

**Minutes for the Ticonderoga Regular Town Board Meeting held on  
September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a  
Local Law concerning Unsafe Buildings**

**Present:** R. William Grinnell, Supervisor  
David Iuliano, Councilman  
Wayne Taylor, Councilman  
Fred Hunsdon, Councilman  
Chattie Van Wert, Councilwoman  
Matthew Fuller, Town Attorney  
Tonya M. Thompson, Town Clerk

**Others:** Stu Baker, Fred Hammann, Ross Kelley, Dave Woods, Bill Barnhart, Davis Yohe, Paul & Holly Dixon, Richard Holroyd, Bob Dedrick Ann Dolback, Danielle Drinkwine-Holman, John Bartlett, Les & Lucy Bilow, Bev Hudak, Sue Allen, Joe Giordano, Chief Mark Johns

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

Public Hearing - Repeal Local Law 1 of 1978 Concerning Unsafe Buildings & Adopt  
New Local Law Concerning Unsafe Buildings

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Ticonderoga on September 10, 2015 at 6:00 p.m. at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York regarding a proposed local law to repeal Local Law 1 of 1978 concerning Unsafe Buildings, and to adopt a new local law concerning Unsafe Buildings.

Supervisor Grinnell explained that this will give our town better tools to deal with the abandoned and dilapidated structures that we have existing in the Town. Up until this point, we were required to have a court order to take action. The State has changed their position on that and that is why we are taking this action to go along with the State law in order to expedite the procedure.

Mr. Fuller added that the prior law had a pretty antiquated system where we had to get an order to show cause to deal with any unsafe properties and it created more hurdles than the town needed. The Town dealt with a lot of building issues that have not had action taken because of that expense. This local law still provides for a mechanism for property owners to come here to the board and if there is a reason why they haven't been able to deal with a burned building or something like that you can still work with them, but it alleviates that extra step of having to go to court. There is still due process.

Mr. Holroyd asked about Section 3. Definitions - it says Code Enforcement Officer: The Code Enforcement Officer of the Town of Ticonderoga, or such other person appointed by the Town Board to enforce the provisions of this chapter. Will that person always be able to show documentation or proof that he has passed certain things to show that he is qualified to do these inspections?

Supervisor Grinnell explained that they may not carry the proof on their person, but they will be certainly recorded in the Town office.

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Mr. Holroyd stated that this is very important because you can appoint the Dog Catcher to go up and inspect somebody's building and then we have a problem...

Supervisor Grinnell stated that we have requirements, education and what not for every position. The requirements of the Code Enforcement Officer are governed by CSEA. There will be qualifications.

Mr. Holroyd stated that you are not always going to be in office.

Councilman Hunsdon asked if he has a criteria to go into these buildings?

Supervisor Grinnell explained that there are check lists that are required for Fire Inspections, structural inspections and what not.

Councilwoman Van Wert reminded that one of the things we had talked about was the expense. Section 10 of this law talks about Article 15 and the levy and collection of special assessments. Say if we take a building down, or clean up a building and there was some questions to whether we can put it on the tax bill, but if that property goes up for auction will the town be made whole or just the county? It still doesn't protect us from....

Mr. Fuller agreed that there is not a guarantee.

Mr. Baker asked if mortgage holders are in line on the property as well, how far down the list does this put the town.

Mr. Fuller noted that Town has already tried to address this with a Local Law that was adopted earlier this year that allows us to get in line for insurance monies. There is a provision in the State's insurance law that if we adopt a local law and there is a fire, the town will have a notice provision where we can basically assert that type of notice that there are clean-up costs that need to be dealt with as part of any restitution. With your example, if there is a mortgage on the property most times the check will be issued to the lender and the owner. This local law put us in line so there three signatures now. If there are cleanup costs that are assessed then the town can get reimbursed from that. As to lien priority, we would share the lien priority with real estate taxes. If the bank went to foreclose, we'd be in line for the taxes.

Mr. Baker asked about the Public Safety Committee meeting minutes from August 31, and it references a current list that the town has of abandoned homes and neglected properties. What are the current number of properties on that list and how many of those this new law might work for. (Approximately 62 homes).

Mr. Fuller noted that this law will take effect upon filing with the Secretary of State and from his stand point - we intend to use it.

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Public Hearing closed at 6:10 p.m.

**Resolution #286-2015** brought by Wayne Taylor, seconded by Chattie Van Wert to adopt a Local Law Concerning Unsafe Buildings. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

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

Resolution No. 286 of 2015  
Adopted September 10, 2015

Introduced by Wayne Taylor  
who moved its adoption

Seconded by Chattie Van Wert

**RESOLUTION ADOPTING PROPOSED LOCAL LAW CONCERNING UNSAFE  
BUILDINGS**

**WHEREAS**, in order to promote public health, safety and welfare of the community with the Town of Ticonderoga (the "Town") the Town has determined that it is in the public interest to adopt a revised Local Law concerning Unsafe Buildings in the Town of Ticonderoga; and

**WHEREAS**, the Town Board published the requisite public hearing notice and held a public hearing on the proposed local law concerning Unsafe Buildings in the Town of Ticonderoga whereat people were provided the opportunity to be heard on said Local Law; and

**WHEREAS**, the Town Board received the proposed Local Law in advance of the meeting in accordance with the Municipal Home Rule Law; and

**WHEREAS**, the Town Board wishes to proceed with the adoption of the proposed Local Law concerning Unsafe Buildings in the Town of Ticonderoga.

**NOW, THEREFORE BE IT:**

**RESOLVED**, that the proposed Local Law concerning Unsafe Buildings is an action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town Board finds the proposed Local Law to be a Type II action pursuant to 6 NYCRR §617.27; and be it further

**RESOLVED**, that the Local Law concerning Unsafe Buildings as presented is hereby adopted; and be it further

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

**TOWN OF TICONDEROGA  
COUNTY OF ESSEX, STATE OF NEW YORK  
LOCAL LAW No. 3 of 2015**

**A LOCAL LAW REGULATING UNSAFE BUILDINGS**

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

**Section 1.    Legislative Findings and Intent.**

Unsafe buildings pose a threat to life and property in the Town of Ticonderoga. Buildings and structures may become unsafe by reason of damage by fire, the elements, age or general deterioration. Vacant buildings not properly secured at doorways and windows also serve as an attractive nuisance for young children who may be injured therein, as well as a point of congregation for vagrants and transients. A dilapidated building may also serve as a place of rodent infestation, thereby creating a health menace to the community. It is the purpose of this chapter to provide for the safety, health, protection and general welfare of persons and property in the Town of Ticonderoga by requiring such unsafe buildings to be repaired or demolished and removed.

**Section 2.    Title.**

This chapter shall be known as "Unsafe Buildings Law of the Town of Ticonderoga."

**Section 3.    Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

- a. Building. Any building, structure or portion thereof used for residential, business or industrial purposes or accessory thereof.
- b. Code Enforcement Officer. The Code Enforcement Officer of the Town of Ticonderoga, or such other person appointed by the Town Board to enforce the provisions of this chapter.

**Section 4.    Investigation and Report.**

When, in the opinion of the Code Enforcement Officer or upon receipt of information that a building is or may become dangerous or unsafe to the general

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public; is open at the doorways and windows making it accessible to and an object of attraction to minors under 18 years of age, as well as to vagrants and other trespassers; is or may become a place of rodent infestation; presents any other danger to the health, safety, morals and general welfare of the public; or is unfit for the purposes of which it may lawfully be used, he shall cause or make an inspection thereof and report in writing to the Town Board his findings and recommendations in regard to its repair or demolition and removal.

**Section 5.     Order to Repair or Remove.**

The Town Board shall thereafter consider such reports and by resolution determine, if in its opinion the report so warrants, that such building is unsafe and dangerous and order its repair if the same can be safely repaired or its demolition and removal, and further order that a notice be served upon the persons and in the manner provided herein.

**Section 6.     Contents of Notice.**

The notice shall contain the following:

- a. A description of the premises.
- b. A statement of the particulars in which the building is unsafe or dangerous.
- c. An order outlining the manner in which the building is to be made safe and secure or demolished and removed.
- d. A statement that the securing or removal of such building shall commence within 30 days of the service of the notice and shall be completed within 60 days thereafter unless, for good cause shown, such time shall be extended.
- e. A date, time and place for a hearing before the Town Board in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five business days from the date of service of the notice.
- f. A statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building, the Town Board is authorized to provide for its demolition and removal, to assess all expenses thereof against the real property on which it is located and to institute a special proceeding to collect the costs of demolition, including legal expenses.

**Section 7.     Service of Notice.**

Said notice shall be served on the owner or some one of the owner's executors, legal representatives, agents, lessees or any other person having a vested or contingent interest in such unsafe building and any mortgagees holding mortgages on the property where such building is located, either personally or by registered

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mail, addressed to the last known address, if any, of the owner or some one of the owner's executors, legal representatives, agents, lessees or other person having a vested or contingent interest in such unsafe building, as shown by the records of the Receiver of Taxes and/or in the office of the County Clerk or County Register, containing a description of the premises, a statement of the particulars in which the building or structure is unsafe or dangerous and an order requiring same to be made safe and secure or removed, the date of hearing pursuant to §9 hereof; and if such service is made by registered mail, a copy of such notice shall be posted on the premises.

**Section 8.    Opportunity for Hearing.**

Except in the case of an emergency as provided for in §12 hereof, the Town Board shall provide a hearing at a duly called public meeting of the Town Board whereat the property owner, any mortgagee holding a mortgage on the property and any other interested party may appear and present evidence concerning the building.

**Section 9.    Refusal to comply; work done by Town.**

In the event of the refusal or neglect of the person so notified to comply with said order of the Town Board and after the hearing, the Town Board shall provide for the demolition and removal of such building or structure either by Town employees or by contract. Except in an emergency as provided in §12 hereof, any contract for demolition and removal of a building shall be awarded in accordance with the Town's procurement policy.

**Section 10.   Assessment of expenses.**

All expenses incurred by the Town in connection with the proceedings to repair and secure or demolish and remove the unsafe building, including the cost of actually removing such building, shall be assessed against the real property on which such building is located and shall be levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of special ad valorem assessments.

**Section 11.   Emergencies.**

Where it reasonably appears that there is present a clear and imminent danger to the life, safety or health of any person or property, unless an unsafe building is immediately repaired and secured or demolished, the Town Board may, by resolution, authorize the Code Enforcement Officer to immediately cause the repair or demolition of such unsafe building. The expenses of such repair or demolition shall be charged against the real property on which it is located and

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shall be assessed, levied and collected as provided in §11.

**Section 12. Penalties for offenses.**

Any person, firm or corporation violating or refusing to comply with an order of the Town Board issued under the provisions of this chapter shall, upon conviction thereof, be punishable by a fine not exceeding \$250 or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment.

**Section 13. Severability.**

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

**Section 14. Effective Date.**

This chapter shall take effect immediately upon filing with the Secretary of State.

**Resolution #287-2015** brought by Fred Hunsdon, seconded by Wayne Taylor to adopt a Local Law Repealing Local Law #1 of 1978 as amended Concerning Unsafe Buildings.  
**All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

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

Resolution No. 287 of 2015  
Adopted September 10, 2015

Introduced by Fred Hunsdon  
who moved its adoption

Seconded by Wayne Taylor

**RESOLUTION ADOPTING PROPOSED LOCAL LAW #4 REPEALING LOCAL  
LAW 1 OF THE YEAR 1978 AS AMENDED**

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**WHEREAS**, in order to promote public health, safety and welfare of the community with the Town of Ticonderoga (the “Town”) the Town has determined that it is in the public interest to adopt a revised Local Law concerning unsafe buildings in the Town of Ticonderoga; and

**WHEREAS**, a proposed Local Law concerning Unsafe Buildings has been drafted the proposed adoption of which would also require the repeal of the Town’s current Local Law concerning Unsafe Buildings; and

**WHEREAS**, the Town Board published the requisite public hearing notice and held a public hearing on the proposed Local Law to repeal Local Law 1 of the Year 1978 concerning unsafe buildings in the Town of Ticonderoga whereat people were provided the opportunity to be heard on said Local Law; and

**WHEREAS**, the Town Board received the proposed Local Law in advance of the meeting in accordance with the Municipal Home Rule Law; and

**WHEREAS**, the Town Board wishes to proceed with the adoption of the Local Law repealing Local Law 1 of the Year 1978.

**NOW, THEREFORE BE IT:**

**RESOLVED**, that the proposed local law repealing Local Law 1 of 1978 is an action pursuant to the State Environmental Quality Review Act (SEQRA) and the Town Board finds the proposed Local Law to be a Type II action pursuant to 6 NYCRR §617.27; and be it further

**RESOLVED**, that the Local Law repealing Local Law 1 of 1978 is hereby adopted; and be it further

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

Supervisor Grinnell introduced Davis Yohe, Liberty Affordable Housing.

Mr. Yohe expressed his appreciation for the opportunity to update the board regarding Moses Circle Apartments. The apartments continue to do very well in terms of occupancy and the residents are very happy. It is succeeding in what it was set out to do an that was to provide a safe, comfortable, clean and pleasant environment for those residents that are qualified to live there. We are glad that we were able to make this happen. We are very, very happy and look forward to having that property be one that serves the community for decades to come. In fact, we have made commitments to that effect in terms of our funding. He just wanted to say that first and foremost, we are glad to be here and continue to be glad to be here. His specific reason for being here tonight was that we feel it is important to reconnect and bring some things to the board's attention again. Earlier this year, we had communicated with the Town Board and brought our concerns about the water and sewer fees, actually it goes back about 18 months. From



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our stand point, in terms of the rules under which we are required to operate and the regulations under which we operate, the funding that we are receiving and are governed by through that funding; the situation has not changed. The concerns that he brought up 18 months ago are still there, the limited budget, the rents which are set and were set before the property even was in operation remain in place. These are good things because what it means is that the people that are qualified and live in the units are those that really need affordable housing. He would like to remind the board that Liberty is a not-for-profit corporation. We are very committed to carry on and we are happy to carry on. We were told to wait to see what the EDU discussion would divulge. His understanding is that the decision was in terms of what we could expect to be billed now and in the future would remain at the 100% mark. That is when he decided to bring the concerns to the board, because they don't go away. The contested charges from last year that were added to the taxes due on the property is not going away since it was decided to add them to the taxes due. The charges are not going away because every quarter we get the charges. We just recently processed a second payment and this year so far, municipal charges are over \$15,000.00 that we've paid to the Town because we want to be fair, we were interested in a very positive relationship; but, he has to tell us that the property could not afford the \$25,000.00 to be increased in the future then, and it is not going to be able to afford it in the future. We understand the situation you face and the board faces and are sympathetic to it, but at the same time, we have to be true to our mission, our concern is that the impact of this is first and foremost is that the property has to succeed and be feasible on its own. We do not want to see an impact on the residents, the bottom line is there will be an impact on the residents because any rent increase will end up potentially denying someone to be accepted to Moses Circle Apartments. We don't want that and we know that you don't want that. The larger the rent increase that we have, the larger the chance of someone having to leave their home, again, we don't want that - we don't want to have to raise the rents and we know that you don't want that. It defeats the whole purpose of putting in a senior affordable property. The opportunity is there and we want to work out a compromise and one of the messages that he wants to communicate tonight is that we will take a look at what we can do from our end in terms of a formal proposal to the town, what we can do realistically and try to work out something with you and communicate that in a formal letter to the board for your consideration. Part of that proposal will be paying the contested charges from last year, we were disappointed when again it was added to the taxes due to the property, but we understand that you did what you had to do. We want to move forward, we want to resolve and arrive at a conclusion that is fair and we appreciate the Supervisor saying that he wants that also, we want to work with the Town to achieve that because there are a ton of other things that we want to be working on and need to be working on and so he wanted to communicate that tonight. We have voiced our concerns, those concerns don't go away, the charges and the challenges to the property don't go away, but we are willing to put something together that would show that Liberty is interested in working with the Town and hopefully we can arrive at something that we would both find acceptable. He can tell you that the property even at the \$25,000.00 level, we can not sustain that in the immediate or into the near future, but we will propose something where we can agree upon a percentage and he knows that there is currently in place a policy where there is to be not exemptions to the EDU assessment. In the spirit of compromise and positive relationships they would call

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upon the Town, to move forward, we will put something together and forward it on to you and hope that it will open a discussion that would get us to a resolution. That is the message that he would like to give tonight. Our hope is that we can begin to move on and the residents will not have to worry about having to leave their units. As always, he is available if there are any questions or concerns.

Supervisor Grinnell thanked Mr. Yohe and explained that they will look forward to receiving that proposal. The Moratorium of no exceptions or changes, because of the restructuring of the EDU assessment, we have lifted it; so we will be entertaining proposals from different individuals. He can't tell that it will be successful or not, but he can tell you that we will be accepting proposals and sitting down with people to listen to their concerns.

Councilwoman Van Wert asked Mr. Yohe to explain, just so the public understands, what is the average income of a tenant.

Mr. Yohe explained that the average income is about \$14,000.00 - the average rent is about \$3,975 - the max income to qualify is \$24,800 and \$29,760, the way the project is funded it is 60% and 40%. This does change over time, but that is the approximate average.

