**Present:** Joseph M. Giordano, Supervisor

Mark Russell, Councilman Tom Cunningham, Councilman Joyce Cooper, Councilwoman Dave Woods, Councilman Matt Fuller, Town Attorney Tonya M. Thompson, Town Clerk

**Others:** Holly Dixon, Laura & Mark Wright, Dave Burrows, John Reale, Tim Rowland, Patti Osier (This meeting was held entirely via GoToMeeting)

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

#### **Public Hearing**

Public Hearing Regarding a Local Law to Prohibit Hunting on Town Land.

(there are areas in the Prior Village limits, in the northern portion and northwest portion)

This Town Board finds that the hunting of animals on Town property poses a serious threat to the health, safety, and general welfare of Town employees and other persons lawfully on the property of the Town.

The Town Board also finds that the hunting of animals by persons on Town property may seriously impair the performance of essential government functions by way of threat or intimidation to Town Employees or others.

Therefore, the purpose of this local law is to provide for the safety, health, protection and general welfare of people in the Town of Ticonderoga by prohibiting hunting on all Town of Ticonderoga owned property in the Town of Ticonderoga.

No comments were received on this proposed Local Law.

Public hearing was closed at 6:11 p.m.

Update from last months Public Hearing Regarding Nuisance Property located at 56-58 Race Track Road

Mr. Burrows explained that he did an inspection yesterday and what he has noted was that the water line had been replaced going into the 2 story house that was connected outside, done a bit differently than what he was hoping, but it is done and done correctly; however, with it still be open, the water line at the time of inspection was frozen and they were in the process of unthawing the lines. He is not sure if they finally had a chance to cover and backfill that line today or not. Even so at the time of the inspection it was noted that they still did not have a

meter in the meter box which means that they are not pulling power from National Grid, they are still being fed from the adjacent structure. With that being said, that is not ready at this point to receive a certificate of occupancy which means that the landlord has not met the criteria stated at the last board meeting of having that property done completely to receive the certificate of occupancy before this board meeting. There are some smaller issues inside the house that were not looked at because the two major items were still not finished. At this point those inside things were not even looked at. His recommendation at this point is to issue the fine to the landlord as it stands as it is written up.

Supervisor Giordano reminded everyone that at the January regular board meeting under the public hearing portion of the Nuisance Law on this property. There were two stipulations, one had to do with bringing the majority of the property back into code compliance by this board meeting date otherwise there was a penalty associated with it and the second one had to do with bringing the final property of its electrical issues and that has until March 11 to bring into compliance. The remainder of the items that were out of compliance had to be completed by today. It was a \$1,000.00 fine contingent on meeting those two goals. At this juncture, please remind the board of the options now.

Mr. Fuller stated that you already took care of this last month. The resolution passed was intentionally self executing. If the property owner did not fulfill the conditions by this month it would be \$500 and the next milestone is the March meeting and if those conditions are not met he will be fined the final \$500. There is nothing for the board to do at this meeting.

Councilman Russell agrees and wants to support Mr. Burrows on imposing the fine the Mr. Curcio.

Mr. Fuller added that before any Certificate of Occupancy is issued that \$500 does need to be paid first.

Councilman Cunningham stated that concern of the one property that had not received a C.O. had a tenant in it. Do we know if that tenant is still occupying that premises or has that tenant been removed to some place else until they got this present place in proper order.

Mr. Burrows stated that he did the inspection the following day after last month's board meeting and it did pass. Those repairs had already been done. They just neglected to call and have someone do the final inspection. That has been done and cleared.

Councilman Woods asked if Curcio was on site when the inspection was done.

Mr. Burrows stated that he wasn't the one that did the inspection, Bill Ball did the inspection and he got the report from him.

Opening Remarks - Announcements

#### Coronovirus

The Health Department has put out a nice report to the Supervisor's. He will share a bit of it, for the first 8 months of the pandemic, from March through the beginning of November (about 8 months' time), Essex County as a whole had tallied 251 total COVID-19 cases. From November 6 through February 5 (about 3 months' time), Essex County tallied **962** cases (nearly quadrupled), due to the holiday and having more gatherings than anticipated. The same time period, Ticonderoga from Thanksgiving to Mid January had about 132 cases, which averaged just about 2 1/2 cases a day over that month and a half. Since mid January to present we have only had 11 cases which is remarkable at about a half a case a day or 1 case every other day. The vaccines are now rolling out and to date we have had around 7,000 vaccines that have been provided by non-Essex county public health and around 600 by Essex County public health. We are about 20% of our population, so the state is working through some of the logistical issues and hopefully we will see more of these vaccines coming in the later part of February, but as far as the guidelines go, even with the vaccine, we now have the UK variant strain prevalent in Essex County as well as 15 other counties throughout New York State, we still need people to be mindful of practicing the personal protective protocols, obviously wear your mask, social distancing, hand washing, trying to avoid unnecessary travel and also gathering in large groups. With that, also, there have been some new travel guidelines for those who may be leaving the state and especially going to states, not neighboring the state (we will place those on the website) they basically stress the need to self-quarantine or getting tested prior to going or coming back into New York State. Look for that on the website.

Cornell Cooperative Extension has put out a flyer on a program that they are providing called Supporting Healthy Families. It will run throughout the month of March to the beginning of April. It is on-line and information will be on the website. Obviously, one of the challenges with the pandemic and the fact that we haven't been able to gather and socialize like we have in the past is that it is really putting stress on every aspect of our normal social environment. They are providing this 5 week course for trying to help families and also just strengthening families in general. That info will be on the website.

Early Voting - there has been some recent proposals at the state level and one is coming through in regard to 'No Excuse Absentee Voting' in the coming year and also in the last few years the county as well as other places have been holding early voting and with the recent act requiring counties to, for over 50,000 persons in the population to start locating those early voting stations in the most populated Town's within the county. As of this year, our early voting location site will move from where it has been in the last two years in Lewis to the Town of North Elba. Due to the location change and being more in the North Western portion of the County, there has been some concern about those in the southern portions of the county not having accessibility to that voting site. He was approached to bring up a bit of discussion regarding it and he is going to share some points from being brought up at a public safety meeting earlier this week at the county level and discussions that were had even prior to that. To share some of the background and factual implications of it.. Essex County has approximately 25,000 registered voters and in the last election from November about 10% or 2,500 voters utilized early voting. Prior to that, the early voting turn out was no more than 300 persons and again early voting is rather a new

option. It has only been around for a couple of years and a lot of the initial people taking advantage of this were a lot of the election inspectors who are obviously at their stations during that time. Like he mentioned before, in 2021 'No Excuse Absentee Voting' will be deployed but still with that there are those who may chose not to go absentee and would like to have the early voting. At the county level, since this is really a Board of Elections decision, they are looking and exploring options. From a finance standpoint, in order to set up another voting location is roughly \$7,500.00 for the costs over that 9 day period and if we have more than one voting location, it requires having some sort of correlation between polling stations so that there is no chance that someone can vote at one location and then also vote at another location. That can be another added cost, but really what it comes down to is trying to locate another venue that requires choosing a place that can be available for 9 days straight, obviously the voting occurs from the morning, noon and night, so you need to have an accessible area, ADA - handicap accessible, you need to have a secure environment, well lit, ample parking and all of those basic needs that you would want to have, plus you would also have to have a place where you can safely store all the machines that will be used, the ballot machines. This is really a task that is placed on the Board of Elections to look into and to proposed and to bring to the board (County Board of Supervisor's) their recommendations for what they would recommend in providing a second site and then the board (County Board of Supervisor's) would discuss about financing, what that proposal would entail. From the Town stand point, we really feel that this is an item that needs to be vetted out at the County level and indeed the County has started a discussion at this last public safety meeting. The Essex County Board of Supervisor's is wanting to understand whatever issues there are with all the aspects to it to make sure we make a well informed decision. Certainly, the right to vote is a freedom of our Democracy and one that we don't want to hinder with any obstacles and those in our community that have concerns over this, we would like to hear from you to better understand what those concerns are and bring those to the Board of Supervisor's and especially the Board of Elections to really work out a resolve to being able to provide additional accessibility if it still warrants.

Town of Ticonderoga Letter supporting the right of free speech and peaceful protest

The Ticonderoga Town Board wishes to confirm its continued support for the right of free speech and the right for a peaceful protest, as laid out in the US Constitution. We, however, condemn ALL violent and destructive behavior, as we have seen over the past year, and most recently, the acts against the United States Capitol Building on January 06, 2021.

