

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users

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

Others: Mark Wright, Bill Morse, Tammy Smith, Stephen Meier, Greg Swart, Stephanie Mitchell, Tim Rowland, Mario Pedemonti, Heath Towne

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

Public Hearing

Dissolution of the Planning Board and vesting their powers to the ZBA

This public hearing has been open for the past few months. It is proposing a Local Law dissolving the planning board and vesting the powers of the planning board in the zoning board of appeals. We have talked about this, the fact that we have had a difficult time finding volunteers for both boards, currently the planning board has a seven person board and the zoning board of appeals has five, but currently we only have three on that board. We have left this open specifically because zoning in Ticonderoga is often a topic of discussion and we wanted to make sure we have ample discussion for it, we haven't really received any feedback and he has had some conversations with some individuals, but no one else has stepped forth to volunteer to be on one of those boards, so, at this time we will offer one more time to see if anyone has any thoughts, comments regarding the merging of the planning board and the zoning board of appeals and then we will most likely close this hearing today.

No comments from the public or the Town Board.

Closed at 6:07 p.m.

MPR for Chilson/Eagle Lake water users

This is the proposal for the district that will provide those current water users, that are contract users in the Chilson-Eagle Lake area with water. This was created by Barton & Longuidice and was sent out to all the residents that are currently water users in that area, this has also been on the website. This is a continuation from the last months public hearing. There were questions that were asked at the first hearing, that we now have answers to.

Mr. Meier had asked about the \$432 charge that was listed in this MPR. The chart that is in the MPR comprises in three numbers that roll up into the final amount. The first is just capital debt, that involves just the improvements to the entire district, the second has to do with the debt and O&M that currently incurred for use of the water that is provided by the existing districts in town and the last one is the additional O&M cost for this new district after it is formed. So, You have

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the cost to improve the district which is roughly eight million dollars broken out between 100 and so many users, the \$432 is essentially the water rate that everyone in the district pays (example is Shore Airport Road-they have their own debt service for capital work that has been done and their own O&M and on top of that they pay the same water rate that anyone in the existing districts pay). The \$432 is this current years water usage rate, that is the payment to be able to be supplied that water.

Mr. Meier stated that his interpretation of that \$432 was that this was the debt service for the water district, so the total cost of the district is over 22 million dollars. So $\$432 \times 2500$ users over a 30 year period of time is about 23 million dollars of debt. So the portion that the Chilson Hill/Eagle Lake people will be using is 23 million dollars worth of infrastructure of the existing water district.

Supervisor Giordano stated that you could look at it that way, but in terms off...interrupted...he continued stating that the Chilson/Eagle Lake has a debt associated with improving the district – the 8 million dollars and once that is in place there is an operating and maintenance costs just like any system that are in place. So there is debt and O&M just for Chilson and Eagle Lake, but we haven't talked about water supply because Chilson and Eagle Lake is not having a separate water supply that is included in the capital, you are using the water that is currently being provided to the other districts in town and when you go to calculate what that value is going to be you take the total number of users that are using that water supply and divide it by the debt and O&M associated by that water supply.

Mr. Meier again asked about the \$432 charge, this was never mentioned until a month ago.

Supervisor Giordano again explained that this is the price that anyone who is currently in the district is paying to have water supplied to their household. It is comprised from debts, plus the O&M to operate the plants to provide...you will receive water from the current tank up on Chilson

Mr. Meier asked if the water would come from Street Road or from piping....

Supervisor Giordano explained that the water would come from the tank on Chilson, it would then be pumped up to another tank on top of Chilson which would then gravity feed the water and charge the water on the backside of Chilson on Eagle Lake.

Mr. Meier stated that originally the eight million dollars was to include some kind of water source on the western side and now we are bumped up to over a million and a half dollars...so we are really at a 10.2 million dollar project....

Supervisor Giordano stated no.... he then explained the options that were provided in the MPR..

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Mr. Meier again stated that the \$432 was never mentioned and now 'Bang' there is \$432.... So in order to make this a viable project, that \$432 is close to 60% of the cost this, was never mentioned....

Supervisor Giordano again explained the \$432 cost... he also reiterated that in the end we know that the whole project is the matter of trying to make it affordable. That is the whole goal here, so there....(more discussion on the \$432 cost and being unaffordable, along with it not being mentioned or discussed)...this is how it is broken out in order to be able to receive the water from the current districts – that is the same charge...this is all in the report. .. be that as it may, the ultimate thing here is that we are talking about an eight million dollar project on capital improvements which when you break it out and there is not grant funding to be received, it is still unaffordable for Chilson/Eagle Lake and so again, the whole goal here is to provide properly treated water to those in Chilson and Eagle Lake and do it at an affordable rate and we know that traditional funding is not going to be our only option to getting there, so yes, there is a \$432 charge which is no different that what we are doing with Shore Airport Road, but we still have to work together to get this number down to being affordable.

Another question brought up at last month's meeting was regarding the placement of fire hydrants and dry hydrants. The dry hydrants are being installed for additional fire protection in case of emergency. The requirements for fire hydrants are 500 feet spacing and that is based on a two hour window of fire suppression at a certain volume of water provided and the fact that there is a lake down there and it has been requested by the Chilson Volunteer Fire Department to have other abilities to provide additional water and it seems like in other municipalities where similar situations exist that if they can put a dry hydrant in then they try to in order to provide that extra fire protection. That is the only reason that was in there. In fact, right now they are doing some modifications and updates to the causeway and we are looking to see if there is any possibility of putting a dry hydrant in that project.

Mr. Meier noted that the Eagle Lake property owners met and they had discussion with NYS DOT and they have no intentions of putting in any dry hydrants.

Supervisor Giordano does not know who they spoke with, but he has been in contact with DOT and with some of the members of the Eagle Lake Property Owners to try to coordinate some meetings as to what options are available.

Another question from that meeting was will those on the divide still need a pump. The new system will be a pressurized system, so assuming that the elevations are what they need to be, a pump would not necessarily be needed to provide the adequate pressure for those on the divide.

Dennis Towne had brought up a question and he needs some more clarification from him, but the Town had recently sent out a few surveys trying to gather information from the water users on Chilson/Eagle Lake. One asked three questions a) what a household would be willing to spend to receive water b) whether or not the desire was there for fire protection to be designed into the system c) any additional information to help understand individual situations. (Are you on a

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well, are you looking to drill a well, are you still contemplating a well or staying on the current system). That was one survey, not binding, just gathering information from the public. We sent another one out that had a picture of individual properties and we were asking for each homeowner to indicate in a colored ink pen, certain characteristics of the property, just so we could get a better lay of the land in trying to refine the MPR. We asked for locations of those items from a fixed object on the property and at the end after we asked for some information that basically named primary address, email and phone number, we asked at this point in time to which direction are you leaning. Joining a district, installing a private well or still undecided. He understands there were some surveys that were done back in early 2013 and he does not know if Dennis is referring to those, but we have not sent anything out indicating anything more than just inquiring as to the people's preference of their thinking and which way they might be leaning.

Mr. Meier asked if we can have a detailed step by step of the next procedure. How does this get approved, what does the town do, what do the engineers do, so we know what steps to go through if we want to do this or not. Can we get an outline of the necessary steps or the steps that will be taken?

All of this information is in the Q & A that was mailed out.

Mr. Meier asked what steps do we as the users have to take, you make the decision to form this district, then you can go for funding, when is the point that we can say that we don't want it. Is there a point in this process where we can say it is unrealistic and we don't want it. Is there a way to say, enough is enough and we can't afford it.

Mr. Fuller explained that there is a petition process during the 30 day referendum process on this district formation.

Supervisor Giordano explained that the Town Board will move forward with the public hearing, close the public hearing and if any amendments need to be made to the MPR they would be done at that time and the board would need to get those finalized plan so many day before another public hearing and then if there are no additional amendments to be made after that final public hearing there is a 30 day window that the resident users would have for the opportunity to file a petition that they have decided that this is not in their best interest to move forward with district. The criteria to petition the board is to have more than 50% of the assessed value and if there are owner occupied properties than 50% of those resident owners. We can draw up something explaining this process.

Mr. Meier asked if the 109 residents will be informed of this 30 day window. Will this be done in a timely fashion?

