

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

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

Others: Mr. & Mrs. Ferrera, Deanna & John DiPofi, Ross Kelley, Heath Towne, Joe Bodette, Mr. & Mrs. Green, Bob Dedrick, Raymond Francis, Shaundra Yaw, Donna Wotton, Dan Blanchette, Steve Miller, Members of the Ticonderoga EMS, J. Gijanto, R. Stonitsch, R. Kennedy, C. Woods, Z. Stagg, P. Cook along with their Attorney Tim Hannigan and several others.

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

No updates from the Board of Health or COVID tonight.

Presentations

Ticonderoga Emergency Squad – District Formation

Supervisor Wright explained that representatives from Ti EMS are here tonight to discuss EMS districting. This is not a Public Hearing; it is an opportunity for the Town Board to listen and ask questions if they have them. If the Town does proceed in the direction of a district, we will have a Public Hearing. He has impressed upon Ti EMS a few times the importance of getting this information out to the public and that is why we are here tonight. At the ending of 2023, it is important to determine how this community is going to face its EMS issues. In 2022 budget, the Town funded \$30,000.00 to Ti EMS to offset their expenses for EMS services, in January this board added an additional \$40,000.00 to help them get through their fiscal year. Now the estimates for 2023 funding were between \$300,000.00 and \$500,000.00 for EMS services. He will refer you to Ti EMS and other experts as to where those factors are coming from with rising costs and what all that amounts to. This amount is just not supportable in the 2023 appropriations budget and so an EMS district seemed like one possible funding option. It does not change the cost to taxpayers, it only changes the way the money is collected versus an EMS district and appropriations in the budget. Ticonderoga is not the only municipality in the North Country that is facing this dilemma, the board did not provide funding in the 2023 budget for Ti EMS with the understanding that we would pursue this investigation of the EMS district and at some point, probably in January determine the proper level of funding that we could give to Ti EMS to get them to some point of which a district would begin. He felt and continues to feel that that is a reasonable investment or obligation so to speak to perhaps enable our Ti EMS district to continue to survive. Can't speak for the other board members, but they can share their opinions on that. This is the approach that he shared with Ti EMS; the board has also heard input from Lamoille. To be clear, regardless of what transpires in the future, whether no district is formed or whether there are no appropriations in the budget for Ti EMS, there will still be a 911 service when you dial 911, it will just be a matter of how long it will take for them to get

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there. In late August he heard some information that was really good, in a visit to Ti EMS from their counsel, so, he wanted the board and public to hear this information. It is really good information, and at some point, our Town Attorney will also chime in on what is involved for a district, we want you to know what this means to the public, what it means to the Town in terms of its obligations to the District that would be forming. Again, during this effort, he has impressed upon Ti EMS that it is important to get this information out to the public, whether social media, news media or any other method regarding the situation that they find themselves in and frankly what the Town of Ticonderoga finds itself in. There will be a brief presentation from Ti EMS and their counsel. We appreciate your time.

Tim Hannigan, Ti EMS, Attorney – he thanked the board for the invitation to speak tonight. In preparation of this he went through the final assessment roll of what you are looking at tax wise and the good news for this Town Council you have seen a plethora of water and sewer districts and the way you form this is exactly the way you formed those. It is much different from forming a Fire District even though Fire and EMS would seem to be aligned than Fire and Sewer or Fire and Water. Assuming that you didn't get some sort of opposition or petition brought challenging the establishment of the district, you could probably do this within 90 days or 120 to be safe. Obviously, as the Supervisor indicated, you are looking at for the year of 2023 a bridge in terms of funding in order to get to the establishment of a district, that would only take effect as of January 1st of 2024 as that would be when the taxes were levied. Those are some important dates to keep in mind, if this gets authorized, it would only take affect January 1 of the year after it occurs. One of the nice things about having a district and the Supervisor alluded to it, this Town is not alone in this state when it comes to forming it, but one of the nice things it provides is it reserves the Town Board the opportunity to appoint a board of Ambulance Commissioners, which would essentially be like a sub committee of this board. It is not like the Fire District, where the Fire Commissioners are a separate entity all together. Those commissioners would be appointed by you, you could have that option or you could reserve for yourself that authority to administer the district and contract with Ti EMS. Even with Ambulance Commissioners, you would still have the ultimate authority over monies expended for ambulance purposes. With an Ambulance District, you would still have a contract with the vendor, you are not losing any control. The one nice thing the Ambulance District provides to the public is a very transparent line item on their tax bill indicating what they will be paying for the availability of ambulance services. That is probably an important thing to note, Ti EMS would run under and ambulance district is that everybody in Town would pay the same rate in their tax bill for Ambulance service availability. A user of the service will be billed through their insurance company or if someone from out of the area, a tourist, that user will actually be billed separately. That is known as revenue recovery. In future years, what Ti EMS would do is say the current year we recovered \$100,000.00 in Ambulance service revenue, if we need \$500,000.00 for service, we would then request \$400,000.00 for subsidy from the Town. That would be the gap between the revenue recoveries and the amount that they need to operate that service. It is important to note that Ti EMS started volunteer, it is volunteer, it is a hybrid model right not. You have seen this county wide, the county stepped in, provided paramedics through a grant program and now that they have their own certificate of need. The ability to staff ambulance 24/7, particularly during the daytime hours is Statewide paid, with supplementing with volunteers. That model and the facts and figures that we have gone over is pretty much on the mark and far as similarly situated Townships and squads throughout the state. It looks like the town is getting excellent service for

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what they are asking for. The Supervisor mentioned the budget for the previous year was \$30,000.00 and \$40,000.00 and he mentioned to Ti's leadership early on, if there is anything that you can fault them for, it would be for not asking for more earlier, because they cannot sustain the ambulance service on \$30,000.00 or \$40,000.00 or \$70,000.00 or \$100,000.00, nobody can run it that inexpensive particularly with paid staff. He did some rough numbers and a possibly cost per household for this (you would need to eventually get the Town's Assessor involved in this) which is what you would need to put in your notice and your Public Hearing and your Map, Plan Report, you are probably looking at somewhere between \$50 to \$70 a household, which is well worth it, for that service, if you call they are there. The one comment that the Supervisor made regarding it is only a matter of how long it takes to get there, when it is.... If it is me, I would want it there yesterday, if it is mother, my sister, my child, if somebody went into cardiac arrest here with Ti EMS being up the street, it would feel like an hour. This is one sector, just like fire, every second counts. You are fortunate to have a local option, a lot of places wish they had. You will be hard pressed, even with county wide vendors, to find a local option that is here and they are people that you know, they are in your community. The district stuff is pretty straight forward, if you have any questions, he is happy to answer them.

Supervisor Wright asked about the Board of Commissioners, they can be this Board or a group of people appointed. What is the authority of that board or this board with the budgeting process? Such as the Fire District, they submit their budget and we have no control over it.

Mr. Hannigan noted that the budgeting process is really, here is what we can provide. Correct, the Fire District is a separate political body entirely. This will still be under your umbrella, such as a Sewer District. If Ti EMS comes to you and says we need two million dollars this year, you can say we are not giving you two million dollars. When the Fire District says you are going to levy two million dollars, you would staple that to your budget, levy it and then send them a check.

Councilman Woods noted that the budget would vary from year to year, depending on the revenue that they take in.

Mr. Hannigan stated yes, and you would credit those revenues towards the subsidy provided towards the District. The way we have controlled that in the past is full transparency from the Contract Vendor in the district. He is not sure if people are aware of this but Medicaid and Medicare's reimbursable rate is more lucrative in terms of mileage than it is of actually treating a patient. It is really crazy, and it has not been updated for some time.

Councilman Woods asked if the revenue would come back monthly or yearly.

Mr. Hannigan stated that it takes about 90 days for patient billing to be recovered. The other thing that is more common in EMS than in other sectors is the uncollected bill and you really don't know for 90 days if you are going to collect that. This is part of the reason for letting you know at the end of the calendar year what the previous year was, that is allowed basically 9 months of billing. Again, there will be full transparency. The revenue recovery is key.

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Councilman Cunningham wanted to thank Mr. Hannigan for coming and asked about the Board of Commissioners – how involved are they with the day to day operations of this Ti EMS, if it is similar to water/sewer/highway – those departments of course have a full-time paid department head and that department head in turn comes into committee meetings which we have monthly and gives reports and lets us know of expenditures that comes through to them. If that is how this works would there need to be any over and above what the present staffing is at Ti EMS once the Town takes it over would that mean that the present board gets dissolved and it will all fall under the Board of Commissioners and that may require a paid staff member from the Town?

Mr. Hannigan stated that these are all good questions. The entity of Ti EMS will remain exactly the same whether they form a district and have commissioners or you form a district and do not have commissioners. The good news for you is that is usually an uncompensated appointment, normally by a physician or nurse in the area, somebody with ambulance or health care experience and it is more of a monitoring and an interfacing between that entity and your board on the needs of EMS. It is an appointment from you and they report to you. It is generally not as busy as highway or sewer if something breaks, they are in charge of getting it fixed, your vendor and their board would still be responsible for all of that. They are more like your middleman, than an agency head.

Councilman Cunningham asked then how much authority they have on the day to day operations of Ti EMS in regards to staffing and making sure people have their certificates and recruiting, will that fall with Ti EMS or will that fall to the commissioners and what is the authority if they see something that they think is running amiss or something that should be managed better because some of the issues with any business, the reason they fail is usually due to poor management, right, and he is just wondering how much control the Board of Commissioners have over things like that.

Mr. Hannigan answered that the control will be derived from the contract that you have with the vendor. The Commissioners will make sure that the terms in whatever contract you have with the vendor are being executed properly. Generally, the Commissioners do not get involved with the daily operations or staffing. If there is a problem from the operations side or the vendor states that they have to hire 17 more people, then that is when the commissioners can get involved.

Councilman Cunningham reiterated that they do not have much authority over the operations of Ti EMS. Other than overseeing and answering our questions in regard to their ability to staff, their ability to run operations effectively, that kind of stuff. They just oversee to make sure whatever is in our contract is followed through, but they have no actual authority over the day to day operations.

Mr. Hannigan stated yes, they would have the same authority as the Board would have, that is the best way to describe it.

Councilman Woods noted that the EMS would still have the same officers, Captain, Co-Captain, treasurer, that would stay the same. They would run the operations and come back to the commissioners.

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Councilman Cunningham continued, then the hiring and billing and collections would still be handled by Ti EMS, so that revenue will come back and off set those taxes for people going forward, so they would be fully responsible for that. The board of commissions will report on that, so there really wouldn't be much that we can do if we see something that we think they should be billing for and they decided not to, that is still up to them. We can't make a suggestion or anything.

Mr. Hannigan supposes if you wanted to, and this would be the first Town that wanted to get into the business of handling EMS billing and accounting and chasing down bills.

Councilman Cunningham noted that it is not if we want to, but how does this work.

Mr. Hannigan noted that Ti EMS has its own billing company that takes care of all of that.

Councilman Cunningham then asked about procurement policies, the Town has a procurement policy, do they need to fall under this same policy?

Mr. Hannigan stated no, Ti EMS is a private, not-for-profit corporation so they would not be subject to the Town's procurement policy.

Councilman Cunningham then stated that there is a difference between Ti EMS district and the water/sewer districts, it is not really a comparison. We have to follow Town procurement policies and Ti EMS does not.

Mr. Hannigan agreed that water/sewer is a department of the Town, that explanation was offered because that is how this district gets formed.

Supervisor Wright stated a Map, Plan Report needs to be done, like any other district.

Mr. Hannigan answered yes, that is pretty easy because the Map is done, the Plan is for the Town to decide on what level of EMS the Town wants, it is probably one 24/7 ALS Unit of availability.

Councilman Cunningham asked if there is liability on the Town's insurance with Ti EMS. Malpractice?

Mr. Hannigan stated that that there is no liability, but the Town would want to be listed as an additional insured.

Councilman Woods asked if they form this district and it goes to referendum and it passes, how long before they get their money?

Mr. Hannigan explained that there does not have to be a referendum, but you would need to wait until January of the next year after it passes.

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Matthew Fuller explained that the Town would pass that in its resolution to hold a referendum. Legally, the only big difference between what you have now and what you have if you form a district is once you form a district, you are obligated to provide that service. Right now, you are still in a contract with Ti EMS, and there will be no difference moving forward. We agree that this will show up on the taxes separate so you can actually see that, but the big commitment difference is, unless that district was ever dissolved, once you form that district, you then legally have to provide that service. The difference this year, where you didn't put that money, once you form that district you are not, not putting that money in.

Councilman Cunningham asked if the money would need to be put into the same entity. Could it be any entity of our choice?

Mr. Fuller agreed that it could be any entity, that is your choice. It could be another Town's; it could be the County. Discussion was held on how the billing works currently with EMS.

Councilman Woods asked if elections of officers would stay the same.

Mr. Hannigan agreed that the actual by-laws of the department would stay in effect.

Councilman Cunningham asked if the Town did decide if a district was formed and ten years down the road it was decided that the Town did not want a district, can they dissolve that and what does it entail?

Mr. Fuller stated that this is possible, he does not believe he has ever seen anybody actually do this.

Councilman Cunningham noted that once you're in, you're in, so it is a long term decision being brought before this Town Board.

A conversation was held about soft billing and hard billing for the department. Also, discussed was the process that a district is normally Town Board driven versus by petition.

Public Hearing

Local Law for the Use of Town Properties

Supervisor Wright made the public aware that the Town has been dealing with some recent issues of people camping on Town Properties, having open fires – there has been multiple discussions on how to handle this and we have a draft of a law that would prohibit these acts.