Open civil debate and the opportunity for differences of opinion to be openly spoken without fear of reprisal are inherent to maintaining our Democratic process. Any group or person who uses violence to promote their position or discourage others from promoting theirs should be condemned and prosecuted to the fullest extent of the law.

Ticonderoga Town Board Members support the bi-partisan Resolution Number 28 the Essex County Board of Supervisors put forth on February 01, 2021, condemning the unlawful Entry into the United States Capitol Building on January 06, 2021.

Furthermore, the Ticonderoga Town Board would like to thank and give recognition to the Essex County Board of Elections and those who work the election sites as poll workers, ensuring that every vote complies with the New York State voting regulations.

Their work is most essential to the Democratic Process.

#### **Public Comment**

Holly Dixon would like to speak in support of a second early voting polling place for the Southern part of Essex County. As you know, Essex County Democratic Committee has written a Resolution in support of establishing a second voting polling place for those of use that live in Ticonderoga, Crown Point, Minerva, Moriah, Newcomb, North Hudson, Schroon and Ticonderoga and so on. In the 2020 election, those towns had about 700 voters that voted early at the early voting poling place and it is ... people who vote early want their votes counted right away and that is one of the great advantages. If you can't actually get to the polls on election day, but you don't want to undergo the delay when you vote and you send in your vote in an absentee, but then it sits in the Board of Election office for about a week before it is opened and the vote can be challenged and you want to avoid that, you want to vote early. Also, if you have worries about 'Gee am I going to fill the form out right', 'Is the post office going to get that absentee ballot in on time' and so on, lots of worries associated right now with the way that absentee voting is set up whereas early voting you go in and you do your vote and it is counted. It is on the record right there that day, just like it is when you go in and vote on election day. So in our area we had about 700 voters in the Southern part of the County who voted early this past November, which is pretty good. County wide it is almost a quarter of the county wide early voters, but early voting is a good idea for many people. The Essex County Democratic Committee has written a resolution in support of establishing a second early voting place and she believes that she has passed that along to the Supervisor and you may have shared it with the other board members. The purpose of that resolution is we would like the board to consider to perhaps write its own resolution, the Town Board to perhaps consider writing its own resolution in support of establishing a second early voting polling place. We feel as if the Board of Elections needs kind of a fire lit underneath it so they need to hear that there is support out there and this resolution would be a good way to do that, if it is signed, or if the board of Ticonderoga writes their own resolution in support of that. The other Towns at the moment that are also considering this are, Essex, Westport, Minerva, Ticonderoga and Keene so far, she thinks that Westport may have already considered it in their Town Board. The idea is to get a resolution if possible, take it through the Supervisor to the County Board of Supervisor's to get the message across. Let's get started, let's get the details, let's work out whether this is possible, what the venue would be, what the cost would be and so on and see about the possibility of proceeding, rather than making all of the voters who want to vote early in Ticonderoga trek all the way up to Lake Placid where (and she is going to say this even though she is a democrat) Lake Placid, you have a lot of democratic voters, right now early voting is kind of leaning toward favoring a whole lot of democratic voters in the county and if you are a republican you might want to think about bringing another polling place further south and certainly the democrats support the idea of bringing a polling place further south as well. Thank you all, please consider this.

Mark Wright stated that Mickey Fitzgerald asked him to bring to the Board's attention that he observed two of the lights on the Liberty Monument that were not functioning, so he is giving you that information.

#### Report of Committees

#### Airport Committee - Joseph Giordano, Supervisor

No meeting in the month's of January or February - will meet in March; however there are two resolutions to move forward with the 5 year plan for the Airport Capital Improvements.

**Resolution #27-2021** brought by Mark Russell, seconded by Tom Cunningham to authorize the supervisor to obtain and execute an Independent Fee Estimate with BCA, PC. in accordance with the requirements outlined in the FAA Advisory Circular 150/5100-14E for the upcoming Environmental Assessment project at the airport. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #28-2021** brought by Joyce Cooper, seconded by Mark Russell to authorize the supervisor to execute and submit application to the FAA for the Environmental Assessment project at the airport. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

#### Public Safety - Dave Woods, Councilman

No Meeting in January.

#### Police Stats:

244 Calls to Service - 12 incidents - 14 arrests - 20 traffic tickets - 0 DWI - 8 Accidents Speed trailer is out of service for the winter.

Officer Bush is back on duty - Officer Belden is still out with an injury

DATA master has been brought to Albany to be re-certified (annual)

Due to number of rising COVID cases in the area, Ticonderoga Police Department is not allowing any citizens in the station unless they are being processed for an arrest or an absolute necessity. If you need to report a complain - call 911 and request an officer to contact you by phone, if you have an emergency please call 911 and the dispatch center will send an officer to your location immediately.

#### Code Stats:

4 Building Permits - 3 Safety Inspec. - 1 Pass/Fail - 2 Order to Remedy

Next meeting is February 23rd at 8:00 a.m.

Supervisor Giordano noted that a request has been received from the Chief just today regarding a vehicle purchase. He has asked that this be discussed at the Public Safety meeting and then can be brought back to the Board at it's committee meeting on the 25th of February.

Highway / Transfer Station - Tom Cunningham, Councilman

# Town of Ticonderoga Highway and Transfer Station January 05, 2021 minutes of Meeting

#### **Present:**

Tom Cunningham
Dave Woods
John Deming
Mitch Cole- via video Conference

#### **Others**

Joyce Cooper- in person
Greg Swart – in person
Mark Wright – via video conference
Matt Fuller – via video conference

#### **Public Discussion**

Said the Pledge of Allegiance

**Public discussion** 

No public comments

#### **Committee Discussion**

 The 2021 committee members were agreed to be Tom Cunningham Chairman, Dave Woods, John Deming, and Mitch Cole. Sal Barnao decided to step down from the Committee so we will have to find someone to take his place.

**Resolution #29-2021** brought by Joyce Cooper, seconded by Mark Russell to appoint the following to the Highway Committee: Tom Cunningham, Chairman, Dave Woods, John Deming and Mitch Cole. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

• It was decided to postpone looking for quotes to renovate the Highway building as a quote given now may not be relevant in the next two months. These Requests for Quote (RFQ) will go out in the spring, there is a detailed scope of work for the renovations. Greg Swart reminded the committee that just getting quotes from contractors may not include all the cost to meet present day codes and criteria. This will be discussed in the Municipal buildings committee meeting today at 1300.

- As there were no highway personnel present, we were unable to get an update on the repair of the street light, or when we were going out for quotes on a new street sweeper.
- Mitch Cole joined the meeting, Sal had someone come up to look at the light and is waiting on a return call.
- New Street Sweeper; Mitch stated we do not need three quotes, he was asked to
  determine when quotes would come in, he stated they would like the machine available
  for April 01, 2021. Depending on delivery time, the board will need time to approve the
  purchase. Mitch will look into this and get back to us, regarding timing
- Surplused items status, everything that was surplused has been taken except one pickup truck. Mitch was not aware of how much the Town received for this equipment at auction.
- Transfer station is complete with no outstanding items to be completed.
- Winter work, the highway is geared up for snow removal, they are completing some equipment maintenance, and working on sidewalk snow removal as the snow was wet and then froze making removal difficult.
- Storm water management plan, falls under the Highway Department. It was suggested that the town start looking at creating a plan. Tom Cunningham will send an old plan for review.
- Mitch Cole explained where the town was dumping snow, in two places one on Lake George Ave. across from the marina and behind the Glens Falls National bank. It is difficult to find a place that would not melt and drain into one of our local waterways. Alternatives will be look at. Possible locations would include the airport, but the distance to haul the snow would make this option more expensive. John Deming said that one area to consider is behind the highway department, but it is not presently owned by the Town.
- Mitch stated that they are ahead of schedule with salt and sand for the winter, and they still had brine left in the tank

#### Resolutions for the next town board meeting

No resolutions

#### **Outstanding items not discussed**

None

Meeting was adjourned at 09:41

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

Building and Grounds - Dave Woods, Councilman

- Mouse problem at the Library being taken care of
- Furnace issues at Community Bldg and Police Department taken care of
- Door for Community Bldg meeting room cost of \$2,168 further review

### <u>Parks, Recreation, Historical Lands, Beach, Monuments and Cemeteries - Joyce Cooper, Councilwoman</u>

No Meeting in January - will meet on Tuesday, February 16th in person for Committee members and will have GoToMeeting for those wishing to attend virtually.