**Resolutions for Board Consideration**

**Resolution #288-2015** brought by Wayne Taylor, seconded by David Iuliano to accept the minutes from the Regular Town Board Meeting held on August 13, 2015, the Informational Meeting regarding the Armory held on August 18, 2015, the Monthly Financial Meeting held on August 25, 2015 and the EDU workshop held on September 2, 2015. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #289-2015** brought by David Iuliano, seconded by Wayne Taylor to approve the Supervisor's Monthly Financial Report ( Checking Account, Revenue, Expenditure, and Journal Entries ). **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

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Supervisor's Monthly Report						
August 31, 2015						
Account Name	Glens Falls National Bank Balance	Add	Subtract	Adjusted Bank Balance	Fund's	Accounting Record Balance
General Account	\$2,472,996.08	\$ 3,077.72	\$ 392.16	\$2,475,681.64	A	\$2,475,681.64
Community Development	\$ 1.00	\$ -	\$ -	\$ 1.00	CD	\$ 1.00
Library Trust	\$ 13,261.31	\$ -	\$ -	\$ 13,261.31	CM	\$ 13,261.31
Highway Account	\$ 727,912.15	\$ 392.16	\$ -	\$ 728,304.31	DA	\$ 728,304.31
Airport	\$ 5,744.57	\$ -	\$ -	\$ 5,744.57	H17	\$ 5,744.57
Chilson Reservoir	\$ 523,052.19	\$ -	\$ -	\$ 523,052.19	H36	\$ 523,052.19
Racetrack Rd/Rte 74	\$ 428,162.18	\$ -	\$ -	\$ 428,162.18	H43	\$ 428,162.18
Chilson Transmission Ma	\$ 46,531.27	\$ -	\$ -	\$ 46,531.27	H48	\$ 46,531.27
Capital Projects' Total	\$1,003,490.21	\$ -	\$ -	\$1,003,490.21		\$1,003,490.21
Mount Hope Cemetery	\$ 33,218.79	\$ -	\$ -	\$ 33,218.79	PN	\$ 33,218.79
Claymore	\$ 4,606.63	\$ -	\$ -	\$ 4,606.63	SS01	\$ 4,606.63
Park Ave	\$ 5,086.03	\$ -	\$ -	\$ 5,086.03	SS02	\$ 5,086.03
Alex Ave	\$ 7,810.88	\$ -	\$ -	\$ 7,810.88	SS03	\$ 7,810.88
Homelands	\$ 8,395.75	\$ -	\$ -	\$ 8,395.75	SS04	\$ 8,395.75
Central Sewer	\$ 496,215.01	\$13,503.19	\$ -	\$ 509,718.20	SS05	\$ 509,718.20
Commerce Park	\$ 11,299.33	\$ -	\$ -	\$ 11,299.33	SS06	\$ 11,299.33
Delano Pt	\$ 17,235.89	\$ -	\$ -	\$ 17,235.89	SS07	\$ 17,235.89
Baldwin Rd	\$ 3,878.49	\$ -	\$ -	\$ 3,878.49	SS08	\$ 3,878.49
Black Point Rd	\$ 120,473.39	\$ -	\$ -	\$ 120,473.39	SS09	\$ 120,473.39
Hague Rd	\$ 2,381.29	\$ -	\$ -	\$ 2,381.29	SS10	\$ 2,381.29
9N & 74	\$ 34,876.89	\$ -	\$ -	\$ 34,876.89	SS11	\$ 34,876.89
Sewer Districts' Total	\$ 712,259.58	\$13,503.19	\$ -	\$ 725,762.77		\$ 725,762.77
9N & 73	\$ 3,578.35	\$ -	\$ -	\$ 3,578.35	SW01	\$ 3,578.35
Streetroad	\$ 11,810.70	\$ -	\$ -	\$ 11,810.70	SW02	\$ 11,810.70
Alex Ave 1	\$ 4,362.30	\$ -	\$ -	\$ 4,362.30	SW03	\$ 4,362.30
Homelands	\$ 3,232.91	\$ -	\$ -	\$ 3,232.91	SW04	\$ 3,232.91
Alex Ave 2	\$ 26,976.68	\$ -	\$ -	\$ 26,976.68	SW05	\$ 26,976.68
Central Water	\$ 576,718.20	\$ -	\$ -	\$ 576,718.20	SW06	\$ 576,718.20
Park Ave	\$ 5,654.50	\$ -	\$ -	\$ 5,654.50	SW07	\$ 5,654.50
Shore Airport	\$ 30,549.12	\$ -	\$ -	\$ 30,549.12	SW09	\$ 30,549.12
Water Districts' Total	\$ 662,882.76	\$ -	\$ -	\$ 662,882.76		\$ 662,882.76
C/R Carillon Park	\$ 4,887.90	\$ -	\$ -	\$ 4,887.90	A	\$ 4,887.90
C/R Liberty Monument	\$ 15,988.82	\$ -	\$ -	\$ 15,988.82	A	\$ 15,988.82
C/R Unemployment	\$ 65,364.17	\$ -	\$ -	\$ 65,364.17	A	\$ 65,364.17
C/R Police Equipment	\$ 52,901.41	\$ -	\$ -	\$ 52,901.41	A	\$ 52,901.41
C/R Lachute Hydro	\$ 4.18	\$ -	\$ -	\$ 4.18	A	\$ 4.18
C/R Senior Bus	\$ 54,852.44	\$ -	\$ -	\$ 54,852.44	A	\$ 54,852.44
C/R Frazier Bridge	\$ 6,333.68	\$ -	\$ -	\$ 6,333.68	A	\$ 6,333.68
C/R Forfeiture	\$ 1,685.66	\$ -	\$ -	\$ 1,685.66	A	\$ 1,685.66
C/R Building Improveme	\$ 440,120.59	\$ -	\$ -	\$ 440,120.59	A	\$ 440,120.59
C/R Highway Equipment	\$ 177,782.16	\$ -	\$ -	\$ 177,782.16	DA	\$ 177,782.16
C/R Sewer Equipment	\$ 128,043.78	\$ -	\$ -	\$ 128,043.78	SS05	\$ 128,043.78
C/R Sewer Infrastructure	\$ 214,215.41	\$ -	\$ -	\$ 214,215.41	SS05	\$ 214,215.41
C/R Water Equipment	\$ 151,791.13	\$ -	\$ -	\$ 151,791.13	SW06	\$ 151,791.13
C/R Water Infrastructure	\$ 153,658.69	\$ -	\$ -	\$ 153,658.69	SW06	\$ 153,658.69
Capital Reserves' Total	\$1,467,630.02	\$ -	\$ -	\$1,467,630.02		\$1,467,630.02
GFNB Total	\$7,093,651.90	\$16,973.07	\$ 392.16	\$7,110,232.81		\$7,110,232.81

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Supervisor's Monthly Report August 1-31, 2015 Revenue		
A1255	Town Clerk Fees	\$ 1,549.25
A1256	Registrar Fees	\$ 630.50
A1613	Genealogical Research	\$ 22.00
A1972	Charges Programs for the Aging	\$ 616.50
A2130	Refuse & Garbage Charges	\$ 13,294.00
A2192	Cemetery Services	\$ 100.00
A2210	General Youth	\$ 1,130.00
A2268	Dog Control	\$ 350.00
A2410	Rental of Real Property	\$ 2,000.00
A2411	Airport Rental/Fees	\$ 220.00
A2540	Bingo Licenses	\$ 31.32
A2544	Dog Licenses	\$ 400.00
A2555	Building Permits	\$ 421.00
A2610	Court Fines	\$ 16,208.00
A2650	Scrap Sales	\$ 1,322.38
A2709	Contribute Medical-Vision-Dental	\$ 2,317.49
A2770	Other Revenue	\$ 1,757.00
A2772	Gasoline & Diesel	\$ 12,901.20
A2773	Youth Summer	\$ 3,442.00
DA2770	Highway Miscellaneous	\$ 567.16
H173089	State Grant Airport	\$ 38,902.37
H434960	FEMA	\$ 258,458.80
SS052770	Sewer Miscellaneous	\$ 250.00
SW062770	Water Miscellaneous	\$ 1,582.62
Grand Total		\$ 358,473.59

Supervisor's Monthly Report August 1-31, 2015 Expenditure		
A	General	\$ 211,864.96
DA	Highway	\$ 69,137.88
H17	C/P Airport	\$ 1,955.33
H36	C/P Chilson Reservoir	\$ 1,992.73
H48	C/P Chilson Transmission Main	\$ -
H49	C/P Daylight Streaming	\$ 2,125.13
H50	C/P WQIP WWTP	\$ 1,437.06
H51	C/P R & D Sawmill	\$ 4,414.40
SS01	Claymore	\$ 74.31
SS02	Park Ave	\$ 35.69
SS03	Alex Ave	\$ 37.77
SS04	Homelands	\$ 148.69
SS05	Central Sewer	\$ 54,158.34
SS06	Commerce Park	\$ 130.69
SS07	Delano Pt	\$ 128.24
SS08	Baldwin Rd	\$ 223.48
SS09	Black Point Rd	\$ 256.18
SS10	Hague Rd	\$ 14.37
SS11	9N & 74	\$ 140.63
SW01	Rt 9N & 73	\$ 10.82
SW02	Streetroad	\$ 10.83
SW03	Alex Ave 1	\$ -
SW04	Homelands	\$ -
SW05	Alex Ave 2	\$ -
SW06	Central Water	\$ 32,122.59
SW07	Park Ave	\$ -
SW09	Shore Airport	\$ 20.88
Grand Total		\$ 380,441.00

**Minutes for the Ticonderoga Regular Town Board Meeting held on  
September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a  
Local Law concerning Unsafe Buildings**

August Journal Entries

J. NO	TRANS DATE	REMARKS	ACCOUNT NO	SUB EXPENSE	SUB REVENUE	DEBIT	CREDIT
		VOUCHER 10097 VENDOR 893 CHECK 18637 - MOVE STANDARD					
JE 654	8/12/2015	MEDICAL EXPENSE FROM A.7311.444 TO A.7311.441	A.7311.441	\$ 228.00			
		VOUCHER 10097 VENDOR 893 CHECK 18637 - MOVE STANDARD					
JE 654	8/12/2015	MEDICAL EXPENSE FROM A.7311.444 TO A.7311.441	A.7311.444	\$ (228.00)			
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0200			\$ 213.90	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.001			\$ 0.42	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.002			\$ 1.36	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.003			\$ 5.55	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.005			\$ 4.49	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.014			\$ 4.66	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.015			\$ 0.54	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.017			\$ 0.14	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.0230.018			\$ 37.38	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401		\$ 213.90		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.001		\$ 0.42		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.002		\$ 1.36		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.003		\$ 5.55		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.005		\$ 4.49		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.014		\$ 4.66		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.015		\$ 0.54		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.017		\$ 0.14		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	A.2401.018		\$ 37.38		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	CM.0200			\$ 1.13	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	CM.2401		\$ 1.13		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	DA.0200			\$ 65.01	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	DA.0230.001			\$ 15.10	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	DA.2401		\$ 65.01		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	DA.2401.001		\$ 15.10		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H17.0200			\$ 0.47	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H17.2401		\$ 0.47		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H36.0200			\$ 43.08	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H36.2401		\$ 43.08		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H43.0200			\$ 35.27	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H43.2401		\$ 35.27		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H48.0200			\$ 3.83	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	H48.2401		\$ 3.83		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	PN.0200			\$ 2.82	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	PN.2401		\$ 2.82		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS01.0200			\$ 0.38	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS01.2401		\$ 0.38		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS02.0200			\$ 0.42	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS02.2401		\$ 0.42		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS03.0200			\$ 0.65	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS03.2401		\$ 0.65		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS04.0200			\$ 0.69	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS04.2401		\$ 0.69		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.0200			\$ 40.95	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.0230.001			\$ 10.87	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.0230.020			\$ 18.19	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.2401		\$ 40.95		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.2401.001		\$ 10.87		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS05.2401.020		\$ 18.19		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS06.0200			\$ 0.93	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS06.2401		\$ 0.93		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS07.0200			\$ 1.42	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS07.2401		\$ 1.42		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS08.0200			\$ 0.32	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS08.2401		\$ 0.32		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS09.0200			\$ 9.94	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS09.2401		\$ 9.94		

**Minutes for the Ticonderoga Regular Town Board Meeting held on  
September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a  
Local Law concerning Unsafe Buildings**

J. NO	TRANS DATE	REMARKS	ACCOUNT NO	SUB EXPENSE	SUB REVENUE	DEBIT	CREDIT
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS10.0200			\$ 0.20	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS10.2401		\$ 0.20		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS11.0200			\$ 2.88	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SS11.2401		\$ 2.88		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW01.0200			\$ 0.30	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW01.2401		\$ 0.30		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW02.0200			\$ 0.99	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW02.2401		\$ 0.99		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW03.0200			\$ 0.36	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW03.2401		\$ 0.36		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW04.0200			\$ 0.27	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW04.2401		\$ 0.27		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW05.0200			\$ 2.25	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW05.2401		\$ 2.25		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.0200			\$ 48.16	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.0230.001			\$ 12.89	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.0230.020			\$ 13.05	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.2401		\$ 48.16		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.2401.001		\$ 12.89		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW06.2401.020		\$ 13.05		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW07.0200			\$ 0.47	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW07.2401		\$ 0.47		
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW09.0200			\$ 2.55	
JE 656	8/31/2015	AUGUST INTEREST EARNED - GFNB	SW09.2401		\$ 2.55		
JE 657	8/6/2015	MULTI - PRIOR MONTH INTEREST EARNED IN MULTI AND PAY	A.0200			\$ 9.61	
JE 657	8/6/2015	PAYROLL - PRIOR MONTH INTEREST EARNED IN MULTI AND P	A.0200			\$ 1.64	
JE 657	8/6/2015	PAYROLL - PRIOR MONTH INTEREST EARNED IN MULTI AND P	A.2401		\$ 1.64		
JE 657	8/6/2015	MULTI - PRIOR MONTH INTEREST EARNED IN MULTI AND PAY	A.2401		\$ 9.61		
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	A.0200			\$ 1,774.68	
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	A.2709		\$ 1,774.68		
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	DA.0200			\$ 1,125.16	
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	DA.2709		\$ 1,125.16		
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	SS05.0200			\$ 881.50	
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	SS05.2709		\$ 881.50		
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	SW06.0200			\$ 704.50	
JE 658	8/19/2015	CONTRIBUTIONS INTO APPROPRIATE FUND CASH & REVENUE	SW06.2709		\$ 704.50		
JE 658	8/19/2015	HEALTH INSURANCE - AUGUST INSURANCE CONTRIBUTIONS	T.0020			\$ 3,445.44	
JE 658	8/19/2015	GUARDIAN DENTAL - AUGUST INSURANCE CONTRIBUTIONS	T.0029			\$ 161.56	
JE 658	8/19/2015	GUARDIAN VISION - AUGUST INSURANCE CONTRIBUTIONS	VI.0029			\$ 43.76	
JE 658	8/19/2015	CSEA DUTCHESS DENTAL - AUGUST INSURANCE CONTRIBUTIO	T.0029.200			\$ 835.08	
JE 658	8/19/2015	HEALTH INSURANCE - AUGUST INSURANCE CONTRIBUTIONS	T.0200			\$ 3,445.44	
JE 658	8/19/2015	CSEA DUTCHESS DENTAL - AUGUST INSURANCE CONTRIBUTIO	T.0200			\$ 835.08	
JE 658	8/19/2015	GUARDIAN VISION - AUGUST INSURANCE CONTRIBUTIONS	VI.0200			\$ 43.76	
JE 658	8/19/2015	GUARDIAN DENTAL - AUGUST INSURANCE CONTRIBUTIONS	VI.0200			\$ 161.56	
JE 659	8/20/2015	HIGHWAY J.D. LEASE PMT - JOHN DEERE LEASE PAYMENT	W.0125				\$22,088.00
JE 659	8/20/2015	HIGHWAY J.D. LEASE PMT - JOHN DEERE LEASE PAYMENT	W.0628			\$22,088.00	
JE 660	8/20/2015	SS02 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$ 820.41	
JE 660	8/20/2015	SW09 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$ 5,162.50	
JE 660	8/20/2015	SW09 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$ 1,504.19	
JE 660	8/20/2015	SS02 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$ 1,342.86	
JE 660	8/20/2015	H17 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$33,053.42	
JE 660	8/20/2015	H17 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0200			\$ 6,844.83	
JE 660	8/20/2015	H17 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$33,053.42	
JE 660	8/20/2015	SW09 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$ 1,504.19	
JE 660	8/20/2015	SW09 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$ 5,162.50	
JE 660	8/20/2015	SS02 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$ 820.41	
JE 660	8/20/2015	SS02 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$ 1,342.86	
JE 660	8/20/2015	H17 - PAY DUES TO GENERAL FROM H17, SS02,SW09	A.0391			\$ 6,844.83	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	H17.0200			\$ 6,844.83	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	H17.0200			\$33,053.42	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	H17.0630			\$33,053.42	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	H17.0630			\$ 6,844.83	



**Minutes for the Ticonderoga Regular Town Board Meeting held on  
September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a  
Local Law concerning Unsafe Buildings**

August Journal Entries

		TRANS			SUB	SUB		
J. NO	DATE	REMARKS	ACCOUNT NO	EXPENSE	REVENUE	DEBIT	CREDIT	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SS02.0200				\$ 820.41	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SS02.0200				\$ 1,342.86	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SS02.0630			\$ 1,342.86		
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SS02.0630			\$ 820.41		
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SW09.0200				\$ 1,504.19	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SW09.0200				\$ 5,162.50	
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SW09.0630			\$ 5,162.50		
JE 660	8/20/2015	A - PAY DUES TO GENERAL FROM H17, SS02,SW09	SW09.0630			\$ 1,504.19		
JE 661	8/12/2015	H50 - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	A.0200				\$ 1,437.06	
JE 661	8/12/2015	H49 - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	A.0200				\$ 2,125.13	
JE 661	8/12/2015	H49 - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	A.0391			\$ 2,125.13		
JE 661	8/12/2015	H50 - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	A.0391			\$ 1,437.06		
JE 661	8/12/2015	A - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	H49.0200			\$ 2,125.13		
JE 661	8/12/2015	A - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	H49.0630				\$ 2,125.13	
JE 661	8/12/2015	A - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	H50.0200			\$ 1,437.06		
JE 661	8/12/2015	A - RESOLUTION 250 2015 AUTHORIZING DUE TO DUE FROM	H50.0630				\$ 1,437.06	
JE 662	8/17/2015	DECALS - NYS DECALS - TOWN CLERK	A.0200				\$ 945.81	
JE 662	8/17/2015	DECALS - NYS DECALS - TOWN CLERK	A.1255		\$ (945.81)			
JE 663	8/5/2015	DOG - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.0690					\$ 63.00	
JE 663	8/5/2015	MARRIAGE - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.0690					\$ 270.00	
JE 663	8/5/2015	BOAT - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.0690					\$ 331.25	
JE 663	8/5/2015	BOAT - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.1255			\$ (331.25)			
JE 663	8/5/2015	MARRIAGE - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.1256			\$ (270.00)			
JE 663	8/5/2015	DOG - TOWN CLERK CLEARING ACCOUNT, BOAT LICENSE, DOCA.2544			\$ (63.00)			
JE 664	8/20/2015	JUSTICE - JUSTICE CLEARING ACCOUNT PAYMENT TO OSC	A.0690				\$11,585.00	
JE 664	8/20/2015	JUSTICE - JUSTICE CLEARING ACCOUNT PAYMENT TO OSC	A.2610		\$ (11,585.00)			
JE 665	8/20/2015	H51 - RESOLUTION 279 2015 DUE TO GENERAL FROM H51	A.0200				\$ 2,207.20	
JE 665	8/20/2015	H51 - RESOLUTION 279 2015 DUE TO GENERAL FROM H51	A.0391			\$ 2,207.20		
JE 665	8/20/2015	A - RESOLUTION 279 2015 DUE TO GENERAL FROM H51	H51.0200			\$ 2,207.20		
JE 665	8/20/2015	A - RESOLUTION 279 2015 DUE TO GENERAL FROM H51	H51.0630				\$ 2,207.20	
JE 666	8/20/2015	RES2632015 - RESOLUTION 263 2015 AUTHORIZNG 2207.20 CONT	A.0200				\$ 2,207.20	
JE 666	8/20/2015	RES2632015 - RESOLUTION 263 2015 AUTHORIZNG 2207.20 CONT	A.9950.900	\$2,207.20				
JE 666	8/20/2015	RES2632015 - RESOLUTION 263 2015 AUTHORIZNG 2207.20 CONT	H51.0200			\$ 2,207.20		
JE 666	8/20/2015	RES2632015 - RESOLUTION 263 2015 AUTHORIZNG 2207.20 CONT	H51.5031		\$ 2,207.20			

**Resolution #290-2015** brought by Fred Hunsdon, seconded by David Iuliano to approve the July Budget Adjustment Report. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye.  
**Opposed** - none. **Carried.**

# Minutes for the Ticonderoga Regular Town Board Meeting held on September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a Local Law concerning Unsafe Buildings

Date Prepared: 09/10/2015 12:17 PM

Report Date: 09/10/2015

Account Table:

Alt. Sort Table:

## TOWN OF TICONDEROGA Budget Adjustment Report (Posted)

Fiscal Year: 2015 Period From: 8 To: 8 Trans. Date From: To:

