 Lakehouse Way (Joseph Sinisgalli)
 - a. Mr. Sinisgalli has sent a letter to the Town asking for a refund for prior payments made on his account. His account billing was changed for the 4th quarter to show 1 EDU for Sewer & Sewer O&M. Previous quarters were 2 EDUs, as there was previously an apartment on the property.
 - b. Mark made a motion, seconded by Tom, to refer the letter of refund to the Town Board for review and resolution.
 - i. It is recommended to the Town Board to review and create a resolution for the letter received from Mr. Sinisgalli for a refund for previous payments on his account.
4. General Discussion of connections of Garages with living space to water/sewer

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- a. Discussion was held on how to properly answer this question. Whether the garage can “tap into” the current line(s) or if it would need its own hookup. It was determined that we need to work with the Codes Department on how to approach this subject as it seems to come up frequently.

5. Black Point Pump Station Upgrades

- a. John Bence is in attendance to ask about any progress made with this project. He stated that in the last several years the odor has become worse with the increase of rentals and new homes built using the system.
- b. Greg went over the proposed UV light unit plan. Derrick would like to talk to someone about references. Mr. Bence asked if there could be any grants to help out with the project. Greg said possibly, but not for a few years.
- c. Greg will get references and a final budget together. Derrick would like to check the Fund Balance for SS09, but the Town may need to look into some sort of funding.

Superintendent’s Report

- Farley Valves came up and did the tap for the restaurant on Burgoyne Rd. The same company will be doing the tap for the hydrant on Baldwin (hopefully next week).
- Derrick asked Matt about the bid process for purchasing trucks for the department and if there were other options. A truck was purchased last year through the bidding process, and it still hasn’t been finished. A short conversation was had on the subject.
- Derrick also had a question on the procurement policy the Town has in place. He is having a hard time getting quotes on the heaters that are needed for the Lake George station. He’s only received 2 so far, and 3 are needed. Matt told him how to proceed with the policy.
- There was a question of availability of water and sewer connections for a piece of property off Wicker Street. They currently are charged for a vacant lot fee for sewer, but no water in that area. More information will be needed from them.

Chief Wastewater Operator’s Report

- The 2 aeration tanks that they had been working on have been finished, they will be starting on the other 2 tanks.

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- The last power outage caused a couple of problems at the plant, a circulation motor went in one of the aeration blowers. A PO will need to be approved at the finance meeting to replace the motor.
- The control panel for the speed pump is having problems. They will reach out to Steve Nadeau to see if he can check it out to see what the problem is.

Other Discussion

Mark asked Matt about a resolution for termination of contract users on Chilson & Eagle Lake. A separate resolution will be needed for each person requesting termination from their contract. There is one resident ready to disconnect, as they have drilled a well. The process of disconnection/termination was talked about for billing purposes.

A quick discussion was had about a property on Chilson that is mostly in “wetlands”, it will probably require a waiver from DOH for a well.

AES Report

1. Water

I. Chilson Eagle Lake (Required by DOH)

- Further Outreach to be Completed
 - Letters, Flyers, & Checklist
 - Memo to EPA

II. Water Meters (Required by DEC)

- Awaiting GIGP Award Announcements (Expected December 2022)
- Need to be online by May 1, 2025.
- Confirmation of Ti-Sales presentation of water meters November 29, 2022 (typically 1 hr)

III. Water District Consolidation (In progress)

- Map, Plan, and Report
 - Discussion of financials

IV. LSLRP

- Project is continuing.

V. Additional Water System Upgrades

- A FEMA HMGP grant application has been submitted for a bypass watermain from the Town's Well Building to Mount Defiance / Abercrombie Tank

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- The grant, if awarded consists of 75% Federal / 25% Non-Federal Cost Share

2. Wastewater

I. AES #4394 Portage

- Approaching Project Closeout

II. Treatment Plant

- AES is preparing an EPG Report to address phosphorus and other deficiencies at the WPCP.

III. Collection System

- The Long-Term Control Plan EPG is targeted to be completed and submitted to agencies for review by November 1, 2022.
- The Updated Long Term Control Plan needs to be submitted to NYSDEC by August 1, 2023.

IV. Additional Permitting Requirements

- Land Spreading Permit (Issued)
- Will the Town be completing Annual Reporting for SPDES permit? (WTC reporting form & CSO Annual Report)

V. Additional Wastewater System Upgrades

- Black Point Road Pump Station
 - Drawings provided to the Town for review
- Sewer District Consolidation
 - Sewer district consolidation has not yet begun but is slated to begin upon completion of the water district consolidation.

3. Additional Items Since September 27, 2022, Public Works Meeting

- Bipartisan Infrastructure Law Grant
- Brewery application completed
- RFP/RFQ Process
-

Meeting adjourned at 11:31

The next meeting will be held November 29th at 10:30

Minutes respectfully submitted by Sherry Veneto, Water/Wastewater Clerk.

Resolution #379-2022 brought by Mark Wright, seconded by Tom Cunningham RESOLUTION to terminate water service for the property located at 2147 NYS Route 74 (Tax Map Parcel

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138.13-2-11.123) owned by Nicholas P. Pedemonti and Desiree M. Pedemonti contingent upon having a valid, written termination request, verification that the water account is paid in full, and confirmation by Water/Wastewater that there is a physical termination of the property from the Gooseneck Pond water source. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

RESOLUTION TERMINATING WATER SERVICE CONTRACT

WHEREAS, Nicholas P. Pedemonti and Desiree M. Pedemonti, trustees of the Ticonderoga Irrevocable Trust UAD December 22, 2016, (the “Owner”), the Owner of real property located at 2147 NYS Route 74, Ticonderoga New York, bearing tax map number 138.13-2-11.123 (the “Property”) currently receives water service from the Town of Ticonderoga (the “Town”); and

WHEREAS, the Property is not located in a water or water supply district formed under any applicable law of the State of New York and therefore the Owner receives water service to the Property by agreement with the Town; and

WHEREAS, the Owner has requested to terminate the water service for the Property; and

WHEREAS, the Town is willing to terminate the water service to the Property as requested by the Owner.

NOW THEREFORE BE IT:

RESOLVED, that based on the request by Owner to terminate the water service to the Property, the Town hereby consents and agrees to the termination of water service to the Property effective immediately provided the Supervisor verifies that the account for the Property is paid in full and if not paid in full and until the Property is physically disconnected from the Ticonderoga water source, all fees and costs shall continue to accrue until paid in full; and be it further

RESOLVED, that the water department of the Town is directed to physically terminate connection of the water service to the Property.

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Resolution #380-2022 brought by Tom Cunningham, seconded by Tom Thatcher authorizing the Town Supervisor to approve disconnection requests by water users in Chilson and Eagle Lake.
All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried**.