Councilwoman Cooper attended the Library Meeting last week and John McDonald Sr. has resigned as Chair of the Board, he has probably held that position for maybe 30 years. He will remain on the board, but it will be chaired by Steve Boyce. The Library has been doing a good job of trying to offer things to the public during this really terrible time. They are still making curbside pickup available and they will discuss re-opening when it seems like it is a safe thing to do. They are also trying to offer seasonal activities for the children in the community, so she commends them for all of that work and they have been very, very busy especially in the basement of the library, where they have found all of the mice, trying to clean up the books down there and giving them away and some of them may actually end up back on the shelves.

She will look into the Liberty Monument lights, that is new to her but she is not out at night very much, so we will see what can be done to get those back working. Thank you.

**Resolution #30-2021** brought by Mark Russell, seconded by Joseph Giordano to appoint the following to the Building/Grds - Parks ,Rec Committee; Dorcey Crammond, Gerald Cooper, Nancy Kelley, Elisha Bartlett, Bill Dolback, Grant Spaulding and Joyce Cooper and Dave Woods as Co-Chairs. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

#### <u>Human Services: Youth - Mark Russell, Councilman</u>

Solid turnout of the Youth Commission on a snowy night. Discussion of current status of programs under COVID restrictions. Optimistic we will be able to move things forward. Consensus was that we feel the best way to organize programs is to take another attempt to hire a full time Recreation Supervisor, who would oversee the Youth Sport Programs, the activities at the Armory, the Beach and some other things that we discussed. We had a really health discussion regarding the history of the Teen Center, there is no question that it was a valuable opportunity for students, and Silver Bay provided a good opportunity for our students to be there. There were some challenges at times around scheduling and other things and we need to continue to look through and decide what are the best solutions in that area. Have had regular correspondence and communications and two in person meetings with Steve Tamm from Silver Bay, he did recently send an email inquiring about the status and he was invited to the last meeting in which they opted not to participate. They did give me a deadline of March 1st if we would be offering them a lease, they actually had three requests: 1 - confirmation that we value the Teen Center and he is confident in his many discussions with Mr. Tamm that this was communicated 2 - Wanted to know if they would be offered a lease and 3 - Will the Town be

financially supporting the Teen Center, which he had some preliminary discussions about that previously and he felt that if we did head in that direction we talked about not having a rent situation and we were supporting from a financial stand point operations - but we didn't want to get the cart before the horse. Based on the conversations at the Youth Commission meetings, there was follow up communication with them to come to the next meeting and to discuss their thoughts around the program and what that was framing up to be. Things that we may need to collaborate on and how we can work together. Very optimistic that this can work out. The goal of Recreation Supervisor would be the point person of that teen center if we outsourced one or any of those activities. He had an inquiry about the summer program, we are optimistic for our beach and our summer program, and after school, that those things will start to fall into place. We have had a number of requests about using the Armory, due to COVID unfortunately, we can't do that yet. They guidelines are not clear on youth recreational sports, so it we are, unfortunately, unable to pursue that. Some really good activity and really good engagement from our Youth Commission so we feel good about where we are headed there. We are readvertising for our Lifeguards, food service, counselors and so on as well as the Recreational Supervisor.

**Resolution #31-2021** brought by Tom Cunningham, seconded by Dave Woods to advertise for a Full-time Recreation Supervisor. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #32-2021** brought by Joyce Cooper, seconded by Joseph Giordano to re-advertise for lifeguards, food service, counselors & day camp director thru March 19. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

Councilman Russell also mentioned that we did discuss having a student representative and a student advocate. He received an email from Dan Dorset asking questions about the armory and utilizing that, so he did mention that to him because he has some good contacts and he did have a conversation with the school superintendent earlier this week on some things and he mentioned that as an opportunity for some community service for somebody from the school so he is optimistic that we will get one or two participants, maybe at our next meeting.

<u>Human Services: Seniors - Tom Cunningham, Councilman</u> Nothing to report - no activity

#### Municipal Facility Evaluation - Mark Russell, Councilman

Reminder, we formed this committee to take a high level look at our infrastructure from our facilities, such as our police department, municipal building with water/sewer and so on. We have had some opportunities that had been identified in the past. We need to take a look at what is the best solution in regard to long term solutions from efficiency stand point to operations, personnel and definitely the town and it's taxpayers. In the last meeting we discussed the Alfandre report which was done a number of years ago of an overview of these facilities. Some

of it is dated, but it still has some basic information that is good. It was a homework assignment for the committee. There has also been some discussions about a past agreement with the Town and the Ticonderoga Fire Department regarding a joint project to consider a fire house and police department being in one facility in town. There has been quite a bit of discussion about that, but when that was done there were very good intentions. The financing looked different as far as some aid money that was out there and a number of those things have gone by and we still need to firm up the details on that but there is a high likelihood that we will consider separate solutions that would probably work better for the fire department and the town at this point. We will discuss that at a later date. We have looked at other options, in regards to immediate needs of the Police station. If you haven't seen it you may want to take a look, what can we do to do look at some things from a more efficient stand point. Hypothetically, say Town Court and DMV, Codes and Police Station that would be potentially in one facility. Those are the things that we are exploring from an existing or a new facility. One of the things that is potentially out there is the Hudson Headwaters building. We have had some activity around that, we just confirmed today that we will do a field trip for our next meeting and do a walk through of that building. We did secure the plans and have our engineering partner looking at those and they will provide some updated copies for us. Our Police Chief has provided his wish list of how he would like things laid out in part of that building and he has to give the Supervisor some kudos because he has done a really good job with the Town's budget and the board members that were predecessors to him. The have been diligent in spending and managing fund balances and we think, potentially there is an opportunity to consider this project, although there is some grant money out there due March 4, but maybe a combination of those things we can get this project done with no impact on the tax rate. That is premature, but that is some of the conversations that we are holding. He is excited about the next step, Hudson Headwaters has confirmed our walk through. We have a lot of work to do in a number of areas and then longer term, we have talked about the highway department and some materials from building and grounds, a lot of equipment and a lot of value out there that we need to manage and maintain. Is there a way to consolidate some of those operations that make sense. Water/sewer has some equipment around in different places, how do we capture that equipment inventory and other things. This is kind of the long term project in the committees hands and we are working on that as well. There is a good collaborative effort between everyone and we are working to get some community members engaged as well. It is exciting, and good work.

Councilwoman Cooper wants to make sure that you are looking at where we will be putting our parks and maintenance crew, they have a lot of equipment, but they also use the bottom of the police department as their headquarters and it is not good at best where they are now. They will need a home also, not just equipment but themselves as well.

Councilman Russell stated that this is falling into the conversation, how they align with things and finding them a home.

Public Works - Joseph Giordano, Supervisor

New York State has recently released their hold on our funds. Specifically our 5 million dollars in WQIP money for The Portage project. Last year we were discussing the pros and cons of what that might mean in terms of implications, but we are in the process now of processing that WQIP money. That is water quality improvement money, so that is great. That has really made The Portage project that much more viable and less costly to the tax payers.

#### Town of Ticonderoga Water/Sewer Committee Meeting Minutes January 26, 2021 10:30 am

**Committee Members Present:** Supervisor Giordano, Derrick Fleury, Nancy Treadway, Eric Blanchard and Tom Cunningham

**Others:** Greg Swart (AES), Matt Fuller, Roy Richardson (Barton & Loguidice), Elisha Bartlett (Executive Director of PRIDE), Mark Wright and Stephen Meier (Eagle Lake resident)

#### **Public Comment**

- 1. Mark Wright inquired if there was a summary of what the Town is looking at for water softening options, even if it's just bullet points of what is being considered.
  - a. Supervisor Giordano commented that Greg will be addressing water softening in his report to the Committee.

#### **Items for Discussion**

- 1. Chilson and Eagle Lake Discussion
  - a. Supervisor Giordano started the conversation summarizing what work has been done so far, and what information is currently available.
    - i. Supervisor Giordano has worked with Roy Richardson and Matt to gather information to post to the Town's website. Currently there is information posted under: Depts Water-Wastewater, then there is a link for Eagle Lake & Chilson Water System Improvements. Within that link there is information with regard to the engineering evaluation of the existing water main, survey summaries from the collection of maps that were returned, Q&A document (will be updated), and key dates from the DOJ Consent Decree. One deliverable noted was the Preliminary Engineering Report. Also, it's suggested to put the Consent Decree on the website, along with a timeline of what needs to be done from now until the deadline of June 14, 2021 for submitting the Final MPR.
    - ii. Roy Richardson presented pictures/maps of the Chilson and Eagle Lake area showing responses from residents, which is just shy of 50%. Most

responses received were noted as "undecided" as to what direction they would like to go (i.e. join a district, drill a well). The overall cost of the project is the driving factor, which is understandable, and with only about 110 users (out of district, contract water users) it puts a high cost to each user. Some property owners reached out to Roy directly expressing their concerns over not having enough room on their property to drill a well.