Councilwoman Cooper also brought up the issues of period problems of people driving on the walking trails, the biggest problem is the Upper Trail with the use of ATV and snow mobiles. Should we consider adding this to the Law?

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The board noted that there would be several exemptions when it comes to our parking lots. Discussion was held on signage and if it was appropriate to put this in this law at this time. It was decided to keep the law as it is provided at this time. It can be amended at a later time.

No public comment.

Public Hearing was closed at 6:46 p.m.

Report of Committees

Airport – Mark Wright, Supervisor

There was no meeting in December – an update however, conversations have been had with the FAA regarding new construction in their data base, this should be able to get back to removing the nighttime landing restrictions at the airport. He just submitted something this evening for that.

Building & Grounds, Dave Woods, Councilman

Armory - Furnace and Hot water tank repairs

The Town's Christmas tree in the front of this building has not been lit for a few days, we are searching for an electrical issue and hope to get it repaired soon.

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

PARKS AND RECREATION COMMITTEE MEETING MINUTES

November 15, 2022

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

Marine Monument:

Joyce informed the committee that the Marine Monument is now in place in Crown Point in the town park bordered by 9N and Creek Road. It is on the south side of the park facing Creek Rd. with a large pole American flag in front of the monument.

Dog Park Update:

Several dog owners have stepped forward and offered to help oversee the park, cleaning up when necessary, monitoring behavior, and assisting with dog waste bag availability and putting the garbage can out for collection. Volunteers include Dale Rafferty, Paul and Rose Winters and Marge Hurlburt. Improved and/or additional signage may be needed. Joyce will ask the DEC

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for a site visit to discuss the migratory bird issues that have been raised. The town's responsibility for the park will be the provision of dog waste and garbage bags and the mowing of the park.

Proposed Town Law:

Town Attorney Matt Fuller has worked on proposed changes to the local law prohibiting hunting on town lands to include the prohibition of camping and open fires except when special use has been approved by the Town Board. Prohibiting the use of any motorized vehicle on town lands without special Town Board permission should also be included. A public hearing and Board vote will take place at the December Board Meeting.

Black Point Beach:

There continued to be problems with vehicle damage to the grass area near the building. It is hoped a security camera will end this problem.

Town Historical Signs:

There are presently about 36 historical signs in place in the town. Head Groundskeeper Grant Spaulding reported that some are in bad shape and needed sand blasting and repainting. International Paper used to assist with this process.

Town Historian Bill Dolback reported it has been hard to stay on top of the maintenance. Bill was asked to create a list of the historical markers so a spread sheet can be developed, and maintenance tracked. The spreadsheet will be kept in the Town Clerk's office.

Robert Rogers Statue and Shelter:

A volunteer, Brian H., provided the paint and completed the painting of the shelter housing the statue. The exterior is the same dark brown used for structures in Bicentennial Park and the interior a lighter color to allow better viewing of the statue. The shelter still must be moved to the site which was selected by committee for the statue.

Tractor Supply Entrance:

Grant Spaulding noted that extensive damage to the entrance median has been done by tractor trailers and plows. It has been difficult to maintain, and repair will be costly and time-consuming. The committee agreed that it is time to remove this raised structure and leave just a small ground level planted area which will hold the present sign.

Skating Rink:

Ash Alexander, who has been the ice rink attendant for the past 3 years, reported that a liner for the rink and expensive accessories have been donated by an anonymous donor to help improve the skating facilities. He has previously received a grant of \$4000 to improve the rink. Nicole

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Justice Green of PRIDE has also received a grant of \$2000 from Adirondacks for Kids to purchase loaner ice skates. An \$8000 grant was also received from the Charles Woods Foundation for rink improvements. This amounts to a total of \$14,000 for ice rink improvements. It was noted our rink will become popular with hockey players and provisions should be made to ensure that time is also provided for family skating and use by all age groups.

Economic Development- Mark Wright, Supervisor

Town of Ticonderoga

Economic Development Committee (EDC) Minutes (11/16/2022)

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

Excused: N/A

Guests: Carole Calabrese.

Mark Wright opened the meeting (1500).

Town Comprehensive Plan

Mark Wright informed the group that the Town put aside money for 2023 to begin updating the Town's Comprehensive Plan and stated it would be helpful if there was also grant money available to help offset the cost. This is a critical endeavor before examining any needed zone law changes. Tom Cunningham stated the Municipal Facility Evaluation Committee is also looking into this type of planning as part of that Committee's efforts and that we are told the Comprehensive Plan can aid in obtaining future grants. It was suggested that the Empire State Development (ESD) may play a role in this effort. Some of the potential funding sources have matches associated with them. Membership on any sub-committee along with a professional service would include a cross section of the community (town, business, resident, town organizations, etc.). This is yet to be determined.

Restore NY

The group discussed the upcoming round for Restore NY. Carol Calabrese informed the Downtown Revitalization Initiative Committee of an upcoming meeting with Empire State Development on 11/21/2022 where all Essex County towns could request clarification and ask questions regarding this next round of the program. Mark Wright indicated the ESD requires names for those planning to attend the zoom meeting and a list of questions for which the groups would like ESD to address. Wright started developing a partial list, and all final questions were to be provided by 2 pm on Thursday, 11/17 so the input could be sent to ESD.

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Childcare

Donna Wotton provided an update on TRA's search for an appropriate childcare facility. One location investigated by TRA was the Hudson Headwaters building which is now available for sale. There may be a zoning issue associated with this facility for this type of use. TRA continues to investigate other potential locations.

Lodging Study

Mark Wright asked what the committee would like to do about a lodging study that Heath Towne mentioned during the October meeting. Mark and Nicole Justice Green have also briefly discussed this issue. The goal behind any such effort, as Tom Cunningham related, would be to determine how many rooms Ticonderoga needs as any investing body will probably fill a large percentage of the rooms in the summer but a smaller percentage in the winter. It was stated that some patrons desire a "plusher" environment while others just need a place to sleep. The group discuss that perhaps a survey of visitors could help in providing information. No further action was taken regarding this issue at this time.

Business Incentives

Matt Courtright provided a summary of the efforts by TACC in this area. He identified several Town related fees that could be examined. Possibly the Town could set in place incentives by which a new business could obtain a refund of certain fees after an undefined length of time in business. There was a discussion on tax incentives. Tom Cunningham stated this was reviewed in the past and the town attorney provided information on how that may not be possible or legal in NY State. Carol Calabrese mentioned 485-b (Commercial Real Property Tax Exemption) regarding business expansion which might qualify for a tax reduction on the property associated with the addition alone and not the existing structure. Mark Wright told TACC and Carol that he would like to discuss more in 2023 about micro-grants. Although the Town cannot bank this occupancy tax money like a reserve fund, it does now enter into a specific revenue line item for accounting purposes so the funding is not immediately lost in the general fund balance. It must be used in the year it is received which Matt Courtright stated was no problem.

ACTION ITEMS:

- 1) Wright to share the list of questions for ESD meeting with DRI members.
- 2) Wright to send attending DRI members and questions to ESD on 11/17.

Meeting adjourned: 1615

Resolution #407-2022 brought by Tom Cunningham, seconded by Joyce Cooper to add Beth Hill as a member of the Economic Development Committee. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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Highway and Transfer Station - Dave Woods, Councilman (reported by Supervisor Wright)

**Town of Ticonderoga
Highway and Transfer Station
November 29th, 2022, minutes of Meeting**

Present:

Mitch Cole, John Deming, Mark Wright
Heath Towne arrived at 9:23am

Others:

Joyce Cooper, Matt Fuller, John Bartlett

Public Discussion

Said the Pledge of Allegiance

Public discussion

- No public comment

End public comment

Committee Discussion

Mitch-

- Working on getting the plows on the trucks, getting winter tires on and repairs that need to be made before snow falls.
- We just finished paving and shouldering
- Winter Prep

Mark-

- NYMIR came to give recommendations for the Town liabilities. List will be given to Sal to follow up with. I know some of these have been put into action.

John-

- Just want to make someone aware I (John) had a survey crew in the Putnam and Dresden area said they noticed a lot of activity (logging) on the Town purchased property. They are driving on the railroad and cutting down trees on Town property. Do they have an easement with the Town for the use of property?

Mark-

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We will have Codes check on this and see what actions we will need to take.

- Discussion on Grove and St Clair
- Next Meeting for December is cancelled

Resolutions for the next town board meeting

- No resolutions

Outstanding items not discussed

- None

Meeting was adjourned at 9:52am

Minutes were taken and prepared by Rebecca Norton

Councilman Woods mentioned that both aluminum boxes have been installed on the two smaller trucks.

Councilwoman Cooper wanted to mention that the sidewalk plow seems to be leaving a pile of salt every five feet or so. Maybe it just needs to be adjusted.

Municipal Facility Evaluation – Tom Cunningham, Councilman

**Town of Ticonderoga
Municipal Facility Evaluation Committee
November 28, 2022, Minutes of Meeting**

Committee Members Present:

Tom Cunningham, Tom Thatcher, Chris Dotsie, Mike Moser

Others Present:

Dave Woods – In person

Pledge of Allegiance

Committee Discussion

- Alfrandre report

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- Chris has updated the report with items from the information he received from Jeff Cook and himself.
- Tom Thatcher has completed the Armory evaluation and is giving it to Chris to update his spreadsheet
- Tom Cunningham still needs to get him the information on the Community Building.
- Mike Moser needs to get information on the Library Building.
- **Police station update**
 - Mike Moser will set up a meeting with VMJR to give the committee a brief presentation on what they can offer regarding a design/build and cost to complete the Police Station. He is going to contact them and set up a time to meet with the committee.
- **Next meeting**
 - The next meeting date was discussed and it was decided to cancel December's meeting and start our 2023 meetings at the regular scheduled time in January, on the 23rd.
 - That will allow AES to complete their evaluations on the site plan.
- **AES update**
 - AES is working on cost evaluations for the renovations of the Highway building and comparing to the cost of a new building.
 - They are also updating the site plan with the comments from the committee
 - A brief discussion on the Water and Sewer building and Building and Grounds location, with the understanding that B & G likes the location they are in.
- **Lowes and Fire Department update.**
 - Lowes Building has been determined to be 102,000sqft of space and the town would only need about 32,000 leaving 78,000sqft of unused space.
 - With space exceeding Town requirements, it would create difficulties buying the building.
 - The Fire department is working through issues to purchase the building
 - It was discussed whether the committee should per sue the Lowes building.
 - Concern is the delay if the committee changed direction to look at the Lowes building.
 - It was also discussed that renovations could cost much more money in the long run.
 - It was decided to continue pursuing the new Police Station and not per sue the Lowes building.
 - Timeline for AES to complete evaluations.

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- Should have a site plan by the January meeting and evals on the Highway station
- Next step would be to get proposals to design the new police station
- Mike Moser asked if the Town Board decided to move forward with the design if that would set up the stage for going out to quote.
- Dave Woods asked if soil samples would be taken. Tom Cunningham said he thought that was part of the AES proposal.
- Would like to see the new police station be completed sometime in 2024.

- No other new business

Public Discussion

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

Next meeting scheduled for Monday January 23, 2023, at 6:30 PM

Meeting was adjourned at 19:05

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

Public Safety – Dave Woods, Councilman

Public Safety

November 29, 2022

Councilman Dave Woods call the meeting at 8:00am with the pledge of Allegiance.

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

Councilman Woods opens the floor to the public. Supervisor Wright states that Linda and Steve Whitford were in his office with a complaint regarding parking near there house, its obstructing their view when they come out of there driveway. Chief Hurlburt says he will go look at it.

Supervisor Wright also states that while NYMIR had their inspection, they recommended that Children at play signs be removed due to it being a liability to the town.

Police Department:

Chief Hurlburt goes over monthly report (See attachment)

Codes Department:

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Rhiannon Peters goes over the monthly report.

Ross Kelly asks if it's illegal to park on sidewalks, Chief Hurlburt says you cannot park on sidewalks.

Meeting was adjourned at 8:23am

No meeting till January.

The following is a summary of the activities of the Ticonderoga Police Department from October 25th, 2022, to November 28th, 2022.

<u>Patrol Statistics</u>	<u>Monthly</u>	<u>YTD</u>
Approx. Calls to Service:	285	4023
Incident reports:	40	316
Arrests:	31	223
Uniform traffic tickets:	48	604
DWI arrests:	2	14
Accidents investigated:	15	111

Reminder to all residents that the Winter Parking Ban is in effect. There should be NO vehicles parked along the side of the roadway between the house of 1AM and 6AM. Any vehicles parked along the side of the roadway between those hours are subject to be ticketed and or Towed at the owner's expense.

*Speed Trailer: Taken out of service for the Winter

* On 10/28/2022 Arrested Justin M McMurtry for Criminal Sale of a Controlled Substance 3rd (B Felony), Criminal Sale of a Controlled Substance 5th (D Felony), Criminal Possession of Controlled Substance 3rd (B Felony), and Criminal Possession of a Controlled Substance 5th (D Felony).

* On 11/1/2022 Arrested Chase D Carlson for Driving While Intoxicated (Unclassified Misdemeanor).

* On 11/1/2022 Arrested Sonia L Seepersuad for Assault 2nd (D Felony).

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

* On 11/3/2022 Arrested Thomas Cusack for Criminal Sale of a Controlled Substance 5th (D Felony) and Criminal Possession of a Controlled Substance 5th (D Felony).