GLR0109 1.0

Page 1 of 3

Prepared By: AMY

Account No.	Account Description	Period	Trans. No.	Date	Adjust	Amend	Transfer	Replace	Balance
User Ref	Approved	Status	Budget	Adjust	Description				
Trans Date 08/11/2015									
A.7311.441									
AMY		P			SUMMER YOUTH				
			8	838	08/11/15		(400.00)		
					POSTED FROM BUDGET ADJ. 838 -				
					TRANSFER \$400 FROM SUMMER				
					CONTRACTUAL TO SUMMER FOOD				
					BUDGET				
					SPOKE WITH W.G. PRIOR TO SAVING				
					THE ENTRY-AG				
			****			0.00	0.00	(400.00)	0.00
					Ending Balance:				(400.00)
Trans Date 08/12/2015									
A.7311.444									
AMY		P			SUMMER YOUTH FOOD				
			8	838	08/11/15		400.00		
					POSTED FROM BUDGET ADJ. 838 -				
					TRANSFER \$400 FROM SUMMER				
					CONTRACTUAL TO SUMMER FOOD				
					BUDGET				
					SPOKE WITH W.G. PRIOR TO SAVING				
					THE ENTRY-AG				
			****			0.00	0.00	400.00	0.00
					Ending Balance:				400.00
Trans Date 08/12/2015									
SS08.1426.400									
AMY		P			ATTORNEY				
			8	837	08/12/15		\$4.00		
					POSTED FROM BUDGET ADJ. 837 -				
					TRANSFER \$4.00 FROM SS08				
					CONTRACTUAL TO SS08 ATTORNEY				
					FOR FULLER INVOICE 11153				
			****			0.00	0.00	\$4.00	0.00
					Ending Balance:				\$4.00
Trans Date 08/12/2015									
SS08.8138.400									
AMY		P			SEWAGE TREATMENT AND DISPOSAL				
			8	837	08/12/15		(\$4.00)		
					POSTED FROM BUDGET ADJ. 837 -				
					TRANSFER \$4.00 FROM SS08				
					CONTRACTUAL TO SS08 ATTORNEY				
					FOR FULLER INVOICE 11153				
			****			0.00	0.00	(\$4.00)	0.00
					Ending Balance:				(\$4.00)

Date Prepared: 09/10/2015 12:17 PM

Report Date: 09/10/2015

Account Table:

Alt. Sort Table:

## TOWN OF TICONDEROGA Budget Adjustment Report (Posted)

Fiscal Year: 2015 Period From: 8 To: 8 Trans. Date From: To:

GLR0109 1.0

Page 2 of 3

Prepared By: AMY

Account No.	Account Description	Period	Trans. No.	Date	Adjust	Amend	Transfer	Replace	Balance
User Ref	Approved	Status	Budget	Adjust	Description				
Trans Date 08/13/2015									
A.1985.400									
AMY		P			OTHER GENERAL SUPPORT				
			8	841	08/13/15		(2,287.28)		
					POSTED FROM BUDGET ADJ. 841 -				
					RESOLUTION 262 2015 BUDGET				
					TRANSFER PART OF THE TOWNS				
					50% CONTRIBUTION TO THE				
					RESEARCH AND DESIGN OF THE				
					FRENCH SAWMILL PROJECT (H51)				
			****			0.00	0.00	(2,287.28)	0.00
					Ending Balance:				(2,287.28)
Trans Date 08/13/2015									
A.9958.900									
AMY		P			INTERFUND TRANSFERS - CAPITAL PROJ				
			8	841	08/13/15		1,207.28		
					POSTED FROM BUDGET ADJ. 841 -				
					RESOLUTION 262 2015 BUDGET				
					TRANSFER / PART OF THE TOWNS				
					50% CONTRIBUTION TO THE				
					RESEARCH AND DESIGN OF THE				
					FRENCH SAWMILL PROJECT (H51)				
			****			0.00	0.00	1,207.28	0.00
					Ending Balance:				1,207.28
Trans Date 08/25/2015									
A.1988.400									
AMY		P			OTHER GENERAL SUPPORT				
			8	839	08/25/15		(2,886.00)		
					POSTED FROM BUDGET ADJ. 839 -				
					RESOLUTION 275 2015 THE YOUTH				
					COMMITTEE WOULD LIKE TO				
					EXPAND THE AFTER SCHOOL				
					PROGRAM TO FIVE NIGHTS A WEEK				
			****			0.00	0.00	(2,886.00)	0.00
					Ending Balance:				(2,886.00)
Trans Date 08/25/2015									
A.2770									
AMY		P			OTHER REVENUE				
			8	838	08/25/15		362.00		
					POSTED FROM BUDGET ADJ. 838 -				
					RESOLUTION 275 2015 THE YOUTH				
					TRIATHLON SERIES JUNE 28, 2015				
					POLICE TRAFFIC CONTROL				
			****			0.00	362.00	0.00	0.00
					Ending Balance:				362.00



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Local Law concerning Unsafe Buildings**

Date Prepared: 09/10/2015 12:17 PM

Report Date: 09/10/2015

Account Table:

Alt. Sort Table:

TOWN OF TICONDEROGA

Budget Adjustment Report (Posted)

Fiscal Year: 2015 Period From: 8 To: 8 Trans. Date From: To:

GLR0109 1.0

Page 3 of 3

Prepared By: AMY

Account No.	Account Description	Period	Trans. No.	Date	Adjust	Amend	Transfer	Replace	Balance
Trans Date 08/05/2015									
A.2770	OTHER REVENUE								
A.3120.101	POLICE								
AMY	P POSTED FROM BUDGET ADJ. 638 - RESOLUTION 275 2015 HTS TRIATHLON SERIES JUNE 28, 2015 POLICE TRAFFIC CONTROL	8	638	08/25/15		362.00			
			****		0.00	362.00	0.00	0.00	
							Ending Balance:		362.00
A.7316.199	YOUTH PROGRAMS								
AMY	P POSTED FROM BUDGET ADJ. 639 - RESOLUTION 275 2015 THE YOUTH COMMITTEE WOULD LIKE TO EXPAND THE AFTER SCHOOL PROGRAM TO FIVE NIGHTS A WEEK	8	639	08/25/15			2,000.00		
			****		0.00	0.00	2,000.00	0.00	
							Ending Balance:		2,000.00
DA.6130.100	MACHINERY								
AMY	P POSTED FROM BUDGET ADJ. 640 - RESOLUTION 276 2015 UNUSED MECHANICS SALARY FOR 2015	8	640	08/25/15			(30,413.24)		
			****		0.00	0.00	(30,413.24)	0.00	
							Ending Balance:		(30,413.24)
DA.5135.480	MACHINERY								
AMY	P POSTED FROM BUDGET ADJ. 640 - RESOLUTION 276 2015 UNUSED MECHANICS SALARY FOR 2015	8	640	08/25/15			30,413.24		
			****		0.00	0.00	30,413.24	0.00	
							Ending Balance:		30,413.24
Grand Total					0.00	0.00	0.00	0.00	0.00

**Resolution #291-2015** brought by David Iuliano, seconded by Wayne Taylor to pay the bills from Abstract #9 of 2015. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Abstract #9 of 2015**

<u>Account</u>	<u>Debit</u>
General	\$ 98,631.79
Highway	48,800.61
C/P Ticonderoga Airport	14,496.56
C/P Chilson Reservoir Replacement	17,113.26
C/P FEMA Race Track Rd PRV & Water Breaks	32,598.77
C/P Chilson Water Main FEMA -project	9,726.44
C/P WQIP WWTP Disinfection	5,158.63
Research & Design For French Sawmill	4,414.40
Claymore Sewer	54.56
Park Avenue Sewer	26.29
Alex Avenue Sewer	35.05
Homelands Sewer	89.18
Central Sewer	20,919.90
Commerce Park Sewer	118.80
Delano Point Sewer	84.11

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Baldwin Road Sewer	240.79
Black Point Road Sewer	1,036.80
Hague Road Sewer	13.29
9N & 74 Sewer	141.25
Route 9N & 73 Water	10.92
Street Road Water	2,689.05
Central Water	89,588.54
Shore Airport Road Water	17,323.23

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<b>Total</b>	<b>\$363,312.22</b>
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**Resolution #292-2015** brought by Wayne Taylor, seconded by David Iuliano authorizing the following Inter-Fund Advances as per General Municipal Law 9.a. To be adopted for Abstract 9 -2015

1. From General to C/P Ti Airport (H17) - \$8,751.99
  - a. Funds will be reimbursed with grant funds
2. From General to C/P WQIP WWTP Disinfection (H50) - \$5,158.63
  - a. Funds will be reimbursed with grant funds and/or EFC Financing

**All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #293-2015** brought by Wayne Taylor, seconded by Chattie Van Wert approving the following budget transfers:

From A.7311.100 To A.7311.441 in the amount of \$ 1,339.00

From A.7311.110 To A.7311.400 in the amount of \$ 1,155.00

From A.7311.120 To A.7311.400 in the amount of \$ 193.00

From A.3510.430 To A.3510.400 in the amount of \$ 456.00

People vs Jodi Hall

From A.1989.400 To A.3120.400 in the amount of \$1088.98

People vs Jodi Hall

From SW06.8320.400 To SW06.8310.101 in the amount of \$5,000.00

Increase Overtime budget

From SW06.8320.400 To SW06.8340.101 in the amount of \$3,000.00

Increase Overtime budget

**All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

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**Resolution #294-2015** brought by Fred Hunsdon, seconded by David Iuliano authorizing the following pre-payments:

Kim Yaw \$300.00 A.7311.441 summer program bus driver

Richard Harker \$120.00 A.7311.441 summer program bus driver

Mike Zent \$160.00 A.7311.441 summer program bus driver

Rick Pelerin \$400.00 A.7311.441 summer program bus driver

NYS DOH \$25.00 A.7311.400 DOH violation

**All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #295-2015** brought by Fred Hunsdon, seconded by David Iuliano accepting the Memorandum of Understanding of Municipal Governments bordering Lake George regarding the application of road salt for winter maintenance and de-icing. (Board discussion about this MOU follows)

*(Final Draft 4-21-15)*  
**MEMORANDUM OF UNDERSTANDING OF  
MUNICIPAL GOVERNMENTS BORDERING LAKE GEORGE  
REGARDING THE APPLICATION OF ROAD SALT  
FOR WINTER MAINTENANCE AND DE-ICING**

The purpose of this Memorandum of Understanding (MOU) is to describe an agreement among the municipal governments bordering Lake George regarding a program to address the levels of chlorides in, and currently entering, Lake George by reducing the application of road salt for winter road maintenance and de-icing practices. This MOU is not a binding commitment, but is a statement of the intent of the municipalities signing this document to work in good faith to create an effective program to reduce the levels of road salt application surrounding Lake George in recognition of the following:

- WHEREAS, there has been a steady increase in the basin-wide use of road salts to assist in winter road maintenance and de-icing; and,
  - WHEREAS, within the Lake George watershed, there are a total of approximately 680 lane miles of local, county, state and federal roads and the average purchase rates as reported by municipal staff totals an estimated 15,000 metric tons of salt per year; and,
  - WHEREAS, there are numerous studies that date back to the 1970s documenting the significant increases in road salt in the Lake George watershed and in Adirondack lakes resulting from runoff; and,
- WHEREAS, salt levels have tripled since 1980, and are about thirty times above the natural background characteristic of Adirondack lakes in undeveloped watersheds; and,
- WHEREAS, the above background level concentration in Lake George in 1980 is almost certainly the result of road salt application in the decades prior to 1980; and,
  - WHEREAS, sodium chloride has displaced calcium bicarbonate as the dominant salt in the lake; and,
  - WHEREAS, recent concentrations of chlorides in Lake George are at thresholds that can alter the composition of the phytoplankton, periphyton and macroinvertebrate communities altering the food web and hence potentially changing the biological productivity of Lake George (based on scientific data); and,

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- WHEREAS, continued increases in salt loading in the watershed may also affect the physical circulation of the lake by increasing vertical density gradients that are more difficult to mix; and,
- WHEREAS, elevated salt concentrations in potable water is a health concern to individuals who drink water from Lake George because increased sodium consumption is linked to high blood pressure and if salt levels are allowed to continue rising at the current rate, within the next one to two decades, the lake's water will become a health hazard; and,
- WHEREAS, road salt application is linked to leaching of calcium and magnesium from soil, which makes Lake George more hospitable for aquatic invasive species colonization; and,
- WHEREAS, some of the most obvious toxic effects of road salt are observed in roadside vegetation where high concentrations of salt accumulates and persists and damage is observed with the browning of foliage, premature defoliation, suppression of flowers and die back of terminal roots and the erosion problems that occur when vegetation is affected; and,
- WHEREAS, road salt is responsible for the increased corrosion of road infrastructure and vehicles.

NOW, THEREFORE, IT IS HEREBY

AGREED that the undersigned Towns, Village and Counties recognize the significant adverse impacts of excessive application of road salt for winter maintenance and de-icing; and it is further

AGREED that the undersigned Towns, Village and Counties intend to reduce the salt loading to Lake George through the reduced application of road salt; and it is further

AGREED that the undersigned Towns, Village and Counties will curtail the increase of road salt through proven methods of road salt application (as demonstrated in New Hampshire and Vermont) and through utilizing Best Management Practices); and it is further

AGREED that the undersigned Towns, Village and Counties will, subject to research supporting their use, consider alternative de-icing materials that minimize the application of road salt; and it is further

AGREED that the undersigned Towns, Village and Counties help to document the effectiveness of alternative road salt materials and/or substitutes; and it is further

AGREED that the undersigned Towns, Village and Counties will investigate and consider equipment to better manage and monitor the application of road salt; and it is further

AGREED that the undersigned Towns, Village and Counties will have highway department superintendents, collect data using consistent methods on the quantities and application rates of road salts within their jurisdictions, as well as truck loading and route distribution information in using this data for improved application methods and it is further

AGREED that the undersigned Towns, Village and Counties will have highway department supervisors assess and tailor road salt application rates based on level of surface, road grades and proximity to water bodies and runoff systems; and it is further

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AGREED that the undersigned Towns, Village and Counties will establish an education and training program for all highway department employees on the impacts of road salt to Lake George and proven methods to reduce road salt application; and it is further

AGREED that the undersigned Towns, Village and Counties intend to designate sections of public roads as "Priority Abatement Areas" where roads are located along or in close proximity to Lake George and/or its tributaries that are determined to be critical runoff areas impacting water quality; and it is further

AGREED that the undersigned Towns, Village and Counties will participate in an annual "Road Salt Summit" to discuss new technologies, application methods, best management practices and research aimed at minimizing the usage of road salt for winter maintenance and de-icing; and it is further

AGREED that the undersigned Towns, Village and Counties will together achieve road salt reductions that through ongoing scientific monitoring are shown to benefit the biological, physical, and chemical conditions of Lake George; and it is further

AGREED that this Memorandum of Understanding may be signed in counterparts.

Councilman Iuliano stated that from his view point, it has all of these agreements that we are agreeing to in good faith, but they are things that we have no way of telling the Highway Superintendent to do. We can't tell him to collect data, we can't tell him to buy equipment, we can handle the budget but we don't have any latitude to tell him to do this. They are directing this to the State, but quite honestly we as a town accept money from the State to do the roads. He has problems with this across the board. We have to protect the public and make the roads safe at the end of the day. They are not caring about the public, we understand the lake is important - but this is no answer, just telling us to handle it with no money....

Councilman Hunsdon feels that when they tell us what to use on it in place of it, then we would have some information to accept it.

Councilman Taylor stated that this involves capital, there is training, there are strings to this things, lots of them.

Councilwoman Van Wert believes that we need to participate in this, we need to attend the sale seminar before we can say it is going to work. This is a non-binding document.

**Resolution #296-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to table the discussion of accepting the Memorandum of Understanding of municipal governments boarding Lake George regarding the application of road salt for winter maintenance and de-icing until after the road salt summit. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye. **Opposed** - Chattie Van Wert - Nay. **Carried.**

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**Resolution #297-2015** brought by Wayne Taylor, seconded by Chattie Van Wert supporting Judge Dolbeck's Justice Court Assistance Program Grant Application. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #298-2015** brought by Fred Hunsdon, seconded by Chattie Van Wert to award one surplus metal desk to Ed Moore for \$5.00. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #299-2015** brought by David Iuliano, seconded by Chattie Van Wert authorizing the following training including registration, travel, and meal expenditures on the Town Credit Card:

Derrick Fleury, Grade 3 Supervision & Technical Operations course, Morrisville, January 25-29, 2016

Amy Quesnel, GFOA continuing education, Lake George, October 6, 2015

**All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Report of Committees**

Public Works - R. William Grinnell, Supervisor

Town of Ticonderoga  
Water/Sewer Committee Meeting  
August 25, 2015 - 8:30 a.m.

**Present:** Bill Grinnell, Matt Fuller, Todd Hodgson, Wayne Taylor, Tracy Smith, Derrick Fleury and Sue Huestis

**Others:** Fred Hunsdon, Chattie VanWert, and John Bartlett

**Pledge**

The Supervisor opened the meeting with the Pledge of Allegiance to the Flag.

**Public Comment**

None

**Items for Discussion**

**1. GIGP Daylight Streaming Project - Todd**

- a. An updated schedule needs to be submitted to the EFC.
- b. The plans will be finalized in the next couple of weeks.
  - i. Matt has requested that the construction documents be forwarded to him once completed as he will have to forward them to Donna Wadsworth at International Paper for review.

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- c. This project may be bid this year but will be dependent upon what time is left in the construction season. Otherwise, it will be bid in the Spring, 2016.
- d. Todd has been speaking with Tony DeFranco about the plants that can be utilized.
  - i. Once this project is complete a maintenance program will have to be implemented possibly with Parks & Rec

**2. Bump Out Project**

- a. Todd submitted the plans for this project

**3. WQIP/Clean Water Main**

- a. The Supervisor received a call from the Secretary of State and there is 150 Million dollars available in grant monies.
  - i. The town shares services with other municipalities; Putnam – Black Pt. Sewer and receives affluent from the Town of Hague, as well as from Haulers who serve other towns in the surrounding area.
  - ii. The application for this grant is due in October and these funds could be utilized towards the WQIP and Clean Water Main projects.
  - iii. These funds are also specific to Shovel Ready projects and these two projects fall into that category
- b. Tracy asked what is the schedule for the clarifiers and what is included? Ventilation?
  - i. Todd responded that ventilation is an alternate to the project.
  - ii. Discussion held on completing a Corrosion Survey as the air quality at the WWTP is corrosive and of poor quality for humans and for the equipment.
- c. These two projects are slated to be completed in 2016.
  - i. There is language in the SPEDES Permit which addresses matters that these projects will rectify.
- d. Discussion held on the CSO at Outfall 002 and 003.
  - i. The town is currently limited to 6 CSO per year and eventually the EPA will require 0.

**4. Water Supply Project**

- a. Todd has the Basis of Design Report which he submitted to the Supervisor.
  - i. His office is completing the final copy
- b. The Basis of Design is due to be in the EPA's hands by August 28<sup>th</sup>. A copy will be forwarded to Matt to review and forwarded on tomorrow to the EPA and DOH.
- c. The Basis of Design includes 2 applications; area above the reservoir and the area below.
- d. The Basis of Design, once finalized, can be shared with the public.
- e. Discussion on scheduling a meeting with the residents above the reservoir before the end of the summer.