- iii. Roy, Derrick and Todd Hodgson (Deputy Superintendent of Public Works-Essex County) had met and walked through the general areas of the existing pipeline, and went over concerns in the area as well as talked about the history of water line breaks. There had been some comments from property owners about why can't the existing line continue to be used, so that was the main purpose of discussion and walkthrough. One of the bigger concerns is the Eagle Lake area as the pipe is on the other side and right next to the road where there is a lot of ledge/rock. Currently the line is shallow due to all of the rock and there have been issues with line breaks. This area is also a safety concern for making repairs due to the road being very narrow without a shoulder. So, keeping the line is not ideal as the more repairs that happen the more costly it would become to keep it. Derrick also commented that along the Eagle Lake area the sun hardly hits so the frost is deep and service lines tend to freeze even with water flowing constantly. Further discussion took place about the current location of the pipe, and there is no definitive route at this point, but changing location of the line is preferred.
- iv. Roy briefly discussed the high cost of the project, and the need to try to find ways to get grant funding but there needs to be an effort from the residents as well. Supervisor Giordano sated that ideally the next steps would be to set up meetings with Federal and NYS representatives with residents that are interested. Also, it's suggested to draft language for a letter that the residents could send directly to the representatives.
- v. Roy, Don and Matt will work on putting together a timeline of what needs to be accomplished from now to June 14<sup>th</sup> which is when the MPR is due. There is a lot to be done in a short amount of time, which is a concern. There needs to be time to review the information, and also a Public Hearing has to happen as well. Elisha Bartlett asked if there is any possibility of requesting an extension due to the need for decisions from the public and also due to COVID as it's not safe to assemble. However, the response was that this is not a standard order where an extension can be easily asked for as it's federally signed by a judge, and if there were delays in progress it would not all be due to COVID.
- vi. Stephen Meier addressed the Committee with regard to the wetland area that was shown on one of the maps/pictures that Roy had displayed. His concern is that he had already brought up the suggestion of not going

through that area, from Harris Point Way to Corduroy Road as there are only about five to six houses (although they may not all be on Town water), and wondered why that seemed to still be looked at. The cost of pipe is very expensive, so he was suggesting that wells would be more beneficial in that area. He commented that he had made that suggestion at the August meeting, but it was never brought up as an alternative. Also, he has a concern with the list of questions he had sent before Christmas that had not yet answered. Residents are asking questions, but not getting answers.

He also has the concern that those that are second property owners will be excluded from further conversations throughout the winter months, which Supervisor Giordano commented that will cause further frustration. although there will not be physical meetings, there will be virtual meetings that they could log into. It's a tough spot to be in as the Town is stuck in the middle due to the DOJ order, but it's the users that need to make the decisions as to what they would like to do moving forward. Stephen intends to put together information for the Eagle Lake residents to posts to the Eagle Lake Property Owner's website, and will run all of the information by Supervisor Giordano before posting. The Town has the list of Stephen's questions, and will address them as soon as possible. A brief discussion took place as to the concern over who will be responsible for the dam, and if it would all fall onto the 110 users (out of district, water contract users). The response was that the responsibility wouldn't just be on the users, and there is the need to have further discussions with DEC. The Committee thanked Stephen and Roy for their input on the discussion, and moved on to the next agenda items.

#### 2. 80 Burgoyne Road

a. The home had burned, and is now a vacant parcel and reflected as such on the assessment roll. The Committee recommends to the Town Board to reduce the water and sewer rates to reflect a vacant lot fee.

#### 3. Land Spreading Permit

a. A discussion will need to take place with regard to the renewal and future plans.

#### **Derrick Fleury - Water/Wastewater Superintendent Report**

#### 1. Dean Dushane – Baldwin Road

a. Derrick was contacted by Mr. Dushane with regard to what the possibility would be to hook to Town sewer. He currently has a private septic system, but it's failing. The property is not in district, but he is trying to price out different options.

- i. Derrick commented that Mr. Dushane's neighbors hooked to the Town's sewer system years ago. The property is right across from Stoughton Drive and the sewer force main is across the road. Tom inquired who would be responsible for the costs, which Derrick stated the homeowner would pay for everything from purchasing an E-One pump, contractor fees, putting a line under the road and tapping fees. Once the district paperwork is done, the property would become part of the Baldwin Road sewer district and then the Town would take ownership of the line, which is what was done in the past with the neighbors.
- ii. This property was not included in the district early on as the Baldwin Road sewer district started south of the property. The opposite side of the road is part of the Homelands district, and those properties have gravity lines to the pump station. This parcel was not part of the Homelands project, and has a private septic system. Mr. Dushane has had a couple of issues with his private system within the last month so he's hoping to find a solution soon. The Committee agreed that if it's determined to be financially feasible for Mr. Dushane to hook to the Town's system, there wouldn't be an issue to move forward. Derrick will talk with Mr. Dushane to discuss this further prior to being addressed by the Town Board.

#### 2. Lake George Pump House

a. Currently there is one pump that was vibrating a lot so it's offline. Derrick is trying to get options for either a re-build or to purchase a new one, and just wanted to inform the Committee that there are two companies looking at it.

#### **AES Report**

#### 1. Water Plant

a. There appears to be a pump issue with pump #2 that is out of warranty. However, AES is waiting on a quote and an actual diagnosis.

#### 2. Veterans Road

- a. SEQR will need to be updated, and AES will work with Matt on the details.
- b. The design work is underway, and Greg's goal is to send it out for review in early February with a mid-March bid date.

#### 3. Project Planning

a. AES will be applying for a GIGP grant for water meters in February. Overall financing depends upon Chilson/Eagle Lake as that takes priority for funding due to the DOJ Consent Decree.

- b. A workshop should be planned for some time in March, and the Town will need to make a few decisions:
  - Routing of the bypass water main what route to choose. AES will
    provide recommendations for possible routes that will also fix other
    issues.
  - What the Town would like to do with the Baldwin Plant Eliminate the plant or take on long term operating costs and liability
- c. AES will do a cost benefit analysis, and a pros vs. cons list for options of the bypass water main as well as the Baldwin Plant to have available at the March workshop.

#### 4. Water Softening

a. AES has engaged a sub consultant that will provide options and costs, and Greg will follow up for an update. The goal is to provide a preliminary plan at the February Water and Sewer Committee Meeting, and then incorporate that into the March workshop discussions.

#### 5. Water District Consolidation

a. The last two workshops have been productive, and there's another workshop planned in February. The hope is to have answers in the next couple of months so that this can be closer to completing.

#### 6. WWTP Temporary Ventilation

a. The project is out to bid, and the bid opening is in a couple of weeks.

#### 7. Annual Report

a. Jocelyn is working on the report, and will also work with Eric and Derrick to finish it up this week.

#### 8. The Portage Project

- a. The project is in winter shut down, but is expected to start back up April 1<sup>st</sup>.
- b. Greg will provide an update on the project financials later this winter. At some point the decision will need to be made on if Battery Street and/or Defiance Street will be added to the project depending upon how the finances are going. Greg will also be trying to finish up the lateral changes on a few parcels.

#### 9. Evaluations of Pump Stations

- a. The report will be ready by the February Water/Sewer Committee Meeting.
- b. The Hague Road pump station was briefly discussed. AES did a report last year on the pump station, and the survey crew found that the station itself is in the DOT right of way, and not on private property or Town property. AES will reach

out to DOT to find out if they have any permits on file about the location of the

#### 10. GIS System

a. Hopefully the Town will have access soon once the account is created. Once it is, AES will load information to the system and present it to the Committee.

#### 11. War Cannon

a. Greg provided a letter with follow up comments that Derrick forwarded to War Cannon.

#### 12. Funding for sewer projects

station.

- a. There's a GIGP grant that is for using effluent to heat and cool waste-water treatment plants.
- b. AES will work with Derrick to identify any additional needs at the WWTP.
- c. AES will need to update the heating and ventilation report at some point.
- d. AES will be applying for an engineering planning grant (EPG) from EFC that will focus on the collection system around the former Porter property, but especially the areas of the hospital and Wicker Street.

#### 13. Letter of Authorization (LOA) for AES Term Contract

a. The AES Term Contract is up for renewal. AES will update the details of the contract and discuss it with Supervisor Giordano before it goes to the Town Board.