Mr. Fuller noted that individually there will not be a mailing, it is published in the Sun Community newspapers.

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Supervisor Giordano wanted to reiterate that it is critical that we move forward with this. Residents need to write to the State and Federal representatives and the Governor and the president. Let them know the hardship that has been incurred with this project, the Federal Consent Decree that we are under. The uniqueness of the fact that there was a filtration avoidance placed on the Town back in the 90's and we are the last one in NYS outside of NYC that falls under that and so that is why he says we are in this unique situation and why our water users need additional resources to make this thing viable. If we just look at these number and we know we can't afford that and there is no way to get any money then, yes, everyone would just shoot it down. Then you are just stuck with the same situation we were in back when we had these same discussions last year and the year before that and going back the last decade or so. What is the solution? We just need to keep working through this to make it viable and affordable to everyone. He knows it has been very frustrating for everyone, we are here following what has been directed to us to lead this on behalf of the users to come up with a solution to provide the properly treated water. We all have a vested interest in making this successful, it will just take us working at it rather than.... Say, arguing over the details here. We just need to put our emphasis and our effort toward the federal government for additional funds outside of the normal that are here.

Mario Pedemonti explained that he was told he could write a letter to 'opt-out' of the district, he is willing to do a letter as he is ready to switch over and get out of this district. Is there a special process or just do it? (Answer – write a letter and explain why you want to be out). You will review it, will you say to do it? (Answer – it will be reviewed along with any other letters to determine if they warrant an amendment to the MPR). He has an underground stream, which is overflowing, he has all the piping that has been there since the 20's and then he can get a well if need be or he can get it out of the lake. He can eliminate coming to these meetings and paying the unknown. Ok, so a letter explaining everything and then he will get an answer, how long will this take? Rumor has it, if this gets installed, will there be a fee if this crosses your land? It was mentioned that just the pipe going underground there may be a fee.

Supervisor Giordano stated that there are still some questions that need to be figured out. Someone that is not in the district and later on they want to be, will there be additional charges to get on that system. As far as running by your house, he doesn't know. There is a benefit to the property, there may be a fee associated with fire suppression...we don't know.

Tammy Smith asked if you have available the buzz words and phrases so that we can start the letter writing.

Supervisor Giordano stated yes, that will be available. He explained that this public hearing will again be left open for another month, we really want to have those summer residents come to these meetings for dialogue. We could do an informational meeting during this month. We will consider this and send letters out if a date is determined.

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Mr. Meier would request personally, as he will be out of town for the next couple of weeks, that you leave this open until August. You will need these letters from the residents of opting out before that closing date.

Councilman Cunningham wanted to make everyone aware that just because you write a letter to 'opt-out', that doesn't mean that you will be automatically taken out of the proposed district. If we need to amend this MPR, another Public Hearing will need to be called.

Supervisor Giordano also explained that the next phase will be the design phase. Currently the Town is using general funds to pay for costs pertaining to exploring the district, after this district is formed, it is incumbent upon the district's users to pay for anything further, the engineering. The next phase as specified by the Consent Decree time-line will probably be a quarter of a million dollars, roughly. In terms of cost that is not laid out in this MPR, that would be something that is incumbent upon the newly formed district to provide. You can just imagine a quarter of a million dollars will be a lot of money to bring together from 110 users. So, one of the items that came out of the last year and a half of Coronavirus is all of these Relief Funds put forth. So there is, which you will see later in the agenda, a resolution to offer a public hearing for next month to hear input on ways we can utilize what the town will receive through the American Rescue Plan Act funding. Originally, we were earmarked nearly 700 thousand and change. His understanding is that towns aren't necessarily getting what they have been allotted. He has seen something of a little over a half a million, but he thinks – those funds have a very specific use for what they can be used for – water and sewer infrastructure being one of them. This will be a very applicable way to utilize the funds for the group of residents up in Chilson/Eagle Lake, that way they would not have to bear that burden for design costs, if we move forward with the next piece.

We will leave this public hearing open and move on to our next business.

Opening Remarks

Coronavirus – still a small number of COVID cases that are being reported in Essex County, vaccinations are continuing throughout the county and the public health is having pop-up clinics to try to vaccinate those who are yet unvaccinated. We have hit the 70% vaccination rate for the county, which is a good sign. This is why some of our required guidelines have been relaxed.

Hazardous Waste Days-Posted on the web – North Elba is this weekend/Essex County DPW is later this month/North Hudson is mid-August/Ticonderoga is on August 28th.

Office of the Aging – Farmer's Market Coupons can be picked up on Wednesday, July 21st between 2-4 p.m. at the Ticonderoga Elementary School for those eligible clients.

Board of Health – No report.

Committee Reports

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Public Works – Joseph Giordano, Supervisor

**Town of Ticonderoga
Water/Sewer Committee Meeting Minutes
June 29, 2021
10:30 am**

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

Others: Greg Swart (AES), Matt Fuller, Mark Wright, Amy Beeman, Rebecca Norton, Tonya Thompson

Public Comment

No public comment.

Item for Discussion

1. 2021 Re-levy
 - a. Tonya, Amy and Rebecca were in attendance for this discussion. The discussion was about how New York State has placed a moratorium on not re-levying water charges and other associated water fees this year. The Committee wanted to discuss the possibility of not re-levying sewer charges as well.
 - b. Tonya led the discussion and commented that as a good gesture it would be ideal to not re-levy sewer charges too, and that this could possibly be approved by a Town Board Resolution. Supervisor Giordano commented that moratorium was brought up at the County as well, and there is a concern about the loss of revenue during the moratorium timeframe. There is also a concern about how this will affect the water and sewer budgeting process.
 - c. Matt commented that his assistant Meg is currently drafting updated information about the moratorium as his office just found out that there is another part of this process that the Town will need to do. The Town will need to file a plan with NYS of how it will comply with the order and amended notices will need to be sent out to water users. Also, due to how the calendar goes for billing, and the timeframe of the moratorium, the Town would not be able to re-levy accounts until January of 2023. Supervisor Giordano inquired about how much of water fees and sewer fees are generally re-levied each year, and Tonya informed the Committee that it is usually around \$400,000 (combined water and sewer fees). Sewer fees are usually the higher amount of what is in the re-levy, and as per last year there was \$189,776.93 of re-levied sewer charges.

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- d. Discussion took place on how the re-levy works, and that the water and sewer fees get placed onto the property taxes each year. The property tax bill must be paid in full, and the water and sewer fees cannot be paid separately from the tax bill. When the property tax bill is paid, the Town pays the re-levied water and sewer rates first. Banks do get confused when re-levied water and sewer fees are on the property taxes, which can affect people's mortgages.
- e. A brief discussion took place about the Town's billing system, KVS, and how it can be difficult with running specific reports and other functions.
 - i. As this would be an unfamiliar process, Nancy will call KVS to see how it will affect reports if only the sewer fees were re-levied.

Derrick Fleury – Water/Wastewater Superintendent Report

- 1. Derrick received a call a property owner on Baldwin Road with regards to doing a 2" water tap for the property. The house has burned, so the property owner is looking to re-build. There is currently a ¾" line there now, but the property owner said that was not big enough.
 - a. The Town has not done a tap that large before for a house, so Derrick will talk with the Codes Dept. about the property as they have a set of plans to review. It may be for an in-home sprinkler system.
 - b. EDU charges would also need to be reviewed if the 2" tap was approved. Derrick commented that currently the Town charges \$600 for a water tap, but for a 2" the cost would be higher and just for parts it would be over a \$1,000. The property owner would be billed, and payment would be required prior to the work being done.
 - i. Derrick will discuss the property further with the Codes Dept. and report back to the Committee.
- 2. Water Samples
 - a. JB3 Consulting in Lake George was where the Town was sending water samples. However, the business had a fire so now the Town is sending an employee to Plattsburgh three times a week with samples. Derrick has been researching other companies, and there is one in Glens Falls but there is a concern over the hold time of samples.
 - i. Greg has contact information of a company that AES had used and will send that the information to Derrick.
- 3. Derrick called Shannon (AES) about the temperature at the WWTP as it is very hot in the plant (92 degrees today!) and a portable air conditioner cannot even cool it down. The contractor has not been working at the WWTP lately, and Derrick was told around 3 weeks

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they would be back. Greg will have Mike follow up with the contractor to be sure they start working again soon.

