

Minutes for a Ticonderoga Town Board Meeting held on October 10, 2024, commencing at 6:00 p.m. with Public Hearings regarding a CDBG application, an Amendment of the Town's Zoning Local Law and a Local Law to Override the Tax Levy

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

Others: Dick & Sue Allen, Lance Clark, Nancy Archer, Laura Wright, Shaundra Yaw, Peter & Lynn Reale, Bob Porter, Pat Ida, Pam Nolan, Dan Blanchette, Mary Mazzotte, Terry Smith Brian Hudin, Drew Metzler, Jamie Reale, Nate Bellinger, John Reale, John Bartlett, Corinna Woods, Sandy Morhouse, John Whiteley, Sgt. Belden, Officer Larmore, Kristin Mack, Lauren Singer Waite, Robert Singer, Margaret Singer Huffman, Kaitland Kubat, Isabelle Burroughs, Alex Coffman, and many others

Supervisor Wright called the meeting to order with the Reciting of the Pledge of Allegiance.

Opening Remarks

The Town has completed six (6) budget workshops to date, the Tentative Budget was submitted to the Town Clerk. Budget Workshop # 8 that was to be held on October 25, 2024, is cancelled.

Alexandria Bridge – construction is proceeding accordingly, weather dependent the project is targeted to be complete before Thanksgiving.

Public Hearing

CDBG application for Ti Golf Course Septic Replacement

This is a CDBG grant with no funding from the Town, the Municipality is required to sponsor these Grants.

No Comments.

Public Hearing closed at 6:02 p.m.

Resolution #439-2024 brought by Dave Woods, seconded by Joyce Cooper authorizing the application for CDBG funds for emergency septic system replacement at Ticonderoga Golf Course, Seymour's Restaurant and Clubhouse. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none.
Carried.

AUTHORIZATION TO APPLY FOR CDBG FUNDS FOR EMERGENCY SEPTIC SYSTEM REPLACEMENT AT TICONDEROGA GOLF COURSE, SEYMOUR'S RESTAURANT, AND CLUBHOUSE

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WHEREAS, the Town of Ticonderoga recognizes the importance of maintaining public health, safety, and environmental standards within our community, especially at key public and recreational facilities; and

WHEREAS, the septic system serving the Ticonderoga Golf Course, Seymour's Restaurant, and the clubhouse has been identified as failing, creating an immediate threat to public health, safety, and the surrounding environment; and

WHEREAS, an emergency replacement of the septic system at these locations is necessary to eliminate health hazards and prevent environmental contamination, ensuring the continued safe operation of the golf course and restaurant facilities; and

WHEREAS, the Community Development Block Grant (CDBG) program offers funding opportunities to address urgent needs such as this, with a focus on benefiting low to moderate-income residents and improving community facilities; and

WHEREAS, the North Country Rural Development Coalition (NRDC) has been designated as the subrecipient for this project to manage and oversee the implementation of the septic system replacement at the Ticonderoga Golf Course, Seymour's Restaurant, and the clubhouse

NOW, THEREFORE BE IT:

RESOLVED, that the Town of Ticonderoga hereby authorizes the submission of a CDBG application for 1.3 million dollars to fund the emergency septic system replacement project at the Ticonderoga Golf Course, Seymour's Restaurant, and the clubhouse; and be it further

RESOLVED, that the Town of Ticonderoga grants permission to the North Country Rural Development Coalition (NRDC) to apply for and manage the CDBG contract for this project; and be it further

RESOLVED, that Nicole Justice Green is hereby named the Fair Housing Officer for this project and will ensure compliance with all applicable Federal, state, and local regulations and statutes, including but not limited to:

- Efforts to Affirmatively Further Fair Housing (AFFH)
- Davis-Bacon Fair Labor Standards Act (40 USC 276a)
- Contract Work Hours and Safety Standards Act, as amended (40 USC 327-333)
- Copeland Anti-Kickback Act (18 USC 874)
- Title VI of the Civil Rights Act of 1964 (42 USC 2000d)
- Title VIII of the Civil Rights Act of 1968 (42 USC 3601)
- Section 504 of the Rehabilitation Act of 1973, as amended (29 USC 794)
- Section 3 of the Housing and Urban Development Act of 1968, as amended (12 USC 1701u)
- Section 109 of the Housing and Community Development Act of 1974, as amended (42 USC

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5309)

- Age Discrimination Act of 1975, as amended (42 USC 6101)
- Architectural Barriers Act of 1968, as amended (42 USC 4151)
- Americans with Disabilities Act of 1991
- Equal Employment Opportunity (Executive Order 11246, September 24, 1965)
- Equal Opportunity in Housing (Executive Order 11063, as amended by Executive Order 12259)
- The Hatch Act (5 USC 1501 et seq.)
- The National Environmental Policy Act of 1969 (NEPA)
- Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 USC 4601)
- Title IV of the Lead-Based Paint Poisoning Prevention Act (42 USC 4831)
- HUD Reform Act of 1989
- 24 CFR Parts 35, 58, 85, and 570 (HUD Regulations for Lead-Based Paint, Environmental Review, and CDBG program administration)
- 2 CFR 200, Uniform Administrative Requirements for Grants and Cooperative Agreements to State, Local, and Federally Recognized Tribal Governments
- Section 104(d) of the Housing and Community Development Act of 1974, as amended (Anti-Displacement and Relocation Assistance)

Local Law to Amend Zoning Law and Declare a Negative Declaration

The Town of Ticonderoga Zoning Law Schedule 2, needs a correction of a Typographical Error in the Titled Area, Bulk and Coverage Control. This was discovered by the Codes Office.

No Comments.

Public Hearing closed at 6:03 p.m.

Resolution #440-2024 brought by Tom Thatcher, seconded by Heath Towne adopting Local Law #1 of 2024 amending the Town of Ticonderoga Zoning Law, Schedule 2, Titled Area, Bulk and Coverage controls (on file in the Local Law binder in the Town Clerk's Office) **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

RESOLUTION ADOPTING LOCAL LAW _1_ OF 2024 AMENDING THE TOWN OF TICONDEROGA ZONING LAW, SCHEDULE 2, TITLED AREA, BULK AND COVERAGE CONTROLS

WHEREAS, the Town Board has reviewed the typographical error in the past adoption of Town of Zoning Law Schedule 2, titled Area, Bulk and Coverage Controls and finds that amending that schedule to properly reflect the relevant controls as set forth in a draft local law provided herewith is necessary and in the best interests of the Town; and

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WHEREAS, the Town Board scheduled a public hearing to be held before the Town Board on October 10, 2024, to hear interested parties concerning such schedule amendment and the local law required to make such amendment; and

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

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

WHEREAS, the Town Board determines that the local law is an unlisted action, and an EAF has been reviewed and a negative declaration adopted by the Town Board prior to the consideration of this resolution.

NOW, THEREFORE, BE IT

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

RESOLVED, the Proposed Local Law No. 1 of 2024 law amending the Town of Zoning Law Schedule 2, titled Area, Bulk and Coverage Controls, a copy of which is attached to and made a part of this resolution, is hereby adopted and shall take effect immediately upon its filing with the Department of State; and be it further

RESOLVED, this resolution shall take effect immediately.

Local Law to Override the Tax Levy Limit

New York State enacted the 2% tax cap in 2011, this limits the tax levy increase to the lessor of the rate of inflation or 2%. New York State does include a provision that allows municipalities to override the tax cap. With approximately an 11 million dollar budget and approximately 5 million dollars to be raised by the Town a 2% increase is a little over \$100,000.00. Health Insurance rates alone can account for approximately 29% of this and more any given year. This is obviously not the only expense that is out of the Town's control. The introduction of an Ambulance District this year will cost approximately \$397,000.00 and make it impossible to stay within the tax cap for 2025. We all appreciate and understand the goal for a responsible budget and lesson the increase the increase of the tax burden as much as practical. Unfortunately, it requires a certain budget to operate this Town. Initial budget before we began our review started with an approximate 11% increase over 2024, the Town Board worked hard through six budget workshops to get the budget down from an 11% increase to approximately 7% increase and that is with an Ambulance District which is a pretty remarkable feat. As the budget stands today if we were to remove the Ambulance District from the budget, the Town would be at \$107 over the tax cap, which is pretty good. It was about \$12,000.00 but we had a recent change in an

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employee's healthcare which just shows the amount of variance that can occur with just a small change in the budget. Keeping the budget under that tax cap is becoming increasingly difficult and is a constant struggle, more and more municipalities are experiencing this every year. This was a recent discussion at the last two Association of Town webinars which was pretty interesting and we discussed the increased difficulties of Towns to keep within the tax cap with cost of health care, collective bargaining, and other costs continuing to rise. We cannot expect to always operate the Town budget with a 2% cap, unless we eliminate several social programs and eliminate needed staff or use fund balance. The use of fund balance to supplement the tax levy is an ineffective and dangerous method to employ as the municipality will start the next year with an immediate deficit and the Town would eventually go broke. Therefore, the Town will seek authorization tonight to exceed the cap through a local law and he will open the floor for comments.

No Comments.

Public Hearing closed at 6:06 p.m.

Resolution #441-2024 brought by Dave Woods, seconded by Joyce Cooper adopting a Local Law to Override the Tax Levy Limit established in General Municipal Law Section 3-C. (on file in the Local Law binder in the Town Clerk's Office). **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

RESOLUTION ADOPTING A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C

WHEREAS, pursuant to Section 3-c(5) of the New York State General Municipal Law, the Town Board (the "Board") of the Town of Ticonderoga (the "Town") has the authority to adopt a local law to override the real property tax levy limit as defined in General Municipal Law §3-c; and

WHEREAS, a budget has been prepared for the Town of Ticonderoga for fiscal year beginning January 1, 2025 and ending December 31, 2025 that exceeds the tax levy limit as defined in General Municipal Law §3-c; and

WHEREAS, a local law to override the tax levy limit in accordance with the provisions of General Municipal Law §3-c has been prepared; and

WHEREAS, the Board scheduled a public hearing to be held before the Town Board on October 10, 2024, at the Offices of the Town of Ticonderoga, 132 Montcalm Street, Ticonderoga, New York, to hear all interested parties regarding the adoption of the proposed Local; and

WHEREAS, notice of said public hearing was duly posted and then published in *The Times of Ti*, the official newspaper of the Town of Ticonderoga pursuant to and in conformance

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with Section 20 of the Municipal Home Rule Law; and

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

NOW, THEREFORE BE IT:

RESOLVED that the Town Board finds that the proposed Local Law is required pursuant to General Municipal Law section 3-c and is in the best interests of the residents, inhabitants and guests of the people of the Town of Ticonderoga; and be it further

RESOLVED, that the proposed Local Law, copies of which are attached hereto and made a part hereof, is hereby adopted; and be it further

RESOLVED, that the Law shall take effect immediately upon its filing in the Office of the Secretary of State; and be it further

RESOLVED, that this resolution shall take effect immediately.