**5. Frozen Water Line Policy**

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- a. The Water/Sewer Committee recommends that the Town Board adopt the Frozen Water Line Policy, moved by Wayne, seconded by Derrick, all in favor.

**6. EDU Audit**

- a. A meeting is scheduled for the Town Board to review the EDU audit and discuss on September 2.
- b. Once the audit is approved the moratorium that has frozen all water and sewer rates will be lifted.
- c. After the audit, should a property owner want to dispute the number of EDU that they are charged, they can come to the Town Board on an individual basis.
- d. Discussion held on giving special ratings to HUD groups. It is felt that this is discriminatory against those whose income qualifies them for this type of housing but who choose to live in their own home. Should special ratings be given to the HUD groups then the burden shifts to others.
  - i. Further discussion on the legality of giving special rates to specific groups. Water and Sewer is not a general tax. Exemptions can be given for General taxes; Seniors, Veterans, Churches, Schools, etc.... Special Districts do not fall into this category and are not allowed.

**Water/Wastewater Supervisor's Report**

- 1. 6" Bar Screen
  - a. Tracy has been working with Vulcan to come up with a solution to the jamming issue.
- 2. Post Construction Monitoring
  - a. 2 months of Post Construction Monitoring is done. There is one more month left which will take place in October.
- 3. Status of Drainage Issue on John Street
  - a. Todd responded that he has spoken to Riznick about this matter and now he needs to follow up with Ivan. That this work was not done is not acceptable.
    - i. The plans stated that the portion of the old sewer main in question was to be connected to the storm drain on Schuyler Street and the other portion to the creek was to be filled.
      - 1. Flowable fill was put into the portion that was to be connected to the storm drain which causes a further issue but a French drain could possibly be installed in its place.
- 4. Mini Vac
  - a. The mini vac has not been returned yet but hopefully soon. It is needed.
- 5. Vac Truck
  - a. The turbo assembly was replaced under warranty at no cost to the town.
  - b. The issue with the de-rating over the road still continues even though Freightliner has been asked to rectify this problem.



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- c. Everyone is in agreement that they want what they paid for and that Matt will send another letter stating that the issue be fixed or replace the equipment.
- 6. Baldwin Road Pump Station
  - a. Quotes to replace the panel are \$13,600 plus fees for the electrician.
  - b. The budget for this district will be reviewed for 2016 to see if it is a doable cost.
- 7. Thomas LaPointe/Carillon Road
  - a. The staff replaced 120' of old clay tile sewer main that was full of roots.
  - b. A map is needed to be added to the easement.

**Deputy Water/Wastewater Supervisor's Report**

- 1. Particle Counter
  - a. The particle counter is all set and due to be up and running August 28<sup>th</sup>.
- 2. Condon/Gooseneck
  - a. There is a dead birch tree on the town property that is a safety hazard to the Condon property.
  - b. Dedrick's Tree Removal can take the tree down for \$400
    - i. The committee approved this expense
- 3. Bump Out Project
  - a. Will this project take place this year?
    - i. Todd responded that the project is somewhat complicated due to the location of the water and sewer main.
    - ii. Jenn will have better information on the status of the project and Gregg has a list of materials.
- 4. Grade 3 Supervision Class
  - a. A Grade 3 Supervision and Technical Operations class will be held from January 25 – 29.
  - b. The cost is \$575 for the class and \$65.50 for the textbook.
    - i. The Water/Sewer Committee recommends that the Town Board approve Derrick to attend this class
- 5. Hanley
  - a. The County has given approval to open cut Baldwin Road in order to serve Mr. Hanley with sewer.
  - b. Sam Meacham will complete the push under the roadway for Tonya Thompson's connection.
  - c. A discussion was held with a contractor who stated that if the homeowner contracts for this work the price is half of what he would need to charge the town due to prevailing wage, insurance, etc....
    - i. In the future, the push under the roadway for connection for water or sewer will be the responsibility of the homeowner to contract and not the town.

**Engineer's Report**

- All items covered previously during the meeting

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Attorney's Report**

**1. Gedeiko**

- a.** This property is in the Sewer District.
- b.** Discussion on who is responsible to purchase the pump and whether the town will install the tap at a charge or not.
  - i.** The current property owner and past ones have never paid towards any of the capital cost or debt this district has incurred therefore the cost to install the grinder pump will be borne by the homeowner and not the district
- c.** How many pumps will be required to serve these two homes?
  - i.** This property is sub dividable therefore a separate connection will be required for each residence.
  - ii.** In the future should this same situation occur and the property can be subdivided, a pump for each resident will be required. If it cannot be subdivided then one pump is sufficient.

**Secretary's Report**

- 1. Sewer Ordinance
  - a. Status
- 2. Storm Water Management Plan
  - a. Status
- 3. Office Copier
  - a. The lease on my copier is due to expire in December
  - b. A new State contract is out and I can renew it at the same price we received 5 years ago though the "clicks" will be cheaper than the last contract
    - i. The savings thru the State contract is 62%
  - c. The cost of this is split between Water/Sewer/Supervisor and is \$333 each for one year and a 5 year lease.
    - i. The cost of \$999 per year includes Operation & Maintenance and Toner
    - ii. The cost to return the old copier is \$350. If we continue with Symquest they will absorb this cost.
      - 1. This cost was approved by the Water/Sewer Committee
- 4. FEMA Quarterly Reports
  - a. Jim Dugan will continue working on this report under his new duties at Essex County.
- 5. MWBE Quarterly Reports for WQIP and Daylight Streaming Projects
  - a. Jenn will be taking this task over.

**Other Items**

- 1. Multi Units
  - a. Should a resident want to install water and/or sewer service to their garage they need to be referred to Code Enforcement.
  - b. A change in policy is needed and will have to be addressed in both the Water and Sewer Ordinance.

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- i. Large fines should be incurred for \$3,000 for first offense and \$5,000 for second offense for owners and contractors who make this type of connection without a permit.

**Next Scheduled Meeting**

The next scheduled meeting is September 29<sup>th</sup> at 8:30 am.

**Adjourn**

The meeting adjourned at 10:05.

Supervisor Grinnell explained that the Town held a EDU workshop, we have put in a lot of time coming to an consensus.

Lord Howe Street Bridge has an expected completion date of the end of October 2015.

Building, Grounds, Parks, Recreation, Historical Lands, Monuments, Cemeteries and Beach - David Iuliano, Councilman

**Town of Ticonderoga  
Buildings & Grounds/Parks & Rec. Committee  
Meeting 8/18/15 - Community Building Meeting Room**

The meeting started at 10AM with the following Committee Members in attendance: Joyce Cooper, John Bartlett, Dave Iuliano and Chattie Van Wert. Others: Fred Hunsdon, Bill Grinnell, Molly Bechard & Debbie Barber.

Molly and Debbie representing the Best Fourth Committee noted that only a small group of volunteers and paid staff work year-round to bring this huge event to Ticonderoga.

- Complaints by Code Enforcement need to have evidence/proof of violations as they occur.
- The Dept. of Health found no issues with food vendors.
- Best Fourth Committee asks the Town Council to requests more police presence during the event.
- Complaints of dogs in the park are not under the control of the committee and should be addressed by the Town. More signage in areas where dogs are not allowed such as the south side of the Kissing Bridge, the Town Beach and Veterans Park are recommended. More cleanup-bag dispensers would also be helpful in park areas where dogs are allowed.
- A potential Town Law was discussed that would allow the enforcement of unauthorized parking and pets in Bi-Centennial Park. Also discussed a press-release regarding pets in town parks, where they are allowed and where they are not allowed and should include a reminder of the availability of the dog park on Lord Howe.
- Job responsibilities of the Best Fourth Committee should be outlined. Debbie and Molly will provide their recommended list to this committee

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- Parking near the river worked well, better coordination is needed to leave handicapped parking available during the several day event. Debbie will handle this for next year.
- Power to more light poles in the park will facilitate more of the park being used and less concern about areas such as the playground not being usable by the vendors.
- Next year the 4<sup>th</sup> of July is on Monday, therefore vendor permits will be issued for 6/29-7/6 to include setup, events and cleanup/removal from park.
- To further discussion, understanding and support among town leaders, the following people are requested to attend the next Best Fourth committee meeting on 10/6 at 4:30 in the office of TACC: Tonya Thompson, Town Clerk; Bill Ball, Codes Enforcement; Mark Johns, Police Chief and chair(s) of this committee.

Armory: Dave reported the propane tanks have been installed and Northern Machinery will make changes to the heads on the boiler to convert from oil to propane. After the Water & Sewer Dept's new generator installation, the old one will be available for use at the Armory. Moriah Shock scraped the paint of the basement floor but is not allowed to paint it. Chattie will request quotes to paint the floor from local contractors. The room needs to be ready for the After-School program by 9/22.  
Dave will follow-up to see the projects identified by NYMIR our insurance carrier, are completed.

Joyce will make recommendations on the Commerce Park plantings after new sign installation.

Chattie will ask Beautification to look at repairing the Welcome Sign post on 9N near the car wash.

Bill reported the new docks at the base of the falls will be removed by Sarge Condit in the fall and stored by the Town.

Staining the gazebo in the Park is a project that should be scheduled for the spring of 2016.

**The next meeting is scheduled for Tues. Sept. 15<sup>th</sup> at 10AM.** The meeting adjourned at noon.

Propane hot water heater to be installed at the Armory.

No bids were received for our RFP request for an engineer to help us with our ADA project.

Library - shelving; James Charboneau for \$4072.00, Hearth is not moving forward yet.

**Resolution #300-2015** brought by Wayne Taylor, seconded by Chattie Van Wert rescinding Resolution #273-2015 regarding a referendum for the November 2015 General Election. (There was much discussion held in reference to this Resolution which is below this roll call vote - the roll call vote was technically held after the discussion) David Iuliano - Nay, Wayne Taylor - Aye, R. William Grinnell - Nay, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Carried.**

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Councilman Taylor stated that in the long term interest of the Ticonderoga Police Department to find a new and suitable home, but now under these kind of circumstances, all of this controversy and again it is a make shift, stop gap solution as he sees it and it does not get to the root cause of the problem when we have other buildings that are in similar disrepair. We have spent tens of thousands of dollars on Alfandre Architecture's composite study with recommendations on building repairs and modifications that would put us in compliance with health and safety, codes as well as energy efficiency.

Councilman Iuliano stated that he is confused, the idea to put this on the ballot was yours.

Councilman Taylor stated yes, he has solicited input from the community, he walked through Walmart and other stores and asked people on the street and he had one (1) person say that he thought it was a good idea.

Councilman Iuliano explained that what the vote would do, if it was defeated by vote then we know we are going to be able to move forward with a different type of structure and what happens if it goes the other way.....

Councilman Taylor stated that the money we have spent on Alfandre was on various studies and it included the evaluation of the Highway. He thinks we should let them do a cost benefit analysis, show the proposal. He has never seen anything on this.

Councilwoman Van Wert stated that we did not get a specific proposal from them as we have now. She thinks Councilman Taylor has a good idea and we should go further with that proposal and come up with clear designs.

Councilman Iuliano stated that this thing has been difficult for everybody, what we are doing is we are putting this out to the public and asking the people. How can asking the people of Ticonderoga be the wrong thing to do.

Councilman Taylor again stated that the only person he spoke to that was in favor of this lived up on top of Chilson. Anybody in the former village, around the village at the schools don't....

Supervisor Grinnell interrupted to state that he respectfully disagrees with this. He spoke with several people that are in favor of this and that is why he feels this should go on a ballot.

Councilwoman Van Wert stated that the only reason that she agreed that it should go on the ballot was because we had not received a determination from OGS. She does not agree that just putting this on a ballot the way it is stated is fair to the public because it is not giving them another choice, it is saying do you want it here, yes or no?

Councilman Iuliano stated that this is what we are talking about. We are not talking about 100 different buildings in the Town - we are talking about this structure.

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Councilwoman Van wert stated that we are not giving them an alternative, we are saying it is here or nothing.

Supervisor Grinnell stated that we are not saying that. If the public says that they don't want it there, then they don't want it there and that is where that ends. Quite frankly, the only real alternative is a new building whether it is by itself or it is combined. You are still going to have the extra \$6 - \$800,000 in costs that it would have. The question is do we spend the extra money, would the Town rather spend the extra money - fine, but he finds that the people that have talked to him did not want to spend that extra money. That extra money is clearly shown in the papers that were presented by our expert.

Councilman Hunsdon reminded that we have been turned down by OGS, and you said that we would go a different direction if we got turned down. Why aren't we going in a different direction.

Supervisor Grinnell stated at that point in time, he wasn't completely aware of the alternatives that were there. Quite frankly, he cannot support any movement that takes the voting rights of the public of this town away from them. That is what you are going to be doing if you pass this resolution. If you rescind that resolution to put this on the ballot, you are telling the people of Ticonderoga that you don't get the right to vote on this. He feels that is horribly unfair and it is being driven by politics, and that is not what he is here for.

Councilman Taylor reminded that we did do a building project, this would be a building project and we would have to bond it....

Supervisor Grinnell noted that the building project that you are talking about had been presented to the Town Board of Ticonderoga, you were on it at that time.....

Councilman Taylor stated that it was never moved forward...

Supervisor Grinnell asked why; it was discarded as too expensive....

Councilman Taylor asked if he can finish... The thing of this is that it would involve bonding, which in and of itself is subject to a permissive referendum. If the people were not in favor of it, they can circulate a petition and get it put on a ballot and vote on it.

Supervisor Grinnell stated that this is what we are doing now. We have the right as a board to set this, this effort at this point in time it to deny the people in Ticonderoga the right to vote and he is shocked that this board would do that.

Councilman Hunsdon stated that the problem isn't the vote, it is saying do you want to use that building there or not use it; we have been told that we can't use that building, why are we going to continue this out to a vote.

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Supervisor Grinnell stated that we do not have to agree with that decision. Senator Little's office has told us that if there is an overwhelming vote from the people in Ticonderoga..

Councilman Hunsdon said that it is a vote from the board and he is one that will vote against it.

Supervisor Grinnell questioned that no matter what the people say?

Councilman Hunsdon stated yes, because this has been denied.

Supervisor Grinnell questioned that you are going to deny the people of Ticonderoga the right to vote on this.

Councilman Hunsdon stated not on the right to vote.

Councilwoman Van Wert believes that we can give the people a better option of what to vote on. Once we do more homework in the future and say do you want it in the Armory or do you want it as part of a larger building project that is more comprehensive. The other thing that we need to consider is say we take the money that is set aside for capital expenditures and put it into that building, then you don't have enough money for maintaining the buildings that we have and then we still have to go through the Highway department anyway where we will have to go through the whole process of design and bonding and everything for that. Why don't we just do it all in one. She believes that we are making our jobs more difficult, we are fighting a wall that has been put up. Why are we trying to beat down this wall, why can't we just say let's put this here and rescind this because it was made before we had the information from OGS. We have this study of what it would take to put the police department in the Armory and put it on the shelf for a while and look at things a little bit differently and say the Highway Department is in just as desperate need of replacement as the Police Department and we have a study that is a concept but it says that these can go together and then you can make it part of a larger project that you can finance over time. If she would looking to invest as a business person, she would look more for the long term and the benefits rather than say well we have this idea right now and we are going to slam it through even though we have all of these objections in front of us because we had this idea we are going to go through with it and we are not looked at other options. We are just looking at one and not considering any other options.....

Supervisor Grinnell said that no one is saying that....

Councilwoman Van Wert stated that this is what is being said to her....

Supervisor Grinnell would like Councilwoman Van Wert to stop and let him talk.....

Councilwoman Van Wert stated that you have talked more than anybody else has - excuse me... There is something on the table right now, there is a first and a second ...

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Supervisor Grinnell stated that we are in the discussion part right now, he guesses it is ok to discuss it if we discuss a particular side, if we want to discuss both sides of the issue then that is not supposed to happen..... there is no reason that we can't look at other alternatives, the alternatives that had already been looked at and discarded were discarded for what he assumes were valid reasons. The combination building that you are looking at according to the information that he has gathered was discarded because of cost. It was believed at that time, that the building was more than the people of Ticonderoga could afford. In that scenario, the most economical position that we have if it is the pleasure of the town would be the building at the Armory. If they want to turn that down for other reasons, fine we will look at something else. This is not to say that it ends there, because the need has not gone away, we need a new home for the Police force.

Councilman Van Wert stated and also for Highway.

Supervisor Grinnell disagrees, he personally remodeled Christopher Chevrolet and he knows that repairs part, columns, beams for that Highway are all available and he firmly believes (and it is not just his belief as it was looked at by Fluor Const., Mr. Woods and several) that building is completely repairable and can get an extended life span out of it for a whole lot less money than what new construction would cost.

Councilman Hunsdon would like to have that metal specialist check that building to the metal that you are going to weld to. For those people to be in it, because the engineers have said that they should not be in there. If we get 6 inches of heavy snow or high winds of more than 30 mph and you take that building in that demolished type situation - you are going to rehab that and it will make it safe, to be up to codes with the exhaust system and so on and so forth and in another two or three or five years you will have to do something different because that building is so old.

Supervisor Grinnell stated that on the same token we have a mason building sitting over there on Burgoyne that has structural cracks, you want people in that?

Councilman Hunsdon agreed that this is what he is saying, put a new building in and we won't have to worry about it.

Supervisor Grinnell asked how much money do you want to spend, or don't you care?

Councilman Hunsdon stated that he cares all right! Because he has checked into a metal building and he has come up with \$107,000 for a metal building, it will cost more for the concrete.....

Supervisor Grinnell stated that he is not even going there.

Councilman Iuliano explained that before he got on this board, there was a group of extremely intelligent people who looked at this, looked at the police department down town and at several buildings downtown. They put together what they thought was the



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best scenario and presented it to the town, they did a great job; but same thing, we keep running into problems at the last second, it never went through. He always thought that putting everything out there was a great idea, so when he put Alfandre together the first thing he did was put together a plan for Highway and Police and Water and Sewer out on that property - he spent \$9,000 in taxpayers money with the board's permission to put this together, Mike (Highway) didn't like it, Derrick (Water) didn't like it, and it never moved forward on the board level because every time we get close to something we get stopped and here we are again. Then we start talking about everything in the past, lets use Rite Aid again, let's use Valenti's building again, let's build a new structure - how much time is this going to take. When do you think that structure will be done, when will all these referendums be through, how many people do you think will come in and stop the next project if it is \$3.7 million. This thing is not moving and something will happen to the Highway Garage, and something will happen to the Police Station, and we keep going in circles and he doesn't know how to stop it, but it is frustrating.

Councilman Hunsdon said that Mike (Highway) didn't like it? Did you ask him what he needed?

Councilman Iuliano explained that he sat Mike (Highway) down with the architect people to put the building together. He also had the police sit down with the architects to put the building together. Water and Sewer did not want to go, but we put the space in for them because we wanted to sell that property. Part of this was to also sell seven properties in Town and it then became very feasible, very cost effective - it was a great project. At the time it was very cheap to bond, and it got shut down and he through his hands in the air and he was done. He has heard about these \$100,000 buildings, but what it takes to make those guys safe in there and what it takes to have the quality of air and what it takes to replenish the heat..... there is quite a bit to that so that became quite costly as all town projects do. We are not moving forward on anything.

Councilman Taylor asked who shut it down?? He has never seen a resolution come across this table to do one blessed thing, he has never been on Buildings since he has been on this board.