Supervisor Giordano commented about the Town's email system currently being down, and that Stored Tech is actively working on the issue. However, the Town's email is hosted with a company out of California, IHost, so it has been difficult. Also, IHost was recently taken over by another company so the transition has not been smooth.

AES Report

1. Veterans Road

- a. Engineering for the project is all set, and Greg will be sending a set plans to Derrick.
- b. SEQR and financing still needs to be figured out with EFC, and Matt will assist with that process.

2. Water Meters

- a. The Town will need to consider what type of system to purchase. The more expensive option, which would be by instant downloads, would provide a lot of data. However, if all the data is not used and the system is used only for billing, the cost would not be justified compared to the drive by option. The drive by system can have add-ons though so that is something to take into consideration. After the meter presentation last week, it appeared as though the drive by system was the preferred method. However, a propagation study could still be done (it is free of charge) to evaluate the difference in costs between the drive by system and the fixed system. The rough estimate between the two systems would be around \$100,000, with the fixed based system being more expensive.
- b. After a brief discussion on the two systems, the Committee agreed to have the free propagation study done to get a better idea of costs involved so that the Town can then make the decision.
- c. Funding: Greg will be working on the meter report and will add the softening option, Defiance Tank and Bypass Line into the report and send it to EFC so that it can be included on the annual report. The Chilson and Eagle Lake PER needs to be amended, and it was suggested that B&L submit the information which is due by July 16th. Also, the numbers in the PER and MPR need to match.
 - i. Supervisor Giordano will be discussing with B&L.
- d. Water modeling: Water modeling is part of the overall water project. Taylor will be contacting Derrick to get more information, and AES is working to schedule the hydrant flow testing for later this summer.

3. Water District Consolidation

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- a. AES is preparing for the next round of mapping and will aim for mid-August to hold another meeting.
4. Lead Service Line Replacement
 - a. Derrick will be meeting with a crew from Reale Construction tomorrow to go over the project and they may decide to do some work sooner than what was originally planned. They will put a plan together and will also need to submit their MWBE/Utilization Plan. A Town staff person will be with them, but Shannon or Charlie may be needed at some point. Greg commented that DOH will need to know how the specific areas were picked for the project.
5. SPDES Permit
 - a. The SPDES permit has the following requirements:
 - Updating the Long-Term Control Plan (grant awarded)
 - Wet Weather Operating Plan
 - Update the O&M Manual
 - Mercury Minimization
 - Compliance for new phosphorus limits
 - Permit is out for public comment
 - WWTP Evaluation – to meet the phosphorus limits
 - b. Maddy is working with Greg on the list of the new requirements that are in the SPDES permit. It is suggested to set up a workshop in the next few weeks to come up with a game plan, and Greg will work with Supervisor Giordano to go over dates/times.
6. NYS DEC Optimization Study
 - a. DEC is doing an optimization study on plants that are on Lake Champlain, and Ticonderoga is in the first phase. The study will be done by Rural Water.
7. Greg handed out a listing of water and sewer projects that will eventually need to be prioritized. A project listing would be required as part of the Long Term Control Plan as well. The information would be on Smartsheet so that it can be shared with the Town and County.
8. The Portage Project
 - a. Greg showed a map of the Portage area that showed existing sewer/storm mains (the map was done around 10 years go). As AES was working on a few easements, they realized that there is the need to identify existing stormwater lines, and as the project progresses, some lines will remain. It would be ideal to get the updated information on a survey map and file it with the County so that eventually the information would end up in the Chains of Titles of properties.

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- b. The project is on budget and on schedule, but AES will have a better idea of the budget by the next meeting. Derrick commented that about 75% of the waterline is done and blasting will be done today or tomorrow. About 90% of the sewer is done, so the project overall is going well. However, Greg mentioned that once the sidewalk work starts it will impact people's property so the Town may get some calls as property owners may be confused over where the property lines are. Kevin (AES) could assist with clarifying the sidewalk design if need be.

9. Evaluations of Pump Stations

- a. A presentation on the findings of the evaluations took place a few weeks ago. There are a few stations that can be fixed in house, but some others need more work. AES had ranked the conditions of each of the pump stations, with a #1 being ranked as the worst condition of the station or part. Some stations can be repaired in pieces, and it does not mean that the whole station would have to be replaced.

10. Funding for projects

- a. An income survey was done for a possible lateral project on Holcomb Ave. or Wayne/St. Clair, but only 4 out of the 60 surveys were returned. AES is assisting with getting the income surveys done and a grant application could be submitted in 2022.
- b. Wastewater Funding:
 - \$1,000,000 in grant for ventilation was applied for and received, and \$1,000,000 in loan will be required.
 - WIIA grant in Sept. 2021 (25% grant)
 - An estimate of an additional \$1,000,000 for the WWTP
 - WQIP grant is \$5,000,000 and \$1,250,000 loan
 - \$8,000,000 will be available in 2022 for short term financing/loan, and the exact mix of loan and grant would be "to be determined"

Funding Timeline:

- It is suggested to do \$8,000,000 project (+/-) for IUP listing and WIIA Application which would allow the start of the ventilation project timeline.
- Apply for \$5,000,000 WQIP either in 2021 or 2022
- Apply for other funding for WWTP in 2022

The Committee agreed to wait until 2022 to submit a grant application so that a better plan is in place.

Supervisor Giordano adjourned the Water/Sewer Committee Meeting at 12:20 pm.

The next Committee Meeting will take place on July 27, 2021, at 10:30 am.

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Councilman Cunningham asked if there were drawings/map of what is proposed on the Portage in regards to the final phase of road reconstruction, landscaping and work in the right of way. (there are plans at the field office for viewing) It may be a good idea to hold a meeting for those people to be made aware what work will be going on especially in the right-of-way. An informational meeting can be held – a date will be discussed.

Resolution #190-2021 brought by Dave Woods, seconded by Mark Russell to regretfully accept the resignation of Nancy Treadway as Water/Sewer Clerk effective August 7, 2021. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Resolution #191-2021 brought by Joseph Giordano, seconded by Tom Cunningham to advertise for a full-time clerical position in the Water/Sewer Department. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Municipal Facility Evaluation – Mark Russell, Councilman

Town of Ticonderoga
Municipal Facilities Meeting Minutes
June 29, 2021
6:00 PM

Committee members in attendance:

Mark Russell, Tom Cunningham, Tom Thatcher

Public attendees:

Joyce Cooper, Tim Roland, Mark Wright

The meeting was held offsite at the Ticonderoga Highway department location. A site visit was coordinated with Sal Barnao.

The group toured inspected the area under consideration for a new Ticonderoga Police department facility.

A tour of the building was completed for the committee to conduct an in person observation at the condition of the structure, current use, and equipment storage.

General discussions were held on possible next steps.

Committee member Tom Thatcher commented about the overall good condition of the concrete base and steel superstructure but that an appropriate needs assessment as well as engineering study would be necessary.

Arrangements will be made for the balance of committee members to tour the facility.

At the July meeting next steps will be discussed with a recommended proposal to the town board.

Meeting adjourned at approximately 7pm.

Highway/Transfer Station – Tom Cunningham, Councilman

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**Town of Ticonderoga
Highway and Transfer Station
June 29, 2021 minutes of Meeting**

Present:

Tom Cunningham
John Deming

Others

Joe Giordano

Mark Wright – In Person, Greg Swart – in person, Joyce Cooper- In person, Heath Towne – In person
Matt Fuller – In person

Public Discussion

Open dump days to take place after Labor Day

Committee Discussion

No one present from the highway department including Dave Woods.