Report of Committees

Airport – Tom Thatcher, Councilman (reported by Supervisor Wright)

4B6 meeting 10 '24
1 October 2024

The meeting was called to order at 0830 in the Town Hall followed by the pledge of allegiance.
Present:, Alan Densmore, Mark Wright, Bryan Duros, Ashe Alexander and Jon Hanna
Guests: Gary Vosburg and Bob Salls

Ashe announced that our fuel price has been reduced to \$5.35 and is still the best in the area. Jon noted that we have sold 4387 gallons for September.

Tom will check on the tree removal for the night landing problem.

Fence relocation is waiting for the wetlands update.

The Town is still looking into the lease for the new hanger, no word from Tim.

Bryan has fixed the ratchet and pawl for the ground wire reel, the wire needs to be replaced.

Meeting adjourned at 0850.

Next monthly meeting will be 0830, Tuesday, 12 November, at the town hall.

Submitted by Jon Hanna

Resolution #442-2024 brought by Tom Thatcher, seconded by Heath Towne authorizing the Supervisor to execute the Federal Financial Report and corresponding Outlay Reports, required by the FAA, document the cumulative cash withdrawals for grants as of the award date to the

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period ending September 30, 2024. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**
Building and Grounds – Dave Woods, Councilman

- Leaks on the Community Building Roof have been repaired
- Vandalism at the Armory – windows have been repaired; cameras to be installed

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

Parks and Recreation Committee Meeting Minutes
September 17, 2024

Committee members present were James Chauncy, Jerry Cooper, Bill Dolback, Nicole Green, Nancy Kelley, Tonya Thompson and Chairs Dave Woods and Joyce Cooper. Also present were Town Board Member Tom Thatcher and Supervisor Mark Wright.

Youth Programs:

It was noted that the Silver Bay Teen Center is no longer accepting children under the age of thirteen at its Teen Center. Because the town's After School Program is only for children in kindergarten through fifth grade, town 11 and 12 olds are not included in any after school program even if they are in middle school. This problem is a state issue and involves insurance coverage.

Black Point Beach:

Highway has begun work on a blacktop path from the parking lot to the beach building and on to the pavilion. Nicole Green noted that the proposed handicapped mat to the water would stay down all season and removed for storage after the beach closes for the season.

There is an issue with water pressure at the beach which is being addressed by the Water Dept. Beach chairs will be modified before the 2025 beach opening. One chair will be lowered to allow easier access; the other chair will have an access ladder added. The lifeguards have suggested an infant changing table be added to the bathrooms. Five guards are needed to ensure proper staffing during the town's beach season.

Field 4:

Fill has been completed and the field is almost ready for fencing installation. Work and materials for the dugouts at this field will be donated by Avery Energy.

New Spruce Tree:

This tree, which will serve as the town's Christmas tree, appears to have a fungus. DeFranco Landscaping has been informed regarding this issue. The consensus of the committee was that the tree should be replaced. An arborist will be called in.

Armory Issues:

Due to recent vandalism, the committee feels that cameras should be installed on each of the four corners of the building.

It was also noted that the private cheer program for younger children has been allowed space on the third floor by the Youth Commission. Building use by this program should be confined to the room on the southeast side of the building.

Trestle Bridge:

A broken board on the bridge was reported by a town citizen. The Sewer Department performed

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the repair with expenses covered by the Parks and Rec budget.

Ice Rink:

Nicole Green reported that obtaining a chiller for our rink is at least a 6-month grant process. Bid time is near. Various funds will be used for this project including a \$122,000 grant from DEC. Limited installation and maintenance are needed. Chilling mats are placed under the liner, and ice can be made at the temperature of 40 degrees. A skating season from December through March is anticipated.

Many questions were asked about the installation, electrical service, and a potential town rink maintenance worker. Maintenance could be the responsibility of a member of the town's Groundskeeping or Highway crew. The blacktop should be repaired before installation and the liner removed after each skating season. Parking will be observed to determine if restrictions, signage, or additional parking is needed.

Liberty Pole:

Nicole Green announced that building art will be added to the downtown through the efforts of her organization. Because lifts will be used for murals, she hopes to include renovation of the Liberty Pole in Recreation Park near the Champlain Legacy Park. This work is a potential spring project

Library Land Purchase:

The library Board of Directors wants the town to surplus the building on the land behind the library which was purchased for library use. The only road access for the business just east of the library is through the recently purchased land. To safely use this new property and allow road access for the neighboring business, the only location for this road appears to be where the above-mentioned building is located. Maintenance and safe use of this building also present a problem.

Our next meeting is Tuesday, October 15 at 8:30.

Economic Development – Mark Wright, Supervisor

**Town of Ticonderoga
Economic Development Committee (EDC) Minutes (09/18/2024)**

Attendees: Mark A. Wright (Chair); Heath Towne (Vice-Chair), John Bartlett (TMSP); Nicole Justice Green (NRDC); Matt Courtright (TACC).

Excused: Beth Hill (Fort Ticonderoga Association).

Guests: Carol Calabrese.

Mark Wright opened the meeting (1500).

Town Updates

- **DRI.** Mark Wright stated there is no DRI update for municipal projects. Nicole Justice Green stated the APAC contract execution has occurred and is a HCR project. The group discussed the NYS sign requirements for project sites. Matt Courtright asked the group's opinion on

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moving forward with an up-to-date webpage for DRI. TACC will lead the site design effort and NRDC volunteered to partner on cost sharing.

- **Town Branding.** Wright informed the group of the branding meeting between the town, TACC, and ROOST coming up on 9/25. Heath Towne asked if there could be an advertising plan in the branding process to which Matt Courtright stated this is part of the process.
- **Regan Project.** Wright stated the project appeared at the last Planning & Zoning Board (PZB) meeting. The PZB has moved up its November meeting to 10/17 to accommodate schedule. The escrow for AES assistance is in work. Nicole added that NRDC is now the project's not-for-profit partner agency. There was a brief discussion on the project's daycare plans. Nicole shared the North Elba Supervisor's warning regarding ensuring a good property management company.
- **La Chute Trail Extension.** Wright informed the group that the pre-construction meeting is set for 9/24.

TACC

- Matt Courtright commented on the Ag producers micro-grant which Carol Calabrese discussed with the group. Matt stated farmers are more prepared with business plans as they have dealt with CCE in the past. Carol stated the public meeting is 10/10 with applications due on 11/7.

NRDC

- **Skating Rink:** Nicole Justice Green provided an update on the skating rink project. The NYS sign is up on the property. This will enable skating in 50-60 degree weather. The rink size may be smaller to start due to a lack of funding with the goal to add additional chillers in the future. NRDC is waiting to see what competitive bids look like when received to understand the available funding. NRDC is looking for donors for the shed to store rink equipment and the chillers.
- **Public Art:** Nicole stated public art money could fund 5 downtown murals. NRDC is looking at a potential consultant on the subject. The group discussed the topic of a mural festival. NRDC also has some potential money remaining in this effort to do work on the Liberty Pole in Legacy Park.
- **Agway:** The current owner was planning to sell the property to RB Motors who would use the CDBG grant to demolish the structure and return to green space. Wright informed Nicole that there is a for sale sign on the structure and does not know what this means. She will investigate.
- **Land Bank:** The Essex County Land Bank is interested in the Corner Market property. NRDC received a \$1.8M NYS grant for Land Bank work.

TMSP

- John Bartlett provided information on Fall Fest which will occur on 9/28. Wright also mentioned the Heritage Museum is holding a Collection Spotlight event on that day exhibiting private collections of Ticonderoga's past through postcards. Several post card collectors will present their collections for review.

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ACTION ITEMS: none.

Meeting adjourned: 1607.

Highway/Transfer Station – Dave Woods, Councilman (reported by Supervisor Wright)

**Town of Ticonderoga
Highway and Transfer Station
September 24, 2024, minutes of Meeting**

Present:

Mark Wright, Jon Porter

Others:

Public Discussion

Said the Pledge of Allegiance

End public comment.

Committee Discussion

- Jon- We are working on paving. Hall Rd, Hinds Rd, Morehouse Drive. We are also going to work on fixing issues on Warner Hill. We just completed Hayford Rd.
 - The beach has been prepped for handicap access walkway.
 - We have a little repair work to be completed by Pen and Pencil.

Meeting was adjourned at 9:12am

Minutes were taken and prepared by Rebecca Norton

Resolution #443-2024 brought by Dave Woods, seconded by Joyce Cooper to offer employment to Joseph Foote s a Highway Motor Equipment Operator, full-time with benefits at the rate of \$22.76/hour. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #444-2024 brought by Tom Thatcher, seconded by Heath Towne to offer employment to Evan Frasier as a Highway Motor Equipment Operator light, full-time, with benefits at the rate of \$18.56/hour. Effective 10/15/2024. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

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Municipal Facility Evaluation – Tom Thatcher, Councilman

We now own the former HHH building on Racetrack Road, the doors have been re-keyed and the committee is looking at a tour through the facility on the last Tuesday of this month.

Public Safety – Dave Woods, Councilman (reported by Supervisor Wright)

**Public Safety Meeting
September 24, 2024**

Supervisor Mark Wright stepped in due to absence of Councilman Dave Woods and Councilwoman Joyce Cooper and called the meeting to order at 8:03am with the Pledge of Allegiance.

The following committee members were present: Adam Hurlburt, Ross Kelley, Dave Burrows, Laura Wright and Rhiannon Peters. Absent: Dave Woods, Joyce Cooper.

Police Department: Chief Hurlburt went over the monthly report (See attachment).

Chief Hurlburt stated that Officer Brent Olden is set to graduate from the Police Academy tomorrow, September 25, 2024. He will remain on FTO status for a short time following graduation. He has been doing extremely well.

Codes Department: Rhiannon Peters went over the codes monthly report (See attachment).

Dave Burrows discussed 7 Wiley Street. The owner is deceased and a realtor from Glens Falls is taking care of the property. The retaining wall along the sidewalk is cracked in multiple places and is shifting. Codes will be monitoring the wall for safety. Dave will call Hannah Carson at Essex County to see if they have a survey map of 7 Wiley Street to help determine who is responsible for the wall.