* On 11/7/2022 Arrested Michelle D Hurlburt for Criminal Sale of a Controlled Substance 3rd (B Felony) and Criminal Possession of a Controlled Substance 3rd (B Felony)

* On 11/17/2022 Arrested William J Tausinger for 2 Counts of Criminal Sale of a Controlled Substance 3rd (B Felony) and 2 counts of Criminal Possession of a Controlled Substance 3rd (B Felony)

* On 11/17/2022 While affecting the above arrest William Tausinger was found to be in possession of additional narcotics and metal knuckles. He was subsequently charged with Criminal Possession of a Controlled Substance 4th (C Felony) and Criminal Possession of a Weapon 3rd (D Felony)

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

Building Inspection:

(October)

YTD

Building Permits Issued:

9

91

Safety Inspections:

2

15

Pass/Fail:

1/1

13/1

Permit & Inspection Notes:

- 2-Accessory Structure Permits → Birchwood Dr & Black Pt Rd
- 1-Garage Permit → County Route 56
- 2-New Residential (Single Family) Permits → NYS Route 9N & Temperance Pt
- 1-Porch (3-Season) Permit → NYS Route 74
- 2-Septic Repair & Leech Field Permits → NYS Route 9N
- 1-Permit Renewal → Baldwin Rd
- 2-Fire Safety Inspections → Burgoyne Rd (Violations) & Montcalm Street (Pass)

Code Violation Notices:

(October)

YTD

Order to Remedy:

1

14

Remediated:

0

9

Clean-Up Contractor:

0

1

NYS DFS

0

0

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Condemned:	0	0
Do Not Occupy:	0	1
Appearance Tickets:	0	2

Code Violation Notes

- OTR for Burgoyne Rd Residence following Fire Safety Inspection.

<u>Miscellaneous:</u>	(October)	YTD
*Complaints:	0	14
Resolved:	0	6/11

Misc. Complaint Notes:

N/A

Trainings:

- No Trainings this Month

Safety & Resource Grants (YTD) :

- N/A

Noteworthy Highlights / Achievements:

- Discuss Repairs @ 172 Champlain Ave & Insurance Check

Discuss Structural Issues with 65 & 67 Montcalm St

Public Works – Mark Wright, Supervisor

Town of Ticonderoga
Water/Sewer Committee Meeting Minutes
November 29, 2022
10:30 am

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

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Others: Greg Swart (AES-Architecture, Engineering, & Land Surveying), Wayne Taylor, John Bartlett, Jason Matt (Ti Sales), Tom Garrity (Ti Sales)

Pledge to the Flag

Public Comment: Wayne Taylor would like to speak to the committee about reinstating a previous Town policy of reduced Water/Sewer rates for properties that are being renovated and/or vacant. Wayne has purchased a property that is being renovated and has had the water shut off to the property while it is being worked on. He understands the current policy but is hoping the Town might consider amending it for circumstances like his. A discussion was held about current policy and was decided to bring it to the Town Board for further discussion. Mark made a motion to bring up at the Town Board, seconded by Tom Cunningham, all are in favor.

John Bartlett is present to thank the Town for installing the new hydrant on Baldwin Road. John would also like to put in a request for the next hydrant to be placed closer to the housing units that are Cottage Road, Howe's Landing and Temperance Point. He's wondering if that is something that can be done. Derrick said the line going over to the housing units is only 3 inches. The nearest area would be the corner of Baldwin and Howe's Landing. This will be looked into.

John is also inquiring about the NYS Septic System Upgrade Program, is this a fund that Essex County can tap into? Mark has placed information about this program on the Town website. It is believed to be a 50% match from the homeowners.

Items for Discussion:

1. 62 Alexandria Avenue (Catherine Costello)
 - a. The property is currently being charged as a vacant lot. The tax roll lists it as a single-family dwelling. It needs to be increased to a full Water EDU.
 - i. It is recommended to the Town Board to increase the billing account for 62 Alexandria Avenue (Catherine Costello) to 1 full EDU Water.
2. 15 Heather Heights (Scott Cook)
 - a. The home is now built and is being lived in. It is on the Assessor's tax roll as a single-family dwelling. The billing needs to be corrected to 1 full EDU Water and 1 full EDU Sewer.

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Superintendent's Report

- The heaters for Lake George are ordered, they are supposed to be in shipment.
- Last month a truck ran over a hydrant at Phil Huestis's solar farm. The hydrant did not break off like it should have, so it ruined the hydrant. There was a police report filled out and insurance information was received. Derrick would like to send a bill for damages to the company.
- Lead and Copper rule. By 2024 the Town needs know what kind of piping is on every service line, from the main to the shut off and from the shut off to the house.
- Johndrow well is starting to have issues again. A well drilling company has been there to inspect. There is a possibility to put him on Town water from the wells across the street. Ultimately, Mr. Johndrow needs to file a claim with the Town before anything is started.

Chief Wastewater Operator's Report

- The new aeration system is completed. The final startup inspection is tomorrow.
- Per Derrick, there was a quote received to complete the work for the aeration system. The quote was \$60,000. Eric and the guys at the plant did all the work themselves and saved that money for the Town.

Other

- Tom asked if they had noticed any differences in the plant since the brewery opened. Derrick said they have not, but he and Eric plan on going to take samples from there soon.
- Jason Matt & Tom Garrity are here as representatives from Ti Sales to give a presentation on water meters. The Town is required to be "online" with meters by May 1, 2025.

AES Report

1. Water

I. Chilson Eagle Lake (Required by DOH)

- Further Outreach to be compiled and mailed to homeowners

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- Letters, Flyers, & Checklist
- Memo to EPA
- Tracking of response to letters (Due back January 6th)
- Contracts

II. Water Meters (Required by DEC)

- Awaiting GIGP Award Announcements (Expected December 2022)
- Need to be online by May 1, 2025.
- Ti-Sales presentation of water meters November 29, 2022 (today)
- AES met with new meter company- EJP no longer sells Mueller, will need to look at different meters, or continue with Mueller but they are now located down south so local tech support and infrastructure sales are no longer available
- Make up factsheet(s) of all the different meters available and procurement/installation process and management.

III. Water District Consolidation (In progress)

- Map, Plan, and Report
 - Finalize Maps
 - Finalize Metes and Bounds

IV. LSLRP

- Project is continuing.

V. Additional Water System Upgrades

- A FEMA HMGP grant application has been submitted for a bypass watermain from the Town's Well Building to Mount Defiance / Abercrombie Tank
 - The grant, if awarded consists of 75% Federal / 25% Non-Federal Cost Share
- DOH discussion on funding strategy

2. Wastewater

I. AES #4394 Portage

- Approaching Project Closeout

II. Treatment Plant

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

III. Collection System

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- The Long-Term Control Plan EPG
- The Updated Long Term Control Plan needs to be submitted to NYSDEC by August 1, 2023.

IV. Additional Permitting Requirements

- Annual Report due January 31st

V. Additional Wastewater System Upgrades

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

3. Additional Items Since October 25, 2022, Public Works Meeting

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

Meeting adjourned at 2:11.

Next meeting will be Tuesday December 27, 2022, at 10:30

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

Resolution #408-2022 brought by Joyce Cooper, seconded by Tom Thatcher to increase the billing account of 62 Alexandria Avenue (Catherine Costello) to 1 full EDU Water. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #409-2022 brought by Dave Woods, seconded by Tom Cunningham to increase the billing account of 15 Heather Heights (Scott Cook) to 1 full EDU Water and 1 full EDU Sewer. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #410-2022 brought by Tom Thatcher, seconded by Joyce Cooper authorizing the Supervisor to sign the Notice of Termination for Storm Water Discharges Authorized under the SPDES General Permit for Construction Activity (The Portage Clean Water Main project). All disturbed areas have achieved final stabilization in accordance with the general permit. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Resolution #411-2022 brought by Tom Cunningham, seconded by Dave Woods authorizing the Supervisor to sign the Project Completion Certificate for Clean Water State Revolving Fund (CWSRF) Project No. C5-5520-07-00 (The Portage and WWTP) to identify for EFC the substantial completion dates of each portion of the project. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Landscaping and lawn restoration will be re-evaluated in the spring.

DISCUSSION: Reduced rates for property under renovation or unoccupied.

Supervisor Wright had a request from Wayne Taylor for the Town to re-evaluate the way we reduce water and sewer rates – particularly when it comes to reducing rates for construction work. He has done some research on this and feels it should be looked into further. He is going to appoint a task force to evaluate the overall issue and they can make a recommendation of the feasibility regarding renovations or unoccupied back to the Public Works committee. He would like Tom Cunningham to take this task force on, it should be comprised of Sherry Veneto, the Water/Sewer Clerk, Derrick Fleury Water/Wastewater Superintendent or Eric Blanchard, whomever they can spare and he encourages this task force to look into the past history and talk with the Town Clerk to share her knowledge of this.

The next meeting for Water and Sewer will be the 20th of December at 11:00 a.m.

Human Services; Youth – Joyce Cooper, Councilwoman
No report

Human Services; Seniors – Tom Cunningham, Councilman

**TI AREA SENIORS
MEMBERSHIP MEETING
MINUTES
NOVEMBER 30, 2022**

IN ATTENDANCE: Sharon Mitchell, President, Joan Kay, Vice President, and Patty Reid Secretary/Treasurer

Marlene Charboneau, Activities Director

Tom Cunningham, Town Representative

Joyce Barry, Guest Speaker

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

CALL TO ORDER: Meeting was called to order at 1:00pm by the President, Sharon Mitchell.

PLEDGE OF ALLIGIANCE: The pledge of allegiance was recited by the membership.

MINUTES: The minutes of the October 26th meeting was read by Patty Reid. Motion by Sandy O'Dell to accept the minutes as read. Seconded by Aileen Rafferty. All in favor. Motion carried.

FINANCIAL REPORT: The financial report was given by Patty Reid. The beginning balance for October was \$11,767.09. The ending balance is \$10,566.57.

OLD BUSINESS:

FESTIVAL OF TREES: Sharon stated that our tree for the festival of trees has been set up at the Hancock House. She suggested that everyone go see the trees that have been submitted. The dates to go see the trees are November 25th through December 31st.

NEW BUSINESS:

MONTHLY MEETINGS: Sharon stated that there will not be any monthly meetings during the winter months. This will be December through March 2023. We will resume our meetings in April 2023.

CHRISTMAS PARTY: Sharon stated that there will be a Christmas party on Wednesday, December 28th. It will start at 10:00am.

GUEST SPEAKER: Joyce Barry

Joyce spoke of how we use our hands for gestures. She spoke of many different ways and she also asked the membership of different ways that they use their hands. She also spoke of how we used our hands for amusement years ago. She brought several examples to show the membership. One example was the cat's cradle with string. Another example was string and a button. A lot of people and children today do not know of these things. Most of them are on their cell phones. It was very interesting.

TOWN REPORT: Tom Cunningham

Tom reported that the Town budget was passed. It did exceed the tax cap. There were three items that contributed to the increase. They were the highway department, the sewer plant, and police department. Tom reported that the Ti EMS is having financial difficulties. They are not the only emergency service in Ticonderoga. Lamoille ambulance service will be able to support the community. Also, the hospital has their own transport service. There is a discussion of forming an EMS district. This will be coming up within the next year.

Tom also requested to have the minutes of the meetings to him by the second Tuesday of each month to prepare for the Town meeting.

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

BIRTHDAYS: Aileen Rafferty read off the birthdays for the month of December.

ACTIVITY REPORT: Marlene Charboneau

Senior Supper Club: Marlene reported that the dinner for November was held at the Burgoyne Grill. The food was great. There were six members who attended.

There will not be any Supper Club Dinners during the months of December through April 2023. We will begin again in May of 2023.

AARP Safety Drivers Course: People are getting their certificates.

CPR Class: we have not received our certificates. Corina Woods is checking on them. We should have had them by now.

Christmas Tree Committee: The theme this year is “Christmas around the world.” We made decorations that said how 16 countries say, “Merry Christmas and Santa.”

RAFFLE: Winner of the free milkshake or sundae and free coffee or hot chocolate at Stewarts is Aileen Rafferty.

ADJOURNMENT:

Motion by Aileen Rafferty to adjourn the meeting at 2:30pm. Seconded by Starr Pelerin. All in favor. Motion carried.

Health Insurance – Mark Wright, Supervisor

At one point the Town offered 4 different plans, beginning in 2024 we will reduce that down to 2 plans and keeping the base plan – the Gold 6 and the Gold 17 plans.

Contract Negotiations – Mark Wright, Supervisor

All of the labor relations negotiations have been completed. He would like to thank Brian Veneto, Jarod Wright, Tim Porter and Jarid French, and Terry from the CSEA side and, Rob Budwick for the PD and Jeff Honeywell, our Labor Council, Mark Crawford, Health Insurance Rep, Ian Loehner HR consultant and Rebecca Norton, Internal HR

Resolution #412-2022 brought by Tom Cunningham, seconded by Joyce Cooper authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and the United Federation of Police Officers Local #476 dated November 23, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Resolution #413-2022 brought by Tom Thatcher, seconded by Dave Woods authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and CSEA, Local 1000, AFSCME, AFL-CIO, Town of Ticonderoga Water & Sewer Unit, Essex County Local 816 dated November 29, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #414-2022 brought by Joyce Cooper, seconded by Tom Cunningham authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and CSEA, Local 1000, AFSCME, AFL-CIO, Town of Ticonderoga Highway & Transfer Station Unit, Essex County Local 816 dated November 29, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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

Spectrum Northeast, LLC (“Spectrum”), has become aware, but with no notice from the network, that MSG Plus rebranded to MSG Sportsnet and MSG Plus 2 rebranded to MSG Sportsnet 2 on the channel lineup serving your community.