- Sidewalks to be replaced:
 - Tom Cunningham told the public that a Scope of Work and contract for Avery Energy was being completed. Which would also lead to having a detailed scope of work for the remaining work to be completed by others. To be completed by the Highway Department or if not then to go out to quote for a contractor to complete.
 - It has been decided that those areas that we have been put on notice for will be completed first with most of those located along Montcalm St. then those areas located along Lake George Ave. As much of the repairs will be completed as long as the funds are available.
- Roads to be paved:
 - No update as there were no Highway Department personnel present
- Update on painting road stripes and Crosswalks
 - No update as there were no highway department personnel present
 - Tom Cunningham stated he was disappointed that an Everbridge notice was not put out to the residents informing them that stripping was not completed.
- Repairs and replacements:
 - Stop light at Wiley Street and Montcalm Street has been installed. It was mentioned that there should be signs stating “4 way stops ahead” installed.
- Transfer Station

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- No update

- Miscellaneous Projects
 - John Deming completed his investigation into the Keast Road ownership. It is owned by Town and runs from the Fort Road to the bypass, hwy 74.
 - The owners of the Keast property including the small area at the Montcalm st and Hwy 74 intersection maybe acceptable to transferring the property to the Town.
- John Deming stated that the Highway Department wanted to cease having the Committee meet until things “got sorted out”. Tom Cunningham stated that the committed would continue to meet and he was disappointed that Dave Woods and the Highway Superintendent were being unprofessional by not showing up to the meetings.

opened up to public discussion

- Mark Wright asked if the sidewalk in front of the Chamber of Commerce was going to be repaired, and Tom Cunningham responded that it was on the list.

- **Resolutions for next Town Board meeting**
 - Resolution to approve Heath Towne as the 5th member of the Highway Committee

Next meeting scheduled for July 27, 2021 at 09:15

Meeting was adjourned at 09:41 AM

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

Resolution #192-2021 brought by Tom Cunningham, seconded by Mark Russell to appoint Heath Towne to the Highway Committee. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Airport – Joseph Giordano, Supervisor

No Minutes – meeting has been rescheduled.

Discussion on the relocation of the old airport beacon.

Building and Grounds – Dave Woods, Councilman

Community Building recently had a boiler inspection – major repairs are needed.

Parks, Recreation, Historical Lands, Beach, Cemeteries and Monuments – Joyce Cooper, Councilwoman

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Parks and Recreation Minutes

June 22, 2021

Present were committee members Jerry Cooper, Bill Dolback, Nancy Kelley, Grant Spaulding, Tonya Thompson, Chairs Joyce Cooper and Dave Woods. Also present were Supervisor Joe Giordano and Mark Wright.

Bicentennial Park:

Committee members were informed that the new playground equipment will not be delivered until at least August. Installation cannot take place until September or later.

When Sal has rented the paver to use on town roads he will be asked to also repair the base and put down new asphalt on the section of park walkway between the playground and flagpole.

Grant Spaulding reported his crew is ready to do garbage pickup and fireworks cleanup during 4th of July festivities in the park.

Other Park Areas:

Nets and poles have been received to convert the third tennis court to 2 pickleball courts. Grant will install the equipment as his schedule allows. This will allow visitors as well as the Ticonderoga Seniors at any time without having to set up temporary equipment. Joyce is checking to make sure this work is done before the Vermont company repairs cracks on the courts.

Grant reported that dog mess is becoming more of a problem in the downtown and park areas. Leashing of dogs was discussed and it was noted that town law requires that dogs be kept under control but does not specify what that means. The public should report owners who are not cleaning up after their dogs to the town's dog warden. The lights have been left on at the 2nd and 3rd field and flags left on the flagpoles. The girls' softball organizers should be contacted about this.

Robert Rogers Statue:

Dave Woods and Joyce Cooper have spent a lot of time trying to find an affordable solution to providing a suitable shelter for the statue. The committee decided we have made a town site available and it is time to give this task back to the project originator.

Beavers Along the LaChute:

This problem has not been resolved. Contact should be made with the Highway Superintendent to see if Sal has made arrangements with the licensed trapper and ensure that he has appropriate insurance.

Beach Concerns:

The current top layer of beach sand is somewhat coarse and rough. Lifeguards have requested new sand. However, adding sand has raised the level of the beach and resulted in the beach water becoming shallower over time. Dredging the beach area and screening and reusing the sand were suggested. It was noted the LGA and DEC recommend dredging instead of adding more beach sand. Dave will check with some companies that might do the dredging and get some estimated prices. The Highway Superintendent will be asked if his crew could do some of the work. Walt Lender of the LGA and the DEC will be contacted to get advice on this project.

Mt. Hope Cemetery:

Sexton Bill Dolback expressed frustration that needed cemetery work still needs to be done. Holes need to be filled and monuments and cornerstones set. The grant money said to be available for paving is only about \$9000. Bill feels this figure cannot be correct. Joyce will check

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with the Finance Department to get clarification regarding the low amount of available funds. This information will be shared with the committee. In the meantime, Bill was directed to make arrangements to spend the \$9000 + figure for new blacktop in the cemetery.

Library Book Sale:

The library board has asked if the book sale at the Community Building can be reopened. There was concern about the public's drop off of unusable books but the committee approved their request.

Flag Poles:

In an effort to finally have proper nighttime display of the American flag, the committee reached consensus that solar lights would be the less-expensive and most practical choice. Purchase of solar pole lights should be pursued.

The next committee will be Tuesday, July 20th.

The lifeguards at the beach are doing an excellent job, there has been some vandalism that is being investigated. Our head guard did a great job of cleaning the area. Some of the signs had also been ripped right out of the ground.

Resolution #193-2021 brought by Joyce Cooper, seconded by mark Russell to adopt the new beach sign and have posted at the beach. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

BEACH RULES AND REGULATIONS

Swimming prohibited when no lifeguard on duty – Swim in designated area only – Children under the age of 16 must be accompanied by an adult – Appropriate attire required

THE FOLLOWING ARE NOT ALLOWED:

Pets of any kind – Alcoholic beverages or glass containers – smoking or vaping – Flotation toys or devices (unless Coast Guard approved)

IN CASE OF AN EMERGENCY: 911 or (518) 585-3456

BY ORDER OF THE TOWN BOARD

There has been an issue at the beach with boaters coming in too close to the swim area, it is very upsetting to our lifeguards. Last year, a boat came much too close to two women in the water. We do not want to see anyone get hurt. We will investigate a board resolution setting a distance requirement from the beach for boaters in order for the Lake George Boat Patrol to have something to enforce.

Supervisor Giordano stated that we are going to apply for a local Waterfront Revitalization grant is available. The Town would like to apply for that grant. A few years ago we received grant money from a similar waterfront revitalization grant to connect the upper LaChute trail with the trestle bridge and at that time we were looking at going down across the penstocks, but all the scenarios we looked at did not meet handicap accessibility. We have now looked at another alternate route and the proposal would be two parts, the trail itself to connect from the trestle

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bridge behind the home in front of or between the town's stock pile location off Lake George Avenue and down to the interpretive sign area and then continue through the woods where there is already a small path being used now. We would clean that area out and pave the surface. An estimate back in 2018 was at a quarter of a million dollars and the updated cost is about 375,000.00. If anyone has been in that area, that stock pile area, it is very scenic, a nice open area with pretty views. We have a resolution to pass to apply for this grant, there is a local match of 25% of the amount of the grant request.

Resolution #194-2021 brought by Tom Cunningham, seconded by Joyce Cooper to authorize submission of 2021 NYS Local Waterfront Revitalization Plan (LWRP) Grant Application. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

WHEREAS, the New York State Department of State has made grant funds available in 2021 through the Environmental Protection Fund Local Waterfront Revitalization Program, which provides grant funds to eligible villages, towns, and cities located along New York's coasts or designated inland waterways to advance the preparation or implementation of strategies for community and waterfront revitalization; and

WHEREAS, the Town of Ticonderoga is proposing to implement a trail construction and park improvement project that will provide connectivity and enhance a local and regional tourism and recreation resource; and

WHEREAS, this project is identified in the Essex-Clinton Waterfront Revitalization Plan - Implementation Matrix for Priority Projects and is eligible for Environmental Protection Funds through the NYS Department of State; and

WHEREAS, the Town of Ticonderoga intends to submit a grant application for funding in an amount not to exceed \$1M, with a local match requirement not to exceed 25% of the total grant request, to the 2021 NYS Department of State Local Waterfront Revitalization Grant Program.