#### 14. Lead Service Line Replacement

- a. AES drafted a letter that will be mailed to property owners, and Supervisor Giordano will do a final review.
- b. AES will need direction on what areas to concentrate on. There are streets that will need repairing and paving so it would also be helpful to know the 2021 paving schedule. Discussion took place on the areas that are currently included, and Greg will keep moving forward so that it can go out to bid in early March. Derrick had a few priority areas like from Montcalm Street to Cannonball Path as when there was digging for test holes lead service lines were found. There is also an old 4" main in that area that would be ideal to do away with as well. That's on Father Jogues up Champlain Avenue to the Armory.
- c. A meeting will be set up soon to discuss the areas further and also what areas would be considered priorities.

Supervisor Giordano adjourned the Water/Sewer Committee Meeting at 12:15 pm.

The next Committee Meeting will take place on February 23, 2021 at 10:30 am.

**Key Project Updates** 

- 1. Master Water Project
- a. Working closing out paperwork. 2021-02-11 Update: Status ongoing, we are working on a warranty item on the well pump #2. AES to provide an update to the W&S committee.
- b. Veteran's Road: Veteran's Road water line crossing of Five Mile Creek can be added to the overall water project. Utilizing part of the remaining project funds.
- i. 2021-02-11 Update: AES is progressing with the design and environmental paperwork. Aiming for bid in early March.
- 2. Water Meter/Planning Project
- a. Water District Consolidation: AES is currently reviewing all parcels within each district to review to determine any issues. Once that is completed the consolidated districts can be determined. AES is working with Matt Fuller to sort through any issues before they are presented to the Town. **2021-02-11 Update: Status ongoing. We met as part of a**

workshop in early January and again in late January. We will be meeting again at the end of February. This has been along process, but we have made good progress and will have improved the water districts.

b. Report to include funding planning for meters and longer-term planning for Mnt Defiance Tank replacement, water transmission upgrades (to reduce dependence on Baldwin Road), and other distributions system upgrades. We had a discussion of possible routing options for the "bypass water main" that would provide a more beneficial benefit use by replacing existing mains that are in poor condition. Although a few routes were considered in the report, we will provide feedback in January as to additional routes and more detail on the routes to help pick a routing of the water main.

#### 2021-02-11 Update: Ongoing.

c. **Hard Water:** AES is working to provide potential treatment options for treating the hard water. We are going to add those options to the planning report. We have received a proposal from a subconsultant with an expertise in water quality. The sub consultant will provide a report with options, cost estimates, etc.

2021-02-11 Update: Ongoing. A report is expected from our sub before the next W&S committee meeting.

- d. Funding: AES applied for a 50% grant of the approximately \$3,800,000 project.
- 3. Project: LSLRP Grant
- a. This project is to replace lead laterals in the Town. 2021-02-11 Update: The project is going out to review next week.

Key Project Updates

- 1. WWTP Project
- a. Work is complete.
- 2. WWTP Ventilation Report
- a. Report is complete and has been submitted. AES is working on a proposed schedule, based on potential funding. 2021-02-11 Update: AES has submitted a grant application for the ventilation project. The grant is for 50% of an approximately \$3,000,000 project.
- 3. Temporary Ventilation
- a. 2021-02-11 Update: Bid results were opened this week. We are checking the qualifications of the apparent low bidder and the bid results. We will report back with an award recommendation at the next meeting.

- 4. Portage
- a. 2021-02-11 Update: Work shutdown for the winter. AES to present project budget update to W&S committee.
- 5. Planning
- a. AES plan to present updates to the WWTP's annual report to cover future planning for wastewater projects (treatment plant and collection system) to ensure town is in line for any potential grant programs. 2021-02-11 Update: AES submitted a grant application for an \$100,000 for a planning grant to write a new engineering report which can be the basis of planning for the sewer system.
- 6. WWTP SPDES Permit
- a. The WWTP SDPES permit is being updated. AES to review with the W&S Committee soon to determine if there are any impacts. We know there will be some upgrades required to meet a new phosphorus limit.

**Resolution #33-2021** brought by Mark Russell, seconded by Joyce Cooper to reflect a .10 EDU water and sewer charge for the residential property (vacant lot) located at 80 Burgoyne Road (Kimberlee Budwick) **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #34-2021** brought by Tom Cunningham, seconded by Mark Russell approving emergency purchase for Lake George pump house repairs. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

### RESOLUTION APPROVING EMERGENCY PURCHASE FOR LAKE GEORGE PUMP HOUSE REPAIRS

**WHEREAS,** the Town of Ticonderoga's ("Town") water and sewer superintendent has advised Town Board of the Town of Ticonderoga (the "Town Board") that emergency repairs are needed for the Lake George Pump House; and

**WHEREAS**, under the Town's procurement policy and General Municipal Law Section 103, emergency purchases due to a bona fide emergency may be made without obtaining bids for such goods or services to remedy the emergency condition; and

**WHEREAS**, the Town Board wishes to deem the repairs to the Lake George Pump House an emergency and authorize the purchase of such goods and services to remedy the emergency condition.

#### NOW, THEREFORE BE IT

**RESOLVED,** that water and sewer superintendent is authorized to proceed with the emergency purchase of goods and services to repair the Lake George Pump House in an amount not to exceed \$22,000; and be it further

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

#### **ROLL CALL VOTE:**

Joseph Giordano, Supervisor	Aye
Mark Russell, Councilman	Aye
Tom Cunningham, Councilman	Aye
Joyce Cooper, Councilwoman	Aye
Dave Woods, Councilman	Aye

#### <u>Health Insurance - Joseph Giordano, Supervisor</u>

No Meeting - no updates

#### Contract Negotiations - Joseph Giordano, Supervisor

No Meetings

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

Computers have been ordered and should be received at the later part of this month.

This letter will serve as notice that on or around March 1, 2021, Spectrum Northeast, LLC, ("Spectrum"), will launch NFL Network on SPP Stream News Sports & More SD and HD on channels 74 and 310 on the channel line-up serving your community.

On or around March 1, 2021, Spectrum Northeast, LLC, ("Spectrum"), will launch Tennis Channel on SPP Stream News Sports & More SD and HD on channel 406 on the channel line-up serving your community.

Spectrum Northeast, LLC, ("Spectrum"), locally known as Spectrum, has become aware or has been informed that on or around March 1, 2021 WGN America, located on Spectrum channels 87 and 126 will rebrand to NewsNation on the channel lineup serving your community.

#### **Resolutions for Consideration**

**Resolution #35-2021** brought by Dave Woods, seconded by Mark Russell to accept the minutes of the Regular Town Board Meeting on January 14, 2021. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #36-2021** brought by Mark Russell, seconded by Tom Cunningham to waive the 30-day liquor license notification period for the Ticonderoga Golf Corp. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #37-2021** brought by Joyce Cooper, seconded by Dave Woods to accept the satisfactory findings of the 2020 Ticonderoga Court Audit. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #38-2021** brought by Mark Russell, seconded by Joyce Cooper authorizing the creation of new budget accounts

- o A.0450.020 General Inv. in Securities GFNB ICS (Insured Cash Sweep)
- o A.2401.020 General Interest & Earnings GFNB ICS
- o DA.0450.020 Highway Investment in Securities GFNB ICS
- o DA.2401.020 Highway General Interest & Earnings GFNB ICS
- o SS05.0450.002 Central Sewer Investment in Securities GFNB ICS
- o SS05.2401.002 Central Sewer Interest & Earnings GFNB ICS
- o SW06.0450.002 Central Water Investment in Securities GFNB ICS
- o SW06.2401.002 Central Water General Interest & Earnings GFNB ICS

### Creation of new accounts for GFNB Insured Cash Sweep (ICS) accounts

0	H20.0200.000	Cash
0	H20.0410.000	State & Federal, Other
0	H20.0510.000	Estimated Revenue
0	H20.0521.000	Encumbrances
0	H20.0522.000	Expenditures
0	H20.0599.000	Appropriated Fund Balance
0	H20.0600.000	Accounts Payable
0	H20.0605.000	Retained Percentages, Contracts
0	H20.0630.000	Due To Other Funds
0	H20.0821.000	Reserve For Encumbrances
0	H20.0909.000	Fund Balance, Unreserved
0	H20.0960.000	Appropriations
0	H20.0980.000	Revenues
0	H20.2401.000	Interest & Earnings
0	H20.3089.000	State Aide – Other
0	H20.4592.000	Airport Environmental Assessment Project
0	H20.5031.000	Inter-fund Transfers
0	H20.1420.400	Attorney Contractual Exp.
0	H20.1440.400	Engineering Contractual Exp.
0	H20.5610.400	Airport Contractual Exp.
0	H20.9950.900	Inter-fund Transfers – Capital Project

Creation of new accounts for Airport Environmental Assessment Capital Project All in Favor Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. Opposed - none. Carried.