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

Resolution No. 380 of 2022
Adopted November 10, 2022

Introduced by Tom Cunningham
who moved its adoption

Seconded by Tom Thatcher

**RESOLUTION AUTHORIZING TOWN SUPERVISOR TO APPROVE
DISCONNECTION REQUESTS BY WATER USERS IN CHILSON AND EAGLE LAKE**

WHEREAS, the Town of Ticonderoga (“Town”) is the holder of a water permit authorizing it to take water from Gooseneck Pond for purposes of supplying drinking water to certain properties located in the Town; and

WHEREAS, the Town, by the Gooseneck Pond water source, currently supplies drinking water by agreement with the owners of certain properties located in Chilson and Eagle Lake (the “Chilson-Eagle Lake users”); and

WHEREAS, the Town entered into a Consent Decree with the United States Department of Justice, the United States Environmental Protection Agency and the New York State Department of Health, which among other things, requires the Town to discontinue Gooseneck Pond as a drinking water source on or before June of 2025; and

WHEREAS, the Town has pursued solutions for drinking water supply for the Chilson-Eagle Lake users; and

WHEREAS, some of the Chilson-Eagle Lake users have expressed a desire to find and construct their own private drinking water sources, and the Town Board wishes

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to authorize the Supervisor to approve requests for disconnection from the Gooseneck Pond water source as provided for in this resolution,

NOW THEREFORE BE IT:

RESOLVED, that the Town Board hereby authorizes the Supervisor to approve requests for disconnection from the Gooseneck Pond water source by any Chilson and Eagle Lake user, provided that the following is complied with:

1. The Chilson and Eagle lake user who is/are the owner(s) of the property request disconnection in writing to the Town on such application or form as the Supervisor may approve, and amend as the Supervisor deems necessary;
2. The Supervisor or his designee confirms that the water account for such Chilson and Eagle Lake user is paid up to the date of termination, with any fees and costs to accrue until the account is paid in full;
3. The confirmation by the Water and Waste-water Superintendent, or his designee, of the physical termination of the property that this the subject of the request from the Gooseneck Pond water source;
4. The Supervisor reports on no less than a quarterly basis to the Town Board of any disconnections from the Gooseneck Pond water source by Chilson-Eagle Lake users; and be it further

RESOLVED, that the Supervisor is further authorized to take such further action, and to authorize such individuals to take such action, as the Supervisor deems necessary to carry out the provisions of this resolution; and be it further

RESOLVED, that this resolution shall take effect immediately.

PRESENT:

Mark Wright, Supervisor	AYE
Dave Woods, Councilman	AYE
Joyce Cooper, Councilwoman	AYE
Tom Thatcher, Councilman	AYE
Tom Cunningham, Councilman	AYE

SEAL

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Tonya M. Thompson, Town Clerk

Resolution #381-2022 brought by Joyce Cooper, seconded by Tom Thatcher to authorize the Supervisor to sign a Certificate of Substantial Completion for AES Project #4394 (The Portage Project). **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Human Services – Youth – Joyce Cooper, Councilwoman

The After School program is growing all the time – there are over 40 kids signed up. The Youth Commission asked the board's permission to close down the driveway during the After School Program and that was a great decision that was approved.

Resolution #382-2022 brought by Joyce Cooper, seconded by Tom Cunningham to accept the resignation of Justin Coley-Beeman as an Activities Attendant effecting September 19, 2022. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Human Services – Seniors – Tom Cunningham, Councilman

Senior activities are carrying on which includes Pickle Ball and other activities. No new news.

Health Insurance – Mark Wright, Supervisor

No updates

Contract Negotiations – Mark Wright, Supervisor

They are going well, discussions with CSEA were on October 26 and November 9 and Police were October 19 and the 8th of November – there are additional meetings that are scheduled in December if they are needed.

I.T./Cable T.V. – Mark Wright, Supervisor

This letter will serve as notice that on or around November 22, 2022, Spectrum Northeast, LLC ("Spectrum"), will add the New York State Legislative Channel in high definition and eliminate

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the standard definition on channels 83, 196, or 229 on the channel lineup serving your community.

This letter will serve as notice that on or around November 29, 2022, Spectrum Northeast, LLC ("Spectrum"), will launch Fox Weather Satellite Feed in high definition on channels 160 or 217 on the channel lineup serving your community.

Resolutions for Consideration

Resolution #383-2022 brought by Tom Cunningham, seconded by Joyce Cooper to rescind their Resolution #354-2022 authorizing the following budget adjustment:

SS05.8130.467 Sewage Treatment & Disposal LIHWAP Grant \$2,627.62

SW06.8310.467 Water Administration LIHWAP Grant \$3,346.42

To fund accounts from respective Fund Balances for LIHWAP Grant.

A.8210.400 Water / Wastewater Contractual Expense \$5,974.04

To fund account from General Fund Balances for LIHWAP Grant.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #384-2022 brought by Dave Woods, seconded by Joyce Cooper to rescind their Resolution #355-2022 authorizing the following Inter-Fund Loans:

○ SS05.0391 Central Sewer Due From Other Funds (\$2,627.62)

○ A.0630 General Due To Other Funds \$2,627.62

Transfer funds from Central Sewer to General until Grant funding is received.

○ SW06.0391 Central Water Due From Other Funds (\$3,346.42)

○ A.0630 General Due to Other Funds \$3,346.42

Transfer funds from Central Water to General until Grant funding is received.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #385-2022 brought by Dave Woods, seconded by Joyce Cooper authorizing the following budget transfers:

A.1989.400 Contingency (\$1,746.98)

A.1375.478 Airport Credit Card Fees \$569.99

A.1660.411 Central Storeroom General Office Supplies \$1,100.84

A.8160.862 Refuse & Garbage HSA \$76.15

Fund underbudgeted General accounts from Contingency (Balance after transfer \$57,529.92)

A.1440.493 General Engineer (\$9,103.68)

A.1310.495 Payroll Services \$877.00

A.1420.491 General Attorney \$1,559.00

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A.1620.422	Buildings Heating Oil	\$2,618.37
A.3120.412	Police & Constable Printer Supplies & Maint.	\$47.49
A.3120.464	Police & Constable Motor Fuel	\$1,837.83
A.3620.491	Safety & Inspection Legal Fees	\$175.00
A.5132.422	Garage Heating Oil	\$96.75
A.6772.464	Programs for the Aging Motor Fuel	\$671.99
A.8510.464	Beautification Motor Fuel	\$682.49
A.8810.463	Cemeteries Repairs & Maintenance	\$245.26
A.8810.464	Cemeteries Motor Fuel	\$292.50
A.3120.451	Police & Constable Cellphone	(\$231.68)
A.3120.193	Police & Constable Vacation Buy-back	\$231.68

Transfer funds to cover underbudgeted General accounts.

DA.5110.466	General Repairs Highway Road Materials	(\$155,517.35)
DA.5112.266	Highway Improvement CHIPS Expenditures	\$155,517.35

Transfer funds to cover CHIPS Expenditures until reimbursement received.