THEREFORE, BE IT RESOLVED, the Town Board of the Town of Ticonderoga hereby supports and authorizes the submission of a grant application on behalf of the Town of Ticonderoga, including provision of the required local match, to request funding for the purposes of implementing LaChute River Walk trail construction and park improvements; and

BE IT FURTHER RESOLVED, that if awarded, the Town Supervisor of the Town of Ticonderoga is hereby authorized to execute all necessary documents relating to the NYS Department of State 2021 Local Waterfront Revitalization Program grant application.

Public Safety – Dave Woods, Councilman

Public Safety Minutes

June 29, 2021

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users

Councilman Dave Woods calls the meeting to order at 8:00 am with the Pledge of Allegiance. The following committee members were present: Dave Woods, Dave Burrows, Rhiannon Peters, Mark Russell, Ross Kelly and Chief Hurlburt. Guests: Mark Wright, Joyce Cooper and Matt Fuller. Councilman Woods opens the floor to the public. No public participation.

Police Department:

Chief Hurlburt goes over the monthly report. (See attachment)

Codes Report:

Rhiannon Peters goes over monthly report. (See attachment)

There was a small discussion regarding placement of signs around town.

The following is a summary of the activities of the Ticonderoga Police Department from 5/25/2021 – 6/28/2021

<u>Patrol Statistics</u>	<u>Monthly</u>	<u>YTD</u>
Approx. Calls to Service:	415	1702
Incident reports:	39	171
Arrests:	21	102
Uniform traffic tickets:	53	271
DWI arrests:	0	6
Accidents investigated:	21	69

Speed Trailer: Currently on New York State 74 in the Eagle Lake Area.

Part Time Patrol Officer: Ptlm John Coryea has been hired.

New Vehicle: 2021 Dodge Charger (Police Package) from Beyer Fleet. Beyer Fleet reports that due to covid the production of our vehicle has not begun. He is hoping for a Mid-September delivery date.

* Officer Dennis Town completed a 3 day Criminal interdiction Workshop in Albany, NY. The training was funded by the Essex County District Attorneys Office.

* Officer Aaron Bush completed a week long Instructor Development Course held in Plattsburgh NY.

* Officer Robert Budwick completed a Taser Instructor Certification Course.

* 5 members of the Ticonderoga Police Department successfully completed the Federal Air Marshal Service Training and Development Course. Officers Robert Budwick and Aaron Bush are traveling to South Carolina to pick up a fugitive from justice and return him to Essex County. All expenses are being paid for by the Essex County District Attorneys Office.

* Advise the public of a positive rabies test. A fox in the Town of Ticonderoga did test positive for rabies. Residents should make sure that their pets are up to date on their vaccinations. If you believe that a wild animal is rabid please call 911 or contact the Department of Environmental Conservation .

* The Ticonderoga Police Department arrested Kyle J Mckay and Joey Stubbs as a result of an investigation into a 2 car property damage accident that occurred on Lake George Avenue. Mckay was charged with Possession of a Hypodermic Instrument and Stubbs was charged

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with Criminal Possession of a Controlled Substance in the 7th degree. 26 bags of heroin were seized during the arrest. DWAI Drug charges are pending blood results.

* The Department would like to remind all residents that the parking area near the Hydro Electric Plant in the Bicentennial Park is for handicapped vehicles only. All others will be requested to leave and may be ticketed.

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

<u>Building Inspection</u>	(May)	YTD
Building Permits Issued:	15	39
Safety Inspections:	1	11
Pass/Fail:	1/0	8/1

Permit & Inspection Notes:

- Residential Demo & Septic Repair Permit → Birchwood Dr
- Septic Repair Permit → Old Chilson Rd
- Doublewide & Alaskan Slab Permit → NYS Route 9N
- Residential Demo Permits (3) → Dry Dock lnd, Baldwin Rd & Cossey St
- Re-Roofing Permits → Water St
- Repairs/Alterations Permit's → Water St & Montcalm St
- Fire Alarm upgrade Permit → Route 9n Business
- Safety Inspection-Carnegie Pl
- Porch Replacement Permit → Second Ave
- Dock Permit → Black Point Rd
- Pool Permits → Wiley St & Champlain Ave

<u>Code Violation Notices</u>	(May)	YTD
Order to Remedy:	3	9
Remediated:	0	0
Clean-Up Contractor:	0	0
NYS DFS	0	0
Other:	0	0
Condemned:	0	1
Do Not Occupy:	0	1
Appearance Tickets:	0	0

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Code Violation Notes:

- Issue with water runoff. (Possibly Septic or Grey water) → Delano Rd
- Mowing Violation → Algonkin St. & Champlain Ave
- Garbage/Rubbish Violation → Racetrack Rd

Miscellaneous

	(May)	YTD
*Complaints:	2	9
Resolved:	1	3/5

Misc. Complaint Notes

1. Complaint on neighbor (Eichen St), possibly turning a vacant storage building into a commercial Business.
2. Complaint on (Delano Rd) Residence, for pumping water out of basement, possibly grey issues

Trainings:

- Dave has completed & passed his last training Course: **9F → Commercial Building Construction**

***DAVE IS NOW OFFICALLY CERTIFIED AS A CODE ENFORCEMENT OFFICER
CONGRATS DAVE!!***

Safety & Resource Grants (YTD)

- Zombie & Abandoned Properties Grant (Round II) \$47,500

Noteworthy Highlights / Achievements

- * Remediation of the junk yard issue on Route 22 is coming along.
- * A Safety Inspection @ Carnegie Pl took place regarding a complaint about owner possibly living in the building, which is zoned for commercial use. Upon our inspection, the unit is being used for office space for his Business next door; Owner stated he is staying in a Travel trailer.

Human Services: Youth – Mark Russell, Councilman

**Town of Ticonderoga
Youth Commission Meeting**

June 21, 2021 - 6:00 Pm – Ticonderoga Armory – Youth Commission basement meeting room

Agenda

- 1) Pledge of Allegiance

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users

- 2) Recreation Supervisor – civil service job description
 - a. Past town of Ticonderoga duties and description review
 - b. Future job description and scope
- 3) Fall Youth Programs
 - a. Evening / Teen Center Silver Bay meetings – review and follow up schedule
 - b. Youth Soccer
 - c. After School Program
 - i. Staffing
 - d. Armory Community Use
 - i. Building & gym schedule
 - ii. Curtain for shared use
- 4) Public Participation
- 5) Adjourn

Meeting called to order at 6:00 pm by Mark Russell

Committee members in attendance: Joyce Cooper, Tonya Thompson, Pam Moser

Public: Joe Giordano

We reviewed the past responsibilities of the program director, changes, program scope, hours of work considerations, and full vs part time.

Each committee member will submit a summary of programs to consider for enrichment of the after school and evening programs.

Mark R to arrange a meeting with Joe Giordano and the town HR liaison to discuss the job description for the Ticonderoga position vs the standard civil service outline.

Mark R has two scheduled meetings with the Silver Bay YMCA team as well as a walk through to confirm dedicated and shared space for the teen programs restarting in fall 2021.

Silver Bay YMCA continues to be a valued partner of these efforts and is collaborating on program development to elevate opportunities for our area and town of Ticonderoga Youth.

Meeting adjourned at 7:05 pm

A summer Meal program will be offered. Starting 7/12 and running through 8/20, pick-up daily. Call the Town Clerk's office for more info.

Human Services: Seniors – Tom Cunningham, Councilman

No Report

Health Insurance – Joseph Giordano, Supervisor

Meeting to be Scheduled.

Contract Negotiations – Joseph Giordano, Supervisor

MOA will need to be drawn up for the new Juneteenth Holiday.

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

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Spectrum Northeast, LLC, ("Spectrum"), is making its customers aware that on or around August 2, 2021, Spectrum will discontinue its Pay-Per-View Events Barker Channel (IN DEMAND Previews) channels 650 or 953 on the channel lineup serving your community, however, customers will continue to see PPV Events promoted between programs on HDPPV, SDPPV, inn 1, iN2, iN3, Hot Choice and PPV en Español as well as on cross channel spots.