Spectrum Northeast, LLC (“Spectrum”), is making its customers aware that Azteca America Network will discontinue programming on December 31, 2022. Accordingly, Spectrum will cease carriage of Azteca America Network on channel 248, 806 and 880 on the channel lineup serving your community.

Resolutions for Consideration

Resolution #415-2022 brought by Mark Wright, seconded Dave Woods authorizing the creation of new accounts:

- H65.0200 Cash
- H65.0391 Due From Other Funds
- H65.0510 Estimated Revenue
- H65.0521 Encumbrances
- H65.0522 Expenditures
- H65.0599 Appropriated Fund Balance

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- H65.0600 Accounts Payable
- H65.0630 Due to Other Funds
- H65.0821 Reserve For Encumbrances
- H65.0909 Fund Balance, Unreserved
- H65.0960 Appropriations
- H65.0980 Revenues
- H65.2401 Interest & Revenues
- H65.2770 Miscellaneous
- H65.3089 State Aid
- H65.5031 Interfund Transfers
- H65.1420.400 Attorney Contractual Exp
- H65.1440.400 Engineer Contractual Exp
- H65.8110.400 Sewer District Contractual Exp

For creation of new project, H65, WWTP Phosphorous Removal (5052).

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

Resolution #416-2022 brought by Tom Cunningham, seconded by Tom Thatcher authorizing the return to OSC of LIHWAP funds (\$2,525.60) received after the re-levy. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #417-2022 brought by Dave Woods, seconded by Tom Thatcher authorizing the purchase of a cab and chassis truck (2024 M2 106 plus conventional chassis) for Highway in an amount not to exceed \$135,000, with funds coming from Fund Balance. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #418-2022 brought by Dave Woods, seconded by Tom Thatcher authorizing the creation of a purchase order for purchase of a cab and chassis truck (2024 M2 106 plus conventional chassis) for Highway in an amount of \$135,000. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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Resolution #419-2022 brought by Tom Thatcher, seconded by Joyce Cooper authorizing the following budget transfers:

○ A.1110.477	Justice Education & Training	(\$324.54)
○ A.1110.191	Justice Overtime	\$321.78
○ A.1110.411	Justices General Office Supplies	\$2.76
○ A.3520.410	Animal Control Rabies Shots	(\$259.50)
○ A.3520.461	Animal Control General Supplies	\$259.50
○ A.1010.477	Town Board Education & Training	(\$1,999.27)
○ A.1375.478	Airport Credit Card Fees	\$572.42
○ A.1410.477	Town Clerk Training	\$38.89
○ A.1410.810	Town Clerk NYS Retirement	\$437.37
○ A.5132.422	Garage Heating Oil	\$855.03
○ A.3620.491	Safety Inspection Legal Services	\$70.00
○ A.1660.411	Central Storeroom General Office Supplies	\$19.49
○ A.8810.463	Cemeteries Repair & Maintenance	\$6.07
○ A.1440.493	General Engineer	(\$1,680.00)
○ A.1420.491	General Town Attorney	\$1680.00
○ A.1110.131	Justice Clerk Part Time	(\$21,052.49)
○ A.5132.464	Garage Dyed Diesel & Gasoline	\$11,636.40
○ A.5182.499	Street Lighting National Grid	\$9,249.19
○ A3120.412	Police Copier/Printer Maintenance & Supplies	\$82.68
○ A.3620.861	Safety Inspection General Employee Benefits	\$84.22
○ A.1220.499	Supervisor Professional Contr. Recording	(\$7,624.82)
○ A.1620.422	Buildings Heating Oil	\$3,942.26
○ A.1620.461	Buildings General Cleaning Supplies	\$2,688.74
○ A.9060.823	Hospital Medical Ins Retiree Medicare	\$680.64
○ A.1670.412	Copier/Printer Maintenance & Supplies	\$210.27
○ A.8160.862	Refuse & Garbage HSA	\$76.15
○ A.9045.800	Life Insurance	\$26.76
○ A.3120.470	Police Towing & Storage	(\$1,000.00)
○ A.3120.477	Police Education & Training	(\$2,749.40)

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○ A.3120.863	Police Medical Buy-Out	(\$2,896.00)
○ A.3510.410	Dog Control Rabies Shots	(\$1,065.00)
○ A.3510.463	Dog Control Parks Repair & Maint.	(\$1,195.61)
○ A.3120.861	Police Medical Insurance	\$8,906.01
○ A.3620.131	Safety Inspection Clerk	(\$5,149.32)
○ A.1680.494	Central Data Processing IT	\$3,563.23
○ A.8160.196	Refuse & Garbage Holiday Pay	\$1,228.80
○ A.9060.822	Hospital & Medical Ins. Medicare	\$339.40
○ A.1650.453	Central Communication System Internet	\$17.89
○ A.1220.471	Supervisor Mileage	(\$424.99)
○ A.5610.462	Airport Buildings Repair & Maint.	\$424.99
○ A.1220.472	Supervisor Meals	(\$122.50)
○ A.8025.491	Joint Planning Board General Attorney	\$122.50

Transfer funds to cover increased costs and underbudgeted accounts.

○ DA.5142.191	Snow Removal Highway Overtime	(\$7,060.89)
○ DA.5142.861	Snow Removal Highway Medical Ins	\$7,060.89

Transfer funds to cover increased costs and underbudgeted accounts.

○ SS05.8110.469	Sewer Dist. Uniform Allowance & Maint.	(\$500.00)
○ SS05.8130.194	Sewer Incentive	\$500.00

Transfer funds to cover underbudgeted account.

○ SW06.8310.477	Water Education & Training	(\$279.90)
○ SW06.8320.191	Water Overtime	\$279.90
○ SW06.9050.800	Unemployment Insurance	(\$24.39)
○ SW06.9045.800	Life Insurance	\$24.39

Transfer funds to cover underbudgeted account.

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

Resolution #420-2022 brought by Dave Woods, seconded by Tom Thatcher authorizing the following budget adjustments:

○ A.8210.400	Water/Wastewater Contractual	\$2,525.60
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Funding accounts by General Fund Balance to cover increased costs.

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- SW09.9710.700 Debt Service Interest Bond \$920.81

Funding account by Water Fund Balance to cover increased cost.

- DA.5130.230 Highway Machinery Equipment \$135,000.00
- DA.5110.466 General Repairs Road Materials \$65,375.95
- DA.5130.230 Machinery Equipment \$182,960.00

Funding account by Highway Fund Balance to purchase cab and chassis and cover increased costs.

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

Resolution #421-2022 brought by Tom Cunningham, seconded by Joyce Cooper authorizing the following Inter-Fund Transfer:

- A.9950.900 General Inter-fund Transfer (\$696.52)
- H61.5031 Chilson / Eagle Lake \$696.52

Transfer funds from General to Eagle Lake Water Project.

- SS05.0391 Sewer Fund Balance SS05 (\$1,436.75)
- H65.0630 WWTP Phosphorous Removal \$1,436.75

Funding WWTP Phosphorous Removal Project by Sewer (SS05) Fund Balance to project until funding is received.

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

Resolution #422-2022 brought by Tom Cunningham, seconded by Dave Woods authorizing the following Inter-Fund Loans:

- DA.0391 Highway Due From Other Funds (\$181,956.69)
- H60.0630 Veterans Rd Culvert/Bridge Project Due To Other Funds \$181,956.69

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

- SW06.0391 Central Water Due From Other Funds (\$117,821.36)
- H62.0630 LSLR Project Due To Other Funds \$117,821.36

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

- A.0391 General Due From Other Funds (\$563.98)
- H19.0630 Airport Apron Project Due To Other Funds \$563.98

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

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

- A.0391 General Due From Other Funds (\$6,515.04)
- H18.0630 Airport Pavement Management Due To Other Funds \$6,515.04

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

- A.0391 General Due From Other Funds (\$8,733.85)
- H20.0630 Airport Environmental Assessment \$8,733.85

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

- SS05.0391 Sewer Fund Balance SS05 (\$535.56)
- H66.0630 Engineering Cont. Expense \$535.56

Funding EPG Project by Sewer (SS05) Fund Balance to project until funding is received.

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

Resolution #423-2022 brought by Tom Thatcher, seconded by Joyce Cooper to increase the Operation & Maintenance for Delano Point Sewer (SS07) in the amount of \$37.22 a quarter for the year of 2023, for funds that were borrowed from Central Sewer (SS05). **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #424-2022 brought by Dave Woods, seconded by Tom Cunningham authorizing the Supervisor to approve the NFP Property & Casualty Services, Inc. property casualty proposal for the period 1/1/2023 to 1/1/2024. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #425-2022 brought by Tom Cunningham, seconded by Joyce Cooper to schedule a Public Hearing for January 12, 2023, at 6 P.M. regarding the proposed adoption of a local law providing for prior written notification of defects and obstructions on town highways, bridges, streets, sidewalks, crosswalks and culverts in the town of Ticonderoga. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #426-2022 brought by Dave Woods, seconded by Tom Thatcher to schedule a Public Hearing for January 12, 2023, at 6 P.M. regarding a proposed local law repealing Local Law 3 of 2002 titled “A Local Law Providing for Written Notification of Defects and Obstructions on Town Highways, Bridges, Streets, Sidewalks, Crosswalks and Culverts in the Town of Ticonderoga.” **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

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Resolution #427-2022 brought by Mark Wright, seconded by Tom Cunningham to schedule a Public Hearing for January 12, 2023, at 6 P.M. regarding the Town of Ticonderoga’s application to RESTORE NY on behalf of the Ticonderoga Revitalization Alliance. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #428-2022 brought by Mark Wright, seconded by Tom Thatcher to advertise for a Notice of Property Assessment List Notification for 108 Montcalm Street for three (3) consecutive weeks regarding the RESTORE NY application on behalf of the Ticonderoga Revitalization Alliance. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #429-2022 brought by Mark Wright, seconded by Tom Cunningham affirming that the 108 Montcalm Street Restore NY proposed project is consistent with Ticonderoga’s local revitalization plan; that the proposed financing is appropriate for the specific project; that the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and the project develops and enhances infrastructure and other facilities in a manner that will attract, create, and sustain employment opportunities where applicable. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #430-2022 brought by Dave Woods, seconded by Tom Cunningham adopting a Local Law #8 Amending Local Law #1 of 2021 and regulating use of town owned real property. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

TOWN BOARD OF THE TOWN OF TICONDEROGA

COUNTY OF ESSEX, STATE OF NEW YORK

Resolution No. 430 of 2022

Adopted December 8, 2022

Introduced by Dave Woods

who moved its adoption

Seconded by Tom Cunningham

RESOLUTION ADOPTING LOCAL LAW

AMENDING LOCAL LAW 1 OF 2021 AND REGULATING USE OF TOWN OWNED REAL PROPERTY

WHEREAS, in order to promote public health, safety and welfare of the community

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

with the Town of Ticonderoga (the “Town”) the Town has determined that it is in the public interest to amend local law 1 of 2021 which previously dealt solely with hunting on Town owned lands in the Town of Ticonderoga and to regulate other uses of Town owned lands; and

WHEREAS, the Town Board worked on draft regulations concerning the use of Town owned lands resulting in a local law amending Local Law 1 of 2021 and regulating the use of Town owned real property in the Town of Ticonderoga; and

WHEREAS, the Town Board scheduled a public hearing for December 8, 2022, notice of which public hearing was published and posted in accordance with law; and

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

NOW, THEREFORE, BE IT

RESOLVED, the consideration of this Local Law, being an action under the State Environmental Quality Review Act (SEQRA) and the Town Board declares that this action is a Type II action pursuant to 6 NYCRR 617.5(33) and the action is hereby precluded from further environmental review; and 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. 8 of 2022, 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:

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

{Seal}

Tonya Thompson, Town Clerk

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Town of Ticonderoga

**TOWN OF TICONDEROGA
COUNTY OF ESSEX, STATE OF NEW YORK
LOCAL LAW No. 8 of 2022**

**A LOCAL LAW AMENDING LOCAL LAW 1 OF 2021 AND
REGULATING USE OF TOWN OWNED REAL 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 Regulating Use of Town Owned Real Property” and shall amend Local Law 1 of 2021. It is adopted pursuant to Section 10 of Municipal Home Rule Law.

Section 2. Purpose.

This Town Board finds that certain uses of, or activities on, Town owned real property constitute a serious threat to the health, safety, and general welfare of Town employees and other persons lawfully on the property of the Town or may cause unpermitted damage to property of the Town which activities which 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 certain uses of, or activities on, all real property owned by the Town of Ticonderoga.

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Section 3. Definitions.

“Camping” means the act of sleeping, setting up a tent, camp, camper, or other temporary or permanent improvement, intended to be used or used to stay, sleep or reside at or on Town Property.

“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.

- a. No Hunting shall be permitted on any Town Property.
- b. No Camping shall be permitted on any Town Property.
- c. The use of metal detectors or any excavation equipment or tools is prohibited on any Town Property. No person shall make any excavation by tool, equipment, or utilize metal detectors of whatever kind, across, over or on any Town Property.
- d. No person shall make or cause any fire to occur on any Town Property, including but not limited to campfires or any other fire.

Section 5. Exceptions.