SS05.1989.400	Contingency	(\$106.83)
SS09.8130.440	Sewer Propane	\$106.83

Fund underbudgeted Sewer accounts from Contingency (Balance after transfer \$9,555.56)

SS05.8120.466	Sewer Collection System Materials	(\$7,550.13)
SS05.8110.411	Sewer District Office Supplies	\$75.00
SS05.8130.194	Sewage Treatment & Disposal Incentive	\$250.00
SS05.8130.422	Sewer Heating Oil	\$7,225.13
SS05.8130.410	Sewer Contractual Electric	(\$4,033.64)
SS05.8110.468	Sewer Safety Equipment & Supplies	\$203.67
SS05.8120.464	Sewer Motor Fuel	\$1,056.97
SS05.8130.499	Sewer Medical Lab Testing	\$556.00
SS05.8130.479	Sewer Misc. Land Spreading Sludge	\$2,217.00

Transfer funds to cover underbudgeted Sewer accounts.

SW06.8320.195	Water Pager Pay Veneto	(\$390.00)
SW06.8340.195	Water Pager Pay Wright	\$390.00
SW06.8340.191	Water Treatment Plant OT	(\$250.00)
SW06.8340.192	Water Longevity	\$250.00
SW06.8320.479	Water Misc. Filtration Plant	(\$1,673.51)
SW06.8320.422	Water Heating Oil	\$392.65
SW06.8340.464	Water Motor Fuel	\$942.74
SW06.9045.800	Water Life Insurance	\$24.39
SW06.8310.451	Water Telephone Land Line	\$41.93
SW06.8310.468	Water Safety Equipment & Supplies	\$271.80

Transfer funds to cover underbudgeted Water accounts.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #386-2022 brought by Dave Woods, seconded by Tom Thatcher authorizing the following budget adjustments:

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A.3120.861	Police Medical Insurance	\$8,906.01
A.5132.464	Garage Dyed Diesel & Gas	\$13,309.57
A.5410.410	Sidewalk Construction & Replacement	\$46,377.00
A.5610.464	Airport Fuel & Filters	\$32,236.73
A.8210.400	Water/Wastewater Contractual Expenses	\$5,974.04

Funding accounts by General Fund Balance to cover increased costs.

DA.5142.861	Highway Employee Medical Insurance	\$7,060.89
DA.5110.464	Highway Motor Fuel	\$6,761.83

Funding accounts by Highway Fund Balance to cover increased costs.

SS10.8130.410	Sewage Treatment & Disposal Cont. Electric	\$13.65
SS11.8130.405	Sewage Treatment & Disposal Contractual	\$11,155.00

Funding accounts by Sewer Fund Balances to cover increased costs.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #387-2022 brought by Tom Cunningham, Tom Thatcher authorizing the following Inter-Fund Transfer:

A.9950.900	General Inter-fund Transfer	(\$245.00)
H61.5031	Chilson / Eagle Lake	\$245.00

Transfer funds from General to Eagle Lake Water Project.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #388-2022 brought Tom Cunningham, seconded by Joyce Cooper authorizing the following Inter-Fund Loans:

DA.0391	Highway Due From Other Funds	(\$94,098.10)
H60.0630	Veterans Rd Culvert/Bridge Project Due To Other Funds	\$94,098.10

Transfer funds from Highway to Veterans Rd Culvert/Bridge project until funding is received.

SW06.0391	Central Water Due From Other Funds	(\$10,672.69)
H62.0630	LSLR Project Due To Other Funds	\$10,672.69

Transfer funds from Central Water to Lead Service Line Replacement until funding is received.

A.0391	General Due From Other Funds	(\$9,564.72)
H19.0630	Airport Apron Project Due To Other Funds	\$9,564.72

Transfer funds from General to Airport Apron project until funding is received.

A.0391	General Due From Other Funds	(\$10,148.96)
H18.0630	Airport Pavement Management Due To Other Funds	\$10,148.96

Transfer funds from General to Airport Pavement project until funding is received.

A.0391	General Due From Other Funds	(\$1,077.66)
H20.0630	Airport Environmental Assessment	\$1,077.66

Transfer funds from General to Airport Apron project until funding is received.

All in Favor Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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Resolution #389-2022 brought by Dave Woods, seconded by Tom Thatcher adopting a local law providing for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code) in the Town of Ticonderoga. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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

Resolution No.389 of 2022
Adopted November 10, 2022

Introduced by Dave Woods
who moved its adoption

Seconded by Tom Thatcher

**RESOLUTION ADOPTING A LOCAL LAW PROVIDING FOR THE ADMINISTRATION
AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION
AND BUILDING CODE (THE UNIFORM CODE) AND THE STATE ENERGY
CONSERVATION CONSTRUCTION CODE (THE ENERGY CODE)
IN THE TOWN OF TICONDEROGA**

WHEREAS, the State of New York updated the Uniform Fire Prevention and Building Code and Energy Code as provided for under the Executive Law and Energy Law of the State of New York, which updates require municipalities enforcing the Uniform Fire Prevention and Building Code and Energy Code to make certain updates to their local laws providing for such administration and enforcement; and

WHEREAS, a local law “*Providing For The Administration And Enforcement Of The New York State Uniform Fire Prevention And Building Code (The Uniform Code) And The State Energy Conservation Construction Code (The Energy Code) In The Town Of Ticonderoga*” (the “Local Law”), a copy of which is attached hereto, has been drafted by counsel to the Town in cooperation with the Town’s code enforcement officer, and the Town Board of the Town; and

WHEREAS, the Town Board scheduled a public hearing for November 10, 2022, notice of which public hearing was published and posted in accordance with law; and

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WHEREAS, the Town Board held a public hearing whereat members of the public were permitted to appear and be heard; and

WHEREAS, the consideration of this Local Law, being an action under the State Environmental Quality Review Act (SEQRA) and the Town Board previously declared that this action is a Type II action pursuant to 6 NYCRR 617.5(33) and the action is hereby precluded from further environmental review; and

WHEREAS, the Town Board wishes to proceed with the adoption of said Local Law.

NOW, THEREFORE BE IT

RESOLVED, that the Town Board finds that the adoption of the proposed Local Law to be in the best interests of the residents of the Town; and be it further

RESOLVED, that said local law is hereby adopted as Local Law 6 of 2022; and be it further

RESOLVED, that this resolution shall take effect immediately.

Resolution #390-2022 brought by Tom Cunningham, seconded by Tom Thatcher adopting a local law repealing Local Law 2 of 2016 titled “A LOCAL LAW PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE”. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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

Resolution No. 390 of 2022
Adopted November 10, 2022

Introduced by Tom Cunningham
who moved its adoption

Seconded by Tom Thatcher

**Minutes for the Ticonderoga Town Board Meeting held on November 10, 2022,
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NYS Fire Code Local Law**

**RESOLUTION ADOPTING A LOCAL LAW REPEALING LOCAL LAW 2 OF 2016
TITLED “A LOCAL LAW PROVIDING FOR THE ADMINISTRATION AND
ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND
BUILDING CODE”**

WHEREAS, the State of New York updated the Uniform Fire Prevention and Building Code and Energy Code as provided for under the Executive Law and Energy Law of the State of New York, which updates require municipalities enforcing the Uniform Fire Prevention and Building Code and Energy Code to make certain updates to their local laws providing for such enforcement; and

WHEREAS, the Town Board immediately prior to the adoption of this resolution adopted a local law as needed to update the Town’s practices and procedures concerning the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (The Uniform Code) and the State Energy Conservation Construction Code (The Energy Code); and

WHEREAS, as a result of the adoption of the foregoing local law, the Town Board must repeal Local Law 2 of 2016 which previously dealt with the enforcement of the New York State Fire Prevention and Building Code, etc.; and

WHEREAS, a local law Repealing Local Law 2 of 2016 (the “Repeal Local Law”) has been drafted, and the Town Board properly noticed and held a public hearing on November 10, 2022, whereat members of the public were permitted to appear and be heard; and

WHEREAS, the consideration of this Repeal Local Law, being an action under the State Environmental Quality Review Act (SEQRA) and the Town Board previously declared that this action is a Type II action pursuant to 6 NYCRR 617.5(33) and the action is hereby precluded from further environmental review; and

WHEREAS, the Town Board wishes to proceed with the adoption of said Repeal Local Law.