**Resolution #39-2021** brought by Dave Woods, seconded by Mark Russell authorizing the following budget transfers

o A.1989.400 Contingency

A.1370.410 Discount on Taxes TWC
 A.1375.400 Credit Card Fees Contractual
 11.95

Fund unbudgeted General account from Contingency (Balance after transfer \$89,415.52)

O DA.1989.400 Contingency (441.37)
O DA.5142.120 Snow Removal Highway Seasonal/On Call 441.37

Fund unbudgeted Highway account from Contingency (Balance after transfer \$ 15,558.63) All in Favor Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. Opposed - none. Carried.

**Resolution #40-2021** brought by Tom Cunningham, seconded by Mark Russell authorizing the following Inter-fund Loans:

Other Funds	(8,035.04)
MP Due To Other Funds	386.92
pron Recon Due To Other Funds	288.87
nv.Assess Due To Other Funds	1,800.00
Project Due To Other Funds	5.559.25
	Other Funds MP Due To Other Funds Apron Recon Due To Other Funds Anv.Assess Due To Other Funds Project Due To Other Funds

General to lend Airport and French Sawmill projects funds until Grant funding is received.

SS05.0391 Central Sewer Due From Other Funds 88,279.66

o H53.0630 Clean Water Main Project Due To Other Funds 88,279.66

Central Sewer to lend Clean Water Main project funds until Grant or long-term funding is received.

0	SW06.0391	Central Water Due From Other Funds	12,665.49
0	H62.0630	LSLRP Project Due To Other Funds	9,296.54
0	H63.0630	Water Meter Project Due To Other Funds	3,368.95

Central Water to lend LSLRP and Water Meter projects funds until Grant funding is received.

**All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

**Resolution #41-2021** brought by Joyce Cooper, seconded by Mark Russell authorizing the following Inter-fund Transfers

0	A.9950.900	General Inter-fund Transfer	383.99
0	H61.5031	Eagle Lake Water Project	383.99

Transfer funds from General to Eagle Lake Water Project All in Favor Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. Opposed - none. Carried.

**Resolution #42-2021** brought by Tom Cunningham, seconded by Dave Woods to Pay the Abstract. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

Town of Ticonderoga

Board Meeting Date 2/11/2021			
Gross Payroll #2	98,346.83		
Gross Payroll #3	97,749.03		
Gloss Laylon #5	37,713.03		
Trust & Agency Total	\$196,095.86		
	. ,		
ABSTRACT #2	2/11/2021	YTD Revenue	YTD Expenses
General (A)	164,986.86	3,395,068.02	517,265.89
CD20 LaChute Trail Connector			
CD21 LISC Zombie			
CM Library Trust Special	62.210.12		474 007 40
Highway (DA)	63,318.12	1,049,672.50	174,897.48
H17 - Ticonderoga Airport Improvements	206.02	2 2 1 2 1 2	20602
H18 - Airport Pavement Management	386.92	3,210.19	386.92
H19 - Airport Apron Reconstruction	288.87	10,141.11	288.87
H20 - Airport Environmental Assessment H36 - C/P Chilson Res. Replacement	1,800.00		
H45 - C/P Equipment Purchase			
H43 - C/P Equipment Purchase H48 - FEMA Chilson Water Main			
H49 - GIGP Daylight Streaming			
H50 - C/P WQIP WWTP Disinfection	819.75		819.75
H51 - Res & Design French Sawmill	5,559.25		5,559.25
H53 - Clean Water Main Project	240,811.81	152,532.15	240,811.81
H54 - LaChute Signage Grant	240,011.01	132,332.13	240,011.01
H56 - Sewer Pollution Right to Know			
H57 - Parking Lot Cannonball Path			
H58 - WWTP HVAC Project			
H59 - LCBP Storm Water Sewer Separation			
H60 - Veterans RD Culvert/Bridge NY Project			5,926.25
H61 - Chilson/Eagle Lake Water Exploration	384.00	3,696.00	384.00
H62 - Lead Service Line Replacement Grant	9,296.54		9,296.54
H63 - Water Meter Project	3,368.95		3,368.95
PN - Permanent Fund Mt. Hope Cemetery			
SF01- Ticonderoga Town/Village Joint Fire District	526,950.00	526,950.00	526,950.00
SF02 - Chilson Fire Protection District	74,645.00	74,645.00	74,645.00
Claymore Sewer District (SS01)	53.25	1,474.50	435.63
Park Ave Sewer District (SS02)	11,326.79	11,588.77	11,350.39
Alex Ave Sewer District (SS03)	7,595.53	8,122.68	7,971.03
Homelands Sewer Dist (SS04)	4,106.84	4,358.00	4,512.65
Central Sewer (SS05)	172,705.39	295,332.67	231,081.84
Commerce Park Sewer (SS06)	15,546.38	18,168.50	16,320.64
Delano Point Sewer (SS07)	3,777.18	4,854.60	4,192.63
Baldwin Road Sewer Dist (SS08) Black Point Road Sewer (SS09)	5,696.67 22,440.90	10,866.78	6,127.76
		64,334.57	90,660.29
Hague Road Sewer (SS10) 9N & 74 Sewer (SS11)	2,400.26 5,431.75	2,880.58 7,041.57	2,408.76 5,957.02
9N & 74 Water (SW01)	14,747.40	14,960.03	
Street Road Water (SW02)	6,085.80	7,401.01	14,747.40 6,085.80
Alex Avenue I Water District (SW03)	6,048.00	6,273.12	6,048.00
Homelands Water District (SW04)	2,397.60	2,508.92	2,397.60
Alex Ave II Water District (SW05)	9,363.60	9,444.60	9,363.60
Central Water (SW06)		260,472.50	111,852.66
	44,613.79	200.472.50	
Park Ave Water Dist (SW07)	44,613.79 7,122.60		
Park Ave Water Dist (SW07) Shore Airport Water (SW09)	44,613.79 7,122.60 20,270.99	7,164.43 56,943.04	7,122.60
	7,122.60	7,164.43	

**Resolution #43-2021** brought by Joyce Cooper, seconded by Mark Russell to accept the Supervisor's Report as submitted. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

#### Supervisor's Report

January 31, 2021

Account Title	GFNB	NYCLASS	GFNB ICS	Total
General	1,769,546.89	166,307.14	2,518,991.04	4,454,845.07
Airport	15,352.18			15,352.18
Highway	1,192,492.63	83,741.52	1,209,493.93	2,485,728.08
H36 - Master Drinking Water	3,794.79			3,794.79
Clean Water H49 H50 H53	210,629.99			210,629.99
All other Capital Projects	860,754.25			860,754.25
SS05 Central Sewer & All Districts	534,603.20	682,541.97	610,913.24	1,828,058.41
SW06 Central Water & All Districts	502,851.44	503,430.57	406,304.81	1,412,586.82
C/R - All Reserve Accounts	1,006.08	1,181,892.79		1,182,898.87
Library Trust	90.61	33,901.54		33,992.15
Mount Hope Cemetery	2.52	34,143.80		34,146.32
Total	5,091,124.58	2,685,959.33	4,745,703.02	12,522,786.93

Town Clerk, Tonya Thompson - Nothing to report

Attorney, Matt Fuller

There is Part I and II of SEQRA that has to be acknowledged in adopting the Law Prohibiting Hunting on Town Lands as having a negative declaration finding.

**Resolution** #44-2021 brought by Joyce Cooper, seconded by Mark Russell adopting Local Law prohibiting hunting on Town Property declaring a negative impact. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

### RESOLUTION ADOPTING LOCAL LAW #1 of 2021 PROHIBITING HUNTING ON TOWN PROPERTY

**WHEREAS**, in order to promote public health, safety and welfare of the community with the Town of Ticonderoga (the "Town") the Town has determined that it is in the public interest to adopt a Local Law prohibiting hunting on Town owned lands in the Town of Ticonderoga; and

**WHEREAS**, the Town scheduled a public hearing to be held before the Town Board on February 11, 2020 at 6:00 p.m. at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to hear all interested parties on the proposed Local Law; and

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

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

#### NOW, THEREFORE, BE IT

**RESOLVED**, that the Town Board has determined that the action is an Unlisted Action and has taken a hard look at the potential environmental impacts of the proposed local law and hereby adopts a negative declaration pursuant to the State Environmental Quality Review Act (SEQRA); and be it further

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

**RESOLVED**, the Proposed Local Law No. 1 of 2020 prohibiting hunting on Town property in the Town of Ticonderoga, a copy of which is attached to and made a part of this resolution, is hereby adopted and shall take effect immediately upon its filing with the Department of State; and be it further

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

#### **ROLL CALL VOTE:**

Joseph Giordano, Supervisor	Aye
Mark Russell, Councilman	Aye
Tom Cunningham, Councilman	Aye
Joyce Cooper, Councilwoman	Aye
Dave Woods, Councilman	Aye

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

#### LOCAL LAW #1 of 2021 PROHIBITING HUNTING ON TOWN PROPERTY

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

Section 1. Title and Authority.