The Pavilion at the Hospital is going to be torn down in the next few weeks and turned into green space. 65/67 Montcalm will be starting construction soon.

Supervisor Wright adjourned the meeting at 8:13am.

The next Public Safety meeting is October 29, 2024, at 8:00am

The following is a summary of the activities of the Ticonderoga Police Department from August 27th, 2024, to September 24th 2024.

<u>Patrol Statistics</u>	<u>Monthly</u>	<u>YTD</u>
Approx. Calls to Service:	360	3096
Incident reports:	27	277
Arrests:	25	252
Uniform traffic tickets:	74	626
DWI arrests:	6	22
Accidents investigated:	3	69

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

Building Inspection:

(Aug-Sept)

YTD

Building Permits Issued:	18	306
Safety Inspections:	3	49
Pass/Fail:	3/0	45/2

Permit & Inspection Notes:

- 5- Alterations/Repairs Permit → Amherst Ave, NYS Rt 74, Snapping Turtle Way, Montcalm St & Veterans Rd
- 1-Solar Panel Permit → Water St
- 4-Permit Renewals → Highland St, Alexandria Ave, Bull Rock Rd & Delano Rd
- 2- Septic Repairs → Alexandria Ave & NYS Rt 74
- 1-Fuel Burning Device Permit (Wood stove) → NYS Rt 74
- 1-Signage Permit → Alexandria Ave
- 2-Demo Permits → Baldwin Rd & Adirondack Dr
- 1-Re-Roofing (Residential) Permit → Veterans Rd
- 1-New Residential Construction (3 Season Camp) → Baldwin Rd
- 3-Fire/Safety Inspections → Coates Pt, Burgoyne Rd & Montcalm St (All Passed)

Code Violation Notices:

(Aug-Sept)

YTD

Order to Remedy:	1	56
Remediated:	0	36
Clean-Up Contractor:	0	5
NYS DFS	0	0
Condemned:	0	0
Do Not Occupy:	0	2
Appearance Tickets:	0	3

Code Violation Notes:

- OTR Violation- Garbage/Rubbish → Burgoyne Rd (Partially Cleaned up)

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Miscellaneous:

(Aug-Sept)

YTD

*Complaints:

0

69

Resolved:

0

18

Misc. Complaint Notes:

- No Complaints this month

Trainings:

- No Trainings this month

Safety & Resource Grants (YTD) :

N/A

Noteworthy Highlights / Achievements:

- Hospital Pavilion is being abated for Asbestos right now, with demolition taking place in the next couple weeks.
- 7 Wiley St property, concerns with crack in retaining wall (Dave to discuss)

Town Of Ticonderoga Dog Control

Thomas Hurley - Dog Control Officer

October 1, 2024

Monthly Report - 9/1/2024 through 9/ 30/2024

Overview:

We received a total of 4 calls this month including one call to assist Essex County Sheriff's department.

All calls have been resolved and closed.

0 appearance tickets issued this month.

All dogs were registered and up to date on rabies

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vaccines. 0 seizure/impoundments this month.

0 dog bites were reported this month.

All dogs in New York State are required to be licensed, and to have Identification tags displayed on a collar. Please contact the Town Clerk at 585-6677 to license your dog(s) yearly. Also, be sure to get ID tags that have owner name and contact info in case of your dog being at large.

Thank you.

Public Works – Mark Wright, Supervisor

**Town of Ticonderoga
Public Works Committee Meeting Minutes
September 24, 2024
10:00 am**

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

Committee Members Absent: Tom Thatcher

Others: Jennifer Weeks (AES-Architecture, Engineering, & Land Surveying), Kalyani Mer (AES), Ryan Fischer (AES), Scott Moore (War Cannon Architect), Joel Elder (War Cannon Engineer), Hannah Neilly (Essex County)

Pledge to the Flag

Public Comment: None

Items for Discussion:

Lord Howe Trailer Park

- a. The new owners of the property are questioning the charges for the park. It's currently charged as 9 full EDU for both water and sewer along with 19 vacant lot fees.
- b. The park currently only has 4 homes, but the tax roll will not show this until July of 2025.
 - i. The charges will stay the same until the 2025 tax roll is released.

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161 Champlain Avenue (Drew Metzler)

- a. Follow up from the August meeting. This property is currently being charged .75 EDU Water & .75 EDU Sewer. It has 2 apartments and a commercial space on the ground floor.
- b. Mark spoke to Dave Burrows about the property, and verified the 2 Apartments and commercial space.
 - i. The account will be increased to 4 EDU water & sewer.
 - ii. It is recommended to the Town Board to increase the account for 161 Champlain Avenue (Drew Metzler) to 4 EDU water and 4 EDU sewer.

War Cannon Distillery

- a. Scott Moore and Joel Elder are present to go over the plans for the War Cannon Distillery's plans. Derrick asked for a plumbing plan, as there was never one submitted with the permit. He would like to know where pipes and holding tanks are. Scott would like to meet with Derrick to go through the previous submitted information, to see what is missing. They along with Joel and AES will meet after the meeting to go over that information and take a walkthrough of the building.

Superintendent's Report

Derrick would like to get prices on live valves.

There is a filter sheet that is leaking, it may have to be sent back for repair.

Chief Wastewater Operator's Report

PFAS testing will be required for hauling sludge/grit to Franklin County. This runs about \$400.00 per test. Eric ordered some bottles, and they should be here this week.

Samples for Pole Barn sludge will be sent out Monday.

Town Supervisor Discussions

Mark asked about the escrow accounts for War Cannon & Regan Development.

1. Water

- I. **4989: Chilson Eagle Lake (Required by DOH & EPA)**
 - **September 2024 – Update**

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i. Timeline and next steps:

1. Matt in correspondence with EPA. EPA requested a motion on amending the decree. Has there been any movement on this?
2. Engineering RFQ drafted by ECCR – Issued 8/30/24, due 9/20/24 - AES responded.
3. Matt had a conference call scheduled with EFC regarding the test well drilling on 8/27. What was the outcome of the call?
4. NOTE: To keep the \$14M DWSRF funds the Town needs to complete a Project Finance Agreement with EFC by September 30, 2025.
5. Draft schedule proposed to EPA needs to be updated, initial dates already lapsed and schedule needs to be updated prior to finalizing dates with EPA. How does funding wrap into this schedule?

- Engineering RFQ Late July-August 2024
- Engineer Appointment Late July-August 2024
- Test Well Solicitation August 2024
- Test Well Drilling September – November 2024
- MPR Completion December 2024 – January 2025
- MPR acceptance February 2025
- District proceedings February 2025
- District Vote April-May 2025
- SRF closing Summer-Fall 2025
- Project Engineering 2026
- Bid project Late Winter/Early Spring 2027
(requires expedited agency review/approval)
- Project Award March-April 2027
- Notice to Proceed April 2027
- Project Construction May 2027- Fall 2028? [for substantial completion (*Need to know expected construction duration*)]
- Meet Consent Decree **December 2028**

• **Project Status and Key Items**

- i. Recommend waiting on well drilling RFP until engineer is engaged or at least selected because will need engineering and hydrogeologist review.
- ii. Updated budget estimate for funding sent out to the group on 7/12/24. The Estimated total probable cost for the test well drilling, testing, prelim DOH reporting, and MPR is \$490,200.
- iii. Update from EPA/EFC - EFC will supply funding for Test Well Drilling (\$300,000+/-). Matt Fuller working with EFC to see if amount can be updated to cover the revised \$490,200 estimated cost.
- iv. IUP 2023 was posted for DWSRF/BIL - Chilson was awarded \$14,000,000.00 (\$5M grant & \$9M interest free financing)
- v. Project currently has the following funding:

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1. \$14 Million BIL Funding (\$5 Million DWSRF Grant/\$9 Million 0% Interest Financing Loan)
 2. \$4 Million Elyse Stefanik CDS
 3. \$1.325 DOH/EPA - Disadvantaged Communities Fund
- vi. Next Steps:
1. Engineering RFQ – Issued August 2024 and Responses received by September 20, 2024 – pending results of review and scoring.
 2. HydroSource perform Geophysical Survey on Porter & Williams Properties
 3. Go out to RFP for Well Drilling
 4. Develop MPR
 5. District Vote
- vii. June 24, 2025, remains the date to fully discontinue and disconnect Gooseneck Pond as a drinking water source, complete any District Drinking Water Solution(s), and provide a spreadsheet indicating the date on which each Eagle Lake/Chilson user has disconnected.

II. 4898/4801: Water Meters (Required by DEC)

• September 2024 – Update

i. Plan of Finance

1. During the last meeting it was discussed that Hannah and Matt F were going to coordinate a joint call with EFC (DWSRF and CWSRF). Was that call held and if so what were the takeaways? During AES monthly call with EFC the funding gap between GIGP and the total project cost was discussed because GIGP is CWSRF funding. Per CWSRF EFC – if the Town wants SRF funding then it needs to come from DWSRF. The overall water project, which includes water meters is listed on the DWSRF IUP multiyear list at \$10.1 million.

ii. RFQ for engineering services –Issued 8/30, responses required by 9/20 – AES responded.

iii. Project schedule has project completion at 12/31/27. DEC deadline for meters online is 5/31/25. Town will need to reach out to DEC with an extension request. My recent experience is that DEC has been converting all extension requests into an Order on Consent so may want to wait until closer to the deadline so can show progress on the project (funding locked in and engineer engaged and working on design).

iv. EFC Missing Items Letter: The following items remain to be sent to Abby Lusier upon receipt.