NOW, THEREFORE BE IT

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NYS Fire Code Local Law**

RESOLVED, that the Town Board finds that the adoption of the proposed Repeal Local Law to be in the best interests of the residents of the Town; and be it further

RESOLVED, that said Repeal Local Law is hereby adopted as Local Law 7 of 2022; and be it further

RESOLVED, that this resolution shall take effect immediately.

Resolution #391-2022 brought by Joyce Cooper, seconded by Tom Thatcher to accept the 2023 Ticonderoga Preliminary Budget as the 2023 Ticonderoga Adopted Budget. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #392-2022 brought by Joyce Cooper, seconded by Dave Woods to hold a Public Hearing regarding a local law entitled, “Regulating the Use of Town Owned Real Property” for December 8, 2022, at 6:00 PM. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #393-2022 brought by Tom Cunningham, seconded by Tom Thatcher to schedule the End-of-the-Year Meeting on December 29, 2022, at 9:00 am. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #394-2022 brought by Dave Woods, seconded by Tom Cunningham to accept the minutes of the October 13 Regular TB Meeting, October 27, 2022, Finance Meeting, and Budget Workshops of September 14, September 15, September 21, September 23, September 27, October 21, and October 27. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #395-2022 brought by Tom Thatcher, seconded by Tom Cunningham to Pay the Abstract #11-2022. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Board Meeting Date 11/10/2022				
Gross Payroll # 22	106,191.13			
Gross Payroll # 23	105,142.91			
Trust & Agency Total	\$211,334.04			
Pre-Pays:	\$0.00			

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NYS Fire Code Local Law**

ABSTRACT # 11	11/10/2022	Cash Transfers	YTD Revenue	YTD Expenses
General (A)	161,085.31	161,085.31	4,470,922.78	3,462,835.48
CD20 LaChute Trail Connector	-	-		-
CD21 LISC Zombie		-	-	10,352.63
CM Library Trust Special		-	138.70	-
Highway (DA)	37,183.86	37,183.86	1,339,023.88	1,230,853.34
H17 - Ticonderoga Airport Improvements		-	-	-
H18 - Airport Pavement Management	10,148.96	10,148.96	8,927.61	61,417.02
H19 - Airport Apron Reconstruction / Taxiway Rehab	9,564.72	9,564.72	25,463.23	47,450.16
H20 - Airport Environmental Assessment	1,077.97	1,077.97	16,296.80	17,374.52
H36 - C/P Chilson Res. Replacement	19,667.50	19,667.50	84,928.95	102,380.34
H45 - C/P Equipment Purchase		-	-	-
H48 - FEMA Chilson Water Main		-	0.35	-
H49 - GIGP Daylight Streaming		411,844.80	-	-
H50 - C/P WQIP WWTP Disinfection	-	-	30.68	525.00
H51 - Res & Design French Sawmill	-	-	52,195.75	41,459.00
H53 - Clean Water Main Project	411,844.80	-	768.75	2,307,994.16
H54 - LaChute Signage Grant		-	-	-
H56 - Sewer Pollution Right to Know		-	4.25	-
H57 - Parking Lot Cannonball Path		-	1.08	-

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H58 - WWTP HVAC Project		-	-	-
H59 - LCBP Storm Water Sewer Separation	-	-	69.08	-
H60 - Veterans RD Culvert/Bridge NY Project	94,098.10	-	-	518,099.65
H61 - Chilson/Eagle Lake Water Exploration	245.00	127,869.55	92,589.21	92,834.21
H62 - Lead Service Line Replacement Grant	33,526.45		113,004.24	235,591.19
H63 - Water Meter Project	-		-	4,360.40
H64 - WWTP Ventilation Project GIGP	-			-
H66 - NYS DEC EPG #104867	-		27.30	82,388.96
H67- Wet Weather Operating Plan	-	-	7,500.57	6,999.75
H68 - Black Point HVAC 5099	-	-	6,705.25	6,705.25
PN - Permanent Fund Mt. Hope Cemetery			112.06	-
SF01- Ticonderoga Town/Village Joint Fire District			546,358.00	546,358.00
SF02 - Chilson Fire Protection District	-		76,147.00	76,147.00
Claymore Sewer District (SS01)	28.57		6,094.76	1,587.73
Park Ave Sewer District (SS02)	22.99		47,847.28	46,067.99
Alex Ave Sewer District (SS03)	29.49		33,572.85	32,428.05
Homelands Sewer Dist (SS04)	39.46		18,087.37	17,055.49
Central Sewer (SS05)	35,703.85	51,393.18	1,361,937.20	1,036,367.87
Commerce Park Sewer (SS06)	118.58		74,936.97	65,782.61
Delano Point Sewer (SS07)	60.97		20,102.69	22,551.29
Baldwin Road Sewer Dist (SS08)	81.17		46,365.32	48,944.45

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Black Point Road Sewer (SS09)	4,316.46		263,834.86	210,614.07
Hague Road Sewer (SS10)	13.65		11,895.57	9,024.12
9N & 74 Sewer (SS11)	10,977.99		28,825.21	36,004.83
9N & 74 Water (SW01)	-		62,521.32	60,099.20
Street Road Water (SW02)	-		32,052.89	27,776.00
Alex Avenue I Water District (SW03)	-		26,152.48	25,088.00
Homelands Water District (SW04)	-		10,551.26	9,945.60
Alex Ave II Water District (SW05)	-		39,716.95	40,909.46
Central Water (SW06)	29,234.14	29,254.98	1,109,783.28	807,416.83
Park Ave Water Dist (SW07)	-		30,146.82	29,008.00
Shore Airport Water (SW09)	20.84		231,134.84	211,432.71
Multi Account Total	859,090.83	859,090.83	10,296,775.44	11,590,230.36
Total Expenditures This Abstract	\$1,070,424.87	TRUE		

Resolution #396-2022 brought by Tom Cunningham, seconded by Dave Woods to accept the Supervisor's Report as submitted. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Supervisor's Report

11/10/2022

Account Title	GFNB	NYCLASS	GFNB ICS	Total
General	62,622.51	167,044.48	4,963,512.80	5,193,179.79
Airport	75,304.69			75,304.69
Highway	5,146.19	84,112.46	885,457.24	974,715.89