This Local Law shall be known as "A Local Law Prohibiting Hunting on Town Property." It is adopted pursuant to Section 10 of Municipal Home Rule Law.

#### Section 2. Purpose.

This Town Board finds that the hunting of animals on Town property poses a serious threat to the health, safety, and general welfare of Town employees and other persons lawfully on the property of the Town.

This Town Board also finds that hunting of animals by persons on Town property may seriously impair the performance of essential government functions by way of threat or intimidation to Town employees or others.

Therefore, the purpose of this Local Law is to provide for the safety, health, protection and general welfare of people in the Town of Ticonderoga by prohibiting hunting on all Town of Ticonderoga owned property in the Town of Ticonderoga.

#### Section 3. Definitions.

"Hunting" means the act of killing or attempting to kill any animal by way of use of a firearm such as a handgun or rifle, bow including compound or long, knife, cross bow, traps or any similar device or weapon, or any trapping of animals. The killing, attempting to kill or trapping of a wild animal on Town Property by a police officer, or any other duly appointed officer under New York law acting within the scope of employment shall not be considered hunting. Fishing in waters adjacent or within Town property shall not be considered hunting.

"Town property" means both real and personal property owned by the Town and located in the municipal bounds of the Town of Ticonderoga, Essex County, New York.

#### Section 4. Prohibited Acts.

No hunting shall be permitted on any Town property.

#### Section 5. Exceptions.

Hunting on Town property may only be permitted by (a) resolution of the Town Board of the Town of Ticonderoga for purposes of prevention of damage or destruction to property as may be determined in the sole and absolute discretion of the Town Board,

or (b) by the Ticonderoga Highway Superintendent for purposes solely of protection of Town highways and solely limited to lawful trapping permits.

#### Section 6. Penalties.

A violation of any provision of this section shall be an unclassified misdemeanor, punishable by a fine not to exceed \$1000 or by imprisonment for a term not to exceed one year, or by both such fine and imprisonment. Each day or part of a day on which a violation continues shall constitute a separate violation.

#### Section 7. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

#### **Section 8.** Effective Date.

This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State.

Mr. Fuller explained that the Town's Assessor had reached out regarding the Senior Tax Exemption and it appears that we need to update the Exemptions so that they are uniform with the school district and what the county is doing.

**Resolution #45-2021** introducing proposed Local Law repealing Local Law #2 of 2008 Titled "A Local Law Providing for Partial Real Property Tax Exemption for Persons 65 Years of Age or Older" and scheduling a public hearing for March 11, 2021 at 6:00 p.m. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

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

Resolution No. 45 of 2021 Adopted February 11, 2021

Introduced by Joseph Giordano who moved its adoption

Seconded by Tom Cunningham

#### RESOLUTION INTRODUCING PROPOSED LOCAL LAW REPEALING LOCAL LAW 2 OF 2008 TITLED "A LOCAL LAW PROVIDING FOR PARTIAL REAL PROPERTY TAX EXEMPTION FOR PERSONS 65 YEARS OF AGE OR OLDER"

**WHEREAS**, the assessor of the Town of Ticonderoga ("Town") has advised the Town Board that certain changes to New York Real Property Tax Law §467(1)(b) require the Town Board of the Town of Ticonderoga (the "Town Board") to update and replace

its Local Law providing for partial real property tax exemption for persons 65 years of age or older, currently adopted as Local Law 2 of 2008; and

**WHEREAS**, a proposed Local Law repealing Local Law 2 of 2008 has been drafted by counsel to the Town Board; and

**WHEREAS**, the Town Board wishes to hold a public hearing concerning the proposed Local Law repealing Local Law 2 of 2008.

#### NOW, THEREFORE BE IT

**RESOLVED**, that the proposed Local Law repealing Local Law 2 of 2008 is hereby accepted for introduction to the Town Board; and be it further

**RESOLVED,** that the consideration and proposed adoption of this Local Law is an

action under the New York State Environmental Quality Review Act (SEQRA). The Town Board hereby declares that the action is a Type II action pursuant to 6 NYCRR 617 et. seq; and be it further

**RESOLVED**, that a public hearing shall be scheduled for the consideration of this proposed Local Law to be held by Town Board on March 11, 2021, which public hearing shall be held remotely in accordance with New York Governor Andrew Cuomo's Executive Order 202.1 as extended providing for remote meetings and hearings, the details of which shall be posted on the Town's website; and be it further

**RESOLVED**, that the Town Clerk is direct to post and publish a notice of said public hearing in the *Sun Community News* at least, and on the Town's website, five (5) days before the hearing.

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

#### ROLL CALL VOTE:

Joseph Giordano, Supervisor	Aye
Mark Russell, Councilman	Aye
Tom Cunningham, Councilman	Aye
Joyce Cooper, Councilwoman	Aye
Dave Woods, Councilman	Aye

**Resolution** #46-2021 brought by Tom Cunningham, seconded by Joseph Giordano introducing proposed Local Law Titled "A Local Law Providing for Partial Real Property Tax Exemption for Persons 65 Years of Age or Older" and scheduling a Public Hearing for March 11, 2021 at 6:00 p.m. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

# Minutes for the Ticonderoga Town Board Meeting held on February 11, 2021 commencing at 6:00 p.m. with Public Hearing regarding a Local Law Prohibiting Hunting on Town Owned Lands TOWN BOARD OF THE TOWN OF TICONDEROGA COUNTY OF ESSEX, STATE OF NEW YORK

Resolution No. 46 of 2021 Adopted February 11, 2021

Introduced by Tom Cunningham who moved its adoption

Seconded by Joseph Giordano

### RESOLUTION INTRODUCING PROPOSED LOCAL LAW TITLED "A LOCAL LAW PROVIDING FOR PARTIAL REAL PROPERTY TAX EXEMPTION FOR PERSONS 65 YEARS OF AGE OR OLDER"

**WHEREAS**, the assessor of the Town of Ticonderoga ("Town") has advised the Town Board that certain changes to New York Real Property Tax Law §467(1)(b) require the Town Board of the Town of Ticonderoga (the "Town Board") to update and replace its Local Law providing for partial real property tax exemption for persons 65 years of age or older, currently adopted as Local Law 2 of 2008; and

**WHEREAS**, a proposed Local Law providing for partial exemption for persons 65 years of age and older has been drafted by counsel to the Town Board; and

**WHEREAS**, the Town Board wishes to hold a public hearing concerning the proposed Local Law providing for partial exemption for persons 65 years of age and older.

#### NOW, THEREFORE BE IT

**RESOLVED**, that the proposed Local Law providing for partial exemption for persons 65 years of age and older is hereby accepted for introduction to the Town Board; and be it further

**RESOLVED,** that the consideration and proposed adoption of this Local Law is an action under the New York State Environmental Quality Review Act (SEQRA). The Town Board hereby declares that the action is a Type II action pursuant to 6 NYCRR 617 et. seq; and be it further

**RESOLVED**, that a public hearing shall be scheduled for the consideration of this proposed Local Law to be held by Town Board on March 11, 2021, which public hearing shall be held remotely in accordance with New York Governor Andrew Cuomo's Executive Order 202.1 as extended providing for remote meetings and hearings, the details of which shall be posted on the Town's website; and be it further

**RESOLVED**, that the Town Clerk is direct to post and publish a notice of said public hearing in the *Sun Community News* at least, and on the Town's website, five (5) days before the hearing.

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

#### ROLL CALL VOTE:

Joseph Giordano, Supervisor	Aye
Mark Russell, Councilman	Aye
Tom Cunningham, Councilman	Aye
Joyce Cooper, Councilwoman	Aye
Dave Woods, Councilman	Aye

Discussions have been held on the D&H Parcels and neighboring property owners.