1. SEQR

- a. Copy of Notice of Intent filed with NYSDAM pursuant to Ag. & M. L. 305(4) and “no adverse effect” impact determination letter for ag district ESSE0001 noted on EAF Part 1

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- i. **NOI was sent by Matt F. Awaiting the No Adverse Effect impact determination letter from NYSDAM – any update from Ag & Mkts?**

- **Project Status and Key Items**

- i. **Timeline**

- 1. June 13, 2024- Town Board adopted lead agency resolution for SEQRA.
 - 2. June 17, 2024- AES sent lead agency coordination letter with EAF and resolution. July 17, 2024, will conclude the 30 day clock.
 - 3. June 21, 2024, Matt forwarded to bond counsel, Doug Goodfriend, at Orrick et al. the engineering report with addenda, and current status of SEQRA documents, for bond proceeding resolutions and notices.
 - a. June 27, 2024- Planned meeting for Town Board to call public interest order setting public hearing on bond resolution for July 25, 2024.
 - 4. July 25, 2024- Town Board conduct SEQRA review.
 - 5. July 25, 2024, and/or August 8, 2024- Town Board may continue the public hearing for July 25, 2024, to August 8, 2024 (2 meetings) for public comment/input, and proposed adoption of bond resolution ~~would be either July 25, 2024 or August 8, 2024.~~

- ii. **Report update**

- 1. Addendum #4, dated June 14, 2024, was issued to DEC/EFC/DOH on June 21, 2024. Comments received 7/29/24

- iii. **Proposed schedule in Addendum #4**

- 1. Design: Fall 2024-Fall 2025
 - 2. Agency Review: Fall/Winter 2025
 - 3. Bidding: Winter/Spring 2026
 - 4. Construction: Summer 2026 – Fall 2027
 - 5. Construction Completion: December 31, 2027

- iv. **GIGP Funding:**

- 1. **\$1,795,000 grant**
 - 2. **\$598,333 match**

- v. **Project Budget = \$3,117,325.81**

- 1. **Construction: \$2,493,860.65**
 - 2. **Engr, Legal, Bonding, etc.: \$374,079.10**
 - 3. **10% Contingency: \$249,386.07**
 - 4. Estimate performed by Mike Metcalf working with Ti Sales to review and update the project budget based on Neptune meters, 2025 meter purchase date, and a drive-by system.
 - 5. The project cost used in the 2023 GIGP application was \$2,624,879.

- vi. **GIGP project checklist. The following items are due by August 31, 2024**

- 1. Project Schedule (AES) – to be updated by AES as part of the report update after receiving EFC comments. – included with Addendum No. 4 Report update

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2. Engineering Report (AES) – completed and awaiting EFC comments. AES to respond to comments and issue revised report
- vii. Budget & Financing Items
 1. Project costs/Exhibit C (AES) – Provided as part of the report update
 2. Plan of finance (Town, Matt F, & AES)
 - a. GIGP + EFC (0%?) loan
 3. DUNS # (AES has on file)
- viii. Legal
 1. Title cert (Matt F & Town – local law?)
 2. Cert copy of authorized representative & local match funding resolutions of eligible GIGP total project costs only (Matt F & Town – project cost provided by AES)
 3. Bond resolution, Estoppel Notice, & Permissive Referendum (Matt, project cost and description provided by AES)
- ix. SHPO signoff – (AES) – Completed and letter of no effect received 6/13/24 (forwarded to Town & Matt on 6/14/24)
- x. SEQR – (AES) - Matt to coordinate
- xi. MWBE Work plan (Town & AES)
- xii. Prior to disbursement of funds need, among other things, Engineering agreement compliant with EFC terms and conditions and EFC procurement requirements.
- xiii. Town elected to move forward with ultrasonic meters in a drive-by system to later be upgraded at the Town's discretion.
- xiv. **Current DEC deadline is 5/31/25.**
- xv. NEXT STEPS:
 1. Provide DEC with an updated schedule. - waiting to hear back from Albany DEC. Connor Cincotta indicated on 11/9/23 that the Town should hold off on an extension request until they can provide a locked in schedule that is reasonable to meet.
 2. Water use law drafted by Matt was circulated to the town and the selected GIGP water meter engineer will be looped in after under contract.

III. 5262: Lead Service Lines

- **September 2024- Update**
 - i. **Final authorization to submit? Or will the town be submitting?**
- Project Status & Key Items
 - i. The desktop study results are complete. Max is finishing his final review with Derrick before submittal to DOH.
 - ii. Next steps:
 1. Submit forms to DOH and wait to hear back, Respond to DOH comments if necessary.
 - iii. Town signed LOA 11/30/23.
 - iv. Budget: not to exceed \$10,500 & \$300 reimbursables.

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- v. Work to be completed and submitted to DOH by 10/16/24 deadline.
- vi. AES has finished the desktop study of service lines and overlay of the data onto GIS maps to estimate (by age) which lines may be lead.
- vii. This work meets the inventory deadline for October. There is no need to dig up service lines or get into homes for a visual inspection. AES will let Derrick know if this changes for any reason.

IV. Additional Water System Upgrades

- **September 2024 – Update**
 - i. **Max sent Derrick flow data from the loggers on 7/25/24. Derrick needs the format to be in graphs, not just numerical data. Jen to send.**
 - ii. **Jen to compile already incurred hours and then budget some additional time for future assistance and provide an LOA to Derrick for review.**
- Project Status & Key Items
 - i. Max has been assisting with getting loggers installed, started-up, and downloaded.
 - ii. AES to schedule and complete hydrant testing with Derrick after we have a month +/-.
 - iii. 4975: AES and Derrick have locations identified for logger deployment. Dickson loggers are deployed. Still working on transient loggers. Possible coordination with Todd.

2. Wastewater

I. 4394: Portage Project

- **September 2024 – Update**
 - i. **Derrick's most recent punchlist from October 2023 is the most current punchlist. AES sent a copy to Town's counsel via AES counsel on 9/23/202.**
- Project Status & Key Items
 - i. The survey group at AES completed the easement maps and Matt completed the easements and forms. AES is working on getting the easements executed and recorded.
 - ii. AES will continue to work with the town as needed to provide requested information following review by our attorney.

II. 5001: Long Term Control Plan

- **September 2024 –Update**
 - i. **AES requested an update on the status of the review from Connor and Derek on 9/22/2024.**
- Project Status & Key Items
 - i. LTCP submitted to DEC July 26, 2024. Deadline was August 1, 2024. Awaiting comments.
 - ii. Project priorities were finalized during the June W&S meeting. Project matrix and maps provided for review and discussion.

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- iii. In April, DEC responded to the 2023 Flow Certification violation by requesting that the Flow Management Plan be incorporated into the LTCP.
- iv. The Flow Management Plan was written as an appendix to the LTCP (LOA authorizing the work for the FMP was signed by Town)

III. 5229: Collection System

- **September 2024 – Update**
 - i. **Wastewater Treatment & Collection System Project RFQ was issued 8/30/24 and due 9/20/2024 – AES Responded.**
- Project Status & Key Items
 - i. Report is approved by EFC/DEC
 - ii. WQIP Application submitted Monday, July 29, 2024
 - iii. Final reports (4737 ventilation and 5229 collection system) were issued to EFC on April 16, 2024. The most recent changes modified the cover page for the ventilation report to reflect both CWSRF numbers and the GIGP number. Earlier revisions (April 2 and April 5) modified the FEMA flood maps in the collection system and ventilation reports to identify the location of the WPCP.
 - iv. Comment response and addendums on the 5229 – Combined Sewer System Evaluation Outfall 003 & Trunk Sewer Main Report and the 4737 – WPCP Effluent Exchange System Evaluation Final Engineering Report were submitted on February 16, 2024.
 - v. The submittal included a final Summary Report detailing the total project scope, budget, and schedule for all three reports (5052, 5229, and 4737).
 - vi. Comments on the 5229 – Combined Sewer System Evaluation Outfall 003 & Trunk Sewer Main and the 4737 – WPCP Effluent Exchange System Evaluation Final Engineering Report were provided verbally during the virtual meeting on 11/28/23 and were provided formally in writing on December 22, 2023, with a due date of Friday January 26, 2024.
 - vii. One of the comments requested the creation of a summary report that combines the total project scope, budget, and schedule for all three reports (5052, 5229, and 4737). AES requested an extension until February 16, 2024, which was granted by EFC.
 - viii. The existing report, along with the 4737 (ventilation) report and 5052 (WWTP phosphorus) report is the basis for current funding package. Both original reports were submitted to EFC & DEC on 5/10/2023.

IV. Wastewater Funding

- **September 2024 – Update**
 - i. **\$30M Sewer Project: Due date for all missing items to secure BIL funds is September 30, 2024. Hannah Neilly ECCR sent an Email to EFC, Town, and AES asking if any open items remained to finalize ST financing. Matt replied that the final bond resolution is scheduled to be adopted on 9/12/24. MJ @**

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EFC indicated that she is waiting on the revised 202-b documents reflecting the increased cost. Who will take the lead on sending these items to EFC copy the group (Bond, Affidavit of Publication, anything else)?

- **Hannah recommends using a dropbox or Google drive for all files.**
- Project Status & Key Items
 - i. AES is authorized by the town to take the lead in re-working and resubmitting the WPCP and collection system WQIPs (\$1.4M & \$10M) to better tie-in the Lake George Basin septage disposal need.
 - ii. GIGP Water Meters (\$1.795M) – see water meter section above.
 - iii. Green Resiliency Grant Program (EFC)
 1. Based on the grant criteria it appears that some of the sewer separation projects may qualify for this funding.
 2. \$60M available to support green infrastructure projects in flood-prone communities. The minimum project cost is \$1,000,000. Fund up to 90% of eligible costs.
 3. Grant funding supports the implementation of green infrastructure for stormwater management and restoration of non-instream features (wetlands, riparian buffers, and flood plains)
 4. Applications for inaugural round due August 16, 2024 – recommend applying next year during design phase because the grant application requires conceptual plans and green infrastructure design calculations.
 - iv. If scope changes are made then the final project scope will need to be resubmitted to WIIA for approval.
 1. All 8 service areas are included in the WIIA scope.
 - v. March 29th is the 6 month deadline for BIL funding. Town needs to submit an SRF funding application by March 29, 2024, to secure BIL funding and close on financing agreement by September 30, 2024, or lose BIL (\$8,559,500). If the Town loses BIL funding the Town will not be eligible for future rounds of funding. Note: deadline was met.
 - vi. Existing Engineering Contract is for planning and preliminary design only and is being used by ECCR as the existing contract required for funding. Will need to execute a contract amendment to update the contract for Final Design, Bidding, Construction, & Post Construction services to move forward.
 - vii. Town is working with ECCR to complete the documentation needed to execute the project financing agreement. AES can provide assistance upon request from the Town or ECCR. Town and ECCR submitted some *items and, per Rob, received an extension for the remaining items until the WQIP awards are announced*
 1. *Current Funding Outlook:*
 - a. *Project Cost:*\$35,221,437.40
 - b. *IUP & Bond Amount:*
 - c. *BIL:* \$8,559,500.00 (50% of project cost \$17,119,000)
 - d. *WIIA:* \$7,743,293.22 (25% of project cost \$30,973,172.88)

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i. Award may be reduced if the project scope/costs change

e. GIGP: \$1,000,000.00 tied to effluent heat exchanger

V. Additional Wastewater System Upgrades

- Sewer District Consolidation
 - Committee would like to start consolidation following Water District Consolidation