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H17 - Airport				-
H36 - Master Drinking Water	186,279.88			186,279.88
Clean Water H49 H50 H53	606,223.23			606,223.23
H56 - Sewer Pollution Right to Know				-
H57 - Parking Lot Cannonball Path				-
H58 - WWTP - HVAC Planning Grant				-
H59 - LCBP NEIWPC				-
H61 - Chilson Eagle Lake Project				-
All other Capital Projects	279,553.97			
SS01 - Claymore				-
SS02 - Park Ave				-
SS03 - Alex Ave				-
SS04 - Homelands				-
SS05 & All Districts	365,149.42	685,567.98	1,043,667.30	2,094,384.70
SW06 - Central Water All Districts	469,687.71	505,662.17	55,578.10	1,030,927.98
C/R - Carillon Park		5,143.77		5,143.77
C/R - Liberty Monument		10,544.44		10,544.44
C/R - Unemployment		30,401.85		30,401.85
C/R - Police Equipment		74,463.69		74,463.69
C/R - Senior Bus		20,382.49		20,382.49
C/R - Frazier Bridge		6,635.14		6,635.14

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C/R - Forfeiture		1,738.25		1,738.25
C/R - Building Improvement		326,983.05		326,983.05
C/R - General Sidewalk Improvement		200,768.50		
C/R - Building & Grounds Equipment		10,767.85		
C/R - Airport Development		100,359.07		
C/R - Highway Equipment		173,752.92		173,752.92
C/R - DA Sidewalk Repair		20,081.91		
C/R - Sewer Equipment + Infrastructure		80,982.73		80,982.73
C/R - Sewer Repair		100,842.06		100,842.06
C/R - Water Equipment + Infrastructure		259,150.86		259,150.86
C/R - Water Repair		50,393.45		50,393.45
0				-
Library Trust		34,152.00		34,152.00
Mount Hope Cemetery		27,458.51		27,458.51
				18,110,744.18
Total	8,796,666.41	2,977,389.63	6,948,219.44	18,722,275.48

The Town received only one bid for the annual fuel bid – that one was from Avery – Avery has always been lower than state contract.

Resolution #397-2022 brought by Tom Thatcher, seconded by Tom Cunningham to award the annual fuel bid to Avery Energy (bid on File). **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

End-of-the-Meeting Public Participation

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Mr. Allen inquired about the encampment on the end of Stanton Street, were there any arrests? Supervisor Wright noted that we discussed this earlier, DEC did charge some of the individuals and they had a court date just this past week. The camps have been cleaned up. We do not know the result of court.

Mr. Sheldon stated as long as we have a lot of people here, this is going to be very informational. We are very much aware of what happened with the Gooseneck project. We got dug into this, he has about 700 signatures right here of people that have made it very clear that they do not want the well water, they have made it clear. If you look back, this mandate, there was never a mandate to shut Gooseneck down, but yet that was filtered through to the community, the state said you must shut it down, that is not true. It was an agreement, someone decided in their infinite wisdom that they were going to have an agreement. Now, the way this works and he wants people to understand this, if there is an agreement for something you get a decree, if you don't agree you don't get a decree. It is that easy, this was an agreement, this was a work around with this DOH and other people, so this was agreed upon without peoples buying it. Mark you weren't here on a lot of this so you don't have to worry about it, but there will be a question for you at the end, ok? So, Gooseneck, a quote was given of 30 million dollars to redo the Gooseneck project including everything and that was really put up there pretty good and that was so they could tell people that this was going to cost us 30 million to do this. The fact of the matter is, ok, the DOH said that you need to provide pristine water and that wasn't the word they used but that is basically it. You need to provide good water and you had to use UV light to work with some cromo –

Supervisor Wright explained that we had to satisfy the Safe Drinking Water Act of 19 (interrupted)

Mr. Sheldon continued that this was all that was required. When Bill Grinnell was here and that was before Joe, they talked about a 3 to 5 million dollar repair not a full blown redo, a repair and had that had been done, ok, they could have replaced pipes as time went along, meaning this year so much and this year so much and everything, but he thinks what happened was and he is going to say this point blank, AES gave us a quote for 30 million dollars plus to scare everybody into those wells. In 2015, he has a document in here that says one well was going to be installed, ok, for emergency back-up, so in 2019 without people knowing somebody decided that we wanted another well and we were going to disconnect from Gooseneck. A lot of people didn't understand what was going on here. So, the people went out on the well water, it is obvious as to what it is doing to filters and doing all kinds of stuff, the people do not want the well water, but yet we hear resistance from the Town Board to work with the people. He is very concerned here because you know, Mr. Wright, when you ran, ok, you were supposed to be in it for the people. It doesn't look like you are because you are going along with everything they want to do here. Now, let's get real on this, ok, lets get real, you are not in it for the people. Let me tell you why, because if you were in it for the people, ok, you would be saying, I'm going to work with you to try to do something and let them take the blame, but you're not and you are standing up with

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them, you are totally, totally wrong. Now, he is going to ask you a question, Mark, easy one, yes or no, will you support the people and working towards going back to Gooseneck, yes or no. Supervisor Wright started to say he has....(interrupted – yes or no, Mark) he continued, don't give me that yes or no stuff, he has a DOJ order that we are to cease Gooseneck water by June of 2025, that is him helping the people, by abiding by a Federal Order.

Mr. Sheldon asked, Mark – are you going to work with the people to help them do what they need to do to go back to Gooseneck?

Supervisor Wright stated that we are not going to go back to Gooseneck...

Mr. Sheldon said ok, then you are not going to work with the people....

Supervisor Wright exclaimed don't even say that, don't put words in my mouth, Mr. Sheldon, we are working with the people, we are working with them, those that have asked for help, to get them water. It won't be(Frank showed petitions) he doesn't care how many petitions you have there (Frank announced see, he doesn't care) No, he said he doesn't care about those petitions that you are fluttering away, we are working with the people, those that have asked for help, to get them water.

Mr. Sheldon stated, Mark, the people want the Gooseneck water back and you are not willing to (inaudible discussion) ...

Mr. Sheldon stated that you can negotiate agreements, correct? (asking the Town Attorney)

Supervisor Wright asked the Town Attorney to explain the current plan in terms of answering the decree.

Mr. Fuller explained that the Consent Decree was a negotiated settlement that the prior Town Board agreed to years ago. The resolution to the Tribunal Order from the DOH that was ultimately set aside by the EPA coming in and bringing enforcement. The EPA oversees the DOH and the Consent Decree was a negotiated settlement to alleviate that action. At that time, the Town Board committed to a course of action. That ship has sailed. The question is could the Town Board go back to the EPA and DOH through the DOJ to re-negotiate to try to keep the Gooseneck water, the answer from a legal standpoint is yes, you could. However, what it is not going to do is alleviate the taxpayers from paying that 8.2 million dollars that just went to long term. You cannot negotiate that, so the taxpayers to answer the question could you do it, financially it is a Town Board question could the taxpayers move forward, which would be the filtration issue at Gooseneck. You have already committed to put in storage, but the actual filter system that you would be required to build, you would have to go to find a way to bond that to pay for it. That has some legal implications, because there is a limit as to what the Town can borrow on behalf of the district. That is a practical issue for the Town.