Councilwoman Van Wert questioned why not go back to the conceptual designs and find out what the problems were with it and tweak it and do whatever we need to do with it so it is acceptable, so that everybody gets most of what they want as they are not going to get everything that they want. Something that is practical, something that is efficient and then spend the money on a design like we did with the Armory building and get a cost.

Councilman Hunsdon would like to have an engineer take a look at this, he has the name of the man - we can call him up and talk with him, they can at least give us an idea whether this is feasible, what it would cost us. That is what he would like to do.

Councilwoman Van Wert said lets get this done, so it doesn't drag on. We can put together a little task group.

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Councilman Iuliano stated that we have a vote on the floor, he has said everything that he can say - he feels like he has seen this happen so many times with the police and highway building and he is wishing that we can move forward. He has seen good people work hard and get very discouraged with the Town of Ticonderoga. He doesn't know the answer.

Councilman Taylor had someone say to him, that he has one question to ask. If the Town did not own the Armory Building right now, would you be looking to put the police department in it, and he said NO - it is a make shift, stop gap.....

Supervisor Grinnell respectfully disagrees with this, there has been a great deal of thought put into this..

(Roll Call Vote is above and Resolution Carried as follows)

**Resolution #300 - 2015 to Rescind Resolution #273 of 2015 Regarding an  
Advisory Referendum for the November 2015 General Election**

Whereas, on August 26, 2015 the Ticonderoga Town Board adopted Resolution 273 of 2015 placing the question of whether or not the storage building at the Armory should be converted for use for the Ticonderoga Police Department on the ballot for the 2015 general election and

Whereas, August 26, 2015 Commissioner RoAnn M. Destito of the New York State Office of General Services sent Town Supervisor R. William Grinnell a letter indicating that the proposed relocation of the Police Station to the Armory Property would violate the New York State deed covenant and the plan may not proceed as described

Now Therefore Be It:

Resolved, that the Town Board of the Town Ticonderoga hereby rescinds Resolution 273 of 2015 and be it further

Resolved, that the Town Board of the Town of Ticonderoga shall end all further consideration of a Police Station on the former Armory property and be it further

Resolved, that the Town Board of the Town of Ticonderoga shall immediately begin a new and public participation focused process for selecting a new site for the desired police station, and be it further

Resolved, that this resolution take effect immediately.

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**Resolution #301-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to create a Multi-Use Building Committee with the following members: Chair Wayne Taylor, Co-Chair Fred Hunsdon, Joe Giordano, Bill Barnhart, Ross Kelley, Stu Baker, Dave Woods with it's first Organizational Meeting to be held on Tuesday, September 15, 2015 at 1:00 p.m. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

Airport - David Iuliano, Councilman

**TICONDEROGA AIRPORT 4B6**

1 September 2015

The meeting started at 0900 in the Town Hall. Dave Iuliano, Karla Vigliotti, Jon Hanna, and Fred Hunsdon attended, Jim Cummings, of Shumaker, was added on the phone.

Problems with the conduit leaking water into the vault is holding up the job for now, so the final payment has not been made yet. It seems that the water is entering the conduit in the access pit behind the hanger.

The question was asked if we need the new beacon at the airport at this time or would we be able to use the money for other projects. With IP so close to us that location is a much better beacon than anything else we could install.

The trees that the FAA requested to be moved have now been taken down and we need to contact the FAA in order to restore our GPS landing lanes.

The dirt behind the hanger is now ready to be moved east and help level that area.

We then talked about the filling of the fuel tank with fuel. The feeling is that we should hold off till 1 May as by the time we could sell it now the winter season will be here and then in the spring when we have to double the fuel in the tank we would not have the room in the tank to add that much into the tank.

Karla then told us that the QTpod service agreement is going to expire in November and needs to know if we should renew it?

We made a list of questions for Jim to include fuel, QTpod beacon, conduit repair and the trees that were removed for GPS landings. Jim was then added to the meeting by phone.

We talked about when we should fill the tank and feels that we may not be able to wait to add the fuel, but he will check on it and report back to the team. He did say that if we can hold off that we should think about filling it in mid March so we would be ready to sell in the April May time frame.

Karla will send the information on the QTpod to Jim and he will contact them to extend the service agreement to start when we start to sell fuel.

We the talked about the need for the beacon and Jim will see if we get by without it, at least for now.

Jim will check with Barney about the status of the conduit with the contractor.

Jim will contact the FAA about the trees that have been removed.

We then talked about the lineup of future projects and decided to set up a meeting with the team and Jim about the priority list.

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Dave will talk to Mike about how to proceed with moving the dirt pile east.

Next meeting will be 0900, Tuesday, 6 October at the town hall.

Submitted by Jon Hanna

Highway - David Iuliano, Councilman

Town of Ticonderoga  
Highway Committee Meeting  
August 27, 2015 at 8:30 a.m.

**Committee Members in Attendance:** Councilman David Iuliano, Town Supervisor Bill Grinnell, Highway Superintendent Mike Parent, Councilman Fred Hunsdon Sr., Committee Member John Deming, Deputy Highway Superintendent Mitchell Cole, Confidential Secretary Karla Vigliotti

**Others:** CSEA Union Representative Fred Hunsdon Jr., Councilwoman Chattie VanWert, Chris Navitsky from Lake George Waterkeeper

**Public Wishing to speak:**

- Chris Navitsky from Lake George Waterkeeper made a presentation on salt usage around Lake George. The Lake George Waterkeeper is looking for the town board to enter into an agreement with the Lake George Waterkeeper. A copy of the agreement has been attached. This agreement will be presented to the town board at the September 10, 2015 meeting. A workshop will be held at the Sagamore Resort on Monday September 28, 2015.
- Councilwoman Chattie VanWert wanted to make the town aware that the new sign for Commerce Park will be installed on Monday with the help of the Highway crew. Tractor Supply will be asked to remove the pallet of pellets that are in the median.
- CSEA Union Representative Fred Hunsdon Jr. asked who the Safety Office is at the Highway garage. We will look into the requirements for a Safety Officer.

**Report of Current Expenses:**

- The balance of repair budget as of August 24, 2015 was \$10,702.55. The town board authorized a budget transfer of \$30,413.24 from the Mechanic's salary to the repair budget to help with repairs that need to be made on the 2007 Western Star Dump Trucks.

**2016 Budget**

- Equipment purchase of a new small dump truck with a plow to plow the old village streets.
- A list of black top and sidewalk jobs needs to be established.
- Budget Workshops will be scheduled for October.

**Superintendent's Report:**

- The 2016 Western Star Dump Truck is expected in November.
- Battery Street needs to be paved this year.
- A crosswalk and signage has been requested from the Montcalm Manor.

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Town of Ticonderoga  
Highway Committee Meeting  
August 27, 2015 at 8:30 a.m.

- Removal of Farrelly Ezzo as Deputy Highway Superintendent and addition of Mitchell Cole as Deputy Highway Superintendent was moved and accepted.
- Cars are parking on sidewalks and in turn around areas causing roadway issues. Mike will measure the roadways and look into no parking areas.
- NYMIR is requiring a certificate of insurance for the contractor that is working on the fleet. The contractor will be contacted to provide the town with a copy of his insurance. A preventative maintenance plan and good vehicle maintenance records need to be kept. We will work into creating logs for preventative maintenance.

**John Deming:**

- Matt Fuller still needs to be contacted to complete easement papers for the Sagamore Drive property.

**Old Business:**

- Linsey Moran's property at 19 Old Chilson Road needs drainage work.

**Next Scheduled Meeting:**

- Thursday September 24, 2015 8:30 A.M.

**Adjourn**

- The Highway committee adjourned at 9:35 A.M.

The board discussed issues with sidewalks, there was a suggestion for special districts? There is not enough money in the Highway budget to do sidewalks. Need a solution. Possible assistance from another college intern from Cornell to help with mapping the sidewalks to determine use, what needs to be fixed - prioritize. Will look at a recent project that was done in Willsboro.

**Public Safety - Wayne Taylor, Councilman**

**Public Safety Minutes**

**August 31, 2015**

Councilman Taylor called the meeting to order at 5:00pm and opened the meeting with the Pledge of Allegiance.

*The following Committee Members were present:* Councilman Wayne Taylor, Dave Woods, Chief Mark Johns, Bill Ball, Margaret Lauman, Councilman Fred Hunsdon

*Guest:* Danielle Drinkwine, Don Paige, Sgt. Adam Hurlburt, and Matt Watts

Councilman Taylor asked if there were any public participation. None at this time.

The Public Safety Committee has a vacancy on the committee and Chief Johns has recommended that Matt Watts the head of the Ambulance Squad would be a great addition to the committee.

Councilman Taylor ask Don Paige to leave the meeting. Matt Watts is not present at this time.

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Chief Johns nominates Matt Watts for the committee. Margaret Laumen 2<sup>nd</sup>. No Discussion. All in favor: Aye. No one opposed. Motion carried.

Councilman Taylor stated that there is no set limit for the amount of people on this committee at this time.

Dave Woods nominates Don Paige for the committee. Margaret Laumen 2<sup>nd</sup>. No discussion. All in favor: Aye. No one opposed. Motion carried.

Don Paige is brought back into the meeting and welcomed to the committee.

## **Ticonderoga Police Report**

Chief Johns updated the committee that Patrolman Larmore was hurt in the line of duty. Patrolman Larmore will be out of work for a minimum of six weeks. Patrolman Larmore is home and was not admitted into the hospital and is expected to make a full recovery. During this time he will be paid his full salary. This cost will be covered by insurance but the amount of money that is used to cover his shift while he is out will not be covered by insurance. This injury came at a difficult time for the Ticonderoga Police Department because Patrolman Genier is away at training which causes the department to be down two officers. The full time and part time officers have been stepping up and have been filling as many shifts as possible.

Chief Johns wanted to update the committee on an animal neglect case that came in this month. Patrolman Genier handled this case. One animal was found dead in the home and three animals were ceased. This case has acquired veterinarian bills and boarding fees for these animals. The bills are approximately \$3000. Chief Johns suggest that we set up a capital reserve account for these kinds of cases because this isn't something that can be budgeted for. Chief Johns would like to use the money that they will receive for the sale of the DCO vehicle and any restitution paid by the individual to set up this account which can be used for unexpected animal control cost. There is not enough money in the DCO budget for these bills so this will be taken out of the Police Department budget. At this time the defendant has signed over her rights to these animals.

Dave Woods spoke with Dr. Mack about creating a local law about releasing these animals for adoption so that these abandon animals do not get stuck at Dr. Mack's. More discussion around this subject will happen at a Town Board level.

Matt Watts entered the meeting and is welcomed to the committee.

The Ticonderoga Police Department has still not received the delivery of their new car that was promised to them for April 1, 2015, because of this the Tahoe and Crown Vic have both gained more miles, than originally anticipated as of January 2015. He will be looking at options to add another vehicle for the 2016 year. There was a discussion about what needs to be done about the vehicle that has not been delivered.

The Town Supervisor will talk at the County level about the lateral transfer for Patrolman Larmore from the Essex County Sherriff Department and about the bill that the Police Department received for the reimbursement of training and travel for Patrolman Larmore while he was employed at the Sherriff's Department.

Chief Johns asked for the Ticonderoga Police Department Bills to be paid.

## **Codes Report**

Bill Ball brought a revised list of abandon house and neglected properties. There will be a public hearing on the revisions. There have been some progress on these houses. There was a discussion on these properties and what the future steps will be. There was a discussion on who the actually owns each of these properties and how to find out this information. There was also a suggestion to establish a line item for the clean-up of these properties for future budgets.

## **Other Items**

Dave Woods has proposed to expand Tusko's living area for the winter, he would like to see that Tusko receives more running room. This would entail a 5 foot fence to be installed, he has offered to do the labor to help off-set this cost. Patrolman Genier is in favor of upgrading the mill stone that the kennel sits on to a concrete slab. Patrolman Genier is discussing best practices for living spaces for service animals with the other officers at the academy and the training staff.

Dave Woods made a motion that the committee recommends to the Town Board that a fence be put up to give Tusko more room. Councilman Hunsdon 2<sup>nd</sup>. Chief Johns would like to add to that motion that if Officer Genier finds that it is in the best recommended practices from her training staff that this fence

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will be a portable fence that will be considered Ticonderoga Police Equipment and we can use some of that money to pay for this project. No discussion. All in favor: Aye, No one opposed. Motion carried.

Councilman Taylor announced that there is an up-coming water and sewer workshop.

The meeting was adjourned at 6:26pm

Next meeting will be on September 28, 2015

Minutes prepared by Kortney Bessett – Records Clerk Ticonderoga Police Department

**Resolution #302-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to appoint Don Paige and Matt Watts as members to the Public Safety Committee. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

Board of Health - R. William Grinnell, Supervisor

No Report

Insurance - Wayne Taylor, Councilman

We have been reclassified and the health care presently offered is no longer available and we are taking a look at other policies for similar information.

Contract negotiations - R. William Grinnell, Supervisor

Discussion for Executive Session

Transfer Station - Fred Hunsdon, Councilman

We have received information from I P Co. - it has been submitted and the Attorney is working on the Information. Still looking into a company to take electronics.

Economic Development - Chattie Van Wert, Councilwoman

Commerce Park sign was brought up during the Highway meeting.

We have a new website, it went live last Friday night and it is fairly involved - some info had not been updated, we maintain this in house now.

Senior's Report

TAS Monthly Meeting August 26, 2015 @ 1pm

The meeting was called to order by President Cora Voit with a salute to the flag.

**Members Present:** Cora Voit, Cathie Burdick, Joyce Barry, Ann Dolback, Fay Clemons, Loretta Barber, Jacqueline Hurlburt, Fred Hammann, Rosemary Matte, Angie Cooper, Ramona McCaughin, and Fred Hunsdon, Sr..

**Guest Speaker:** Geoff Hudson.

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A motion to accept the Secretary's report was made by Jacqueline Hurlburt.

A motion to accept the Treasure's report was made by Loretta Barber.

**Old Business:** 2 new propane tanks are in place, the floor has been scraped and we are waiting for the painters.

**New Business:** The Secretary and Treasure positions are up this year, and will be voted on @ the Sept.23rd meeting. A Committee was appointed to submit names for these positions, consisting of Cora Voit, Cathie Burdick and Jacqueline Hurlburt. (Anyone interested, please contact anyone of them. )

**Activity Report:** Reviewed Trips coming up: Sept. 9th--Glens Falls Shopping; Sept.11th ACAP Port Henry Picnic 10-2pm; Sept. 12th , 10am -12:30pm Card Making Class ; Oct.10th , " Octoberfest" on The Sacrement on Lake George , leave Walmart by 10am/ school bus or carpool; Nov. 14th NYC to see the Rockettes / shop. Get bus @ Stewarts in Whitehall @ 6:30am and return 10:30 pm.

The Carillon Cruise runs Thursday thru Sunday @ 10,12,2,and 4 pm and with Senior Discount , the price is \$22.95 The trip is around the Fort, and the southern end of Lake Champlain ( 1 1/2 hours) Let me know if you are interested and we'll set up a trip.

The AARP 55 Alive Class filled up for Sept. 18th, so another class is scheduled for Oct.9th, 8:30 - 4:30

Lucy Bilow wanted me to thank everyone who signed the petition against the Police moving into the Maintenance Building @ the Armory.

**Town Report:** lengthy discussions on the Police relocation, transfer station possible changes and Fred announced the Police move would be put on the ballot for public opinion in Nov.

**50 /50 Raffle:** won by Fred Hammann who generously donated it back to us.

**Guest Speaker:** Geoff Hudson, Sec. of Ti Coop, gave an excellent overview of how our Coop works. They are doing OK, but projected a 3 year plan to really get established. Three ways to join=\$250 one-time payout: \$50 /month for 5 months; or \$30 first mo, and \$25 /year for 5 years. Anyone can purchase @ the Coop, You do NOT have to be a member ! Open 10-6, Mon.-Sat. and 10-2 on Sunday.

**Next Meeting:** Sept. 23rd **Guest Speaker:** Bonnie Newell from N.Co./Indep.

Report from Department Heads

Matthew Fuller, Town Attorney

EFC/DOH/Tribunal - meeting scheduled for September 24, 2015 in Albany.

Letter was sent to LaChute Hydro regarding the B-Dam Removal and some erosion on Schuyler Street.

Article 7's are being worked on.

Three Peddler's Permit matters - Court on September 16, 2015



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EDU workshop - This is a two step process and needs Public Hearings.

**Resolution #303-2015** brought by Wayne Taylor, seconded by Chattie Van Wert to hold a public hearing on October 8, 2015 at 6:00 p.m. to discuss proposed amendments to the Town's EDU in connection with water usage in the Town. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**PLEASE TAKE NOTICE** that pursuant to Article 12 of the Town Law of the State of New York, including but not limited to Town Law sections 196 and 209-q, a public hearing will be held by the Town Board of the Town of Ticonderoga on October 8, 2015 at 6:00 p.m. at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to discuss proposed amendments to the Town's allocation of equivalent dwelling units (EDU's) for water usage in the Town's water districts. Said EDU's may also be used in the calculation of sewer service fees. Copies of the proposed EDU calculations are available from the Town of Ticonderoga during business hours and are available on the Town's website for review. All members of the public and interested parties are permitted to appear and be heard.

Tonya M. Thompson, Town Clerk

Surplus Vehicles

**Resolution #304-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to award the bid for 7B375 (Crown Vic - Police Vehicle) in the amount of \$687.00, funds to be deposited into the Police Equipment Capital Reserve Account. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

No bids on the other two vehicles - may be re-bid without the reserve.

**Resolution #305-2015** brought by Fred Hunsdon, seconded by Wayne Taylor to re-bid the surplus Police Vehicles without the reserve on the DCO - blazer. **All in Favor** - none. **Opposed** - R. William Grinnell - Nay, David Iuliano - Nay, Wayne Taylor - Nay, Fred Hunsdon - Nay, Chattie Van Wert - Nay. **Resolution - Denied.**

Shingle Tickets

We are on our last few Shingle tickets, it had been decided long ago to not purchase any more of these tickets and adjust the amount due per 1/2 yard to coincide with our regular landfill tickets. Proceed?

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**Resolution #306-2015** brought by Fred Hunsdon, seconded by Wayne Taylor to raise the amount to charge of shingles brought to the Ticonderoga Landfill to \$30.00 per half yard. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

Retirement - Sue Thatcher

Advertise for Part-time drivers

It is with regret and excitement that I give you my two week notice to take effect ~~on Oct 1st~~. I have enjoyed working with you all and our senior citizens. I would like to be a sub driver.

I will be taking the last week in Sept. As a vacation week.

Thank you for your kindness and courtesy.