3. Additional Items

I. LOAs

- a. 2024-001 LOA for general water & sewer engineering – Approved May Board Meeting
 - i. A LOA for \$15,000 was approved by the Town to cover 2024 W&S meetings, misc. calls and correspondence, and 40 hrs. of misc. work upon the town's request. Tasks exceeding 4 hours would warrant a separate LOA.
- b. 2024-002 LOA for Homelands PS - Approved May Board Meeting
 - i. A LOA for \$5,000 was approved by the Town to cover costs associated with assistance to date and further assistance if needed.
 - ii. Current costs incurred are \$3,639.75. Remaining balance available for any further assistance needed. If not needed, then it will not be billed.
- c. 2024-003 LOA for Flow Management Plan - Approved May Board Meeting
 - i. The Flow Management Plan was submitted to NYSDEC on July 26, 2024, as an appendix to the LTCP. It is was due August 1, 2024.
 - ii. A LOA for \$8,885 was approved by the Town to cover time spent working with Derrick, Eric, & DEC to figure out what DEC is going to require, and will cover writing the Flow Management Plan and 1 round of DEC comments.
 - iii. The Flow Management Plan will be written per the CFR requirements and included in the LTCP as an appendix. The work consists of approximately 10 hours previously incurred, and 55 hours of time intended to be spent on the report and DEC comment response.
- d. 2024-004 LOA for (2) WQIP Grant Applications - Approved May Board Meeting
 - i. WQIP Applications were submitted on 7/29/24
 - ii. LOA for \$7,500 to cover updating and resubmitting the two 2023 WQIP applications (due July 31)
 - iii. Plan is to team up with ECCR and Matt F regarding the project need and regional impact.
- e. 2024-005 LOA for Water Meter GIGP SEQR and SHPO work - Approved June Board Meeting
 - i. LOA for \$2,500 for 4801 – Water Meter GIGP SEQR and SHPO.

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- f. 2024-006 LOA for Regan Development Project Stormwater Outfall Sizing (AES # 5260) – **approved 9/12/24 but AES not authorized to commence work until escrow is executed with the developer.**
 - i. LOA in the amount of \$7,500 for engineering and \$250 for reimbursables.
 - ii. Scope is: Hydrologic modeling of the drainage area around Montcalm St. to determine stormwater runoff from the drainage area with a future separated storm sewer system. Determine the basis of design sizing for a stormwater outfall to include the Montcalm drainage and additional separated stormwater flows from the Portage Project. Coordinate with developer's engineer with requirements for location, alignment, and materials for the new outfall. Provide review and comment on construction drawings developed by the developer's engineer for the pipe and outfall.
 - iii. Scope of work excludes developing plans and specifications for the new stormwater outfall and any regulatory permits needed.

- g. 2024-007 LOA for War Cannon Plan Review - **approved 9/12/24 but AES not authorized to commence work until escrow is executed with the developer**
 - i. LOA in the amount of \$3,500 for engineering and \$250 for reimbursables.
 - ii. Scope: Engineering and technical review of War Cannon proposed distillery operation with respect to water and wastewater impacts on the Town of Ticonderoga's existing infrastructure.
 - iii. Deliverable is a comment memo and a single comment response memo after War Cannon responds to the initial comment memo. Subsequent document reviews and comments are out of scope.
 - iv. Scope assumes that the Town will be the one corresponding directly with War Cannon.
 - v. **Should they be submitting a connection application – town doesn't have a connection application for an industrial or commercial user. Matt has a draft application and thinks that the Town should advance this process to make things more black and white. Matt will circulate.**

II. Fiscal Advisors

a. September 2024 – No Update

- i. Meeting with Andre from Baker Tilly was held on 8/22/24 (Mark Wright – Town, Matt Fuller – town counsel, Jen Weeks – AES, Andre Reilly – Baker Tilly).
- ii. Andre indicated that he would make updates to the reports following the announcement of sewer funding in the fall/winter. At that time both reports would also be updated with most current rates and EDUs.
- iii. **AES to touch base in October 2024 to indicate if funding awards have been announced.**
- iv. Discussion of User Rate Affordability – Andre indicated that this is out of scope for the current report and involves looking a variety of economic factors in addition to the EPA Guidance for the Clean Water Act. For Baker Tilly to do this evaluation would cost ~7,500 - \$10,000.

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- v. Bonding capacity – is dependent on the Town's "pain threshold" and user rate affordability.
- vi. General recommendation is that rates should be 1.25 – 1.3 times the debt service to allow for emergencies and additional savings for capital improvements. I assume that O&M costs are on top of that amount.
- vii. For water meters Baker Tilly can do a cost of service study to figure out how to change from EDU billing to metered billing. Better to approach this study after meters are installed and some data on water usage and loss has been gathered.

III. 5274: St Clair Storm Culvert

a. September 2024 – No Update

IV. 5260: Fireman's Field (Regan Development)

a. September 2024 – Update

- i. **See LOA section above. Further work on stormwater offset pending update of escrow.**

b. Project Status & Key Items

- i. Regan Dev is asking for a conditional negative declaration. Need planning board to accept the concept of an offset for stormwater removal which will then allow for a conditional neg dec for SEQR.
- ii. Matt forwarded to AES some scans of old maps for the old mill & penstocks that may be in the way. May need to go to the museum and look at some of the old images. Will the penstocks be in the way of the proposed stormwater line or will there be issues with easements for the dam. The company that owns the dam – Patriot has an easement for the penstocks and the stormwater main will be going through that easement. **Jen & Kalyani reviewed the scans and it appears that the penstock may be shallow in the area identified for the stormwater line.**
- iii. On 8/16/24 Jamie sent a letter from Regan Development's legal counsel for discussion the 9/5/24 Planning Board meeting
- iv. 4/12/24 call w/ Jamie Easton, Derrick, & Jen – can town start working on developing the ratio of the offset they would want for this development project and others moving forward for adding flow to the system (e.g. - if estimated additional sewer flow is 10,000 gpd then with a 5:1 offset a total of 50,000 gpd of storm would need to be removed from the system (based on 1 year avg rainfall event over 30 yrs).
- v. Follow-up call with the Town, Matt Fuller, Jamie Easton, and Larry Regan – Jamie Easton is supposed to be working on a plan to propose to the Town for SEQR and also dealing with the flow cert issue. Town is supposed to see if it can identify any areas for potential sewer offset.
- vi. Jen provided a second round of comments to the town on the engineer's resubmission to the town on March 6, 2024. The engineer followed up with a 3rd submission on March 19, 2024. The engineer Jamie Easton attended the March W&S meeting to answer questions and discuss the project.

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- vii. Escrow set up and LOA processed.
- viii. Jen has been in contact with the engineer (Jamie Easton) after he received AES's initial review comments.
- ix. The Engineer issued a 2nd submission on 2/16/24.

V. Alexandria Ave Bridge Replacement

- a. September 2024 – No Update**
 - i. Work has commenced*
- b. Project Status & Key Items

VI. Well Field Building

- a. September 2024 – No Update**
- b. Project Status & Key Items
 - i. Well Abandonment
 - 1. Derrick working on it and will let AES know if any assistance is needed.

VII. 5263: Homeland Sewer

- a. September 2024 - No Update**
- b. Project Status & Key Items
 - i. The letter asking homeowners to disconnect sump pumps seems to have been partially successful. The plan is for Derrick/Eric to send a follow-up letter.
 - ii. Pump station currently operating on 2 Liberty pumps and the Flygt pump has been placed in inventory.
 - iii. AES is available to assist further if needed.

VIII. 5099: Black Point Sewer

- a. September 2024 - No Update**
- b. Project Status & Key Items
 - i. Mulch bed installed by Town in May 2024 and appear to be operating well.

IX. WPCP Flow Certification

- a. September 2024 – No Update**
- b. Project Status & Key Items
 - i. The Flow Management Plan was submitted to NYSDEC as an appendix to the LTCP on July 26, 2024. Awaiting any comments.
 - ii. DEC requires a Flow Management Plan as an appendix to the LTCP.
 - iii. The Town approved a LOA for this work in April.
 - iv. In March, Eric sent a letter to Connor Cincotta @ DEC requesting input on the flow exceedance versus the BMP that calls for maximizing flow to the WWTP. Eric has also had several calls with Connor regarding the issue. Connor indicated that he elevated the issue and DEC is working on a response.

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- v. WPCP exceeded the annual average flow in 2023, which initiates a reporting process with DEC.
- vi. AES is working with Eric and Derrick to notify the DEC and determine will be required.

X. Stormwater No Exposure Certification (due 9/16/2024)

a. September 2024 –Update

i. Eric submitted timely, no resubmission for 5 years unless someone else takes over as Chief Operator.

b. Project Status & Key Items

i. Just putting it here to keep it on the radar because it is required on a non-standard 5-year cycle.

The meeting adjourned at 11:11.

Next Committee meeting is October 29, 2024, at 10:00.

Minutes submitted by Sherry Veneto Water/Wastewater Clerk

Resolution #445-2024 brought by Dave Woods, seconded by Tom Thatcher to increase the account for 161 Champlain Avenue (Drew Metzler) to 4 EDU water and 4 EDU sewer, as the account has been undercharged. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #446-2024 brought by Tom Thatcher, seconded by Heath Towne to schedule a public hearing on November 14, 2024, at 6:00 pm in the Community Building board room (basement) for the purpose of hearing public comments on the Town of Ticonderoga’s proposed joint increase and improvement of the facilities of Sewer Districts Nos. 2-9, 11 and 12 and authorize advertising the public hearing notice in the Press Republican. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #446-2024

<p style="text-align: center;">In the Matter of</p> <p>The Increase and Improvement of the Facilities of Ticonderoga Sewer Districts Nos. 2-9, 11 and 12 in the Town of Ticonderoga, Essex County, New York (Additional Costs)</p>	<p>ORDER CALLING PUBLIC HEARING</p>
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WHEREAS, the Town Board of the Town of Ticonderoga, Essex County, New York, has

Minutes for a Ticonderoga Town Board Meeting held on October 10, 2024, commencing at 6:00 p.m. with Public Hearings regarding a CDBG application, an Amendment of the Town's Zoning Local Law and a Local Law to Override the Tax Levy

had under consideration the joint increase and improvement of the facilities of all of the sewer districts in said Town, being Sewer Districts Nos. 2-9, 11 and 12 in said Town (together, the "Districts"), consisting of reconstruction of phosphorus removal elements of the wastewater treatment plant, and reconstruction of sewer mains along various streets including original furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith; and

WHEREAS, the cost of said improvements has increased and the scope of work has been expanded to include additional plant elements and collection system improvements; and