**Resolution** #47-2021 brought by Tom Cunningham, seconded by Dave Woods approving license of certain portions of Town Owned Lands identified as tax map parcel 150.51-10-19.100, formerly known as the "D&H Parcel". **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

There have been discussions regarding the old Fireman's field, the Reale brother's would like to move forward with at least building a road. The board was comfortable with swapping the DOT right-of-way, the discussion on a water line will need to continue. A letter has been drafted that the Supervisor can send to the Reale family that the Town board is comfortable going forward with the DOT right-of-way swap right now, but not necessarily any approvals of any related roads or other infrastructure until such time as plans are submitted to the Planning Board. Usually a road dedication request would come through the Planning Board on the project.

**Resolution** #48-2021 brought by Tom Cunningham, seconded by Mark Russell authorizing the Supervisor to send John Reale a letter on a DOT Right-of-way swap request. **All in Favor** Joseph Giordano - Aye, Mark Russell - Aye, Tom Cunningham - Aye, Joyce Cooper - Aye, Dave Woods - Aye. **Opposed -** none. **Carried.** 

Supervisor Giordano stated that it is timely that we have everyone right now including DOT to make that swap happen and then they are in pole position when they are ready to develop that property to do whatever they want to do with it and bring it before the Planning Board.

We are just a few months out from that June 14, 2021 deadline, as the Supervisor pointed out for Chilson and Eagle Lake. That time is obviously very short, but we must keep moving forward on that.

At some time we will need to discuss Solar PILOTS and that topic in the next month. We are comfortable moving forward with that discussion with the Town Board whenever you want.

The board authorized the Town Attorney to move forward with merging the Ticonderoga Planning Board and Zoning Board of Appeals since letters from both boards Chairman have been received in favor of the consolidation. It has been a very difficult time trying to fill those volunteer positions on those boards and other municipalities have moved forward with combining those boards.

#### **Public Participation**

No further public comment.

Meeting adjourned at 7:45 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

#### AGENDA

#### Pledge to the Flag

#### **Public Hearing**

• Regarding Local Law prohibiting hunting on town land

#### **Department Heads**

**Building Codes -** update re 56-58 Race Track Rd – from Jan 14<sup>th</sup> Pub. Hearing Nuisance Property Law

#### **Opening Remarks --** Announcements:

Coronavirus Update & Notifications

Supporting Healthy Families Program

Discussion on Early Voting

Town Board Letter supporting the right of free speech and peaceful protest

Board of Health – no report

**Public Comment** (time limit 2 minutes per speaker)

#### **Committee reports:**

Airport JG

RESOLUTION to authorize the supervisor to obtain and execute an Independent Fee Estimate with BCA, PC. in accordance with the requirements outlined in the FAA Advisory Circular 150/5100-14E for the upcoming Environmental Assessment project at the airport

RESOLUTION to authorize the supervisor to execute and submit application to the FAA for the Environmental Assessment project at the airport

Public Safety DW

Highway / Transfer Station TC

Building Grounds Parks Rec Library DW/JC

Human Services: Youth MR

RESOLUTION to advertise for a full-time Recreation Supervisor

RESOLUTION to re-advertise lifeguards, food service, counselors & day camp director thru March 19

Human Services: Seniors TC

Municipal Facility Evaluation: MR

Public Works JG

RESOLUTION to reflect a .10 EDU water and sewer charge for the residential property (vacant lot) located at 80 Burgoyne Road (Kimberlee Budwick)

RESOLUTION approving emergency purchase for Lake George pump house repairs

Health Insurance JG

Contract negotiations JG

I.T. / Cable T.V. JG

#### **Resolutions:**

RESOLUTION to accept/correct minutes of Regular TB Meeting January 14, 2021

RESOLUTION to waive the 30-day liquor license notification period for the Ticonderoga Golf Corp.

RESOLUTION to accept the satisfactory findings of the 2020 Ticonderoga Court Audit RESOLUTION authorizing the creation of new budget accounts

- A.0450.020 General Investment in Securities GFNB ICS (Insured Cash Sweep)
- o A.2401.020 General Interest & Earnings GFNB ICS
- o DA.0450.020 Highway Investment in Securities GFNB ICS
- o DA.2401.020 Highway General Interest & Earnings GFNB ICS
- o SS05.0450.002 Central Sewer Investment in Securities GFNB ICS

- o SS05.2401.002 Central Sewer Interest & Earnings GFNB ICS
- o SW06.0450.002 Central Water Investment in Securities GFNB ICS
- o SW06.2401.002 Central Water General Interest & Earnings GFNB ICS

#### Creation of new accounts for GFNB Insured Cash Sweep (ICS) accounts

$C_1$	reation of new accounts	for GFNB Insured Cash Sweep (ICS) account
0	H20.0200.000	Cash
0	H20.0410.000	State & Federal, Other
0	H20.0510.000	Estimated Revenue
0	H20.0521.000	Encumbrances
0	H20.0522.000	Expenditures
0	H20.0599.000	Appropriated Fund Balance
0	H20.0600.000	Accounts Payable
0	H20.0605.000	Retained Percentages, Contracts
0	H20.0630.000	Due To Other Funds
0	H20.0821.000	Reserve For Encumbrances
0	H20.0909.000	Fund Balance, Unreserved
0	H20.0960.000	Appropriations
0	H20.0980.000	Revenues
0	H20.2401.000	Interest & Earnings
0	H20.3089.000	State Aide – Other
0	H20.4592.000	Airport Environmental Assessment Project
0	H20.5031.000	Inter-fund Transfers
0	H20.1420.400	Attorney Contractual Exp.
0	H20.1440.400	Engineering Contractual Exp.
0	H20.5610.400	Airport Contractual Exp.

Creation of new accounts for Airport Environmental Assessment Capital Project

Inter-fund Transfers – Capital Project

#### RESOLUTION authorizing the following budget transfers

o H20.9950.900

o A.1989.400	Contingency	(77.42)
o A.1370.410	Discount on Taxes TWC	65.47
o A.1375.400	Credit Card Fees Contractual	11.95

Fund unbudgeted General account from Contingency (Balance after transfer \$ 89,415.52)

- o DA.1989.400 Contingency (441.37)
- o DA.5142.120 Snow Removal Highway Seasonal/On Call 441.37

Fund unbudgeted Highway account from Contingency (Balance after transfer \$ 15,558.63)

#### RESOLUTION authorizing the following Inter-fund Loans:

0	A.0391 General Due From Other Funds	(8,035.04)			
0	H18.0630 Airport Project – PMP Due To Other Funds	386.92			
0	H19.0630 Airport Project-Apron Recon Due To Other Fund	s 288.87			
0	H20.0630 Airport Project-Env. Assess Due To Other Funds	1,800.00			
0	H51.0630 French Sawmill Project Due To Other Funds	5.559.25			
General to lend Airport and French Sawmill projects funds until Grant					

General to lend Airport and French Sawmill projects funds until Granfunding is received.

o SS05.0391 Central Sewer Due From Other Funds 88,279.66

o H53.0630 Clean Water Main Project Due To Other Funds 88,279.66

Central Sewer to lend Clean Water Main project funds until Grant or long-term funding is received.

SW06.0391 Central Water Due From Other Funds
 H62.0630 LSLRP Project Due To Other Funds
 H63.0630 Water Meter Project Due To Other Funds
 3,368.95

Central Water to lend LSLRP and Water Meter projects funds until Grant funding is received.

#### RESOLUTION authorizing the following Inter-fund Transfers

0	A.9950.900	General Inter-fund Transfer	383.99		
0	H61.5031	Eagle Lake Water Project	383.99		
Transfer funds from General to Eagle Lake Water Project					

**RESOLUTION** to Pay the Abstract

RESOLUTION to accept the Supervisor's Report as submitted

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

RESOLUTION adopting Local Law prohibiting hunting on Town Property

RESOLUTION introducing proposed Local Law repealing Local Law #2 of 2008 Titled "A Local Law Providing for Partial Real Property Tax Exemption for Persons 65 Years of Age or Older" and to set the Public Hearing for March 11, 2021 at 6:00 p.m.

RESOLUTION introducing proposed Local Law Titled "A Local Law Providing for Partial Real Property Tax Exemption for Persons 65 Years of Age or Older" and to set a Public Hearing for March 11, 2021 at 6:00 p.m.

RESOLUTION approving license of certain portions of Town Owned Lands identified as tax map parcel 150.51-10-19.100, formerly known as the "D&H Parcel"

Discussion on Fireman's Field access road relocation request

Discussion on merging the Ticonderoga Planning Board and Zoning Board of Appeals

**Public Comment** (time limit 2 minutes per speaker)

Adjourn the Town Board Meeting