Making good progress with our computers, we have maybe 1 or 2 at the police department and a couple general office computer to replace. We have had a bit of an issue with our website and email hosting entity out in California which we are looking to bring more local. The company was acquired and went through a process of transferring the server information from one to the other which left the entirety of the town in a pickle to say the least and we are working through this. Next phase will be to migrate the computers to the server.

Resolutions for Consideration

Resolution #195-2021 brought by Mark Russell, seconded by Joyce Cooper to accept/correct minutes of the Regular TB Meeting June 10, 2021 the Finance Meeting of June 24, 2021 and the TB Workshop of June 24, 2021. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Resolution #196-2021 brought by Mark Russell, seconded by Tom Cunningham authorizing the following Budget Transfers:

- A.1989.494 Contingency (\$5,205.79)
- A.1355.478 Assessor Fees \$4,345.79
- A.1410.870 Town Clerk Vision \$860.00

Fund General accounts from Contingency (Balance after transfer \$50,036.83)

- DA.1989.400 Contingency (\$1,000.00)
- DA.5130.467 Highway Small Equip/Tools \$1,000.00

Fund unbudgeted Highway accounts from Contingency (Balance after transfer \$ 10,856.32)

- DA.5142.464 Highway Snow Removal Motor Fuel (\$15,709.58)
- DA.5110.464 Highway Motor Fuel \$15,709.58

Transfer funds from Highway Snow Removal winter fuel charged to wrong line.

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

Resolution #197-2021 brought by Joseph Giordano, seconded by Dave Woods authorizing the following Inter-Fund Transfer:

- A.9950.900 General Inter-fund Transfer To Capital Project (\$272.00)
- H61.5031 Chilson-Eagle Lake Water Project to Receive Funds \$272.00

General transferring funds to cover H61 (Chilson/Eagle Lake Water Exploration) expense.

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

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Resolution #198-2021 brought by Mark Russell, seconded by Tom Cunningham authorizing the following Inter-Fund Loans:

- SW06.0391 Central Water Due From Other Funds (\$11,706.48)
 - H63.0630 Water Meter Project Due To Other Funds \$11,706.48
 - Transfer funds from Central Water to Water Meter project until funding is received**

 - A.0391 General Due From Other Funds (\$1,760.16)
 - H19.0630 Airport Apron Project Due To Other Funds \$1,760.16
 - Transfer funds from General to Airport Apron project under funding is received.**

 - A.0391 General Due From Other Funds (\$704.66)
 - H18.0630 Airport Pavement Project Due To Other Funds \$704.66
 - Transfer funds from General to Airport Pavement Management project until funding is received**

 - A.0391 General Due From Other Funds (\$2,087.00)
 - H51.0630 French Sawmill Project Due To Other Funds \$2,087.00
 - Transfer funds from General to French Sawmill project until funding is received**

 - DA.0391 Highway Due From Other Funds (\$14,800.69)
 - H60.0630 Veterans Rd Culvert/Bridge Proj Due To Other Funds \$14,800.69
 - Transfer funds from Highway to Veterans Rd Culvert/Bridge project until funding is received**

 - SW06.0391 Central Water Due From Other Funds (\$48.00)
 - H36.0630 Drinking Water Project Due To Other Funds \$48.00
 - Transfer funds from Central Water to Master Drinking Water project until funding is received.**

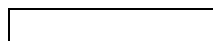
 - SS05.0909 Sewer Due From Other Funds (\$59,252.99)
 - H53.8110.400 Sewer District. Contractual Exp \$59,252.99
 - Transfer funds to underfunded account from SS05 Fund Balance**
- All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Supervisor Giordano mentioned that there is a voucher in this abstract that is being reviewed for not following procurement policy.

Councilman Cunningham believes it would be prudent to have periodic training for department heads on purchasing policies.

Resolution #199-2021 brought by Dave Woods, seconded by Joyce Cooper to Pay the Abstract #7 of 2021. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Board Meeting Date 7/08/2021



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Gross Payroll # 13	100,748.54		
Gross Payroll # 14	98,606.62		
Trust & Agency Total	\$199,355.16		
Pre-Pays:	\$13,000.00		
Best Fourth in the North	\$9,000.00		
Triathlon	\$4,000.00		

ABSTRACT #7	7/8/2021	YTD Revenue	YTD Expenses
General (A)	92,056.01	3,690,058.27	1,795,338.27
CD20 LaChute Trail Connector		-	-
CD21 LISC Zombie	3,000.00	30,250.00	3,000.00
CM Library Trust Special		8.08	-
Highway (DA)	29,336.94	1,190,436.16	802,618.60
H17 - Ticonderoga Airport Improvements		-	-
H18 - Airport Pavement Management	704.66	13,181.58	12,693.89
H19 - Airport Apron Reconstruction / Taxiway Rehab	1,760.16	19,999.11	11,618.16
H20 - Airport Environmental Assessment		-	1,800.00
H36 - C/P Chilson Res. Replacement	48.00	0.16	11,440.85
H45 - C/P Equipment Purchase		-	-
H48 - FEMA Chilson Water Main		263,056.30	-
H49 - GIGP Daylight Streaming		-	-
H50 - C/P WQIP WWTP Disinfection	-	3,588.59	3,570.52
H51 - Res & Design French Sawmill	2,087.00	-	37,605.00
H53 - Clean Water Main Project	275,012.45	1,247,773.18	1,522,776.76
H54 - LaChute Signage Grant		-	-

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H56 - Sewer Pollution Right to Know		2.04	-
H57 - Parking Lot Cannonball Path		0.52	-
H58 - WWTP HVAC Project		283,015.63	-
H59 - LCBP Storm Water Sewer Separation		124,536.04	-
H60 - Veterans RD Culvert/Bridge NY Project	14,800.69	-	54,145.10
H61 - Chilson/Eagle Lake Water Exploration	272.00	40,215.03	36,791.04
H62 - Lead Service Line Replacement Grant	893.43	22,384.76	22,234.35
H63 - Water Meter Project	11,706.48	-	38,950.81
PN - Permanent Fund Mt. Hope Cemetery		8.09	-
SF01- Ticonderoga Town/Village Joint Fire District		526,950.00	526,950.00
SF02 - Chilson Fire Protection District		74,645.00	74,645.00
Claymore Sewer District (SS01)	38.04	4,558.20	1,132.41
Park Ave Sewer District (SS02)	23.48	35,209.79	22,780.71
Alex Ave Sewer District (SS03)	33.91	24,504.38	16,116.49
Homelands Sewer Dist (SS04)	72.54	13,126.41	8,665.01
Central Sewer (SS05)	126,194.02	928,237.40	986,561.43
Commerce Park Sewer (SS06)	110.96	54,844.58	32,319.56
Delano Point Sewer (SS07)	99.82	14,563.97	11,105.87
Baldwin Road Sewer Dist (SS08)	1,257.26	32,737.98	29,154.82
Black Point Road Sewer (SS09)	849.27	194,572.51	138,809.55
Hague Road Sewer (SS10)	12.49	8,739.81	4,860.09

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9N & 74 Sewer (SS11)	208.41	21,180.07	12,766.97
9N & 74 Water (SW01)	-	45,458.68	29,510.14
Street Road Water (SW02)	-	22,625.62	12,171.60
Alex Avenue I Water District (SW03)	-	18,921.06	12,096.00
Homelands Water District (SW04)	-	7,562.26	4,795.20
Alex Ave II Water District (SW05)	-	28,691.34	18,727.20
Central Water (SW06)	46,565.42	791,151.18	465,898.52
Park Ave Water Dist (SW07)	-	21,622.21	14,245.20
Shore Airport Water (SW09)	686.35	171,006.87	163,487.81
Multi Account Total	607,829.79	9,969,422.86	6,941,382.93
Total Expenditures This Abstract	\$820,184.95		

Resolution #200-2021 brought by Mark Russell, seconded by Joyce Cooper to accept the Supervisor's Report as submitted. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Supervisor's Report

Account Title		GFNB	NYCLASS	GFNB ICS	Total
General		19,352.61	166,340.69	5,099,013.78	5,284,707.08
Airport		28,223.15			28,223.15
Highway		66,259.14	83,758.04	1,783,720.69	1,933,737.87
H17 - Airport		-			-
H36 - Master Drinking Water		-			-