*Susan Thatcher*

Susan Thatcher  
September 10, 2015

FILED  
TOWN OF TICONDEROGA

SEP 10 2015

Time 2:45 pm  
Town Clerk, Connie Carter

**Resolution #307-2015** brought by Chattie Van Wert, seconded by Wayne Taylor to accept Susan Thatcher's two week notice with much regret and a big thank you for all of her years of service. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #308-2015** brought by Fred Hunsdon, seconded by Wayne Taylor to advertise for Part-time Bus Driver's, no benefits, \$10.00 per hour. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

Invitation for the Public to Address the Board

Mr. Holroyd stated that it takes an act of NY Congress to get that Armory Building approved and you are getting opposition on that, there was just a case that happened right here in Ticonderoga where Officer Quesnel when he was hired at the police department was given the wrong information on retirement or something and you had to go through the same thing that you just said about that building and it takes a matter of a couple of weeks, it doesn't take months, it doesn't take years. If you get the right people, it goes through in a couple of weeks. It is very, very fast - so it can happen. Also, he wants to remind that the last issue of the Times of Ti, Ticonderoga and Schroon Lake are so below the poverty line that our schools are eligible for free meals. So when you see things like that Lake George deal that you were talking about tonight, don't think that that is not going to come back and bite you. We just had a deal where sand was suggested, how many more meetings do we go through with everyone of you board members here are

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talking about sand going through our sewer plant costing us a fortune and you were arguing about putting straight salt down in the village to eliminate that problem. Now you don't know what they are going to suggest, they can suggest any damn thing they want because the Lake George committee or whoever it is that is offering this non-sense is going to get in through grants and through Town's like us. If the State is at fault, let Lake George fight the State, don't get into their battles, you have got enough battles with the State, you don't need Lake George's battle with the State. Now, you know it is going to come back and hurt you, because you don't know what they are going to suggest for those roads. It might be something that is totally toxic to our sewer system and going through our sewer plant. It could be something that would hurt us very badly, or like you said, if we have to do paperwork then let the Lake George people pay you for it. They are always looking for donations real damn fast. Now if they want you to do some work, let them pay you for it. They can get the money, they get it through grants, and through all these rich people. Let them pay for it, why should you do it for nothing? Why should we as a Town have to do these things at their pleasure, why should we have to fight their battles? That is how they win everything, because they get guys like you to go right along with their stuff. You are going to tell him that sand is better off on those roads than salt, it sure as hell ain't. You know it and I know it, and you will have nothing but problems and complaints from all kinds of people that have to go through this town. You know that. Also, another thing - is this building going to be put on the ballot this year? (Answer was NO) - he said good, because he has another suggestion that none of you's would like. He also wants to say to Fred - he is really sorry for what was said tonight, and he thinks that Fred made a big mistake by letting the people know how you feel about the way they feel. That was a big mistake.

Councilman Hunsdon stated that Mr. Holroyd didn't get the whole thing.

Mr. Holroyd stated that he was sitting right here.

Councilman Hunsdon stated that with the context they way that was put out there, he would not.

Mr. Holroyd stated that it not the way it came out, Fred, and right there is the camera. People can judge.... and speaking of the camera, he gets nothing but complaints from people that listen to this thing, that they can't hear a damn thing. We can hardly hear you out here in the audience. The microphones don't work.

Councilman Iuliano wanted to be sure that Mr. Holroyd understands that the Police Department at the Armory is a done deal, it is not going to happen the way it came down tonight. The only way Betty Little could back this was with an overwhelming vote of the people, it is not going to go on the ballot and it is not going to go to the people. It is a done deal and is not going to happen.

Mr. Holroyd added that you know how he feels about the Police Department and he is only saying this as a cost thing, we should either reduce the Police Department or eliminate it. One or the two - he has been saying that for years, and if you are going to

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put anything onto the ballot; that should have been the first thing to put on the ballot, not where it is located. Now, he agrees that if we have to have a Police Department then they do need a safe place to work and they also need a building and it should be done at the cheapest possible way that it can be done. If it has to be a stand alone building, then it has to be a stand alone building.... you go to bed with the gimme's and you get up with the wants. We can't afford this kind of stuff anymore, when it says in the newspaper that Ticonderoga is so far below the poverty level that our school kids got to have free meals that must make you guys feel great, don't you feel great about that. Your Town is so poor that our kids have got to get fed in school. That is all he has to say.

Mr. Giordano (19 Amherst Ave) has a few statements that he would like to make, he is speaking on behalf of a great number of residents of the Town.

First, Thank you to Councilwoman Van Wert, Councilman Hunsdon, and Councilman Taylor for listening to the greater voices of the public regarding the police relocation to the Armory for their objectiveness and open-mindedness and the need for comparable alternatives regarding the police department's relocation and their decisiveness in rescinding the advisory referendum in light of the unfavorable OGS decision.

Second, Thank you to the board for initiating and inviting the public to be participant on a new committee to evaluate alternative multi-departmental sites to house our police department. Thank you.

Last, we would like to submit the following complete document for inclusion and publication in the minutes of tonight's meeting.

**Issues Identified by the Public Record**

We would like to submit the following complete document for inclusion and publication in the minutes of tonight's meeting. [Copies were distribute to the Town Board, Town Clerk, and Town legal counsel at the 9/10/15 regular Town Board meeting.]

This list was extensively researched by multiple parties over the past few months based on a review of all public records that were made available regarding the police station proposal for the former Ticonderoga Armory property. If anyone is aware of public records that address any of the facts, findings, concerns and questions noted below, please bring them to the Board's and to our attention at the earliest possible convenience so that the record may be made complete and correct.

The areas of concern detailed below are:

1. Transparency
2. Restricting Opportunities for Public Comments at Public Meetings
3. Possible irregularities related to a proposal for professional services.
4. Authorizing expenditure of public monies on this project prior to knowing if New York State would permit the proposed change of use on the former Armory Property
5. Apparent authorization of additional consultant work without a Town Board resolution
6. Legality of the Proposed Advisory Referendum
7. Problems with the launch of new Town web site noted on the evening of Saturday, 9/5/15

Please note that these concerns are listed by topic rather than in chronological order.

# Minutes for the Ticonderoga Regular Town Board Meeting held on September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a Local Law concerning Unsafe Buildings

## 1. Transparency:

### A. From the May 14, 2015 Regular Town Board meeting minutes:

Supervisor Grinnell answered **that the board has made a decision** to go forward with the concept of putting the police station in the maintenance building at the Armory.

- The Town Board minutes reflect that no objections were made by other Board members to this statement.
- Neither these nor any prior Town Board minutes show any vote of the Board regarding such a decision.
- According to records obtained from the Ticonderoga Town Clerk in response to a FOIL request, the very first vote by the Board on this matter was not held until their meeting on June 11, 2015! One month later!
- **How and when was this Board decision made?**

### B. From the 6/11/15 Regular Town Board meeting minutes:

6/11/15 **FIRST** vote by the Town Board on this project.

**Resolution #196-2015** brought by Fred Hunsdon, seconded by David Iuliano to **authorize AES to complete feasibility and plans for location of PD at a structure on the Armory property.** All in Favor, R. William Grinnell - Aye, David Iuliano - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. Opposed - none. Wayne Taylor - Absent. Carried.

- **This resolution was not on the published agenda** for this meeting, thus denying the public the right to ask questions about it either at or before the meeting.
- All members of the public (including concerned residents from the neighborhood) left the room and building when the Board entered executive session.
- **This resolution was introduced and passed by the Board at the end of the meeting after the Board exited the Executive Session.** (The Executive Session was on the published agenda.)
- The resolution language use of the term "to complete" raises the following question: What initial planning, design and feasibility work by AES Northeast for this project was previously authorized by the Town? **A review of Town Board minutes currently and previously available online does not show any such authorization.**
- This is clearly evident by a review of the published minutes and agenda.

## 2. Restricting Opportunities for Public Comments at Public Meetings

- After an especially contentious discussion with concerned members of the public at the 5/14/15 Regular Town Board meeting (minutes, video) all subsequent regular Town Board meeting agendas have limited public comments to the end of the meeting, thus preventing public questions about (1) agenda resolutions prior to Board action, and (2) discussion items under consideration at these meetings.
- The effect has been to prevent public questions at regular Town Board meetings about
  - o agenda resolutions prior to Board discussion and adoption, and
  - o other discussion items under consideration at these meetings.
- It's important to note that the Town Board also holds public monthly financial meetings. These are held on the last Tuesday of each month at 11:30am, when many members the public are unable to attend. The agendas of these meetings do not include any time for public participation.
- This is all very clearly documented by a review of meeting agendas as published with the meeting minutes.



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**3. Possible irregularities related to a proposal for professional services.**

The public record available to date shows the following:

- In a letter to Town Supervisor R. William Grinnell dated 10/30/14, AES Northeast presented a *Proposal for Professional Architectural & Engineering Services. Renovate/Convert Armory Garage Into Police Station. AES No. P2014171* for the following services:
  - Schematic Design and Design Development Phase
  - Construction Documents Phase
  - Bidding and Construction Phase

The total stated fee for the above services was \$52,575.00.

- To date, we have copies of three (3) AES invoices have been submitted to and paid by the Town for these services. All invoices reference the October 30, 2014 proposal.
- Invoice and voucher records obtained to date for AES Northeast services indicated they billed for and were paid for services on June 10, 2015 in the amount of \$5,222.27.
- According to records obtained from the Ticonderoga Town Clerk in response to a FOIL request for votes all by the Town Board from 1/1/2013 to 8/20/15 on this project, the very first vote by the Board on this project was not held until their meeting on June 11, 2015. See Resolution #196-2015 noted in item 1B above. Additionally, a review of available 2014 Town Board minutes reveals no discussion of any proposal for professional design services on this project for the former armory property. **Thus, AES was clearly being paid for services prior to the first known Town Board resolution authorizing such work!**
- Questions raised by review of the public record available to date:
  - Who authorized the request for a proposal?
  - Was a Town Board resolution required to request the proposal?
  - Were proposals from multiple consultants solicited, as the *Town Of Ticonderoga Procurement Policy And Procedures* appears to encourage?
  - Who accepted the proposal, and on what date?
  - Was a Town Board resolution required to accept the proposal?

**4. Authorizing expenditure of public monies on this project prior to knowing if New York State would permit the proposed change of use on the former Armory Property**

The public record clearly shows the following:

- October 10, 20003 – NYS conveys former Armory property. All related conveyance documents, board resolutions, board minutes and press coverage show broad awareness of the deed restriction.
- April & May 2015 Regular Town Board meetings: The public asks the Town Board about the deed restriction.
- From a transcript of the May 14, 2015 regular Town Board meeting taken from the YouTube video of the meeting:  
[0:29:14] *Supervisor Bill Grinnell: I can tell you that the whole planning cost for this, all the blueprints, the permitting, the whole thing – it's estimated to be about \$34,000. Total. That's the finished drawings, finished specs, permits in hand.*
- June 5, 2015: New York State Office of General Services sends Bill Grinnell a letter requesting details on the proposal.
- June 11, 2015: Resolution 196-2015 was introduced and adopted by the Board at their regular town board meeting to authorize AES to complete feasibility and plans for location of PD at a structure on the Armory property.
- 7/14/15: Supervisor Bill Grinnell sends NYS OGS a description of the project.
- 8/26/15: NYS OGS responds noting that the plan would violate the deed covenant and may not proceed as described.

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- The total cost of the AES Northeast engineering and design services is not yet known, and will continue to be the subject of FOIL requests to the Town.

<u>Voucher Date</u>	<u>Voucher Number</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Amount</u>
6/10/15	10089	6/10/2015	9949	\$ 5,222.27
8/14/15	10455	7/3/2015	9970	\$ 4,219.94
8/10/15	10561	8/10/15	10036	<u>\$ 4,595.50</u>
<b>Total Known Costs To Date:</b>				<b>\$14,037.71</b>

- The public record clearly shows that this Town Board authorized and spent Town tax dollars on a project before they knew if they were legally allowed to proceed with said project. It's important to note that the June 5, 2015 request for information from NYS OGS did not request preliminary engineering or architectural design detail, nor were such details included in the Town Supervisor's response of July 14, 2015 to NYS OGS.

**5. Apparent authorization of additional consultant work without a Town Board resolution**

- From the [8/25 Monthly Financial Meeting minutes](#):

*Councilwoman Van Wert asked where the cost estimate for new construction is coming from.*

*Supervisor Grinnell stated that we will get this from AES at the same time.*

*Councilwoman Van Wert asked where this new construction would be.*

*Supervisor Grinnell stated anywhere. Right now we are not doing a detailed cost estimate, we are doing a general cost estimate, based on knowing square footage cost on similar projects. That is how that cost is derived.*

- A subsequent [8/29 Press Republican article](#) states:

*He [Grinnell] said AES Northeast of Plattsburgh is working on prices for a new building to house the Police Department. "We asked the engineers for the price of new construction versus the existing (armory maintenance) building," Grinnell said. "We have parcels where we could place a new building, although not as close to the schools as the armory would have been."*

- **There is no vote on record from either this or any prior public Town Board meeting minutes showing that shows the Board voted publicly to authorize AES to do estimates for new construction. If a Board vote was required to authorize the initial AES work (6/11 resolution), why wouldn't additional work not previously specified also need such a resolution?**

**6. Legality of the Proposed Advisory Referendum**

**8/25/15 Monthly Financial Meeting**

**Resolution #273-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to put the question on the Ballot for the November 2015 General Elections in reference to the conversion of a storage building at the property known as the "Armory" to a Police Department. **All in Favor:** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed:** none. **Carried.**

RESOLUTION 273 of 2015  
OF THE TOWN BOARD  
OF THE TOWN OF TICONDEROGA  
ADOPTED August 25, 2015  
Made by Wayne Taylor  
Seconded by Fred Hunsdon

A RESOLUTION PLACING QUESTION ON BALLOT FOR NOVEMBER 2015 GENERAL  
ELECTIONS



## Minutes for the Ticonderoga Regular Town Board Meeting held on September 10, 2015 commencing at 6:00 p.m. with a Public Hearing regarding a Local Law concerning Unsafe Buildings

Whereas, the Town Board has presented a proposal for the conversion of a storage building at the property known as the "Armory" in the Town of Ticonderoga, whereby the storage building would be converted to use by the Ticonderoga Police Department with related parking and similar improvements as set forth on plans prepared at the request of the Town Board; and

Whereas, some neighbors have voiced opposition to the proposal and others have voiced support for the proposal; and

Whereas, the Town Board would like to place the question of whether or not the storage building at the Armory should be converted for use for the Ticonderoga Police Department, on the ballot for the voters of the Town of Ticonderoga to decide in the November 2015 general election

NOW THEREFORE BE IT:

RESOLVED, that the Town Board of the Town of Ticonderoga hereby places the question of whether or not the storage building at the Armory should be converted for use for the Ticonderoga Police Department on the ballot for the 2015 general election as follows: *the ballot question shall be "Should the storage building at the Ticonderoga Armory be converted for use for the Ticonderoga Police Department?" or in such form thereof as may be acceptable to counsel for the Town and applicable election officials;* and be it further

RESOLVED, that this resolution take effect immediately.

No specific authorization from New York State law for an advisory referendum is cited in the resolution.

Both the resolution language and the Board discussion in the minutes clearly show the Board's intent is to poll the electorate on the issue.

From the 8/25/15 meeting minutes:

*Supervisor Grinnell stated that we discussed this at the informational meeting and feels that we will get a much better spectrum of opinion doing it this way than anything else we can do.*

*Supervisor Grinnell agreed that this is non-binding, NYS does not have binding referendums in this regard and we are not restricted to accepting it.*

*Supervisor Grinnell .....thinks we need to take this proposal to the ballot and let the people decide if that is where we want to go.*

*Councilman Taylor ..... is excited to just get this on the ballot and get some direction.*

*Councilman Taylor stated that we are not committed, we are not committed to any particular thing, we are going to put a question on the ballot and see if there is anything...*

*Councilwoman Van Wert agrees that it is great that we put it on the ballot as long as we have some sort of cost estimate with it...*

Two current and readily available town board training publications clearly state that advisory referendum are not permitted:

- *On the principle that voters elect government officials to make decisions on their behalf, government officials are not given broad authority to delegate decision making powers back to the electorate. Case law stipulates that a local government must find specific authority, either in the Constitution or state law, to conduct an official referendum on any subject, and in the absence of such authority, it may not conduct a referendum. A local government may not spend public monies to conduct a so-called "advisory referendum," that is, one conducted to gather public opinion on a particular matter, unless state law specifically authorizes it. [emphasis added] Source: Local Government Handbook, NYS Department of State. 2009 (Reprinted 2011). Page 87*



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- *Advisory referenda. It is a well-settled rule that advisory referenda are not permitted.* [Emphasis added] (*Matter of McCabe v. Voorhis*, 243 NY 401; *Mills v. Sweeney*, 219 NY 213; *Kapferman v. Katz*, 19 AD2d 824 (1st Dept.); *Silberman v. Katz*, 54 Misc.2d 956 (Sup. Ct., NY Co.), *aff'd* 28 AD2d 992) *Of these cases, McCabe is the leading authority. The New York Court of Appeals ruled that no referendum can be held by a local government in the absence of the constitutional or statutory authorization.* [emphasis added] "Government by representation is still the rule. Direct action by the people is the exception." (*McCabe* at 413) *Thus, in the absence of an express statutory provision, the holding of an advisory referendum by a municipality is not authorized.* [emphasis added] (*Meredith v. Connally*, 68 Misc.2d 956, 960 [Sup. Ct. Remss. Co., *aff'd* 38 AD2d 385 (3d Dept.)]; *Silberman v. Katz*, 54 Misc.2d 956 (Sup. Ct., NY Co.), *aff'd* without opinion, 28 AD2d 992 (1st Dept.); *Matter of Town of Halfmoon*, 81 Misc.2d 157 (Sup. Ct., Saratoga Co.)) **Source: Town Law Manual For Town Supervisors and Town Boards, Association of Towns of the State of New York, January 2004, Page 5**
- Note: *Matter of McCabe v. Voorhis*, 243 NY 401 is from the Court of Appeals of the State of New York, 1926.

**An advisory referendum is clearly and explicitly prohibited in New York State!**

**7. Problems with the launch of new Town web site noted on the evening of Saturday, 9/5/15**

- Town of Ticonderoga went "live" with a new website on the evening of Friday, 9/4/15
- Residents noticed on Saturday, 9/5 that the following previously available materials all directly related to the police station proposal for the former armory property are no longer posted on the website:
- Home page:
  - AES Northeast Preliminary Site Plan
  - AES Northeast Report titled Town of Ticonderoga Proposed Police Station Renovation/Conversion at Former Armory Garage, July 20, 2015.
  - AES Northeast Floor Plan for the proposed police station on the armory property
  - AES Northeast Statement of Probable Cost for the Armory Project, July 22, 2015
  - Note: These are all of the engineering and architectural reports by AES Northeast (the Town's engineering firm) that were made available to the public in advance of the 8/18 Town Board public information meeting. Prior to 9/5/15, these were directly available via links on the Town web site [home page](#). Now they are only available to the public that knows to look for them buried within the [Town Board's 7/28/15 financial committee meeting minutes](#).
- Minutes page:
  - August 25, 2015 financial meeting minutes
  - May 2015 regular town board meeting minutes
  - April 2015 regular town board meeting minutes

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- The timing of the omission of these materials from the new Town web site is unfortunate, given:
  - the increasing public and media interest in this project, and the Town Board discussions to date on it, and
  - the anticipated continued discussion on this project at your upcoming 9/10/15 regulation town board meeting.
- A review of the Town website on the evening of 9/9/15 shows that the missing minutes were now posted online, but the AES Northeast materials are still not available on the home page.

*Last Revised 10 September 2015*

Mrs. Dixon would like to second Joe's expression of appreciation, but she does have some additional questions about some of the procedures. There have been two documents that the board mentioned this evening and would like those included in the minutes. The first is the letter from August 26, 2015 from Commissioner Roann Destito of the Office of General Services to the Town (yes-follows) and the second is the email from Senator Little regarding her requirements....