WHEREAS, it is now determined that the maximum estimated cost to said Districts of such joint increase and improvement of facilities is now \$35,221,537.40, an increase of \$4,248,364.51 over that previously estimated; and

WHEREAS, such cost shall be annually apportioned among such Districts by said Town Board, and the amounts so apportioned shall be levied and collected in each District in the manner provided by law; and

WHEREAS, it is anticipated at this time that the apportionment of cost between Districts shall be as follows: Sewer District No. 2 (Park Avenue) (79.50 EDUs), Sewer District No. 3 (Alexandria Avenue) (54.00 EDUs), Sewer District No. 4 (Homelands) (28.20 EDUs), Sewer District No. 5 (Village) (1464.01 EDUs), Sewer District No. 6 (Commerce Park) (110.20 EDUs), Sewer District No. 7 (Delano Point) (27.10 EDUs), Sewer District No. 8 (Baldwin Road) (41.50 EDUs), Sewer District No. 9 (Black Point Road/outside) (245.35 EDUs), Sewer District No. 11 (Routes 9N and 74) (36.25 EDUs), and Sewer District No. 12 (Hague Road) (14.40 EDUs), and the dollar cost of the project allocated to each Sewer District at the revised maximum estimated cost is as follows:

Sewer District No. 2 - \$ 1,332,999.57

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Sewer District No. 3	- \$	905,433.67
Sewer District No. 4	- \$	472,837.58
Sewer District No. 5	- \$	24,547,480.48
Sewer District No. 6	- \$	1,847,755.38
Sewer District No. 7	- \$	454,393.56
Sewer District No. 8	- \$	695,842.54
Sewer District No. 9	- \$	4,115,531.37
Sewer District No. 11	- \$	607,814.27
Sewer District No. 12	- \$	241,448.98; and

WHEREAS, said capital project has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act ("SEQRA"), and it has been determined to not result in a significant environmental effect and copies of SEQRA compliance documentation are on file in Office of the Town Clerk where it may be inspected during regular office hours upon appointment.

WHEREAS, it is now desired to call a respective public hearing on the question of the joint increase and improvement of the facilities of all of the sewer districts in said Town, being Sewer Districts Nos. 2-9, 11 and 12 in said Town, in the matter described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Ticonderoga, Essex County, New York, as follows:

Section 1. A public hearing will be held at the Town Hall, 132 Montcalm Street, in Ticonderoga, New York, in said Town, on November 14, 2024, at 6:00 o'clock P.M., Prevailing Time, on the question of the joint increase and improvement of the facilities of all of the sewer districts in said Town, being Sewer Districts Nos. 2-9, 11 and 12 in the Town of Ticonderoga, Essex County, New York, in the manner described in the preambles hereof, and to hear all persons

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interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspapers of the Town and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the form attached hereto as Exhibit A and hereby made a part hereof.

Section 4. This Order shall take effect immediately.

The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:

_____ Mark A. Wright _____	VOTING	___ AYE _____
_____ Joyce Cooper _____	VOTING	___ AYE _____
_____ Dave Woods _____	VOTING	___ AYE _____
_____ Tom Thatcher _____	VOTING	___ AYE _____
_____ Heath Towne _____	VOTING	___ AYE _____

Resolution #447-2024 brought by Dave Woods, seconded by Tom Thatcher authorizing the purchase and installation of a live valve (Wiley St.) for the Water Department, from Team EJP. Total price will be \$5,684.80. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #448-2024 brought by Heath Towne, seconded by Joyce Cooper authorizing the creation of a purchase order in the amount of \$5,684.80, to Team EJP for the purchase and installation of a live valve for the Water Department. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Human Services: Youth – Joyce Cooper, Councilwoman

Youth Commission Meeting 10/8/2024
Afterschool Program

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After school program will be starting on the 15th of this month. We have one signup at this moment. Announcements are going out today and tomorrow.

Youth Soccer

The season has been going well and this week we have no games scheduled. New rules that we would like to discuss.

Exchange Program

We have not heard back about whether we can continue from the insurance company yet. So, the program is at a standstill.

Gore Ski Program

We do not have any sign ups at this moment.

Resolution #449-2024 brought by Dave Woods, seconded by Tom Thatcher to offer employment to Tessa Fritz, Olivia Quesnel and Kenzi Casagrain as Activities Attendants at the rate of \$15.00/hour, no benefits. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Human Services: Seniors – Heath Towne, Councilman

**TI AREA SENIORS
MEMBERSHIP MEETING
MINUTES
SEPTEMBER 25, 2024**

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

Marlene Charboneau, Activities Director

Heath Towne, Town of Ticonderoga Representative

Cameron Green, Fort Ticonderoga Representative

MEMBERS: Jackie Hurlburt, Rosemary Matte, Sara Guyette, Aileen Rafferty, Clem Hacunda, Betty TeReile, Sandy Urban, and Mary Anne Laslow

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

PLEDGE OF ALLEGIANCE: The pledge of Allegiance was recited by the membership.

GUEST SPEAKER: Cameron Green- Fort Ticonderoga

Cameron reported that Fort Ticonderoga will be going through the next four years starting with 1774 before the war started.

The war started on April 19, 1775. Lake Champlain was the main highway for all the area. Lake Champlain is 120 miles long. At one time Fort Ticonderoga was part of a Canadian garrison.

There were lots of Scottish regiments in the area. The Fort raised their own livestock and bought some imported goods.

Cameron wore a British uniform. The uniform was that of a sergeant. One way a person would be able to tell his rank would be the sash that is worn around his waist. The sash is yellow with a red band in the middle. They also have different swords. Cameron reviewed the items that a

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soldier would carry with them. There was a heavy coat, socks, a shaving kit, a kit to clean and polish their boots. They also had a long shirt that was worn under their uniform to keep the wool away from their bodies. This shirt was also used to sleep in. He showed us another jacket, shoes and hat that were worn when they were working. There were a lot of items that a soldier would carry around with them. The presentation was very interesting.

MINUTES: The minutes of the August 28th meeting were read by Patty Reid. Motion by Aileen Rafferty to accept the minutes as read. Seconded by Mary Ann Laslow. All in favor. Motion carried.

FINANCIAL REPORT: The August financial report was given by Patty Reid. The beginning balance was \$11,529.22. The ending balance is \$11616.56.

OLD BUSINESS:

2025 BUDGET: Sharon reported that our 2025 budget has been submitted to the town. We are waiting for a response from the Town Board.

MEMBERSHIP DUES: Sharon reported that there are 58 members who have not paid their 2024 dues

AUGUST DINNER: Sharon reported that there were 11 people who attended the dinner at the Paper and Pencil. Everyone had a great time. It was a success.

NEW BUSINESS:

MONTHLY DINNER: Sharon stated that the dinner for October will be at the Trail Break, Thursday, October 3rd at 5:00pm.

DRAWING FOR THE ACAP LUNCH: Rodger Snelson and Cathy Allen were chosen for the free ACAP lunch.

TOWN REPORT- Heath Towne, Town of Ticonderoga Representative

Heath reported that there was a hearing last Thursday for the EMS District. There is a very strict timeline to get things accomplished.

The Budget is being finetuned. There will be two budgets. One with the EMS district included and one without. The Town has the keys to the old Hudson Headwaters building for the police department. A lot of the work will be done by the Town.

The upper floor will be for the court and for storage.

Heath reported that the Town is working on housing for residents who are here and who wish to move to Ti for employment. A lot of the businesses are currently understaffed due to the lack of housing.

The Fall Fest and the Small Business Saturday are a few of the upcoming events happening in the Town.

Heath also brought forms for anyone to fill out to receive information regarding the Town. You would either fill in your phone number, text or your e-mail address.

BIRTHDAYS- Aileen Rafferty read off the birthdays for October.

RAFFLE- Winner of the free milkshake or sundae and free coffee or hot chocolate at Stewart's is Sara Guyette.

ADJOURNMENT: Motion by Sandy Urban to adjourn the meeting at 2:30 pm. Seconded by Jackie Hurlburt. All in favor. Motion carried

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- A.8510.463 Beautification Repairs & Maintenance \$385.20
- A.8810.463 Cemeteries Repairs & Maintenance \$165.05

Fund underbudgeted General accounts & increased costs from Contingency (Balance after transfer \$ 66,535.37).

- A.1110.477 Justices Education & Training (\$293.00)
- A.1110.191 Justices Overtime \$293.00

Transfer funds to cover underbudgeted account increased costs.

- A.2210.001 General Services, Escrow Regan Dev. (\$139.00)
- A.1440.499 Engineer Regan Development Escrow \$139.00

Transfer Escrow revenue received to the appropriate expense line.

- A.4089.000 ARPA Funds - Federal (\$2,604.70)
- A.3120.419 Police & Constable K-9 Expenses \$2,604.70

Transfer ARPA funds to cover K-9 expenditures.

- DA.1989.400 Contingency (\$97.56)
- DA.5110.468 Highway Safety Equipment & Supplies \$97.56

Fund underbudgeted Highway accounts & increased costs from Contingency (Balance after transfer \$ 7,699.79).

- DA.3501 State Aid Consolidated (\$262,308.05)
- DA.5112.266 CHIPS Expenditures \$262,308.05

Transfer CHIPS reimbursement back to expense line.

- SS05.1989.400 Contingency (\$1,340.97)
- SS01.8130.410 Sewage Treatment & Disposal Cont. Electric \$32.75
- SS02.8130.410 Sewage Treatment & Disposal Cont. Electric \$33.65
- SS04.8130.410 Sewage Treatment & Disposal Cont. Electric \$131.15
- SS06.8130.410 Sewage Treatment & Disposal Cont. Electric \$201.38
- SS07.8130.410 Sewage Treatment & Disposal Cont. Electric \$299.52
- SS08.8130.410 Sewage Treatment & Disposal Cont. Electric \$226.44
- SS09.8130.410 Sewage Treatment & Disposal Cont. Electric \$109.79
- SS11.8130.410 Sewage Treatment & Disposal Cont. Electric \$306.29

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Fund underbudgeted Sewer accounts & increased costs from Contingency (Balance after transfer \$ 7,753.56).

○ SW06.1989.400	Contingency	(\$2,304.70)
○ SW01.8310.485	Water Admin Operational Costs	\$34.80
○ SW03.8310.485	Water Admin Operational Costs	\$14.00
○ SW04.8310.485	Water Admin Operational Costs	\$5.20
○ SW06.8320.425	Power & Pumping Water	\$45.40
○ SW06.8320.425	Power & Pumping Sewer	\$420.76
○ SW06.8320.499	Power & Pumping Lab Water Testing	\$610.00
○ SW06.8340.463	Transmission & Dist. Vehicle & Equip Repairs	\$85.54
○ SW07.8310.485	Water Admin Operational Costs	\$17.00
○ SW09.8310.485	Water Admin Operational Costs	\$1072.00

Fund underbudgeted Water accounts & increased costs from Contingency (Balance after transfer \$ 11,868.81).