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users

H48 - FEMA CH. WA.MA.	-				-
H51 - R&D French Sawmill	-				-
Clean Water H49 H50 H53	146,401.35				146,401.35
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	1,527,142.53				
SS01 - Claymore					-
SS02 - Park Ave					-
SS03 - Alex Ave					-
SS04 - Homelands					-
SS05 & All Districts	272,164.37	682,678.24	647,457.76		1,602,300.37
SW06 - Central Water All Districts	161,813.46	503,531.09	609,492.68		1,274,837.23
C/R - Carillon Park	-	5,121.54			5,121.54
C/R - Liberty Monument	-	504.87			504.87
C/R - Unemployment	-	27,657.08			27,657.08
C/R - Police Equipment	-	54,376.73			54,376.73
C/R - Senior Bus	-	306.37			306.37
C/R - Frazier Bridge	-	6,606.44			6,606.44
C/R - Forfeiture	-	1,731.20			1,731.20
C/R - Building Improvement	-	325,569.16			325,569.16

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C/R - Highway Equipment	-	49,631.10		49,631.10
C/R - Sewer Equipment + Infrastructure	-	7,058.97		7,058.97
C/R - Sewer Repair	-	100,406.01		100,406.01
C/R - Water Equipment + Infrastructure	-	243,121.85		243,121.85
C/R - Water Repair	-	16,211.19		16,211.19
0	-			-
Library Trust	-	33,998.84		33,998.84
Mount Hope Cemetery	-	34,153.02		34,153.02
				11,176,661.42
Total	2,221,356.61	2,342,762.43	8,139,684.91	12,703,803.95

Resolution #201-2021 brought by Dave Woods, seconded by Mark Russell to set a Public Hearing for August 12th, 2021 at 6:00 PM to hear input on ways to utilize the American Rescue Plan Act Funding from the Federal Government. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

Resolution #202-2021 brought by Joseph Giordano, seconded by Mark Russell adopting a Local Law amending the Town of Ticonderoga Zoning Law dissolving the Planning Board and vesting the Powers of the Planning Board in the Zoning Board of Appeals and make effective on October 1, 2021. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

RESOLUTION ADOPTING LOCAL LAW AMENDING THE TOWN OF TICONDEROGA ZONING LAW DISSOLVING THE PLANNING BOARD AND VESTING THE PLANNING BOARD POWERS IN THE ZONING BOARD OF APPEALS

WHEREAS, the Town Board (the “Town Board”) of the Town of Ticonderoga (“Town”) has had difficulty finding volunteers to serve on both the Town’s planning board and zoning board of appeals; and

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WHEREAS, this has, at times, caused issues with scheduling meetings due to a lack of available quorum of both or either boards; and

WHEREAS, the Town Board previously asked both boards for their advice as to the potential of dissolving the planning board and vesting the powers of the planning board in the zoning board of appeals; and

WHEREAS, both the planning board and the zoning board of appeals, by letters from their respective chairs, have advised the Town Board that both the planning board and zoning board of appeals would be in favor of dissolving the Town Board and vesting the powers of the planning board in the zoning board of appeals; and

WHEREAS, pursuant to the authority vested in the Town Board in Article 16 of the Town Law as well as the municipal home rule law, the Town Board finds that it has the power to dissolve the planning board, and vest the powers there of in the zoning board of appeals; and

WHEREAS, pursuant to Town Law §267-a[4], the jurisdiction of the zoning board of appeals is appellate only except as may be authorized by local law or ordinance adopted by the Town Board; and

WHEREAS, a Local Law amending the Town of Ticonderoga Zoning Law dissolving the planning board and vesting the powers of the planning board in the zoning board of appeals has been drafted and the Town Board; and

WHEREAS, the Town scheduled a public hearing to be held before the Town Board on March 11, 2021, at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to hear all interested parties on the proposed Local Law, which public hearing was continued through to and including July 8, 2021; and

WHEREAS, notice of said public hearing was duly posted and then published in the *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 in attendance were permitted an opportunity to comment on the proposed Local Law.

NOW, THEREFORE BE IT

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

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RESOLVED, the Proposed Local Law No. 4 of 2021 amending the Town of Ticonderoga Zoning Law dissolving the planning board and vesting the powers of the planning board in the zoning board of appeals, 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, that the implementation of this Local Law be delayed until October 1, 2021; and be it further

RESOLVED, this resolution shall take effect immediately.

**TOWN OF TICONDEROGA
COUNTY OF ESSEX, STATE OF NEW YORK
Local Law No. 4 of 2021**

A LOCAL LAW AMENDING THE TOWN OF TICONDEROGA ZONING LAW DISSOLVING THE PLANNING BOARD AND VESTING THE POWERS OF THE PLANNING BOARD IN THE ZONING BOARD OF APPEALS

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

Section 1. Legislative Intent and Authority.

Pursuant to Town Law §267-a[4], the jurisdiction of the Town of Ticonderoga zoning board of appeals is appellate only except as may be authorized by the Town Board by local law or ordinance. For many years prior to the adoption of this Local Law the Town of Ticonderoga has struggled to fill open and vacant positions on the Town's planning board and zoning board of appeals. This has resulted in difficulty finding a quorum for meetings of the planning board and zoning board of appeals. To alleviate the issue of lack of volunteers, the Town Board wishes to dissolve the planning board and vest the powers of the planning board in the zoning board of appeals. Pursuant to the power vested in the Town Board pursuant to Town Law §267-a[4] and Municipal Home Rule Law §10, it is the intention of the Town Board to dissolve the planning board and vest in the zoning board of appeals all powers under the Town's local laws including the Town's Zoning Law, currently known as the Town of Ticonderoga Zoning Ordinance and any other local laws vesting any review or other authority in the planning board.

Section 2. Dissolution of Planning Board.

Effective upon the adoption of this local law, the Town of Ticonderoga Planning Board is dissolved.

Section 3. Amendments to Town of Ticonderoga Zoning Ordinance.

- a. Section 1.10 is deleted and replaced as follows:

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1.10 Title. This local law shall be known as the "Town of Ticonderoga Zoning Law".

b. Board of Appeals Reference:

The Ticonderoga Zoning Board of Appeals shall hereafter be identified and referred to as the "Ticonderoga Planning and Zoning Board". The Local Law previously titled the Town of Ticonderoga Zoning Ordinance, hereafter the Town of Ticonderoga Zoning Law, shall be amended such that any reference to "Board of Appeals" shall be replaced with "Ticonderoga Planning and Zoning Board".

c. "Ordinance" reference:

The Local Law previously titled the Town of Ticonderoga Zoning Ordinance, hereafter the Town of Ticonderoga Zoning Law, shall be amended such that any reference to "ordinance" shall be replaced with "local law".

d. Section 9.20(1) is amended as follows [removed text in ~~striketrough~~, new text in underline]:

1. Creation, Appointment and Organization:

a. A Ticonderoga Planning and Zoning Board is hereby created. Said Board shall consist of five members. The Board shall elect a chairman from its membership, shall appoint a secretary and shall prescribe rules for the conduct of its affairs. The Ticonderoga Planning and Zoning Board shall be subject to all requirements imposed under Town Law Section 267.

b. The Town Board may appoint up to two alternate members of the Ticonderoga Planning and Zoning Board to substitute for any regular member in the event of a conflict of interest or other appropriate factor such as illness, vacation or other absences. The alternate member(s) shall be appointed by resolution of the Town Board for a term of five years. The chairperson of Ticonderoga Planning and Zoning Board may designate an alternate member to substitute for a regular member whenever any regular member is unable to participate in an application or matter before the board. When possible, the chairperson shall alternate the substitution by the two alternate members so that the alternate members have approximately equal opportunities to serve on the Ticonderoga Planning and Zoning Board to the maximum extent possible. When so designated, the alternate member shall possess all of the powers and responsibilities of such regular member. Such designation shall be entered into the minutes of the initial Ticonderoga Planning and Zoning Board meeting at which the substitution is made. All provisions relating to board member training and continuing

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education, attendance, conflict of interest, compensation, eligibility, vacancy in office, removal and service on other boards shall also apply to alternate members, with compensation provided to the alternate members only for meetings at which they actually serve on the board.

e. A new Section 9.20(2)(xi)(6) is added as follows:

(6) All references in this local law to the planning board shall be deemed to refer to the Ticonderoga Planning and Zoning Board and all powers vested in the planning board in this local law are hereby vested in the Ticonderoga Planning and Zoning Board. All powers of a zoning board of appeals under the Town Law or any other law, of the State of New York, shall be vested in the Ticonderoga Planning and Zoning Board.

f. Section 9.30 the Local Law previously titled the Town of Ticonderoga Zoning Ordinance, hereafter the Town of Ticonderoga Zoning Law is deleted and replaced with:

9.30 Reserved.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this Local 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 Local 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 5. Effective Date.