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Supervisor Wright stated that this doesn't really change the cost of what we have to do to Gooseneck to continue the service, this is still a substantial cost.

Mr. Fuller would like to put this into context, you are not just dealing with filtration, but also the long term cost associated with using it. So, it was a global number and that 30 million might even be low now.

Supervisor Wright continued, even if we did the project that we were thinking about, which was pushing well water up to Gooseneck, which began at 8 million and is now probably over 14 million dollars, even that was not affordable per the EDU basis, so the 30 million dollars plus is certainly not going to be affordable. Not only is not affordable from a resident standpoint, but you couldn't even get it through the comptroller's office because of the EDU cost per individual. It is cost prohibitive and they don't want a district.

Mr. Sheldon stated that the attorney made a good point that this can be negotiated and you are talking about 8.5 million, you have already done 14 million in that disaster on Street Road. You dumped 14 million dollars on Street Road, the people are not happy with the water, they will not feed it to their pets, Mark. Their filters are being plugged on everything, he thinks you need to be more understanding on what the people want, not what you guys' think is fiscally best, the people are willing to pay more for pristine water, but they are not willing to pay for the water that we have, this garbage and you know that. His question to you right now, ok, he knows there is a lot going on, but his question to you is will you revisit this because these people are not happy with that water, he is not happy, 700 signatures are not happy, plus more. We want our Gooseneck water back and we want you to recognize what the people want. You are either working for the people, Mark, or you are not. So, the questions he has is will you support the people...

Supervisor Wright clarified, so your take on that is that he is not working for the people if he doesn't give you what you want...

Mr. Sheldon stated no, it is the people, you missed the whole thing, the people, Mark do you want to see the names on this...

Supervisor Wright stated that you can give those names to the board and anything else that you would like to submit...

Mr. Sheldon stated that you are not in it for the people because you are supporting a bad decision by the board from before and you are saying, no. You know what, it is unfortunate that you are sitting in that chair because we need somebody that is going to work for the people, not for themselves or not to support some bad decision that was made before you. If you said to the people, I'm going to support you and let them take the heat, the people would be jumping for joy, but you didn't even do that. You just held everything because you want to be with this group and that is what people know, 700 signatures right here and really you need to look back at this and you need to start looking at Gooseneck and we need to get away from these wells and if

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it costs us 8.5 million, you have already dumped a fortune and we will probably be suffering through that, but you did not do you due diligence...

Porky Lamb believes he is doing a good job and you won't find his name on any of those petitions...

Mr. Sheldon stated that this is fine, but the people who are on these petitions are telling you that you are not doing what they want. Listen, this is not about him, it is about them, Mark. So, the question, will you support the people on the Gooseneck project, yes or no.

Supervisor Wright stated that he has already answer the question.

Mr. Sheldon stated no, answer it again, yes or no.

Supervisor Wright asked Mr. Sheldon if he would like the Town Clerk to read back the minutes.

Mr. Sheldon stated that he wants to make sure it is on camera, yes or no.

Supervisor Wright explained that it is on camera, he already said it.

Mr. Sheldon asked if he said no.

Supervisor Wright asked him what he thought he said.

Mr. Sheldon demanded that he wants to hear it.

Supervisor Wright explained that the Town is going to continue to help the residents that want help to get them water, it does not include Gooseneck as a solution at this time.

Mr. Sheldon stated that you are not going to help the people work toward getting Gooseneck back. (inaudible)

Supervisor Wright explained that he has already said his answer, he has said it twice because you apparently did not hear it the first time, that is what it is...

Mr. Sheldon said ok, you are supporting a bad decision, (inaudible)

Supervisor Wright stated that this is your point of view...

Mr. Sheldon stated that it is everybody's point of view....

Supervisor Wright stated that it is not everybody's point of view...

Mr. Sheldon stated that it is unfortunate...

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Vic Lavallie asked how many signatures you want on a petition, seriously, it is going to get to a point, we have to work together to solve this problem. Maybe the DOJ and some of those other guys that put that Consent Decree together will tell you that you can't do it, we have to pursue that... (inaudible) He can tell you that nobody on Baldwin Road and nobody on Black Point Road wants to give up Lake George water and they don't want to give up Gooseneck water and you can talk to a guy like Don Hardy, he was a maintenance guy at IP, probably the best they had there and he said take your knocks right now, he said, you are going to destroy this town. So, you want to get somebody else to take a look at it other than the engineers that you guys have had from AES. You have another problem here with the salt, what are you going to do with that problem. You guys have salt coming down here in the wintertime that goes into the sewer plant down here...it goes through a different line – he had a conversation with Ezzo the other day, they can tell you that you are getting salt in there for a long time, what does that guy down here at Burleighs get, a ton a month, (inaudible)

Mr. Blanchette stated that there is a clean water act, why is the DOH allowing that to keep happening? The Champlain Association and the Lake George Association is working very hard to keep (inaudible)

Supervisor Wright stated that we can't control what the DOH does (inaudible)

Mr. Lavallie continued that we can't soften the water like Dedrick wants to do with (inaudible) it is not a feasible option...

Mr. Blanchette said we had talked before about filtration in each individual home, why can't we put purification in the 109 homes, you said that might be doable and we can keep Gooseneck Pond, but we keep getting thrown that 30 million dollars when all we need is filtration, whether it is in our homes or up at the pond. We have already resolved the covered reservoir.

Supervisor Wright believes that we vetted that and discussed that at the special meeting that was called when you guys mentioned that you had a solution to Gooseneck Pond, we spent over 2 hours discussion that (inaudible)

Mr. Blanchette really things that we need to get DOH, DOJ and DEC here and take a closer look at this, maybe there will be money down the road for this to keep this better source of water, he has had discussions with Dave, we all realize how hard it is. At 19 grams of hardness and you are trying to treat it with a saltwater based softener you are only cutting 50% and these businesses are still going to have to keep buying more and more salt and replacing things on a short term. He knows that you guys have tried, but he thinks we just really need to get them back down here with our signatures and re-open this to see if we can, not put a band aid, but do things in smaller measures so we can keep the better water. He stated that he is an archeologist and has done that for 28 years, he digs buttons with iron shanks on the back and the iron shanks are just like they were dropped yesterday because the condition of our grounds up here, 250 years that button was in the ground and it still has its iron shank. You have moving gravity water

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flowing through these lines, a lot of these lines don't need to be replaced, they are steel and over an inch thick, granted there are probably some that need some attention, lets get the filtration in there... 109 users how much would that cost in each individual home, why can't we treat from the new reservoir down and let us treat it as filtration in our homes or another plant up at the pond. We know it is the best water, it is a no brainer, people are replacing their hot water heaters, right and left and he thinks the salt water is a concern if we lose Lake Champlain or Lake George for drinking water.....

Mr. Fuller stated that he will fight anything the Town Board wants to fight, he takes direction from them. One of the things that you need to know is the part of the Consent Decree that dealt with the district's violation, that has already been satisfied so that is gone. He wants to dispel that myth, that part of the Consent Decree is gone. So, from a legal standpoint, if he is not being clear enough on that please ask, that part of the Consent Decree is closed. The districts are disconnected from the Gooseneck supply.