- a. Hunting on Town Property may only be permitted by (i) 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

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- absolute discretion of the Town Board, or (ii) by the Ticonderoga Highway Superintendent for purposes solely of protection of Town highways and solely limited to lawful trapping permits.
- b. Camping on Town Property may only be permitted by resolution of the Town Board in connection with any event held on such Town Property for which the Camping shall be incidental to such event, such as Fourth of July or similar festivities as the Town Board may require.
 - c. Excavations or exploration of Town Property for purposes of any Town Board sponsored project shall be authorized but limited to the individuals or entities authorized by the Town Board.
 - d. The use of Town installed barbeque grills or pits shall be permitted during daytime hours from sunrise to sunset provided that any person using such barbeque grills or pits shall keep and maintain the usage of same in a safe manner and not permit unattended fires or large fires to exceed the confines of such barbeque grills or pits, and further provided that only charcoal manufactured for use in barbeque grills or pits shall be used in such barbeque grills or pits. No firewood shall be used in any barbeque grills or pits.

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 judgement shall be rendered.

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Section 8. Interpretation and Intent.

It is not the intent of the Town Board to supersede any New York State or Federal Law, rule or regulation regarding the contents of this local law. In the event of a conflict between this law and any such New York State or Federal law, rule or regulation, the more restrictive shall control within the limits of the Constitution of the State of New York or the Constitution of the United States of America.

Section 9. Effective Date.

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

Resolution #431-2022 brought by Tom Cunningham, seconded by Dave Woods authorizing the Supervisor to accept the terms for an easement for Ticon Solar upon final review of the Town Attorney. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #432-2022 brought by Joyce Cooper, seconded by Tom Thatcher to schedule the Organizational Meeting for January 5, 2023, at 9:00 A.M. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #433-2022 brought by Dave Woods, seconded by Tom Thatcher to accept the minutes of the November 10, 2022, Regular TB Meeting, November 17, 2022, Finance Meeting, and November 29, 2022, Special Town Board Meeting. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Resolution #434-2022 brought by Tom Thatcher, seconded by Joyce Cooper to Pay the Abstract #12-2022. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Board Meeting Date 12/08/2022				
Gross Payroll # 24	106,306.48			
Gross Payroll # 25	142,490.74			
Trust & Agency Total	\$248,797.22			

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Pre-Pays:	\$0.00			

ABSTRACT # 12	12/8/2022	Cash Transfers	YTD Revenue	YTD Expenses
General (A)	328,026.67	328,026.67	4,675,841.02	3,997,071.29
CD20 LaChute Trail Connector	-	-		-
CD21 LISC Zombie		-	-	10,352.63
CM Library Trust Special		-	138.70	-
Highway (DA)	438,795.26	438,795.26	1,339,023.88	1,708,499.19
H17 - Ticonderoga Airport Improvements		-	-	-
H18 - Airport Pavement Management	6,515.04	6,515.04	8,927.61	67,932.06
H19 - Airport Apron Reconstruction / Taxiway Rehab	563.98	563.98	25,463.23	48,014.14
H20 - Airport Environmental Assessment	8,733.85	8,733.85	16,296.80	26,108.37
H36 - C/P Chilson Res. Replacement	787.50	787.50	84,928.95	103,167.84
H45 - C/P Equipment Purchase		-	-	-
H48 - FEMA Chilson Water Main		-	0.35	-
H49 - GIGP Daylight Streaming		13,305.00	-	-
H50 - C/P WQIP WWTP Disinfection	-	-	30.68	525.00
H51 - Res & Design French Sawmill	-	-	52,195.75	41,459.00
H53 - Clean Water Main Project	13,305.00	-	768.75	2,321,299.16
H54 - LaChute Signage Grant		-	-	-

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H56 - Sewer Pollution Right to Know		-	4.25	-
H57 - Parking Lot Cannonball Path		-	1.08	-
H58 - WWTP HVAC Project		-	-	-
H59 - LCBP Storm Water Sewer Separation	-	-	69.08	-
H60 - Veterans RD Culvert/Bridge NY Project	181,956.69	-	-	700,056.34
H61 - Chilson/Eagle Lake Water Exploration	696.52	388,063.64	92,834.21	93,530.73
H62 - Lead Service Line Replacement Grant	203,434.68		198,617.56	439,025.87
H63 - Water Meter Project	-		-	4,360.40
H64 - WWTP Ventilation Project GIGP	-			-
H65 - 5052 WWTP Phosphorous removal EPG	1,436.75			1,436.75
H66 - NYS DEC EPG #104867	539.00		27.30	82,927.96
H67- Wet Weather Operating Plan	-	-	7,500.57	6,999.75
H68 - Black Point HVAC 5099	-	-	6,705.25	6,705.25
PN - Permanent Fund Mt. Hope Cemetery			112.06	-
SF01- Ticonderoga Town/Village Joint Fire District			546,358.00	546,358.00
SF02 - Chilson Fire Protection District	-		76,147.00	76,147.00
Claymore Sewer District (SS01)	32.83		6,153.76	1,620.56
Park Ave Sewer District (SS02)	23.40		47,968.40	46,091.39
Alex Ave Sewer District (SS03)	31.02		33,603.73	32,459.07
Homelands Sewer Dist (SS04)	45.14		18,172.37	17,100.63
Central Sewer (SS05)	40,994.72	43,582.75	1,404,521.36	1,113,873.91
Commerce Park Sewer (SS06)	130.72		75,035.97	65,913.33

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Delano Point Sewer (SS07)	66.36		20,159.69	22,617.65
Baldwin Road Sewer Dist (SS08)	87.25		46,416.68	49,031.70
Black Point Road Sewer (SS09)	1,994.45		264,432.08	241,696.52
Hague Road Sewer (SS10)	14.54		11,979.20	9,038.66
9N & 74 Sewer (SS11)	162.32		28,846.95	36,167.15
9N & 74 Water (SW01)	-		62,649.05	60,099.20
Street Road Water (SW02)	-		32,241.40	27,776.00
Alex Avenue I Water District (SW03)	-		26,187.28	25,088.00
Homelands Water District (SW04)	-		10,598.10	9,945.60
Alex Ave II Water District (SW05)	-		39,959.99	40,909.46
Central Water (SW06)	57,733.97	57,754.81	1,114,878.72	902,017.69
Park Ave Water Dist (SW07)	-		30,250.80	29,008.00
Shore Airport Water (SW09)	20.84		231,288.78	211,453.55
Multi Account Total	1,286,128.50	1,286,128.50	10,637,336.39	13,223,884.80
Total Expenditures This Abstract	\$1,534,925.72	TRUE		

Resolution #435-2022 brought by Dave Woods, seconded by Tom Cunningham to accept the Supervisor's Report as submitted. **All in Favor** Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Tom Cunningham – Aye. **Opposed** – none. **Carried.**

Supervisor's Report

12/8/2022

Account Title	GFNB	NYCLASS	GFNB ICS	Total
General	118,667.76	167,044.48	4,746,040.90	5,031,753.14

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Airport	81,476.68			81,476.68
Highway	5,146.23	84,112.46	742,869.11	832,127.80
H17 - Airport				-
H36 - Master Drinking Water	166,615.86			166,615.86
Clean Water H49 H50 H53	194,392.79			194,392.79
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	363,011.09			
SS01 - Claymore				-
SS02 - Park Ave				-
SS03 - Alex Ave				-
SS04 - Homelands				-
SS05 & All Districts	306,897.24	685,567.98	1,046,140.50	2,038,605.72
SW06 - Central Water All Districts	414,349.99	505,662.17	55,709.80	975,721.96
C/R - Carillon Park		5,143.77		5,143.77
C/R - Liberty Monument		10,544.44		10,544.44
C/R - Unemployment		30,401.85		30,401.85
C/R - Police Equipment		74,463.69		74,463.69
C/R - Senior Bus		20,382.49		20,382.49
C/R - Frazier Bridge		6,635.14		6,635.14
C/R - Forfeiture		1,738.25		1,738.25
C/R - Building Improvement		326,983.05		326,983.05

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C/R - General Sidewalk Improvement		200,768.50		
C/R - Building & Grounds Equipment		10,767.85		
C/R - Airport Development		100,359.07		
C/R - Highway Equipment		173,752.92		173,752.92
C/R - DA Sidewalk Repair		20,081.91		
C/R - Sewer Equipment + Infrastructure		80,982.73		80,982.73
C/R - Sewer Repair		100,842.06		100,842.06
C/R - Water Equipment + Infrastructure		259,150.86		259,150.86
C/R - Water Repair		50,393.45		50,393.45
0				-
Library Trust		34,152.00		34,152.00
Mount Hope Cemetery		27,458.51		27,458.51
				17,270,421.97
Total	8,397,256.45	2,977,389.63	6,590,764.31	17,965,410.39

Matthew Fuller, Town Attorney

The Town owns 130 The Portage, this property was acquired by the County from a Tax Sale and it was used as a staging property for The Portage project. We can consider seeking proposals for interested parties, and we can dictate in the sale just what is done with that property. Further discussion will be had.

Public Comment

Deb Mulcahy asked what the current feeling from the Town Board about the Eagle Lake property owners request for the radar speed sign on Route 74, where are you on that.

Supervisor Wright stated that there didn't seem to be a problem with that, they were going to pay for the sign, he would need to follow up with NYS DOT.

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Mrs. Mulcahy asked for those people who were given approval to 'opt out' of being part of a water district, or disconnect from, if a water district is formed, are those people under obligation for O & M cost.

Supervisor Wright stated that at this time there is no plan by the Town that there will be a district formed.

Mrs. Mulcahy then asked if you were forming a district just for the lower Chilson area.

Supervisor Wright reiterated; no district is to be formed. What the Town is currently doing is determining which property owners have requested some sort of help versus those that have said they are fine on their own. For those who have requested out, the help that comes from the Town is beating the bushes for some kind of State and Federal monies to help pay for private wells. We have identified all of the parcels in that area, we have identified which parcels can certainly put in a well, which ones are well capable and which ones are possibly well capable with regard to setbacks, and the Town is sending packages out very soon, to those individual property owners that were tailored to them that has information on setbacks, contacts for drilling companies, average price for drilling. So, the plan is to try to get State funding to try to help private wells on properties.

Mrs. Mulcahy acknowledged Supervisor Wright and noted that the Town received 8.3 million in grant monies....

Supervisor Wright agreed, it was 3 million in grants and the rest was in zero interest financing. That was for that specific project of hauling water from the well up the hill, we can not use it for anything else.

Mrs. Mulcahy then asked what is proposed Chilson Water District user on the website, for the 15 people on Middle and Old Chilson Road?

Supervisor Wright would need to go back and look at that.

Mrs. Mulcahy stated that it looks like the Town of Ti faces a 5.6 million dollar mandated project? There is no date on this. But it talks about this 5.6 million dollar project and that the Town would benefit if the properties involved here would form a district and it does list 15 properties.

Supervisor Wright again stated that he would need to look at that. That is not part of the current plan.

Mrs. Mulcahy asked what the current plan is for Chilson, Eagle Lake residents who have not submitted a request to be taken off Town water.

Supervisor Wright explained for those who have not responded the Town's plan is to get with them and find out what they want to do. He encourages people to send back the survey that we

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sent, but right now we are at about 50%. The most recent survey was several months ago. That was the one that we sent to the people who already told us no, we wanted to confirm that.

Mrs. Mulcahy asked if she heard correctly that they could use funds for private wells for some people?

Supervisor Wright stated that we can not use municipal funds for those areas because they are not in a district. If we had federal funds or state funds that were give to us, then we could use that to fund private wells. That would be the people that could support a well in itself or two or three, up to four who can share a well.

Mrs. Mulcahy asked about the Ti EMS district, it says it would include the Town and once it is formed will that include Chilson and Eagle Lake.

Supervisor Wright stated yes, that is part of the Town.

Mrs. Mulcahy asked where the EMS gets their training, is the Town obligated to provide any of that training? If a paid person is hired to be on the squad, is that part of the Town's obligation to pay for the training.

Supervisor Wright stated, no and that the training is regulated by the State. They would be considered a contract vendor.

John Mulcahy asked if there are any permits that the property owners are responsible for when it comes time to drilling a well.

Supervisor Wright explained that this is part of the information that we are sending out, there may be depending on the setbacks, wetlands, septic, it may require permits from DOH, but the Town would like to help the residents in this process. There will be some information regarding that in the mailings that the Town will be sending out.

Councilman Cunningham added that the real answer is maybe, you may need permits depending on your property. It would be prudent to reach out to the DOH and the other permitting agencies.

Deanna DiPofi asked if someone could please provide the status of the renegotiation of the consent decree as it was stated at the last Board meeting, the attorney said that it was a re-negotiable agreement. There are over 700 people in this Town that are wondering the same thing. We are wondering what the status it.

Supervisor Wright explained that the decree was done to avoid a violation and the DOJ never said that we couldn't use Gooseneck water, what they said was that we have to comply. You either comply by abandoning Gooseneck or you bring it into compliance, so, the Town could certainly re-connect with the DOJ, but they are going to still ask us what our compliance plan is. That compliance plan sets us back to where we are today.

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Ms. DiPofi stated that she didn't ask for an explanation, (inaudible) she asked what the progress is with the re-negotiated consent decree.

Supervisor Wright stated that there is no sense of sending anything back.....

Ms. DiPofi interrupted saying she didn't ask you if there was sense, she is asking

Supervisor Wright stated if he stops getting interrupted, he will finish his thought. There is no sense in completing this by sending another request to the DOJ for reconsideration because they are going to ask us what our plan is, and that plan remains unchanged. It is unviable from a financial standpoint to...(interrupted) (inaudible)

Ms. DiPofi stated that there are multiple plans and multiple options, because in that consent decree, is it not to provide filtration, right – which you don't have and (inaudible)

Supervisor Wright stated that we have been over and over and over this....