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

Resolution #203-2021 brought by Mark Russell, seconded by Joseph Giordano to schedule a Public Hearing introducing a Proposed Local Law Regulating Sewer Use and Septic Systems in the Town of Ticonderoga. **All in Favor** – Joseph Giordano – Aye, Mark Russell – Aye, Joyce Cooper – Aye, Tom Cunningham – Aye, Dave Woods – Aye. **Opposed** – none. **Carried.**

RESOLUTION INTRODUCING PROPOSED LOCAL LAW REGULATING SEWER USE AND SEPTIC SYSTEMS IN THE TOWN OF TICONDEROGA

WHEREAS, the Town Board (the “Town Board”) of the Town of Ticonderoga (“Town”) has undertaken significant upgrades to its sewer system, including but not limited to storm and

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sanitary sewer separation, sewer plant upgrades, pipe, pump station and other collection system upgrades and repairs; and

WHEREAS, as part of the foregoing sewer related work, the Town public works committee has worked for quite some time on a proposed Sewer Use Law which would regulate the use of the Town's sewer system and septic systems in the Town of Ticonderoga; and

WHEREAS, a draft Local Law titled "Sewer Use Law" has been finally drafted; and

WHEREAS, pursuant to the authority vested in the Town Board in the Town Law and the Municipal Home Rule Law, the Town Board finds that it has the power to enact a Local Law as drafted and the Town Board wishes to proceed with the holding of a public hearing concerning the proposed Local Law.

NOW, THEREFORE BE IT

RESOLVED, that the proposed Local Law referred to as the Town of Ticonderoga Sewer Use Law is hereby accepted for introduction to the Town Board; 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 August 12, 2021, at the offices of the Town of Ticonderoga; and be it further

RESOLVED, that the Town Board authorizes delivery of the Local Law to the members of the Town Board via email in accordance with the Municipal Home Rule Law; 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; and be it further

Public Participation

Bill Morse would like to make the board aware that he has submitted two petitions to lower the speed limit over concern of speeding on Kennedy and Birchwood Drive. Kennedy Drive is not a tenth of a mile long, it is a big hill and it ends at a 90 degree turn onto Birchwood Drive which dead ends a little over a tenth of a mile down. We have trouble with speeders on this street. Specifically over employees of Mountain Lake Services, during the change of shift.

Mrs. Thompson explained the process the board must go through to request a speed limit change.

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Councilman Woods invited Mr. Morse to the next Public Safety, in the meantime he will discuss this with the Chief.

Mr. Morse did explain that they have spoken to the police, they came once and they have not come back. They have also talked with the director at the facility and they did slow down for about two weeks. He also mentioned that they are not to smoke on the premises, so they smoke on their way to the home or away and then they throw the butts out on our lawns.

More discussion will be held at the Public Safety meeting.

Meeting adjourned at 8:18 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

AGENDA - July 8, 2021

Pledge to the Flag

Presentations

Public Hearing

- Regarding introducing proposed Local Law dissolving the Planning Board and vesting the Planning Board powers in the Zoning Board of Appeals
- Regarding introducing proposed MPR for Chilson Eagle Lake

Opening Remarks -- Announcements:

Coronavirus Update & Notifications

Hazardous Waste Days

Office of the Aging – Farmer’s Market Coupons – July 21st 2-4pm Ticonderoga Elementary School

Board of Health – no report

Committee reports:

Public Works JG

RESOLUTION to regreftfully accept the resignation of Nancy Treadway as Water/Sewer Clerk effective August 7, 2021

RESOLUTION to advertise for a full-time clerical position in the Water/Sewer Department

Municipal Facility Evaluation: MR

Highway / Transfer Station TC

Airport JG

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users

Building Grounds Parks Rec Library DW/JC

RESOLUTION to authorize submission of 2021 NYS Local Waterfront Revitalization Plan (LWRP) Grant Application

Public Safety DW

Human Services: Youth MR

Human Services: Seniors TC

Health Insurance JG

Contract Negotiations JG

I.T. / Cable T.V. JG

Resolutions:

RESOLUTION to accept/correct minutes of the Regular TB Meeting June 10, 2021 the Finance Meeting of June 24, 2021 and the TB Workshop of June 24, 2021

RESOLUTION authorizing the following Budget Transfers:

- A.1989.494 Contingency (\$5,205.79)
- A.1355.478 Assessor Fees \$4,345.79
- A.1410.870 Town Clerk Vision \$860.00

Fund General accounts from Contingency (Balance after transfer \$50,036.83)

- DA.1989.400 Contingency (\$1,000.00)
- DA.5130.467 Highway Small Equip/Tools \$1,000.00

Fund unbudgeted Highway accounts from Contingency (Balance after transfer \$10,856.32)

- DA.5142.464 Highway Snow Removal Motor Fuel (\$15,709.58)
- DA.5110.464 Highway Motor Fuel \$15,709.58

Transfer funds from Highway Snow Removal winter fuel charged to wrong line.

RESOLUTION authorizing the following Inter-Fund Transfer:

- A.9950.900 General Inter-fund Transfer To Capital Project (\$272.00)
- H61.5031 Chilson-Eagle Lake Water Project to Receive Funds \$272.00

General transferring funds to cover H61 (Chilson/Eagle Lake Water Exploration) expense.

RESOLUTION authorizing the following Inter-Fund Loans:

- SW06.0391 Central Water Due From Other Funds (\$11,706.48)
- H63.0630 Water Meter Project Due To Other Funds \$11,706.48

Transfer funds from Central Water to Water Meter project until funding is received

- A.0391 General Due From Other Funds (\$1,760.16)

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- H19.0630 Airport Apron Project Due To Other Funds \$1,760.16

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

- A.0391 General Due From Other Funds (\$704.66)

- H18.0630 Airport Pavement Project Due To Other Funds \$704.66

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

- A.0391 General Due From Other Funds (\$2,087.00)

- H51.0630 French Sawmill Project Due To Other Funds \$2,087.00

Transfer funds from General to French Sawmill project until funding is received

- DA.0391 Highway Due From Other Funds (\$14,800.69)

- H60.0630 Veterans Rd Culvert/Bridge Proj Due To Other Funds \$14,800.69

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

- SW06.0391 Central Water Due From Other Funds (\$48.00)

- H36.0630 Drinking Water Project Due To Other Funds \$48.00

Transfer funds from Central Water to Master Drinking Water project until funding is received.

- SS05.0909 Sewer Due From Other Funds (\$59,252.99)

- H53.8110.400 Sewer District. Contractual Exp \$59,252.99

Transfer funds to underfunded account from SS05 Fund Balance

RESOLUTION to Pay the Abstract

RESOLUTION to accept the Supervisor's Report as submitted

RESOLUTION to set a Public Hearing for August 12th, 2021 at 6:00 PM to hear input on ways to utilize the American Rescue Plan Act Funding from the Federal Government

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

RESOLUTION adopting the Local Law amending the Town of Ticonderoga Zoning Law dissolving the Planning Board and vesting the Powers of the Planning Board in the Zoning Board of Appeals and make effective on October 1, 2021

RESOLUTION Introducing Proposed Local Law Regulating Sewer Use and Septic Systems in the Town of Ticonderoga

Public Comment (time limit 2 minutes per speaker)

Adjourn the Town Board Meeting

Minutes for a Ticonderoga Town Board meeting held on July 8, 2021 commencing at 6:00 p.m. in the Community Building with Public Hearings regarding the Dissolution of the Planning Board and vesting those powers in the ZBA and also regarding the MPR for Chilson/Eagle Lake water users