Mr. Sheldon reminded that he said it could be renegotiated...

Mr. Fuller again clarified that he was talking about Chilson and Eagle Lake, there is no renegotiation for the districts. We have satisfied that and have gotten satisfaction back from DOJ on that. The only part that you could even possibly re-negotiate at this point is the consent decree for Chilson and Eagle Lake. You would need to reapply; he wants to make sure you understand under the decree that district part is done. To put it a different way, the Town would have to apply a new to take water from Gooseneck to satisfy a district.

Mr. Sheldon stated that the main point is that it could be negotiated and the question is are these people willing to negotiate and if they are not then they are not in it for the people and if they will, that is the bottom line...

Mr. Fuller stated that you are talking about negotiating by that 109 in Chilson and Eagle Lake, there is no renegotiating with DOH and EPA and DOJ for the districts. You would have to go through an entire new permit process.

Mr. Sheldon said it is possible....

Mr. Lavallie stated that the other issue is with this DIR, this is a good program, there is an opportunity to go get some money, maybe 6 or 10 million, but you can't bring people here with that disclosure. Those people that are giving you the money...(inaudible) our fathers, what did they represent, well they abashed in liberty, they've been abashed in liberty in this Town since 1775. Has that been discussed... has that been disclosed, that has to be disclosed (inaudible)

Councilman Cunningham stated that one thing has nothing to do with the other (inaudible)

Supervisor Wright stated that DIR is not a loan, it is only for the downtown area, it has nothing to do with Gooseneck water or any water all, it is rehabilitation of the downtown area.

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Mr. Lavallie stated that the water that is coming out of Street Road is no good for that brewery.

Supervisor Wright believes that he thought it was good enough to set up business.

Mr. Lavallie is just talking off the top of his head here, he is saying it is just not fair, the town can't do it unless you make that disclosure, now if you make that disclosure and those other towns that are competing for that loan, then fine and do it. That will have to be disclosed to anyone that comes in here to the Town of Ticonderoga and build a business here...what we are facing right now with the extreme hardness of the water and you will have to do it through an ionization standpoint and that study that we got from AES is 25 hundred 3,000 pounds of salt a day just for that well up there. That is about 850,00 gallons of water a day, just for that one well. That is a hell of a lot of salt and if you think that the environmentalists are going to let that go into, you aren't going to come in and spend 400 million dollars on a, you can't solve that problem, even if you put it through the softeners, you can only reduce the hardness by 50%.....this is absolute, those wells for the Town of Ticonderoga is pure insanity, you can ask the engineers that work for this mill, get the engineers here we can talk to them, we can have a discussion and we can bring in consultants and we can sit around, you want to look at the cost, no, we have great water and we are not going to (inaudible) this is going to be a fight for the town's people.....we aren't looking to replace this board, we want you to solve the problem for us.....

Mrs. Green wanted to touch on the ice rink that we have received another grant for eight thousand dollars today, this is for our youth and their recreation. (inaudible – several different discussions going on)

Mr. Sheldon stated that you were talking about your salary cuts and all this other stuff, when a person gets paid x amount and they get x amount more, that is their total salary for the year, that is what their w2 shows. The fact that you donated \$8,000.00 back does not constitute a pay cut. The fact is you mislead the people, your w2 reflects that total amount of money, what you donate back is their business, so don't tell people you took a pay cut when you make a donation (inaudible) He knows finance better than you will ever know and he sees how much wasteful spending there is with this group here and how much better it could be for the people and how much cheaper it could be, but you don't have any vision, you guys are,... it is unfortunate that you can't look at this and think of the people when you start putting numbers together..

Meeting was closed at 8:30 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

Town of Ticonderoga
Board Meeting Agenda (Thursday, November 10, 2022; 6:00 p.m.)

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Pledge to the Flag

Opening Remarks

Board of Health
COVID Update
Other

Presentations

None

Public Hearings

- PRIDE of Ticonderoga's application to the NYS Community Development Block Grant program.
RESOLUTION authorizing the submission one or more NYS Community Development Block Grant (CDBG) applications for the 2022 program year through the administration of PRIDE of Ticonderoga.
- Chilson Fire 2023 Proposed Budget.
RESOLUTION to approve the 2023 Chilson Volunteer Fire Co. Annual Contract.
- Town of Ticonderoga 2023 Proposed Budget.
- Town of Ticonderoga 2023 Proposed Sewer Rate (Increase) and Water Rate (Increase).
- Adoption of new Local Law – Uniform Fire Prevention and Building Code
- Repeal Local Law 2 of 2016 – Uniform Fire Prevention and Building Code

Committee reports

Airport MW

Building Grounds Parks Rec Library JC/DW

RESOLUTION to adopt the Memorandum of Understanding between the Town of Ticonderoga and the Black Watch Memorial Library Board.

RESOLUTION to advertise for a Skating Rink Attendant for the 2022-2023 skating season.

RESOLUTION to purchase dog waste stations and bags from Bow Wow Waste in the amount of \$899.43.

DISCUSSION: Library pre-demolition asbestos inspection.

DISCUSSION: Campsite cleanup costs and further action.

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Economic Development MW

RESOLUTION to add Nicole Justice Green to the Economic Development Committee as the new representative from PRIDE of Ticonderoga.

Highway / Transfer Station DW

RESOLUTION to place an advertisement for the Winter No Parking Ordinance.

Municipal Facility Evaluation TC

Public Safety DW

DISCUSSION: Jake Brakes.

Public Works MW

RESOLUTION authorizing the Supervisor to sign a Certificate of Substantial Completion for AES Project #4394 (The Portage Project).

RESOLUTION to terminate water service for the property located at 2147 NYS Route 74 (Tax Map Parcel 138.13-2-11.123) owned by Nicholas P. Pedemonti and Desiree M. Pedemonti contingent upon having a valid, written termination request, verification that the water account is paid in full, and confirmation by Water/Wastewater that there is a physical termination of the property from the Gooseneck Pond water source.

RESOLUTION authorizing the Town Supervisor to approve disconnection requests by water users in Chilson and Eagle Lake.

Human Services - Youth JC

Human Services - Seniors TC

Health Insurance MW

Contract Negotiations MW

I.T. / Cable T.V. MW

Resolutions

RESOLUTION to rescind the following Resolutions:

RESOLUTION #354-2022 brought by Tom Cunningham, seconded by Joyce Cooper, authorizing the following budget adjustment:

- SS05.8130.467 Sewage Treatment & Disposal LIHWAP Grant \$2,627.62
- SW06.8310.467 Water Administration LIHWAP Grant \$3,346.42

To fund accounts from respective Fund Balances for LIHWAP Grant.

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- A.8210.400 Water / Wastewater Contractual Expense \$5,974.04

To fund account from General Fund Balances for LIHWAP Grant.