Ms. DiPofi thinks it is finally time to come to some type of agreement with the people, your saying, no, no, no and the people are saying we don't want this water, it is causing all of these problems. Not only is it causing all of these problems, you are creating more problems. Her next question is, do you have a plan to treat the salt that is going into the wastewater treatment plant that is therefore going into LaChute River, into Lake Champlain which is a federal waterway.

Supervisor Wright asked the salt from?

Ms. DiPofi stated the people are putting salt tablets to soften that hard water, does the Town have a plan for that.

Supervisor Wright is not familiar with what the wastewater treatment plant has right now for the treatment of salt.

Dan Blanchard stated that there isn't.

Ms. DiPofi stated that there isn't and you are allowing salt to go into a river, to go into a federal waterway....

Supervisor Wright stated that the wastewater treatment plant is inspected constantly for what it is putting into the water.

Ms. DiPofi asked if he knew that the State of Vermont doesn't know you are doing this?

Supervisor Wright stated that he is not worried about the State of Vermont, he is not involved in their legislative affairs...

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Ms. DiPofi stated that you should, they want to know why the Town of Ticonderoga is allowing that (inaudible)

Supervisor Wright stated that they have not contact the Town of Ticonderoga.

Ms. DiPofi stated that she has been contacting everyone in the surrounding area...that is a Federal waterway and unfortunately when you put salt in fresh water, we know what happens to the habitat. So, what she is getting tonight is you have no plan. (inaudible)

Supervisor Wright is saying that the water that goes into the LaChute is treated at the wastewater plant and it has to pass inspection for what is going out.

Ms. DiPofi asked when was the last time it was inspected?

Supervisor Wright stated that it is inspected constantly.

Ms. DiPofi again asked when was the last time it was inspected?

Supervisor Wright stated that he does not know when the last date was, if you want to ask the Town Clerk to get that information for you, he is sure she will....

Ms. DiPofi asked if she can get this information.;

Frank Sheldon began with stating that we want you to make an effort, she talked about this and you said what is the point. We want you to make an effort into the re-negotiation..... (interrupted)

Supervisor Wright stated that we are not going to do it....

Mr. Sheldon said that is fine, you are saying right now to everybody

Supervisor Wright stated that we are not going to do it because we are going to be right back to where we are right now...(inaudible) the DOJ is going to say, show us how you are going to comply....

Mr. Sheldon stated then put together a compliance program...

Supervisor Wright stated that we have already done a project, it is unviable from a financial standpoint.....(inaudible) we won't discuss this anymore.....

Mr. Sheldon stated, alright, the only thing that we can do is get an attorney to contact.....

Supervisor Wright said to go ahead and do whatever you feel is appropriate.....

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Mr. Sheldon stated that we are going to. He would now like to get his notes in to you guys when you are talking about the EMS here, you are obviously going to see a tax increase to the people somewhere correct....

Supervisor Wright stated whether through appropriations or a district or if it is not formed, you won't see anything....

Mr. Sheldon again stated that we are probably going to see a tax increase of some kind, someone has to support this correct...

Councilman Cunningham stated that this is not necessarily true, it does not have to exist.

Mr. Sheldon continued, somewhere along the lines some money is going to come somewhere to (inaudible)...

Supervisor Wright stated only if there is an EMS service.

Mr. Sheldon asked if we are planning on having a service?

Supervisor Wright asked if Mr. Sheldon heard what was said..

Mr. Sheldon acknowledged that he did hear what was said..

Supervisor Wright then asked why would you that question?

Mr. Sheldon stated that he wanted to hear an answer from you (the Supervisor).

Supervisor Wright asked if he must repeat what was said (yes) ok, there is not necessarily going to be a tax increase if the decision is made not to fund EMS.

Mr. Sheldon stated what did I just hear, if you do fund EMS, if we do decide to do that there should be a referendum and if you do fund it, it is going to be a tax increase, right,, Mark, Mark, if you do fund them, there is going to be a tax increase..

Supervisor Wright stated yes, (inaudible) it is a pretty simple answer...

Mr. Sheldon agreed yes, if you fund them there will be a tax increase...

Supervisor Wright stated if we don't, then we won't...

Mr. Sheldon stated that budgets are put together based on the previous years spending, and projections for the upcoming year, but you...he is sure everyone worked on the budget, but you probably had a lot more input because you had a lot more hands on to it, because you are dealing with the people and all of..... so, you went ahead and increased the budget, which is going to increase spending, which turns around and triggers you increasing the assessments, more money from the taxpayers and the property tax.....

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Supervisor Wright stated that the budget does not increase the assessments....

Mr. Sheldon stated no, the assessments were increased and we are going to get an increase in our taxes based on the assessments, correct?

Supervisor Wright noted that this could happen, that may not necessarily happen. You can ask the assessor that and she (inaudible)

Mr. Sheldon continued, so, the property taxes are going to go up after the first of the year because of the new budget and everything right...

Supervisor Wright stated that some people may and some may not.

Mr. Sheldon stated that taxes are going to go up, the school taxes have already gone up, the budget increased because of spending and projected spending that you put together..

Supervisor Wright reminded that we can not control the school taxes, you do know that, right. You do know that the Town does not control the school taxes.

Mr. Sheldon stated he does, they submit their budget, you guys review it, you see if it is feasible and all that stuff, there,...

Supervisor Wright again stated that the Town has not control over the school budget, the Town does NOT review the school budget, you are incorrect.

Mr. Sheldon stated that there are negotiations, they tell you what they need...

Supervisor Wright again stated, no, they do not. They do not tell us what they need.....

Mr. Sheldon stated, yes, they do (inaudible) ... water and sewer is going up, property taxes are going up since you have been in here, we are going to look at the EMS possibly going up, ok, he does not believe that you guys and gals did enough to look at a cost reduction (inaudible)

Supervisor Wright stated that you said that last time, we are not going to do it again.

Mr. Sheldon stated, yup, now you, you are aware at the County that the taxes are going to be increased and you are aware that the 16 Supervisor's are getting an \$8,000.00 a year pay increase and you are getting that, everybody needs to be aware of that. You said that you took a cost reduction but you didn't... He has a question for your Mark, taxes are going up, everything has happened since you have been here, why are you here Mark, why are you here, you are increasing the budget, why are you here....

Councilwoman Cooper stated it was because he was elected...

Mr. Sheldon continued, why are you still here, because you are not helping the people, you are increasing the taxes, you are not...(inaudible)....

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Supervisor Wright stated that your explanation on helping the people varies greatly from his...

Mr. Sheldon stated it sure does, because he is in it for the people and you are not...

Supervisor Wright stated that he has heard that, we all have heard that, that is all we ever hear from you...(inaudible)

Ms. DiPofi stated we have with all the taxes combined increased school taxes, our water is going up, the property taxes are going up county taxes are going up.....(inaudible) this is based on spending in the budget, the budget drives what the tax rate is, the assessor does the assessment to apply the tax levy....(inaudible) by you increasing the budget, it increases our taxes...

Supervisor Wright stated that we are well familiar with how the process works...

Ms. DiPofi continued for 2% to go up as high as you did, that is absolutely ridiculous....

Mr. Sheldon stated that this is what we got from you – zero, zero...

Supervisor Wright stated, as usually your input is (inaudible)..

Nicole Justice Green (PRIDE) wanted to make a comment to the gentleman who was concerned about well drilling and permitting. Any reputable company that you hire will take care of all the permitting for you. If you chose to try to do the drilling yourself, you will need to get the permitting yourself. If you need any assistance navigating the process PRIDE would be happy to help you with that. We work with multiple well drilling companies in Ticonderoga and throughout the area, you will not personally need to get those permits. The company you hire will navigate that process for you. Not that this makes it any less stressful for you, but that is one piece that you don't need to necessarily worry about. If you would like some references and reputable companies, please reach out.

Dan Blanchette has a question about the wells, say we get some Federal or State funding, one well for how many houses?

Supervisor Wright stated that it depends, some can share and some will have a single well.

Mr. Blanchette asked what if you get into a region of locations where you can't get adequate water?

Supervisor Wright stated right now all the properties, except some of the ones at the very end of Eagle Lake, which may have to get water from the lake itself, they have a capability to either share or get water on their own property.

Councilman Woods added that AES has already mapped it out, who is available....

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Mr. Blanchette asked if they come to the properties and talk to the owners, no body has come to his area at all..

Supervisor Wright stated that there was a survey team up there, they did not necessarily go to each property because they went to the ones where they needed further information.

Mr. Blanchette stated that he has one of the biggest properties around some of these people that can't drill a well because of their septic. Why wouldn't they be knocking on his door.

Supervisor Wright stated that we do not know why they did or did not knock on your door, but the did say that some of them already....(inaudible) some of the properties, they already had the information that they needed.

Mr. Blanchette stated, right, with no negativity, he supports it, he is just saying that he is sure there are other neighbors up there with adequate space that want to help people that can't drill.

Supervisor Wright agreed, we are sure there are. Those type of negotiations are going to have to be between those neighbors.

Ms. DiPofi stated that this will create a whole host of problems. Multiple families or properties on one well, now you have to go and change your deed. Who is going to pay for that? Who is going to pay for that? Nicole just said to someone to somebody who asked how we are going to treat that and she said filtration, you said you don't even want to entertain filtration.

Supervisor Wright stated that what he said is that the Town of Ticonderoga is not going to go back for (inaudible) Supervisor Wright asked what the question is?

Ms. DiPofi stated that it was not a question, it was a statement. Ms. Green was just speaking – where are you from??

Mrs. Green stated that she is from PRIDE of Ticonderoga, they are a non-profit that assist local residents with their housing needs and housing emergencies, so we work in this field. What she was specifically stating about personal filtration, there is no reason why the majority of the residents can't drill their own well, the few that cannot, can use the water from Eagle Lake, but they would need to install personal filtration systems at their homes, which is significantly cheaper than drilling a well.

Ms. DiPofi asked what the difference was between our personal filtration system from using the lake water and Gooseneck Pond.

Supervisor Wright stated that Gooseneck Pond is going to be shut down in 2025.

Ms. DiPofi stated that you have not re-negotiated that.

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Supervisor Wright stated that he is not going to keep repeating this tonight, the Town of Ticonderoga is not going to go back to the DOJ because they will tell us once again, what is your method of compliance...

Ms. DiPofi stated to tell them it is personal filtration.

Mr. Sheldon stated that you do not know that..

(Several inaudible conversations)

Supervisor Wright stated that we have been through all of this of what things are required with Gooseneck to bring it into compliance and just filtration at the personal level is not one of them.

Ms. DiPofi stated that we can have a discussion....

Supervisor Wright stated that we are not....

Ms. DiPofi stated that she is not going to have a discussion with you, but she will have a discussion with other people, but you can do (inaudible)

(Several inaudible conversations)

Ms. DiPofi stated that there are State agencies that...

Supervisor Wright stated that there is not a district and there will not allow (inaudible)

Ms. DiPofi stated that she is trying to help to re-negotiate, and all you have to do is tell your attorney to do it. He is waiting for the Town Board to say, hey, help these people and you are saying no, I'm not going to help these people.

Supervisor Wright stated that we are not... interrupted....

Ms. DiPofi asked Dave (Woods) if he would be willing to help re-negotiate?

Councilman Woods stated no. We have all gone over this. It is not going to do any good to re-negotiate this, they are going to come back and say what the Supervisor just said for the last half hour.

Mr. Sheldon stated that we do not know that for sure, until (inaudible) until you try, you don't know for sure they are going to say no, that is a fact. Without trying, you are telling everyone in here that they are not worth it.

Supervisor Wright stated that we are done.

Steve Miller asked about the EMS, the attorney earlier said that he estimated that it would be about \$50 per rate payer. If that is the case, why don't we just charge everybody \$50.00 per

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household and not have to worry about property taxes. If it is truly only going to be \$50.00 he is sure everybody would be happy to have EMS for \$50.00. That is what he is asking. Secondly, he happens to live on Alexandria and there is a lot of traffic there, high traffic with a lot of speeding. He thinks the Town Police have been trying to do a good job of catching people and getting them to slow down, but you mentioned earlier about Chilson, we need some signs that say it is 30 miles an hour. He knows there is one way up by the school, but you get down to Baldwin, Lord Howe and somebody coming up out of the Village it is floor it. They know nobody is going to catch them so they go 40-50 miles per hour. There are a lot of kids walking on that road, the kids from the school do their running, people using the park. He is asking if the Town can request the county to put up a couple more of the 30 mile per hours speed limit signs. He realizes this is county road, but if he went to the county and asked them to do something they are not going to listen to him, they are going to listen to the Town. That is all he has.

Supervisor Wright will inquire about this.

Mr. Miller added because of the work being done at the bridge, he knows that there has been a traffic assessment done on the bridge area, so, some of that information should be available somewhere. It may not be available to him, but it maybe to the Town.

Supervisor Wright agreed, the county probably has it. You are right, they are getting ready for that bridge construction, so they probably did measure traffic.

Mr. Blanchette noted with the closing of Gooseneck, let's jump ahead to 2026 and everything has been taken care of, there are wells, wells downtown supplying half the Town and you still have Lake George feeding the other half of Town. What will happen if more and more people start getting more soft water based softeners and can we afford a desalinizer? Can we afford heavy repairs on the treatment plant and what about the landfill next to IP out there that has been used and the possibility of it leaching into those two wells, that aquifer. There is possibilities from what he understands, that it could spoil those two wells... if we sign off on Gooseneck.. (inaudible)

Supervisor Wright explained that what we have heard from our hydrologist is that there is not potential for that seepage into the well system.