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

Resolution #451-2024 brought by Tom Thatcher, seconded by Heath Towne authorizing the following budget adjustments:

○ A.1310.495	Professional Contr. Payroll Services	\$606.31
○ A.1375.478	Airport Credit Card Fees	\$299.65
○ A.1620.424	Buildings Water	\$1,554.02
○ A.1620.425	Buildings Sewer	\$1,615.40
○ A.1620.461	Buildings General Cleaning Supplies	\$2,181.47
○ A.3120.191	Police & Constable Overtime	\$5,767.04
○ A.5132.464	Garage Dyed Diesel & Gasoline	\$1,090.03
○ DA.5130.463	Highway Vehicle Equip. Repair & Maint.	\$1,657.42
○ SS05.8120.466	Sewer Collection Systems Materials	\$736.79
○ SW06.8320.421	Source of Supply Water Electric	\$26,721.06
○ SW06.8320.465	Source of Supply Chemicals & Additives	\$7,933.23

Funding un/underbudgeted accounts and increased costs by respective Fund Balances.

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

Resolution #452-2024 brought by Dave Woods, seconded by Tom Thatcher authorizing the following Inter-Fund Transfer:

- SS09.9950.900 Inter-fund Transfers – Capital Project (\$500.00)
- H68.5031 Black Point HVAC 5099 \$500.00

Transfer funds from Sewer to Black Point HVAC Project.

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

Resolution #453-2023 brought by Tom Thatcher, seconded by Heath Towne authorizing the following Inter-Fund Loans:

- A.0391 General Due From Other Funds (\$23,637.70)
- H21.0630 Airport Apron Expansion \$23,637.70

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

- SW06.0391 Central Water Due From Other Funds (\$112.50)
- H63.0630 Water Meter Project Due To Other Funds \$112.50

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

- A.0391 General Due From Other Funds (\$450.00)
- H64.0630 WWTP Ventilation/Phosphorous/Collection \$450.00

Transfer funds from General to WWTP Ventilation/Phosphorous/Collection project until funding is received.

- SS05.0391 Sewer Due From Other Funds (\$27,078.61)
- SS04.0630 Sewer Due To Other Funds \$27,078.61

Transfer funds to cover Abstract, until they can be paid back.

- SS05.0391 Sewer Due From Other Funds (\$5,326.74)
- SS07.0630 Sewer Due To Other Funds \$5,326.74

Transfer funds to cover Abstract, until they can be paid back.

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

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Resolution #454-2024 brought by Dave Woods, seconded by Joyce Cooper to award the Bid to repair/replace the Stone Pillar at the Hague/Ticonderoga to Simply Stone in the amount of \$4,000.00 with half paid at start of project. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #455-2024 brought by Tom Thatcher, seconded by Heath Towne to schedule a Public Hearing for the Town of Ticonderoga's proposed 2025 Budget for October 24, 2024, at the Financial Meeting at 8:30 a.m. in the Community Building. (Because of the time frame of the election this year, the dates have all been moved up – we will start the Public Hearing on the Finance meeting and continue it at the Town Board Meeting in November) **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #456-2024 to schedule a Public Hearing for the Town of Ticonderoga's proposed 2025 Sewer Rate increase and Water Rate increase for October 24, 2024, at the Financial Meeting at 8:30 a.m. in the Community Building. (same reasoning as above) **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #457-2024 brought by Heath Towne, seconded by Tom Thatcher to award the annual fuel bid to Avery Energy, LLC as the sole bidder. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #458-2024 brought by Tom Thatcher, seconded by Joyce Cooper to award the annual C&D and Shingle bid to Serkil as the sole bidder. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #459-2024 brought by Dave Woods, seconded by Joyce Cooper to close Montcalm Street for the Halloween Fest from 3:00 pm to 5:00 pm beginning at the Sunshine Laundry to the Intersection of Montcalm Street and Tower Avenue on October 31, 2024. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #460-2024 brought by Heath Towne, seconded by Tom Thatcher authorizing the Supervisor to execute a contractual agreement with Standard Medical Testing Services for the period January 1, 2025, to December 31, 2025. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

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Resolution #461-2024 brought by Mark Wright, seconded by Heath Towne authorizing the Supervisor to execute the Use & Occupancy License Agreement between the Town of Ticonderoga and the Fort Ticonderoga Association which gives permission from the Town to relocate a portion of the Improvements beneath the Property for the benefit of Fort Ti and grant Fort Ti a license to occupy the Property solely for the purposes of the Improvements and as set forth and limited in the Agreement. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #462-2024 brought by Dave Woods, seconded by Joyce Cooper to accept the minutes of the September 12, 2024, Regular Town Board Meeting, September 13, 2024, 2025 Budget Workshop#5, September 19, 2024, 2025 Budget Workshop#6, September 19, 2024, Ambulance District Public Hearing, and the September 26, 2024, Finance Meeting. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Resolution #463-2024 brought by Heath Towne, seconded by Joyce Cooper to Pay the Abstract #10-2024. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Board Meeting Date 10/10/2024				
Gross Payroll # 20	109,266.25			
Gross Payroll # 21	108,692.22			
Gross Payroll #	-			
Trust & Agency Total	\$217,958.47			
Pre-Pays:	\$0.00			

ABSTRACT # 10	10/10/2024	Cash Transfers	YTD Revenue	YTD Expenses
General (A)	136,887.74	136,887.74	4,776,832.82	3,664,442.74
CD20 LaChute Trail Connector	-	-		
CD21 LISC Zombie		-	-	-
CM Library Trust Special		-	955.08	-
Highway (DA)	69,693.99	69,693.99	1,963,120.57	1,159,105.51
H17 - Ticonderoga Airport Improvements		-	-	-

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H18 - Airport Pavement Management	-	-	755,585.10	51,846.85
H19 - Airport Apron Reconstruction / Taxiway Rehab	-	-	73,234.83	2,121.52
H20 - Airport Environmental Assessment	-	-	10,644.81	28,577.31
H21 - Apron Expansion	23,637.70	23,637.70		23,637.70
H36 - C/P Chilson Res. Replacement	-	-	20.01	-
H45 - C/P Equipment Purchase		-	-	-
H48 - FEMA Chilson Water Main		-	0.18	-
H49 - GIGP Daylight Streaming	-	-	-	-
H50 - C/P WQIP WWTP Disinfection	-	-	12.52	2,475.00
H51 - Res & Design French Sawmill		-	41,459.00	-
H53 - Clean Water Main Project	-	-	22.28	-
H54 - LaChute Signage Grant		-	-	-
H56 - Sewer Pollution Right to Know		-	2.14	-
H57 - Parking Lot Cannonball Path		-	0.54	-
H58 - WWTP HVAC Project		-	-	-
H59 - LCBP Storm Water Sewer Separation	-	-	34.76	-
H60 - Veterans RD Culvert/Bridge NY Project	-	-	-	-
H61 - Chilson/Eagle Lake Water Exploration	-	562.50	1,487.09	1,487.09
H62 - Lead Service Line Replacement Grant	-		15.27	-
H63 - Water Meter Project	112.50		-	4,534.21
H64 - WWTP Ventilation Project GIGP	450.00		-	34,648.00
H65 - 5052 WWTP Phosphorous removal EPG	-		-	-
H66 - NYS DEC EPG #104867	-		50,000.00	-

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H67- Wet Weather Operating Plan	-	-	0.12	-
H68 - Black Point HVAC 5099	500.00	500.00	-	500.00
H69 - LaChute River Walk Trail Extension	-	-	-	28,800.00
PN - Permanent Fund Mt. Hope Cemetery			770.39	-
SF01- Ticonderoga Town/Village Joint Fire District	-		738,602.00	738,602.00
SF02 - Chilson Fire Protection District			103,650.00	103,650.00
Claymore Sewer District (SS01)	71.60		6,097.15	1,552.15
Park Ave Sewer District (SS02)	10,224.30		51,755.34	41,137.65
Alex Ave Sewer District (SS03)	8,379.28		36,700.62	38,030.44
Homelands Sewer Dist (SS04)	4,464.95		20,361.47	46,725.02
Central Sewer (SS05)	30,336.61	112,265.44	1,582,440.29	1,132,791.37
Commerce Park Sewer (SS06)	17,172.18		79,778.46	70,284.46
Delano Point Sewer (SS07)	4,355.65		25,823.30	25,667.97
Baldwin Road Sewer Dist (SS08)	6,617.44		45,301.58	50,162.24
Black Point Road Sewer (SS09)	22,505.40		275,511.48	220,277.02
Hague Road Sewer (SS10)	-		11,973.61	2,538.04
9N & 74 Sewer (SS11)	5,888.79		30,279.25	27,729.89
Hague Sewer (SS12)	2,249.24			6,954.20
9N & 74 Water (SW01)	17,299.20		72,557.07	69,196.80
Street Road Water (SW02)	7,808.00		35,871.14	31,232.00
Alex Avenue I Water District (SW03)	7,168.00		30,513.75	28,672.00
Homelands Water District (SW04)	2,956.80		12,393.96	11,827.20
Alex Ave II Water District (SW05)	11,193.60		45,485.89	46,904.40
Central Water (SW06)	44,625.43	123,604.81	1,317,319.89	1,065,019.42
Park Ave Water Dist (SW07)	8,384.00		34,420.28	33,536.00
Shore Airport Water (SW09)	24,169.78		244,083.94	383,651.49

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Multi Account Total	467,152.18	467,152.18	12,475,117.98	9,178,317.69
Total Expenditures This Abstract	\$685,110.65	TRUE		

Resolution #464-2024 brought by Tom Thatcher, seconded by Heath Towne to accept the Supervisor's Report as submitted. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Supervisor's Report

10/10/2024

Account Title	GFNB	NYCLASS	GFNB ICS	Total
General	46,248.30	181,926.55	4,561,672.97	4,789,847.82
Airport	111,604.45			111,604.45
Highway	5,464.89	91,606.11	1,359,436.44	1,456,507.44
H17 - Airport				-
H36 - Master Drinking Water	100,160.03			100,160.03
Clean Water H49 H50 H53	158,511.23			158,511.23
H56 - Sewer Pollution Right to Know				-
H57 - Parking Lot Cannonball Path				-
H58 - WWTP - HVAC Planning Grant				-
H59 - LCBP NEIWPC				-
H61 - Chilson Eagle Lake Project				-
All other Capital Projects	1,703,440.05			
SS01 - Claymore				-
SS02 - Park Ave				-
SS03 - Alex Ave				-
SS04 - Homelands				-
SS05 & All Districts	157,537.42	746,645.50	1,399,875.71	2,304,058.63