And

RESOLUTION #355-2022 brought by Dave Woods, seconded by Joyce Cooper
authorizing the following Inter-Fund Loans:

- SS05.0391 Central Sewer Due From Other Funds (\$2,627.62)
- A.0630 General Due To Other Funds \$2,627.62

Transfer funds from Central Sewer to General until Grant funding is received.

- SW06.0391 Central Water Due From Other Funds (\$3,346.42)
- A.0630 General Due to Other Funds \$3,346.42

Transfer funds from Central Water to General until Grant funding is received.

RESOLUTION authorizing the following budget transfers:

- A.1989.400 Contingency (\$1,746.98)
- A.1375.478 Airport Credit Card Fees \$569.99
- A.1660.411 Central Storeroom General Office Supplies \$1,100.84
- A.8160.862 Refuse & Garbage HSA \$76.15

**Fund underbudgeted General accounts from Contingency (Balance after transfer
\$57,529.92)**

- A.1440.493 General Engineer (\$9,103.68)
- A.1310.495 Payroll Services \$877.00
- A.1420.491 General Attorney \$1,559.00
- A.1620.422 Buildings Heating Oil \$2,618.37
- A.3120.412 Police & Constable Printer Supplies & Maint. \$47.49
- A.3120.464 Police & Constable Motor Fuel \$1,837.83
- A.3620.491 Safety & Inspection Legal Fees \$175.00
- A.5132.422 Garage Heating Oil \$96.75
- A.6772.464 Programs for the Aging Motor Fuel \$671.99
- A.8510.464 Beautification Motor Fuel \$682.49
- A.8810.463 Cemeteries Repairs & Maintenance \$245.26

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○ A.8810.464	Cemeteries Motor Fuel	\$292.50
○ A.3120.451	Police & Constable Cellphone	(\$231.68)
○ A.3120.193	Police & Constable Vacation Buy-back	\$231.68

Transfer funds to cover underbudgeted General accounts.

○ DA.5110.466	General Repairs Highway Road Materials	(\$155,517.35)
○ DA.5112.266	Highway Improvement CHIPS Expenditures	\$155,517.35

Transfer funds to cover CHIPS Expenditures until reimbursement received.

○ SS05.1989.400	Contingency	(\$106.83)
○ SS09.8130.440	Sewer Propane	\$106.83

**Fund underbudgeted Sewer accounts from Contingency (Balance after transfer
\$9,555.56)**

○ SS05.8120.466	Sewer Collection System Materials	(\$7,550.13)
○ SS05.8110.411	Sewer District Office Supplies	\$75.00
○ SS05.8130.194	Sewage Treatment & Disposal Incentive	\$250.00
○ SS05.8130.422	Sewer Heating Oil	\$7,225.13
○ SS05.8130.410	Sewer Contractual Electric	(\$4,033.64)
○ SS05.8110.468	Sewer Safety Equipment & Supplies	\$203.67
○ SS05.8120.464	Sewer Motor Fuel	\$1,056.97
○ SS05.8130.499	Sewer Medical Lab Testing	\$556.00
○ SS05.8130.479	Sewer Misc. Land Spreading Sludge	\$2,217.00

Transfer funds to cover underbudgeted Sewer accounts.

○ SW06.8320.195	Water Pager Pay Veneto	(\$390.00)
○ SW06.8340.195	Water Pager Pay Wright	\$390.00
○ SW06.8340.191	Water Treatment Plant OT	(\$250.00)
○ SW06.8340.192	Water Longevity	\$250.00
○ SW06.8320.479	Water Misc. Filtration Plant	(\$1,673.51)
○ SW06.8320.422	Water Heating Oil	\$392.65
○ SW06.8340.464	Water Motor Fuel	\$942.74
○ SW06.9045.800	Water Life Insurance	\$24.39
○ SW06.8310.451	Water Telephone Land Line	\$41.93

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- SW06.8310.468 Water Safety Equipment & Supplies \$271.80

Transfer funds to cover underbudgeted Water accounts.

RESOLUTION authorizing the following budget adjustments:

- A.3120.861 Police Medical Insurance \$8,906.01
- A.5132.464 Garage Dyed Diesel & Gas \$13,309.57
- A.5410.410 Sidewalk Construction & Replacement \$46,377.00
- A.5610.464 Airport Fuel & Filters \$32,236.73
- A.8210.400 Water/Wastewater Contractual Expenses \$5,974.04

Funding accounts by General Fund Balance to cover increased costs.

- DA.5142.861 Highway Employee Medical Insurance \$7,060.89
- DA.5110.464 Highway Motor Fuel \$6,761.83

Funding accounts by Highway Fund Balance to cover increased costs.

- SS10.8130.410 Sewage Treatment & Disposal Cont. Electric \$13.65
- SS11.8130.405 Sewage Treatment & Disposal Contractual \$11,155.00

Funding accounts by Sewer Fund Balances to cover increased costs.

RESOLUTION authorizing the following Inter-Fund Transfer:

- A.9950.900 General Inter-fund Transfer (\$245.00)
- H61.5031 Chilson / Eagle Lake \$245.00

Transfer funds from General to Eagle Lake Water Project.

RESOLUTION authorizing the following Inter-Fund Loans:

- DA.0391 Highway Due From Other Funds (\$94,098.10)
- H60.0630 Veterans Rd Culvert/Bridge Project Due To Other Funds \$94,098.10

Transfer funds from Highway to Veterans Rd Culvert/Bridge project until funding is received.

- SW06.0391 Central Water Due From Other Funds (\$10,672.69)
- H62.0630 LSLR Project Due To Other Funds \$10,672.69

Transfer funds from Central Water to Lead Service Line Replacement until funding is received.

- A.0391 General Due From Other Funds (\$9,564.72)

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- H19.0630 Airport Apron Project Due To Other Funds \$9,564.72

Transfer funds from General to Airport Apron project until funding is received.

- A.0391 General Due From Other Funds (\$10,148.96)

- H18.0630 Airport Pavement Management Due To Other Funds \$10,148.96

Transfer funds from General to Airport Pavement project until funding is received.

- A.0391 General Due From Other Funds (\$1,077.66)

- H20.0630 Airport Environmental Assessment \$1,077.66

Transfer funds from General to Airport Apron project until funding is received.

RESOLUTION adopting a local law providing for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code) in the Town of Ticonderoga.

RESOLUTION adopting a local law repealing Local Law 2 of 2016 titled “A LOCAL LAW PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE”.

RESOLUTION to accept the 2023 Ticonderoga Preliminary Budget as the 2023 Ticonderoga Adopted Budget.

RESOLUTION to hold a Public Hearing regarding a local law entitled, “Regulating the Use of Town Owned Real Property” for December 8, 2022, at 6:00 PM.

RESOLUTION to schedule the End-of-the-Year Meeting on December 29, 2022, at 9:00 am.

RESOLUTION to accept the minutes of the October 13 Regular TB Meeting, October 27, 2022, Finance Meeting, and Budget Workshops of September 14, September 15, September 21, September 23, September 27, October 21, and October 27.

RESOLUTION to Pay the Abstract.

RESOLUTION to accept the Supervisor’s Report as submitted.

DISCUSSION: Fuel bid.

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

Public Comment

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Adjourn the Town Board Meeting