Mr. Blanchette asked how far away is it?

Supervisor Wright does not have that information. It was due to the geography and the formation of the earth, not just the distance.

Mr. Blanchette asked about the price of a desalinizer?

Supervisor Wright stated that this has come up before, it is expensive and you do have to figure out what to do with the effluent from that. Again, what he is hearing is that it will only cut the hardness of the water by 50%. There will still need to be some in home...

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Mr. Blanchette interrupted to say that he is talking about the desalinizer next to the water treatment plant, removing the salt before it goes into Lake Champlain..

Supervisor Wright supposes this is possible, but who is going to pay for the...

Mr. Blanchette then asked if DEC and DOJ have no problem with the salt going into Lake Champlain?

Supervisor Wright is sure they have restrictions and requirements, as he said before though, the plant is tested for what it is kicking out into the waterways.

Mr. Blanchette asked specifically if it was tested for the salt.

Supervisor Wright stated that they test for a number of things, he does not have a list

Mr. Fuller stated that the Town is not regulated for salt, that is not part of the Town's SPDES permit.

Mr. Blanchette that his issue is you have Lake George Association, Lake Champlain Association working very, very hard on keeping road salt away from its rivers and streams and here we are just dumping it into Champlain.

Supervisor Wright stated that we are not just dumping anything in it right now....

Mr. Blanchette stated that there is a ton from one business going there right now and if you get more and more people on softeners, which will absolutely happen, you know how hard the water is, you are going to have more and more salt. So, losing Gooseneck, the department should bail us out for the desalinizer right, is that what we could be looking at down the road because we are getting forced into this?

Supervisor Wright stated that this falls under the topic of unfunded mandates, the reason we are losing Gooseneck is because of those – you can't use it, and we are not giving you the money to fix it. That is very common with federal and state government. This would be the same kind of situation. Just because they put a requirement on you, doesn't mean that they will give you any money to make that requirement possible.

Ms. DiPofi stated that this is not an unfunded mandate, this is something that should have been foreseen when we knew there was a problem going down the road when it was first identified that those wells' water was hard, it should have been foreseen that they are going to use softeners, there is going to be salt. How are we going to fund it, so now you have created a bigger problem than trying to correct....(inaudible to Councilwoman Cooper)...

Councilwoman Cooper stated that this wasn't created by us, but we are getting beat up about...

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Ms. DiPofi stated that she is saying that this should have been foreseen that with these wells and the salt with the hardness, then putting the salt into it to soften the water, it is creating more of a problem. You have to look at that issue now too.

Supervisor Wright stated that you realize we can't go back in time and change any of this...

Ms. DiPofi stated that she is talking about the issue with the salt going into the LaChute, with more and more people on the wells, like Dan is saying, if you are getting rid of Gooseneck, you will have more salt. Did you look at that issue on how to treat that with a desalinizer. How much money is that going to cost. (inaudible)

Mr. Blanchette stated that they are any where from 40 to 400 million, they are expensive and then you will have a lot of tractor trailers coming in with dump trucks. They have to haul the salt somewhere.

Supervisor Wright agreed that it is an expensive process and don't count on the Federal or State government giving us the money for that.

Ms. DiPofi again stated that this is something that should start to be looked at now before it gets to another point.

Supervisor Wright does not disagree with that.

Mr. Blanchette asked if it was possible, for the people, to just try to appeal this. What is the worst scenario. At least you can come to the people to say that we tried it...

Councilman Cunningham believes that you are missing the point. If we go back and they do say yes, you can use Gooseneck but this is what you have to do to be able to use Gooseneck and that we know, even though no one wants to believe it, would be about a 30 million dollar project. That is how we have gotten here today. The fact is, if you go back to the state and they come back and say, hey, no problem, you want to use Gooseneck, bring it into compliance. How much is that going to cost. We have had that evaluation done, it was 30 million dollars years ago, it is probably 50 million now.

Mr. Blanchette stated that there is only one more thing that we have to do to get us into compliance.

Ms. DiPofi stated that this is filtration.

Councilman Cunningham stated no, it is not just filtration. It is filtration, it is the Dam, it is the pipe...

Mr. Blanchette interrupted stated that the dam would be covered by the state....

Councilman Cunningham stated that it is not covered by the state....

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Mr. Sheldon stated, but Tom, if you give them a plan, it doesn't have to be done tomorrow, it will be done over (inaudible)

Supervisor Wright stated it does, it has to be done by 2025....(inaudible)....

Mr. Sheldon stated that you re-negotiate, what did you miss Mr. Wright....

Supervisor Wright is asking the same question of you, Frank.....

Mr. Sheldon is telling you to give him (attorney) the authority to re-negotiate and talk to the state about this, we will look at trying to repair it over a longer period of time....

Supervisor Wright stated that this board has decided that it is not what is going to happen because they will tell us to bring it into compliance.

Mr. Sheldon stated, yes, but you do not know what it is going to cost us.... You don't (inaudible) they may give you a variance for three years Mark where we can fix it over a period of time, you are not trying.

Councilman Cunningham stated that this is pure speculation and there is absolutely no basis in facts for that particular comment and for us to assume that is what is going to happen. What is going to happen is, we could go to the state, go to DOH, re-negotiate the deal and they are going to come back and say, ok, fine, we will let you do that. Now, you have to bring this into compliance and you have to do it by 2025 because that was the original mandate and that date is NOT going to change. The fact is we know it is too expensive. That is the whole, that is where we are today, that is why we drilled the wells in the first place. The other piece of the puzzle that he believes is overlooked a tremendous amount is that Gooseneck alone will not supply the Town of Ticonderoga, nor will Baldwin Road. So, they only supply, if they were both fully operational, about half the Town each, right. One fails, then half the Town is out of water. Baldwin Road is going to need to be replaced or abandoned at some point because it is past its useful life by many, many years. It is being held together by band aids, it is costing the town 100 plus thousands of dollars a year to maintain that facility and there is a point that is going to come that we are going to need to go to a single source of supply and the only single source supply right now that generates enough volume of water are the wells and so, yes, the entire Town of Ticonderoga is going to have to be supplied by wells because, otherwise they are going to have two antiquated systems, one in Gooseneck, one on Baldwin Road, they are going to die and we have already paid for wells. So, even if you do go back and re-negotiate it and by some magic happens with Gooseneck, the Town is still burdened with the debt that we have incurred to put those wells in. That is not going to change.

Mr. Sheldon stated if a mistake was made, it needs to be owned up to and fixed.

Councilman Cunningham does not believe a mistake was made, if there was any mistake at all it was in a lack of communication at the time to notify the homeowners about how hard the water was. That's a mistake, but that was before his time, that was a failure to communicate the potential hardness of that water back in the day. There was no mistake made, in his opinion, and

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even though the decision was made before he came on the Town Board, to put in the wells because it fixes many long term solutions to problems that are going to occur with the Town. So, we have a source that can supply water to the entire Town, because Baldwin Road is going away at some time. So, Gooseneck would only fix half the problem and then you still have to supply the other half of the Town because Lake George water is going to stop.

Mr. Sheldon stated that all he is saying is this, repairs could have been made over the last two or three years to start to get us into compliance on Gooseneck if somebody had taken initiative, that didn't happen. Now, this is where we are right now and all he is saying is this Tom, and he is not trying to be a nasty guy, he just wants to tell it like it is, is we need to show the people that we are at least going to see what it would cost us in the end to give them the water they want, that is all we have to do..

Councilman Cunningham stated that we know what the cost is

(inaudible)

Supervisor Wright stated that we do know what the cost is and we are not going to debate this again, we have debated this all year of what that cost was, we have had experts come in, you were supposed to bring experts to show us what the cost was. Everything you brought forward was refuted by the DOH, the AES engineering and the legal experts. None of your solutions in part or in total solved the problem. We know what the cost is, it is not changing, matter of fact, it has increased over time. We are not going back, we are not going to re-discuss the cost. We are not going back to the DOJ and ask them anymore, because they are going to still ask us to become compliant and we cannot afford to become compliant. We are wasting each others time and we are gaining no ground here.

Ms. DiPofi asked if you go back and re-negotiate Gooseneck, that is soft water which could

Supervisor Wright asked if Ms. DiPofi did not understand what he just said...

Ms. DiPofi understands (inaudible) The hardness in the water, thereby reducing the amount of salt the people are putting in to soften the water and you would probably not need to spend that money years down the road for the desalinizer it would save you money, because it would cost you more money for a desalinizer than it did to put filtration in and bring Gooseneck into compliance.

Supervisor Wright again stated that we cannot bring Gooseneck into compliance to even start this process.... It is too expensive.

Ms. DiPofi stated that it would be even more expensive to try to get a desalinizer....

Supervisor Wright agreed, maybe, but right now we can't do anything about Gooseneck, it is too expensive. So, your whole premises based upon that foundation that we can't move forward with that because it is not cost effective.... Frank you can just waive your arm all night and say

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why don't you try, why don't you try... but it simply comes back to the fact that the DOJ is going to still ask us to come into compliance by the date that they provided.

Mr. Sheldon agrees that they want us to be in compliance, what we are saying that, Mark, you can give them some kind of a plan. You say it is supposed to be down by 2025, maybe because all the problems it has caused for the people, they'll give you two more years and that will give you a longer period of time. You do not know because you are not willing to try, Mark, you don't know because you don't try. All these people, 700 people on those petitions and you are not willing to try. It would be better for you if you would at least try. Everybody here try, give it a shot, what do you have to lose some letters from the lawyer, you are paying the lawyer anyway. Get some letters from the lawyer to go in and find out. At least try it, let's find out, if we get something on paper that says no way, well then, we are cooked.

Supervisor Wright stated that the decision has already been made.

Ms. DiPofi stated that you already have covered reservoir, the storage tank, the reservoir, you are not even using that, put a check next to that box, done. So, your 30 million dollar project just went from here down to here.

Councilman Cunningham stated that the 30 million dollar estimate was done.....

Ms. DiPofi stated it was 2020

Mr. Blanchette stated it was done by one engineer; you need three of them....

Councilman Cunningham stated that the one you are talking about was the project to put water up the hill. The project to re-do Gooseneck was done back before that and that is what prompted the Town to say that is too expensive for the Town taxpayers to incorporate, so, instead they spent 8 million dollars to drill wells. That was the cost analysis done at the time and for us to go back you still have spent the money on the wells, the Town's community is still going to incorporate that debt, they still have that debt and you are going to burden them with another at this point maybe 40-45, maybe 50 million dollars to do what you want to do at Gooseneck and even if you spread that over 10 years you are talking 4 ½ to 5 million dollars a year. That is a lot on the taxpayer, it is not economically feasible and that is why this Town Board has decided we are not moving forward, end of story.

Mr. Sheldon stated so, you are going to give them water that they are not happy with, so you are not going to look, you just don't

Councilman Cunningham stated that there are a lot of people that claim that they don't like the water and there are a lot of people that say they like the water. Hard water is, as far as taste is concerned, an acquired taste. It is like drinking scotch, you either like it or you don't. That is just the way it is, some people like hard water, they like showering in it, some people can't stand soft water because it makes them feel slimy, so it is a personal taste. There is absolutely nothing out there that says, and that is why hard water is not regulated by the state, because there is nothing out there that says it is good for you, it is bad for you. It is just not regulated.

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(Inaudible conversations)

Mr. Blanchette asked the Town attorney if we are testing for fluoride, is there any going into Lake Champlain.

Mr. Fuller stated no, that is not part of the SPDES permit.

Mr. Blanchette stated then we shouldn't be concerned about salt going into our waterways?

Mr. Fuller stated that you are asking two different questions.

Mr. Blanchette asked if we should be concerned about it.

(Inaudible conversations)

Mr. Sheldon stated the question is should we be concerned about it?

Mr. Blanchette asked if we can just test it and find out?

Mr. Fuller stated that anything can be tested for....

Mr. Blanchette interrupted stated that way we can go to the DEC, DOH and say hey, we have a big problem. Gooseneck is not lost yet....

(Inaudible conversations)

Councilman Woods stated that all of these suggestions that you guys are talking about, how anyone consulted an engineer and actually come up with... these are all your personal opinions, do this, do that ...

(Inaudible conversations)

Councilman Woods continued did you ever get any documentation to back up what you are talking about.

Ms. DiPofi stated that we came to the March 17th meeting to give all of this to you.

Supervisor Wright stated, no, actually you didn't come up with

(Inaudible conversations)

Mr. Blanchette stated that he has talked with Marlene several times, 45 minutes one day on the phone up in Saranac Lake and she told him that, if you guys want to re-negotiate and try to work things out, call them back, get them down again, have another meeting.

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Supervisor Wright stopped the conversation and stated that we have already repeated this at least five times, we are done repeating this.