Supervisor Grinnell explained that there was an email sent to the board members, NOT from Senator Little but from the Town Attorney and that is privileged information.

Mrs. Dixon would like the record to show that she did ask for this.



August 26, 2015

Honorable R. William Grinnell  
Supervisor  
Town of Ticonderoga  
Town of Ticonderoga Community Building  
132 Montcalm Street  
PO Box 471  
Ticonderoga, NY 12883

Dear Supervisor Grinnell:

I am writing in response to your letter with supporting materials to OGS Attorney, Thomas Pohl, dated July 14, 2015, requesting State consideration of the Town's proposal to locate the Ticonderoga Police Department headquarters on the former State Armory property conveyed to the Town of Ticonderoga by this office in 2003. The Letters Patent (deed) conveying the property, by its terms, contains a restriction limiting the use of the property to "recreational purposes" with a reverter to the State if not so used.

My staff in Legal Services and Real Property Management have reviewed the proposal in light of the use restriction and have recommended that the change of use or additional use be denied. While the State Armory building will continue to be used for recreational and senior programs, the relocation of the police headquarters to the 2.24 acre parcel would fundamentally change the principal function and purpose intended by the use restriction. Your admission that play areas for youth can be moved to another nearby park signals a significant departure from the purpose of the 2003 land transfer.

Police activity, including the departure of police vehicles on emergency calls on such a small parcel, in our view, are inconsistent with the current use and would violate the deed covenant.

I understand the Town's laudable effort to save the taxpayers money by rehabilitating the existing garage, but for the stated reasons, determined that the plan may not proceed as described.

If there are any further questions on this matter feel free to contact Thomas Pohl, Associate Attorney in OGS Legal Services. Mr. Pohl can be reached at (518) 474-8831 or by e-mail at [thomas.pohl@ogs.ny.gov](mailto:thomas.pohl@ogs.ny.gov). Thank you.

Sincerely,

  
RoAnn M. Destito

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Mrs. Dixon continued that she does have some questions about procedures that this board has followed, she realizes that the Armory issue has been rescinded; however, her questions are about procedures that this board has been following in regards to developing the Armory project and also making Town Expenditures for the Armory project. She would like to distribute two different documents to the board (for the minutes) Proposal from AES dated October 30, 2014 (see below)



*Rec'd  
Town Clerk's  
Office 9/19/15*

October 30, 2014

Mr. William Grinnell, Supervisor  
Town of Ticonderoga  
P.O. Box 471  
132 Montcalm Street  
Ticonderoga, N.Y. 12863

RE: Proposal for Professional Architectural & Engineering Services  
Renovate/Convert Armory Garage into Police Station  
AES No. P2014171

Dear Mr. Grinnell,

Thank you again for contacting AES Northeast for professional architectural & engineering services for this project. As requested, the following presents our proposal for professional design and construction services.

**BASIC SCOPE OF PROJECT:**

We propose to provide the services outlined below based on the following design parameters and basic scope:

Convert and renovate the existing 2600 sq. ft. Armory garage into a police station, including but not limited to: offices (2), patrol room, bathrooms (male and female), locker rooms (male and female), ~~secure~~ vestibule/waiting area/reception, booking room, holding room, evidence storage, interview room, multipurpose room, ATV storage, mechanical/electrical room, janitors closet, small kitchenette and general storage (perhaps a storage loft). The police station will also need parking for emergency vehicles (5), staff vehicles, and visitor parking. The police may also need an impound area. AES will also address any building condition issues (roof, etc.) as well as HVAC, plumbing, electrical/lighting and special systems. A standby generator is also included in the design to provide temporary power in emergency situations.

**STANDARD SCOPE OF SERVICES SUMMARY:**

AES Northeast's professional services for traditional building projects are based on the American Institute of Architects (AIA) standard scope of services outlined in their standard agreements, which encompasses all the basic phases of a capital construction project, as follows. Our services include all disciplines required for the project including architectural design/engineering/drawings/specifications, civil/site design/engineering/drawings/specifications, structural design/engineering /drawings/specifications, and plumbing, HVAC and electrical design/engineering/drawings/specifications.

- A. Schematic Design and Design Development Phase: The first step usually involves the development of a program to establish the project scope, design parameters, etc. In this phase the preliminary site plan, floor plans and exterior elevations of the facility are developed. In addition, all major materials and systems are outlined including the structural components, plumbing, HVAC (heating, ventilating and cooling) and electrical systems. At the completion of this phase a preliminary estimate of the project

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costs is prepared. All disciplines are provided including site/civil engineering (including land survey), architectural design/engineering, structural engineering, and plumbing/HVAC/electrical engineering.

In this initial phase of the project, we will also conduct a hazardous material survey of the existing building for the presence of asbestos which must be abated prior to renovations, according to NYS laws and regulations.

This phase typically involves meetings with client to review and modify the design. Federal, State, and Local Zoning, Planning, and Permitting requirements are also reviewed in this phase to determine compliance with them.

\* **Schematic Design & Documentation Outline**

- Design Process and Disciplines Coordination
- Architectural Design and Documentation
- Structural Design and Documentation
- Mechanical Design and Documentation
- Electrical Design and Documentation
- Civil Design and Documentation
- Interior Design and Documentation
- Materials Research and Specifications
- Estimating Probable Construction Costs
- Design Meetings and Presentations with Client
  - Asbestos Survey
  - Limited Topographic and Boundary Survey

\* **Design Development & Documentation Outline**

- Design Development – Design and Administration
  - Design Process and Disciplines Coordination
  - Architectural Design and Documentation
  - Structural Design and Documentation
  - Mechanical Design and Documentation
  - Electrical Design and Documentation
  - Civil Engineering Design and Documentation
  - Interior Design and Documentation
  - Materials Research and Specifications
  - Project Development Scheduling
  - Estimating Probable Construction Costs
  - Design Meetings and Presentations with Client
- Design Development – Content of Drawings
  - General Information Sheets
  - Site Plan
  - Floor Plan
  - Structural Framing Plans
  - Exterior Elevation
  - Mechanical, Electrical, and Plumbing Schematics

- B. Construction Documents Phase: During this phase, completely detailed drawings are prepared including site plans and details, floor plans, elevations, sections, schedules, etc. as needed to convey the project scope for competitive bidding. Structural drawings include wall/floor framing, and details. This also includes all details of the building construction and schematic drawings of all plumbing, HVAC and electrical systems. The site plans and sitework details are developed to indicate grading, drainage, parking, landscaping, utilities (sewer, water, power site lighting, storm drainage, etc.), and other site improvements. These disciplines are separated in accordance with NYS requirements for public works projects. In addition, detailed specifications (Project Manual) are drafted to accompany the construction drawings. All the major materials, systems, and products are specified. Bidding requirements are also drafted to incorporate in the Project Manual. Lastly, the estimate of the project costs is updated.

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- \* Construction Documents Outline
  - Construction Drawings – Production Management
    - Disciplines Coordination and Document Checking
    - Architectural Design and Documentation
    - Structural Design and Documentation
    - Mechanical Design and Documentation
    - Electrical Design and Documentation
    - Civil Engineering Design and Documentation
    - Interior Design and Documentation
    - Project Development Scheduling
    - Estimating Probable Construction Costs
    - Design Meetings and Presentations with Client
  - Construction Drawings – Content of Drawings
    - General Information Sheets
    - Site Plans, Utility Plans, Grading Plans, and Sitework Details
    - Floor Plans, Ceiling Plans, and Enlarged Bathroom/Locker Room Plans
    - Structural Framing Plans and Details
    - Exterior Elevations and Interior Elevations
    - Building Sections and Wall Sections
    - Schedules: Finish, Door, Window, etc.
    - Construction Details
    - Mechanical, Electrical, Plumbing Schematics, and Equipment Schedules
  - Technical Specifications, Bidding Requirements, General Conditions, and Construction Contracts
- C. Bidding and Construction Phase: During this phase of the project the architect/engineer will administer the bidding process and construction phase to assure the owner the completion of the project in accordance with the construction documents. This is the "quality assurance" phase of the project.
  - Notice to bidders, response to RFFs, prepare addendums, conduct pre-bid meeting (if applicable), conduct bid opening, review bids, and recommend award.
  - Prepare and administer construction contracts between the Owner and Contractors (municipal law requires (4) prime contractors on public works building projects over \$500,000, if applicable).
    - Conduct and administer preconstruction meeting and periodic construction meetings; prepare and distribute meeting notes.
    - Review technical "submittals" (product information and shop drawings) by contractors to assure compliance with the project specifications.
    - Conduct periodic visits to the construction site to observe the work and verify compliance with the project specifications; check the quality of the work and reject work that is not in compliance.
    - Review and certify to the Owner, the contractor's applications for payment, based upon work completed.
    - Provide all (telephone and email) technical support to the Owner and Contractors to resolve issues and progress the work.
    - Conduct final reviews of the work and make a "Punchlist" (list of incomplete work items); publish, and distribute list to Owner and Contractors to facilitate "closure" and completion of the project.
    - Administer contractor's submission of records plans, payment affidavits, release of liens, warranties, and other documentation to assure proper "closeout" of the project.



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**D. General Exclusions:** (These services can be provided as needed)

- A sally port (requested by the police department) has been excluded because we do not believe there is adequate space for it.
- No additions are contemplated.
- Town will perform video investigation of sewer lateral.
- Design of communication servers, network hubs and switches.
- Design of green technologies (solar HWPV, geothermal heating, etc.).
- Geotechnical (subsoil) investigations for foundation design, etc.
- SWPPP: Stormwater Pollution Prevention Plan design and details.
- Permitting: Local, State, and Federal Agency applications, submissions, documents, meetings, etc. (i.e. APA, DEC, DOH, USDA-RD, OMRDD, OMH, SUCF, SEDFP, SEQRA, Counties, Cities, Towns, Villages, etc.)
- Archeological/Cultural Resources Surveys and other special studies required by governing agencies
- LEED consultation, development and certification
- Resident Project Representative Services (a.k.a. 'Clerk-of-the-Works')
- Asbestos abatement design and project monitoring.

**FEE PROPOSAL:**

We are pleased to submit a fee proposal in the amount of \$52,575.00 (Fifty Two Thousand Five Hundred Seventy Five Dollars) for the services described above plus standard reimbursables (prints, copies, mileage). The fee is based on our term contract (reduced) rates. The estimated cost for reimbursables is \$2,500.00. The fee/cost for abatement design and project monitoring cannot be determined until the extent of asbestos containing materials (if any) is known.

The following presents a breakdown of these services:

	GENERAL	CONSTRUCTION	MEP*
Asbestos Survey	\$ 2,571**		
Limited Topographic/Boundary Survey	\$ 3,196 (based on PWR)		
Schematic Design		\$ 6,525	\$ 3,029
Design Development		\$ 3,368	\$ 3,323
Construction Documents (Final Plans & Specs)		\$10,127	\$ 7,169
Bid/Construction Oversight		\$ 8,826	\$ 4,411
Totals	\$ 5,767	\$28,876	\$17,932

\*MEP =Mechanical, Electrical & Plumbing

\*\* Estimated cost varies depending on number of samples

Thank you again for the opportunity to present a proposal for professional architectural/engineering services and we hope to work on this project with the Town of Ticonderoga. Please call if there are any questions or comments.

Sincerely,  
  
David B. Whitford, RA

Mrs. Dixon then handed out three invoices from AES Northeast dated 6/10/2015, 7/3/2015 and 8/10/2015 (see below)

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<b>BILL TO</b>
Town of Ticonderoga Mr. William Grinnell PO Box 471 132 Montcalm Street Ticonderoga, NY 12883

**Invoice**

DATE	6/10/2015
INVOICE #	9949
TERMS	Due on receipt
CONTRACT #	
P.O.#	
PROJ. MGR.	DBW

PROJECT				
4365 - Police Station Reno Armory Grg				
ITEM	DESCRIPTION	QTY	RATE	AMOUNT
	Professional Services during the month of May 2015 in accordance with Proposal dated October 30, 2014 for Site Land Surveying Services, Programming Services and Meetings.			
CADD II	CADD Tech II	1.5	35.96	53.94
Land Surveyor	Land Surveyor	33.25	62.90	2,091.43
307 - PWR-PC	Land Surveyor - PWR - PC	17.75	116.15	2,061.66
Principal Arch	Principal Professional Architect	6	106.49	638.94
Technical As...	Technical Assistant	0.75	42.11	31.58
	Reimbursables:			
Mileage	Mileage	556	0.62	344.72
Thank you for your prompt payment. <i>David E. W. Grinnell</i>				
Thank you for your business.			Total	\$5,222.27
			Payments/Credits	\$0.00
			Balance Due	\$5,222.27

TOWN OF TICONDEROGA  
P. O. BOX 471  
117 EAST MONTCALM STREET  
TICONDEROGA, NEW YORK 12883  
(518) 585-6677 OR 585-6265

VOUCHER NUMBER: 10089  
P. O. NUMBER:  
CHECK NUMBER: 18558  
DATE PAID: 7/10/15

VENDOR NUMBER: <u>2285</u>	ACCOUNT CODE:	AMOUNT
PAYABLE TO:		
AES Northeast, PLLC	<u>A1420405</u>	<u>5322.27</u>
10-12 City Hall Place		
Plattsburgh, NY 12561		

A complete copy of all charges must accompany this voucher. We will not pay any invoice that is not on a Town Voucher. All vouchers are audited on the second Thursday of each month. For your voucher to be included in this audit they must reach the department head responsible for the service on or before the FRIDAY before the second Thursday. Please certify your bill stating that all charges are true and that no taxes have been included.

Our tax account number is 14750005 E

DATE	INVOICE NUMBER	PRICE	TOTAL AMOUNT
<u>6/10/15</u>	<u>9949</u>		<u>5,222.27</u>
Project <u>4365</u>			
Police Station Reno			

Signature of  
Claimant: *William Grinnell*

Departmental  
Approval: *[Signature]*

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**Invoice**

DATE	8/10/2015
INVOICE #	10036
TERMS	Due on receipt
CONTRACT #	+
P.O.#	
PROJ. MGR.	DBW

<b>BILL TO</b>
Town of Ticonderoga Mr. William Grinnell PO Box 471 132 Montcalm Street Ticonderoga, NY 12883

PROJECT				
4365 - Police Station Reno Armory Grg				
ITEM	DESCRIPTION	QTY	RATE	AMOUNT
	Professional Services during the month of July 2015 in accordance with Proposal dated October 30, 2014 for Schematic Design of Police Station at Armory Garage.			
CADD II	CADD Tech II	3.5	35.96	125.86
Principal Arch	Principal Professional Architect	13	106.49	1,384.37
Principal Eng...	Principal Professional Engineer	1	106.49	106.49
Technical As...	Technical Assistant	0.75	42.11	31.58
Sub Consult...	Reimbursables: Atlantic Testing Laboratories, Ltd. - Invoice #84884	1	2,934.80	2,934.80
Mileage	Mileage	20	0.62	12.40
Thank you for your prompt payment.				
Thank you for your business.		Total	\$4,595.50	
		Payments/Credits	\$0.00	
		Balance Due	\$4,595.50	

TOWN OF TICONDEROGA  
P. O. BOX 471  
117 EAST MONTCALM STREET  
TICONDEROGA, NEW YORK 12883  
(518) 585-6677 OR 585-6265

VOUCHER NUMBER: 10501  
P. O. NUMBER:  
CHECK NUMBER:  
DATE PAID:

VENDOR NUMBER: 2285  
PAYABLE TO:  
AES Northeast, PLLC  
10-12 City Hall Plaza  
Plattsburgh, NY 12901

ACCOUNT CODE: AMOUNT  
A 1420 400 4595.50

A complete copy of all charges must accompany this voucher. We will not pay any invoice that is not on a Town Voucher. All vouchers are mailed on the second Thursday of each month. For your voucher to be included in this audit they must reach the department head responsible for the service on or before the FRIDAY before the second Thursday. Please certify your bill stating that all charges are true and that no taxes have been included.

Our tax account number is 14730005 K.

DATE	INVOICE NUMBER	PRICE	TOTAL AMOUNT
8-10-15	10036		\$ 4,595.50

Project 4365 - Police Station

Signature of  
Claimant: *Carol Steel*

Departmental  
Approval: *[Signature]*



**AES**  
NORTHEAST  
Architects, Engineers, and Land Surveying Northeast, PLLC  
83-12 City Hall Place, Plattsburgh, NY 12901  
Phone: (518) 561-1556

DATE	7/3/2015
INVOICE #	8970
TERMS	Due on receipt
CONTRACT #	
P.O.#	
PROJ. MGR.	DBW

Town of Ticonderoga  
Mr. William Grinnell  
PO Box 471  
132 Montcalm Street  
Ticonderoga, NY 12883

TOWN OF TICONDEROGA  
P. O. BOX 471  
117 EAST MONTCALM STREET  
TICONDEROGA, NEW YORK 12883  
(518) 385-6677 OR 385-4265

VOUCHER NUMBER: 107  
P. O. NUMBER:  
CHECK NUMBER: 18679  
DATE PAID: 8/14/65

VENDOR NUMBER: 2285  
PAYABLE TO:  
AES NorthWest, PLLC  
10-12 City Hall Place  
Plattsburgh, NY 12901

ACCOUNT CODE:	AMOUNT
A1420400	4219.91

A complete copy of all charges must accompany this voucher. We will not pay any invoice that is sent on a Town Voucher. All vouchers are audited on the second Thursday of each month. For your voucher to be included in this audit they must reach the department head responsible for the service on or before the FRIDAY before the second Thursday. Please certify your bill stating that all charges are true and that no taxes have been included.

Our tax exempt number is 1-4750005 E.

Our tax account number is 14750005 K		TOTAL AMOUNT
DATE	INVOICE NUMBER	PRICE
7/2/15	4970	4,219.97
Project 4305 Police Station Reno		
June services		

Signature of Claimant: Bryan A. Brunson

Departmental  
Approval: \_\_\_\_\_

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Mrs. Dixon stated that she would like the members of the board to answer her questions.

Supervisor Grinnell explained that this time is set aside as a courtesy to the public to bring forth comments and questions for the Town - it is not an opportunity for a question and answer type of situation. It is for comments from the public, if you have comments and questions - we will listen, but we are not going to take action. You can bring your questions forward and we will research them and we will answer them.

Mrs. Dixon reiterated that she has questions and what the Supervisor is saying is that she can ask the questions but cannot ask the board members to answer right now. She read through the following questions:

- 1.) Does the Board have knowledge of a Proposal specifying the project and fee schedule for moving the Ti PD into the Armory "garage" and sent by AES Northeast to Supervisor Grinnell on October 30, 2014? Does it know that AES presents a fee schedule estimate in that Proposal of \$52,575.00?
- 2.) Is the Board aware that the Town has incurred debts for services rendered by AES in accordance with the project proposal specified in this Proposal of October 30, 2014 and referenced on invoices to the Town from AES, which invoices have thus far been dated June 10, 2015, July 3, 2015 and August 10, 2015?
- 3.) Were Board Members aware when they passed Resolution #196-2015 on June 11, 2015, which authorizes "AES to complete feasibility and plans for location of PD on the Armory property," that invoices from AES and payments by the Town would be referenced in accordance with this Proposal of October 30, 2014?
- 4.) Did the Board have no knowledge of the existence and the content of such an agreement between Supervisor Grinnell and AES to this effect? Was this knowledge withheld from the Members of the Board, as it was withheld from the public and withheld from the Town Clerk, who received the Proposal upon request on September 9, 2015?
- 5.) Has there been any prior Board resolution passed, to accept this proposal of October 30, 2014, to pay the costs therein stipulated, and/or to move forward with the PD-Armory project? The Town has to date been billed three (3) times and made payments from Town funds three (3) times for work specified as authorized by this AES Proposal of October 30, 2014.
- 6.) Did the Board Members know that the AES Proposal and the ensuing agreement between AES and Supervisor Grinnell existed prior to Sen. Betty Little's offer of a \$100,000 grant to the Town for purposes of capital development?

*Betty Dixon*  
*Sept. 10, 2015*

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Mrs. Dixon would also like to thank Councilwoman Van Wert for getting the website up and working by Tuesday afternoon.

Supervisor Grinnell noted that they will formally respond to these questions.

Mr. Dixon stated that the issue here is transparency in government and it is big in the country right now. Were you misled by the Supervisor in regard to this. Was there any transparency with regards to this plan? We can go on in much greater length about this. Supervisor Grinnell was told and we know this because we have called them and he was told by Thomas Pohl that the only way you can legally go against their ruling was to seek a legislative fix. (Mr. Dixon continued, but the majority was not legibly caught on audio or video) The informational meeting that was held before OGS's denial of this - you should not have even held that meeting. We were told by Supervisor Grinnell that the meeting was contingent, originally, on approval by the board, but what it was used for was to turn you in the direction of a referendum in which you voted for, in which you now rescinded because you received information. Now, you might want to find out what kind of happens have been spent to hold that letter up. This is very unusual behavior of a supervisor. He said in a meeting that he was going to call Albany and Betty Little to find out why they had not given a ruling, we knew, because we called Pohl. They had promised to bring down a ruling on Monday and Pohl told him when he called on Friday, that the letter would come out on Monday and strangely that was held up.....

Supervisor Grinnell interrupted, before we go any farther with public discussion, he is not going to sit here and allow you to speculate..... (inaudible - discussion between Mr. Dixon and Supervisor Grinnell) if there is no further items to be brought to the board, this meeting will go to executive session.

Mr. Dedrick would like to speak tonight on just a couple of things, because he was the sitting supervisor of the Town at the time that this all happened. He has sat at home for the past few weeks and has read quite a few of the articles and has now spoken to several people here and has spoken to a lot more outside of here. When people have asked him, should the police department be relocated at the Armory - he said absolutely not. He has felt that was strongly then and feels that was strongly now. In 2009 when he got out of his position, he knew the building of the police department was in dire need, he also knew that the highway department building was in dire need and he formed an Ad Hoc committee to look into an all-purpose, multi-use building at the site where the highway department is now. We were moving along really quite well and there were some good ideas, we wanted to make sure that the highway, the police, sewer and water, and the beautification crew were all within that one building. It is an ideal location and is tickled pink that you are going to pursue that. He really thinks that it would be an ideal place for all of those departments. Regardless of what else is said, that is an ideal place to have it. He knows it will be a financial burden, but we get tired of kicking that stone down the road and sooner or later you are going to have to address it, so why not address it all in one building. He hopes that the police department will be able to last long enough for this to come to fruition. Who knows, he hopes it will happen. Talking about the Armory itself, he was the sitting supervisor at the time, he remembers the phone calls from OGS

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asking if we wanted that Armory. He brought in several board members, and the buildings and grounds committee and we were in on a telephone conversation with OGS. He doesn't remember this Roann Destito, but we had long conversations with OGS. It was clear, there was a clear understanding that the building was going to be used for recreational purposes. They understood that, we understood that - they also understood that without all the rentals that we had up there, that we were not going to buy that building for a dollar. We needed International Paper Co., we needed ACAP, we needed Threadheads in the back building, because they provided revenue for us to sustain that building. Whenever anything happened in that building from that point on, he always was on the phone with OGS especially when we brought up the idea of putting the seniors down there. Their statement to him was very clear, OGS kept saying to him that it wasn't necessary to keep calling them because all they care about is 51% of that building is going to be used for recreational purposes that means the entire first floor including the gymnasium. They told him that repeatedly, and what you do with the rest of the building and the out building is really the Town's option. If you lose International Paper Co., and you want to bring in somebody else - do it, if you have seniors that you want to bring in into the basement - do it. We want 51% of that building to be recreational use only. That was why the recreational part was put into the deed and it says - hereby granted and convey unto the said Town of Ticonderoga for recreational purposes - they didn't say solely recreational purposes, they didn't say exclusively recreational purposes, they said recreational purposes.....

Mr. Dixon tried to interrupt

Mr. Dedrick asked to be able to speak.. he is not in favor of having the police department there, he does think that is pretty clear; but he is telling you - if he was sitting on this board where you are, he would want to be sure - it may not be the police department, next time you might want to have something else there - you shouldn't be limited by OGS about what you can have in that building. That should not be strictly recreational because it was never meant to be strictly recreational.

Mr. Dixon tried to interrupt again - read the law.

Mr. Dedrick stated that he has read the deed and has many conversations with them. If they called him to court right now, he can get four people who sat in that meeting to tell you exactly what was said (well one has since passed), but ....

Mr. Dixon tried to interrupt ...

Mr. Dedrick stated that down the road there may be another purpose that this Town Board would want it for. Police Department - absolutely not, but there may be another purpose that you may need that for. For instance, the school - we brought the school system in, there was nothing about that from OGS.....

Mr. Dixon tried to interrupt....

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Mr. Dedrick told Mr. Dixon that he is the rudest man that he has ever met in his life, come to think of it - he doesn't mean to be disrespectful but when he was supervisor, we had a group of cheerleaders that would cheer in side the gym and do you remember what you did (Mr. Dixon), you came down here and bad mouthed me (Mr. Dedrick) because those cheerleaders were outside cheerleading....

Mr. Dixon stated that they were cheerleading out on the lawn...

Mr. Dedrick stated that this was such a shame, now all of a sudden you are hanging your hat on recreational, but then you didn't want any recreational activity outside of there, you speak out of both sides - I am trying to defend you, I'm trying to defend why I don't want a police department there. I'm just saying for any purpose for that Armory, there was an understanding that it wasn't used solely for recreational, because he would never have bought that building if we were not in the black. He was not going to burden the tax payers of Ticonderoga with that building that did not have additional revenue. That is the whole point of this. He wanted to clear the air on the understanding that he had.

Mr. Giordano would like mention what Mrs. Bilow is hoping to put in the paper to address it here, we own the Ticonderoga Armory property and there is no sitting Board of Directors to oversee how that property is used. Mr. Iuliano has stated many times that we are in the red, meaning the income requirements in terms of having the property and trying to keep it in the black. Part of the issue is perhaps the creativity in which how this property is being used. We need to have a group of people that are really compassionate about making that property fiscally sound, bringing it back to life. Finding who would like to be a participant in making that property be what it needs to be for the Town. It is a wonderful property, it supplies the recreational attributes for the young and the old and we really need to foster that. We don't need to keep looking at as some sort of debilitating leg. We need to act on that. Based on the conversation that we have had tonight, lets do something positive and really try to make it that something that moving forward is really beneficial as an attribute. Something that we can hang our hat on and say look what we have, because it really is something special and if that means initiating a task force or another committee, having some sort of election for a Board of Directors, he thinks that needs to be discussed.

Councilman Iuliano explained that the reason he talks about the money end of it, when Mr. Dedrick got the thing he was trying to address the money end of it too, he doesn't think money was as bad then as it is now and it keeps getting worse so he is trying to look ahead. He doesn't want that to stop us from having that Armory, he agrees with what you said, it makes a lot of sense.

Councilwoman Van Wert stated that the Library has 'The Friends of the Library' maybe we can do that with the Armory. Create a vision statement and decide what the priorities are and the priorities are to make it sustainable so that it is not a burden to the Town and to keep it as nice as it is looking right now, but without being a tax burden.

Mr. Giordano asked if that is something that needs to go through the board?

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Mr. Dedrick agreed that Mr. Giordano is absolutely right, that is an ideal place for our youth and an ideal place for our seniors, there isn't a better place in the community and there are not many communities that have a place like our Armory, there should be focus on it, he couldn't agree more.

Mr. Giordano stated that we have that garage also where the police department is, for the beautification department. That might be a good location for the beautification department at the Armory, in terms of what they use it for and the size that they need.

Mr. Baker has four quick comments. First - He would like to thank Councilman Taylor, Councilman Hunsdon, and Councilwoman Van Wert for putting forward that resolution to move us forward in hopefully a more positive direction and also he is please to be part of a committee that will be working on alternatives moving forward, unfortunately he will not be able to attend this first meeting on September 15.

Second - On August 21, 2015 he sent the board a letter regarding the proposed transfer of the three phase generator from the WWTP to use at the Armory - in this letter he detailed in fairly great length exactly why that is a really, really poor idea and poor application for such an overly sized generator and he has not received a response from the board on the current plans.

Stuart G. Baker  
117 Champlain Avenue  
Ticonderoga, NY 12883  
H: (518) 585-2525  
M: (518) 524-3744

August 21, 2015

Ticonderoga Town Board  
132 Montcalm Street, PO Box 471  
Ticonderoga, NY 12883

Delivered via email

Dear Supervisor Grinnell and Board members:

Immediately after the August 13<sup>th</sup> Regular Town Board meeting adjourned, Councilman Iuliano informed me that the Town intends to 1) replace the existing generator at the wastewater treatment plant (WWTP) with a new one, and 2) install the old WWTP generator on the south exterior wall of the former Armory building near the current electric service entrance and immediately adjacent to our home. Councilman Iuliano stated the intent is to use this old diesel generator to provide power for the former Armory building to be able function as an emergency shelter. He noted that the Town would update any muffler or other noise reduction equipment on the generator, and install any noise buffering that was needed to reduce the impact on our property. Councilman Iuliano also stated that the generator would be operated at least weekly for maintenance and diagnostic purposes at a time chosen by our family as being least intrusive. I was then encouraged to go down to the WWTP to see and hear the existing generator for myself, which I did on the morning of Wednesday, August 19<sup>th</sup>.

I understand that the generator that was recently removed from the Armory after sale as surplus equipment had been installed inside the building.



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While I do not object to the intended use of the Armory as an emergency shelter, the proposal to use the WWTP diesel generator at the Armory is flawed in multiple ways, including:

- It is likely oversized for the intended application. The WWTP generator is an industrial scale 3-phase generator of such size that it can only be installed externally. The Armory is currently served by single phase electric power from National Grid. The generator will certainly produce much more electricity than peak emergency shelter use would ever demand. I also expect that the required electrical connections, switches and controls for the Armory building to support this generator will be extremely costly.
- The proposed location adjacent to the southeast corner of the building is entirely inappropriate for two following reasons: 1) The three story masonry walls will send the generator noise both directly at our home and further southward toward multiple other residential properties, and 2) the location would be in the fall zone for snow slides that occur off the southern building roof. After major snowfall events, such slides can cause substantial damage to anything they hit.
- Having heard the generator in use, I now know firsthand that the generator noise level and quality is entirely unsuitable for anywhere near or adjacent to residential properties. Any extended use of this generator next to our property (such as during an emergency event) would effectively make our home uninhabitable for both people and pets. I strongly suspect it could also have a similar adverse effect on other nearby properties.
- We also have serious concerns about exposure to diesel fumes from this generator.

The magnitude of these flaws illustrates quite clearly how little serious consideration the Board has given to this proposal.

My family and I will firmly and vocally object to this proposal, and we intend to share this proposal and our concerns with other residents in the neighborhood.

This proposal may be considered acceptable to our family if the Town does the following:

1. Provides a cost analysis and comparison before any decisions or actions are taken regarding this proposal of all costs related to this proposal versus the alternative suggested at the end of this letter.
2. Provides an engineered site plan showing the precise location of the proposed generator installation. Said site plan must also show the proposed size and location of any related structures and the necessary fuel tank and stormwater management.
3. Designs & constructs a structure to enclose the generator. Said structure must be engineered to both a) withstand the force of significant snow slides from the roof above, and b) dramatically reduce the noise levels of the generator so that they would comply with the 50 dBA maximum allowed nighttime noise level at adjacent property lines as required by Section 3 of the Town's own Noise Ordinance. Documentations of such structural and noise reduction designs must be provided by qualified engineers, and must include documentation of post-construction/installation noise level testing at the property line by qualified professionals done under operating conditions.
4. Installs new mufflers and other devices to minimize exhaust noise and pollution. The exhaust must be also directed in such a manner so as to prevent both exhaust and exhaust noise from both a) echoing off the southern building wall, and b) being directed at our home.
5. Documents any other engineered design elements for noise control or reduction, including but not limited to management of vibrations.

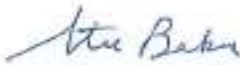
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6. Provides documentation regarding the generator manufacturer's recommended standards for maintenance, operational and diagnostic testing, including the recommended frequency and duration of such tests.
7. Provide documentation and certification from qualified engineers and electricians that the generator can be safely connected to and operated at the Armory building. Such documentation should address at the very least the maximum required electricity demand of the Armory building when used as an emergency shelter, documentation of the generation capacity of the generator, and details of the design and costs (both material and labor) of connecting said generator to the building.

Alternatively, the Town could simply sell the old WWTP generator as surplus, and put those revenues toward the purchase of a modern and appropriately sized generator that can be installed and operated safely from inside the Armory building. We would expect such a generator to also operate within the maximum nighttime allowable noise parameters noted in Section 3 the Town's Noise Ordinance, and that its exhaust would be directed away from our property line.

I thank you in advance for your sincere consideration of and response to our concerns and requirements.

Sincerely yours,



Stuart G. Baker

Cc: Tonya Thompson, Town Clerk  
NYS Assemblyman Dan Stec  
NYS Senator Betty Little

Third - In the conversation regarding sidewalks, he would recommend contacting SUNY Plattsburgh, they have a planning program that he believes includes a strong geographic information system program, that would be a great student project potential.

Lastly, on that eight page piece of paper that was distributed earlier, Issues Identified by the Public Record - he would like to call your attention to the discussion on page 7, which details why an advisory referendum is not legal in NYS. Thank you.

Mrs. Dixon would like to mention the 51 - 49 aspect of the deed on the Armory is that is in question and might be a source of a lot of misunderstanding. She first would like to support Mr. Giordano's and Mrs. Bilow's suggestion of overseeing the usage of that beautiful Armory property and the enhancement purposes of recreation on the property. The 51 - 49 clause, we need to understand that the deed for recreation is based on Public Lands Law Section 54 which has a very narrow stipulation as to how these properties that are transferred from the State to Municipalities for consideration for a dollar, how they can be used. The revenue generated uses that were in place at the time of the transfer in 2003 were grandfathered in, they were allowed under the new deed for recreation because they were already in place in the Armory.

(There was conversation between Mrs. Dixon and Mr. Dedrick that was inaudible)



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Mrs. Dixon would also like to note that unfortunately, if you look at the newspaper Articles from the Press Republican in 2003, there were two written about the Ticonderoga acquisition of the Armory and it was being said that there was discussion about use for a Police Department - there was kind of a disconnect from what was being written in the deed and what was (inaudible) --- the last point is that there is a new commissioner of OGS and she asked about the 51 - 49 and they seem to be scratching their heads, they said maybe that was done in 2003 but not anymore.

Mr. Dedrick stated that it was their language over the phone in front of four or five people.

Supervisor Grinnell believes that everybody has had a chance to make several comments tonight and we do have a couple more items for our Executive Session.

Mr. Baker asked if the board would be considering any Resolutions when they come out of Executive Session?

Supervisor Grinnell stated possibly.

Mr. Baker would like to request being able to stay in the building and be let back in after you come back out of Executive Session.

**Resolution #309-2015** brought by Wayne Taylor, seconded by Fred Hunsdon to exit the Regular Town Board Meeting and enter into an Executive Session at 9:10 p.m. to receive legal advice for possible litigation and personnel. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Resolution #310-2015** brought by Fred Hunsdon, seconded by Chattie Van Wert to exit the Executive Session at 9:30 p.m. and re-enter the Regular town Board Meeting. **All in Favor** R. William Grinnell - Aye, David Iuliano - Aye, Wayne Taylor - Aye, Fred Hunsdon - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

Respectfully submitted, Tonya M. Thompson, Town Clerk

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**Town Board Meeting Agenda - Thursday September 10, 2015 @ 6:00pm**

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As of 9/8/2015 4:19 PM

**Opening and Pledge to the Flag**

**Public Hearing**

Proposal to repeal Local law 1 of 1978 concerning Unsafe Building and to adopt a new local law concerning Unsafe Buildings (proposed law attached)

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**Presentation**

Davis Yohe, Liberty Affordable Housing

**Resolutions:**

RESOLUTION to Accept/correct minutes of Regular and Special Meetings

RESOLUTION to Approve the Supervisors Monthly Financial Report (Checking Account, Revenue,  
Expenditure, and Journal Entries)

RESOLUTION approving the July Budget Adjustment Report

RESOLUTION to Pay the bills

RESOLUTION authorizing the Inter fund advances

RESOLUTION approving the following budget transfer;

From A.7311.100 To A.7311.441 in the amount of \$ 1,339.00

From A.7311.110 To A.7311.400 in the amount of \$ 1,155.00

From A.7311.120 To A.7311.400 in the amount of \$ 193.00

From A.3510.430 To A.3510.400 in the amount of \$ 456.00

People vs Jodi Hall

From A.1989.400 To A.3120.400 in the amount of \$1088.98

People vs Jodi Hall

From SW06.8320.400 To SW06.8310.101 in the amount of \$5,000.00

Increase Overtime budget

From SW06.8320.400 To SW06.8340.101 in the amount of \$3,000.00

Increase Overtime budget

RESOLUTION authorizing the following prepayments;

Kim Yaw \$300.00 A.7311.441 summer program bus driver

Richard Harker \$120.00 A.7311.441 summer program bus driver

Mike Zent \$160.00 A.7311.441 summer program bus driver

Rick Pelerin \$400.00 A.7311.441 summer program bus driver

NYS DOH \$25.00 A.7311.400 DOH violation

RESOLUTION to accept the Memorandum of understanding of municipal governments bordering Lake George  
regarding the application of road salt for winter maintenance and de- icing (memorandum attached)

RESOLUTION supporting Judge Dolback's Justice Court Assistance Program Grant Application

RESOLUTION awarding One surplus metal desk to Ed Moore for \$5.00

RESOLUTION authorizing the following Training including Registration, Travel, and Meal expenditures on the  
Town Credit Card;

Derrick Fleury, Grade 3 Supervision & Technical Operations course, Morrisville, January 25-29, 2016

Amy Quesnel, GFOA continuing education, Lake George, October 6, 2015

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**Committee reports:**

Public Works WG

Building Grounds Parks Rec DI

Airport DI

Highway DI

Public Safety WT

Board of Health WG

Insurance WT

Contract negotiations WG

Transfer Station FH

Sub Committee Economic Development CVW

\*Attorney, Matt Fuller

\*Town Clerk, Tonya Thompson

**Supervisor Grinnell – Miscellaneous Notes**

Invitation for the public to address the Town Board – Please Stand and State Your Name

RESOLUTION to Exit the Regular Town Board Meeting

RESOLUTION to Enter & Exit Executive Session

RESOLUTION to adjourn the Town Board Meeting