Mrs. Mulcahy wanted to say that she thinks the frustration is coming out, because there are 109 people that have been suffering through seeing the Town hire two engineering firms at great costs with no results for us. Having to budget 17 – 20 thousand dollars if you are drilling a well, where you may or may not get water. One of her neighbors went down 505 feet (that is an expensive well) their neighbor went down so many hundreds of feet and never got water. So, does that make us nervous when we say we want to drill a well, absolutely. Right now, water freezes in the winter, we have to bring up our own water if we are staying up at Eagle Lake, we can't drink the water there for medical reasons so, we are paying a water line right now for water that we can't drink, we do cook with it, we do shower, it is great for that. We can boil it and whatever, and then our rates go up \$64.00 a year. Which \$64.00, isn't much, it is just the fact that one more dart is being thrown at that dart board for people that are frustrated that there wasn't a better solution. She appreciates the fact that, and she doesn't live here fulltime, but she appreciates the fact that the Town has spent a lot of money on two engineering firms that, had we known way back then, probably would have taken that pot of money and drilled a well for all of us. She realizes that we cannot turn that clock backwards and she doesn't want to, not on this issue. So, we just have to move forward and put our best foot forward. Not all of us can get water out of Eagle Lake, that also makes her nervous, because in a year like this, the lake was very low and we run risk again of no water. We run the risk of Eagle Lake becoming a non-motorized lake and that goes to the enjoyment of tourists coming to the area and they spend money here, they spend money at the Town's restaurants and what not. So, she just feels there is a lot of frustrations and a lot of balls juggling in the air, but she personally thinks that re-visiting Gooseneck, as much as she loves that water, she just does not think that is a viable option. She does not know what the APA has in store for Gooseneck when we shut that down, she understands the pipes are so deep that there will still be water coming out of there, but she personally and this is just her opinion, she has no facts to back it up, she thinks it is the APA's plan to make it forever wild and they want us out of there.

Supervisor Wright believes they would like every Town that is in the Park out of there.

Councilman Woods wants to ask Frank, you are running your mouth to Mark about the budget and everything (trying to interrupt) this is a whole board's decision what we did, it is not just him. Do you realize the hours that we put in on that budget? Why don't you take that budget and go over it line by line and then come back and tell us why it would be any different, no matter who is sitting in these seats.

Mr. Sheldon stated I will give you an answer...

Councilman Woods stated he does not want an answer now, he wants Mr. Sheldon to go over the budget first and then come back and tell him.....

Mr. Sheldon stated that he has gone over the budget and he sees wasteful spending.....

Councilman Woods stated you have not gone over the budget, you are just running your mouth.

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Mr. Sheldon stated that he is not just running his mouth, he knows more about budgets than this Town will ever know, ok, he has dealt with school districts in Albany and you guys.....(inaudible)

Ms. DiPoli tried to state that she knows about budgets also...(inaudible)

Much yelling, shouting and people trying to argue and talk over each other.

Supervisor Wright tried to call the meeting back to order – he invited Bridget Cuddihy to come up to speak to the board.

Ms. Cuddihy is here for the National Grid Easement – she is here regarding TiCon’s Solar farm on the Catlin Property along Charboneau Road. The Easement that was shared with the Board is for National Grid to add a new pole on the Town Property and they leave it up to the Developer to negotiate with the Town before any commitments are made.

Mr. Fuller stated that this appears to be just a little bit different than the agreement that was made last month PIVOT 1 last month. He needs a bit more time to look into it and he will be happy to forward an email to Ms. Cuddihy with his comments.

Supervisor Wright agreed and the board actually passed a resolution tonight to accept the terms for the easement for TiCon Solar upon final review by the Town Attorney.

Ms. Cuddihy thanked the board; she will look forward to that email. She also mentioned that the PILOT has been executed on their side and will wait for the final executed document from the Town.

Meeting adjourned at 8:35 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

Town of Ticonderoga
Board meeting Agenda (Thursday, December 9, 2022; 6:00 p.m.)

Pledge to the Flag

Opening Remarks

- Board of Health
- COVID Update
- Other

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

Presentations

EMS District

Public Hearings

- Use of Town Property Local Law

Committee reports

Airport MW

Building Grounds Parks Rec Library JC/DW

Economic Development MW

RESOLUTION to add Beth Hill as a member of the Economic Development Committee.

Highway / Transfer Station DW

Municipal Facility Evaluation TC

Public Safety DW

Public Works MW

RESOLUTION to increase the billing account of 62 Alexandria Avenue (Catherine Costello) to 1 full EDU Water.

RESOLUTION to increase the billing account of 15 Heather Heights (Scott Cook) to 1 full EDU Water and 1 full EDU Sewer.

RESOLUTION authorizing the Supervisor to sign the Notice of Termination for Storm Water Discharges Authorized under the SPDES General Permit for Construction Activity (The Portage Clean Water Main project). All disturbed areas have achieved final stabilization in accordance with the general permit.

RESOLUTION authorizing the Supervisor to sign the Project Completion Certificate for Clean Water State Revolving Fund (CWSRF) Project No. C5-5520-07-00 (The Portage and WWTP) to identify for EFC the substantial completion dates of each portion of the project.

DISCUSSION: Reduced rates for property under renovation or unoccupied.

Human Services - Youth JC

Human Services - Seniors TC

Health Insurance MW

Contract Negotiations MW

RESOLUTION authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and the United Federation of Police Officers Local #476

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

dated November 23, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared.

RESOLUTION authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and CSEA, Local 1000, AFSCME, AFL-CIO, Town of Ticonderoga Water & Sewer Unit, Essex County Local 816 dated November 29, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared.

RESOLUTION authorizing the Supervisor to approve the Memorandum of Agreement between the Town of Ticonderoga and CSEA, Local 1000, AFSCME, AFL-CIO, Town of Ticonderoga Highway & Transfer Station Unit, Essex County Local 816 dated November 29, 2022, establishing a new collective bargaining agreement for the period January 1, 2023, through December 31, 2025. The Town Supervisor is authorized to implement the terms of the new collective bargaining agreement as per the Memorandum of Agreement and execute the new agreement once it is prepared.

I.T. / Cable T.V. MW

Resolutions

RESOLUTION authorizing the creation of new accounts:

- H65.0200 Cash
- H65.0391 Due From Other Funds
- H65.0510 Estimated Revenue
- H65.0521 Encumbrances
- H65.0522 Expenditures
- H65.0599 Appropriated Fund Balance
- H65.0600 Accounts Payable
- H65.0630 Due to Other Funds
- H65.0821 Reserve For Encumbrances
- H65.0909 Fund Balance, Unreserved
- H65.0960 Appropriations
- H65.0980 Revenues
- H65.2401 Interest & Revenues

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- H65.2770 Miscellaneous
- H65.3089 State Aid
- H65.5031 Interfund Transfers
- H65.1420.400 Attorney Contractual Exp
- H65.1440.400 Engineer Contractual Exp
- H65.8110.400 Sewer District Contractual Exp

For creation of new project, H65, WWTP Phosphorous Removal (5052).

RESOLUTION authorizing the return to OSC of LIHWAP funds (\$2,525.60) received after the re-levy.

RESOLUTION authorizing the purchase of a cab and chassis truck (2024 M2 106 plus conventional chassis) for Highway in an amount not to exceed \$135,000, with funds coming from Fund Balance.

RESOLUTION authorizing the creation of a purchase order for purchase of a cab and chassis truck (2024 M2 106 plus conventional chassis) for Highway in an amount of \$135,000.

RESOLUTION authorizing the following budget transfers:

- | | | |
|--------------|---|---------------|
| ○ A.1110.477 | Justice Education & Training | (\$324.54) |
| ○ A.1110.191 | Justice Overtime | \$321.78 |
| ○ A.1110.411 | Justices General Office Supplies | \$2.76 |
| ○ A.3520.410 | Animal Control Rabies Shots | (\$259.50) |
| ○ A.3520.461 | Animal Control General Supplies | \$259.50 |
| ○ A.1010.477 | Town Board Education & Training | (\$1,999.27) |
| ○ A.1375.478 | Airport Credit Card Fees | \$572.42 |
| ○ A.1410.477 | Town Clerk Training | \$38.89 |
| ○ A.1410.810 | Town Clerk NYS Retirement | \$437.37 |
| ○ A.5132.422 | Garage Heating Oil | \$855.03 |
| ○ A.3620.491 | Safety Inspection Legal Services | \$70.00 |
| ○ A.1660.411 | Central Storeroom General Office Supplies | \$19.49 |
| ○ A.8810.463 | Cemeteries Repair & Maintenance | \$6.07 |
| ○ A.1440.493 | General Engineer | (\$1,680.00) |
| ○ A.1420.491 | General Town Attorney | \$1680.00 |
| ○ A.1110.131 | Justice Clerk Part Time | (\$21,052.49) |

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

○ A.5132.464	Garage Dyed Diesel & Gasoline	\$11,636.40
○ A.5182.499	Street Lighting National Grid	\$9,249.19
○ A3120.412	Police Copier/Printer Maintenance & Supplies	\$82.68
○ A.3620.861	Safety Inspection General Employee Benefits	\$84.22
○ A.1220.499	Supervisor Professional Contr. Recording	(\$7,624.82)
○ A.1620.422	Buildings Heating Oil	\$3,942.26
○ A.1620.461	Buildings General Cleaning Supplies	\$2,688.74
○ A.9060.823	Hospital Medical Ins Retiree Medicare	\$680.64
○ A.1670.412	Copier/Printer Maintenance & Supplies	\$210.27
○ A.8160.862	Refuse & Garbage HSA	\$76.15
○ A.9045.800	Life Insurance	\$26.76
○ A.3120.470	Police Towing & Storage	(\$1,000.00)
○ A.3120.477	Police Education & Training	(\$2,749.40)
○ A.3120.863	Police Medical Buy-Out	(\$2,896.00)
○ A.3510.410	Dog Control Rabies Shots	(\$1,065.00)
○ A.3510.463	Dog Control Parks Repair & Maint.	(\$1,195.61)
○ A.3120.861	Police Medical Insurance	\$8,906.01
○ A.3620.131	Safety Inspection Clerk	(\$5,149.32)
○ A.1680.494	Central Data Processing IT	\$3,563.23
○ A.8160.196	Refuse & Garbage Holiday Pay	\$1,228.80
○ A.9060.822	Hospital & Medical Ins. Medicare	\$339.40
○ A.1650.453	Central Communication System Internet	\$17.89
○ A.1220.471	Supervisor Mileage	(\$424.99)
○ A.5610.462	Airport Buildings Repair & Maint.	\$424.99
○ A.1220.472	Supervisor Meals	(\$122.50)
○ A.8025.491	Joint Planning Board General Attorney	\$122.50
Transfer funds to cover increased costs and underbudgeted accounts.		
○ DA.5142.191	Snow Removal Highway Overtime	(\$7,060.89)
○ DA.5142.861	Snow Removal Highway Medical Ins	\$7,060.89
Transfer funds to cover increased costs and underbudgeted accounts.		
○ SS05.8110.469	Sewer Dist. Uniform Allowance & Maint.	(\$500.00)
○ SS05.8130.194	Sewer Incentive	\$500.00
Transfer funds to cover underbudgeted account.		
○ SW06.8310.477	Water Education & Training	(\$279.90)

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

- H19.0630 Airport Apron Project Due To Other Funds \$563.98

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

- A.0391 General Due From Other Funds (\$6,515.04)

- H18.0630 Airport Pavement Management Due To Other Funds \$6,515.04

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

- A.0391 General Due From Other Funds (\$8,733.85)

- H20.0630 Airport Environmental Assessment \$8,733.85

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

- SS05.0391 Sewer Fund Balance SS05 (\$535.56)

- H66.0630 Engineering Cont. Expense \$535.56

Funding EPG Project by Sewer (SS05) Fund Balance to project until funding is received.

RESOLUTION authorizing the Supervisor to approve the NFP Property & Casualty Services, Inc. property casualty proposal for the period 1/1/2023 to 1/1/2024.

RESOLUTION to schedule a Public Hearing for January 12, 2023, at 6 P.M. regarding the proposed adoption of a local law providing for prior written notification of defects and obstructions on town highways, bridges, streets, sidewalks, crosswalks and culverts in the town of Ticonderoga.

RESOLUTION to schedule a Public Hearing for January 12, 2023, at 6 P.M. regarding a proposed local law repealing Local Law 3 of 2002 titled "A Local Law Providing for Written Notification of Defects and Obstructions on Town Highways, Bridges, Streets, Sidewalks, Crosswalks and Culverts in the Town of Ticonderoga."

RESOLUTION to schedule a Public Hearing for January 12, 2023 at 6 P.M. regarding the Town of Ticonderoga's application to RESTORE NY on behalf of the Ticonderoga Revitalization Alliance.

RESOLUTION to advertise for a Public Hearing on January 12, 2023, for three (3) consecutive weeks regarding the RESTORE NY application on behalf of the Ticonderoga Revitalization Alliance.

RESOLUTION affirming that the 108 Montcalm Street Restore NY proposed project is consistent with Ticonderoga's local revitalization plan; that the proposed financing is appropriate for the specific project; that the project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and the project develops and enhances infrastructure and other facilities in a manner that will attract, create, and sustain employment opportunities where applicable.

RESOLUTION adopting a Local Law Amending Local Law #1 of 2021 and regulating use of town owned real property.

Minutes for a Ticonderoga Town Board Meeting held on December 8, 2022, commencing at 6:00 p.m. with Public Hearing regarding a Local Law regulating Use of Town Properties

RESOLUTION authorizing the Supervisor to accept the terms for an easement for Ticon Solar

RESOLUTION to schedule the Organizational Meeting for January 5, 2023, at 9:00 A.M.

RESOLUTION to accept the minutes of the November 10, 2022, Regular TB Meeting, November 17, 2022, Finance Meeting, and November 29, 2022, Special Town Board Meeting.

RESOLUTION to Pay the Abstract.

RESOLUTION to accept the Supervisor's Report as submitted.

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

Public Comment

Adjourn the Town Board Meeting