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SS06 - Commerce				-
SS07 - Delano Point				-
SS08 - Baldwin				-
SS09 - Black Point				-
SS10 - Hague Rd				-
SS11 - 9N&74				-
SW01 - 9N&73				-
SW02 - Street Road				-
SW03 - Alex Ave I				-
SW04 - Homelands				-
SW05 - Alex Ave II				-
SW06 - Central Water All Districts	114,408.56	550,711.80	344,962.44	1,010,082.80
C/R - Carillon Park		5,603.12		5,603.12
C/R - Liberty Monument		21,906.20		21,906.20
C/R - Unemployment		33,110.41		33,110.41
C/R - Police Equipment		40,267.30		40,267.30
C/R - Senior Bus		43,042.94		43,042.94
C/R - Frazier Bridge		7,227.70		7,227.70
C/R - Forfeiture		1,893.56		1,893.56
C/R - Building Improvement		366,604.37		366,604.37
C/R - General Sidewalk Improvement		175,275.03		
C/R - Building & Grounds Equipment		19,439.98		
C/R - Airport Development		241,336.92		
C/R - Highway Equipment		410,311.79		410,311.79
C/R - DA Sidewalk Repair		53,865.66		
C/R - Sewer Equipment + Infrastructure		123,769.88		123,769.88
C/R - Sewer Repair		109,847.76		109,847.76

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C/R - Water Equipment + Infrastructure		305,402.96		305,402.96
C/R - Water Repair		99,052.64		99,052.64
0				-
Library Trust		36,229.11		36,229.11
Mount Hope Cemetery		29,223.88		29,223.88
				11,564,266.02
Total	2,397,374.93	3,694,301.17	7,665,947.56	13,757,623.66

DISCUSSION: TowerCo letter of intent.

Dear Supervisor Wright,

As per our previous correspondence, the town-owned Parcel located at 529 Old Chilson Road, Ticonderoga, NY 12883 (Tax Map/Parcel #150.1-1-11.000 / 150.1-1-10.000) has been identified as a potential location for a new wireless telecommunications tower. TowerCo is contacting property owners in the vicinity as wireless carriers need to improve their service in Ticonderoga.

TowerCo is an industry leader in building, owning, and managing wireless communication infrastructure in the United States. We’re a nationally approved vendor for all major wireless operators and have been involved in the development of over 10,000 wireless sites. We have extensive experience working with local and state governments, schools, and private landowners.

We contact every landowner with available land that is suitable for a new antenna facility. We are pleased to offer every landowner an opportunity to earn long term revenue in exchange for a lease on the property. Our offer is detailed below. TowerCo is responsible for all expenses associated with the development of a new antenna facility on the property, including environmental and title due diligence, architectural and engineering, local, state, and federal compliance and permits.

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TowerCo Offer

Town Interest Monthly Rent: \$1,000.00

Signature: Annual Escalator: 3.0%

Print Name: Lease Term: 20 Years

Title: Proposed Lease Area: 75' x 75'

The Town Board agrees to move forward with this proposal, knowing that nothing is locked down.

DISCUSSION: Ambulance District RFP preparations.

When we had the resolution at the meeting after the Public Hearing on September 19th and that set the clock for the 30 day in which someone could submit a referendum. We have not received anything yet. That will run out on October 19th. He has asked CGR for some sample RFP and a sample agreement that we can take to tailor to move that forward. At some point after the 19th we will have to start advertising an RFP for that.

Town Clerk Thompson has nothing to report.

Town Attorney Fuller will give a brief on threatened litigation in executive.

Public Comment

Supervisor Wright went over some of the guidelines that are posted on the Town Website and outside this room as to conduct during Public Comment. There is a difference between a public hearing and a Town Board meeting. Public Hearing is an opportunity for the public to speak on a specific topic and only that topic, the right of public attendance guaranteed by Open Meetings Law does not include the right to participate in public testimony or comment. Outside of a Public Hearing the public has a right to hear, but not to be heard, the public has a right to attend meetings of public bodies, listen to debate and watch the decision making process. Public participation in a meeting of a public body, outside of a Public Hearing is a privilege, not a right. The public is not entitled to speak during a Town Board meeting because it is just that, a meeting of and for the Town Board, not a community forum; however, many Town Boards, including this one, include a public comment period and will continue to provide this opportunity. The Town Board meeting is a limited public forum during which the municipality can regulate the time place and manner of speech for the purposes of efficiency and expedience in conducting the Town's business while not infringing upon first amendment rights. With that said, if you would like to make a statement, please come to the front, state your name so we can hear you and record your comment for the minutes. Please limit the length of your time to 3 minutes. This allows the opportunity for comment by as many people as possible by maintaining a reasonable amount of time to conduct the town's business at the Town Board meeting. If that does not provide sufficient time, you are welcome to provide your written statement to the Town Clerk for inclusion in the minutes. Please be respectful of those speaking, avoid side conversations and interrupting, those comments should address the board and not each other. Once again, public

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comment is not a public hearing, an opportunity for extensive discussion or debate. He knows many of you are here tonight to discuss TRA, if that is the case, please be advised, the Town Board remains under threat of litigation and will not respond to questions, engage in conversations or comment on this matter. You may make a statement in accordance with the guidelines he mentioned or provide a written comment to the Town Clerk to be entered into the record. With that, anyone is free to come up and start this off.

Terry Smith would like to know who is going to paint the liberty pole?

Councilwoman Cooper explained that a company is coming in to do murals on the buildings and they have a lift and they are interested in doing the pole at the same time.

Mr. Smith asked if the boy scouts know about this.

Councilwoman Cooper had not talked to them but Corinna Woods is here and has now heard this.

Kristin Mack - letter

Thank you for the opportunity to speak.

I appreciate that you have read the letter I wrote directly to you as our town board, and I will not reiterate the entire letter today because it is today it is time to address the plan for the future.

The adoption of resolution #395-2024 on September 12th led to consequences that were either not considered and unintentional or were underrepresented. There has certainly been a lead up of squabbling between TRA and NRDC, but I and others let it be because both groups were getting amazing things accomplished. At your meeting, however, those members of TRA being removed were not present. If those board members had been aware of the proposed action, but not present in dissent, then there would have been an understanding that everyone was ready for this level of a shake-up. I have had the opportunity to speak to many individuals on all sides of this situation, and I have told all of them that if everyone had been aware and decided to light this powder keg together, then so be it. But that is not what happened. People were deceived, intentionally left uninformed, and one group

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lit that powder keg unilaterally. The results have been devastating in terms of momentum, program stability, not to mention friendships and alliances for future project planning.

Make no mistake that the momentum of positive change has been altered. Pro-social events are already disrupted among the group of highly intelligent, capable individuals that have been involved in this situation, and will be for the entire town if there is not a course correction.

This is a future defining moment if you make it one. Let's change gears from who did what to recognizing that reversing this action is what is in the best interest of our town. Esteemed Councilmen and Councilwoman, you, specifically have the responsibility to our town and the power to bring us back on a path to prosperity. There is a simple way to get back to building our town, supporting our youth, and supporting each other.

There is a resolution here to adopt to achieve the same as reversing the decision. Please consider adopting this immediately.

Kristin L Mack

Audience applauds

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

Resolution

Number _____ of 2024 Adopted October 10,
2024

Introduced by _____, who moved its adoption.

RESOLUTION AUTHORIZING SUPERVISOR TO RE-APPOINT TO THE BOARD OF DIRECTORS OF THE TICONDEROGA REVITALIZATION ALLIANCE, INC. THOSE

*Rec'd
10/10/2024
@ 5:35 pm
KRM
@ TB mg*

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MEMBERS PREVIOUSLY REMOVED FROM THE BOARD VIA RESOLUTION 395 AT THE SEPTEMBER 12, 2024 TOWN BOARD MEETING.

WHEREAS, in or about the year 2010, the Town Board {the "Town Board") of the Town of Ticonderoga (the "Town") authorized the formation of the Ticonderoga Revitalization Alliance, Inc.

{the "TRA"), a not-for-profit corporation formed under Article 14 of the Not-For-Profit Corporation Law of the State of New York; and

WHEREAS, the Town, by the Town Supervisor, is the sole member of the TRA; and

WHEREAS, the Town Board, upon additional reflection, finds its September 12, 2024 vote to authorize the dismissal of seven of the ten members of the TRA Board to have been misguided; and

WHEREAS, the Town, by the Town Supervisor, as the sole member of the TRA, has the authority pursuant to Article 111, Sections 2 and 3 of the Bylaws of the TRA, to appoint members to the Board of Directors of the TRA, and members of the Board of Directors are appointed by the Town Supervisor with confirmation by the Town Board; and

WHEREAS, the Town Board wishes to confirm the proposed actions of the Town Supervisor as set forth below, in accordance with the Bylaws of the TRA.

NOW, THEREFORE BE IT:

RESOLVED, that the Town Supervisor is authorized to re-appoint Peter Reale, Robert Porter, Chris Mallon, Patrick Ida, Pam Nolan, Lance Clark, and Nancy Archer as members of the Board of Directors of the TRA effective immediately, in accordance with the Bylaws of the TRA.

**Opening Statement: Key Points Regarding Dismissal of Seven Ti Alliance Directors
(OCT 10, 2024)**

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- Thank you for the opportunity to speak today. My name is Rob Singer, and I am a donor to the Ti Alliance, in the George Singer Scholarship Fund. I would like to present a summary of points on behalf of the 7 fired Ti Alliance Board members.
 - What do we want today?
 - o First, we want a chance to tell our side of the story.
 - o And second, we want the town board to reinstate the seven fired directors.
 - The major rationale for this firing was that these directors opposed a "combination" between TRA and NRDC, formerly PRIDE.
 - The last town board meeting was orchestrated so that their voices were not heard, even while The Sun newspaper, Executive Director of NRDC and others were present.
 - Last fall the Ti Alliance board voted to explore an "affiliation" of TRA and NRDC—a mechanism to improve coordination with moderate structural changes.
 - We agreed upon a time line and process to look at the pros and cons of this approach.
 - The entire agreed upon process was discarded by Mark and Sandy, and who then promoted a "combination" - essentially a merger, with one common board and one executive director.
 - We had several concerns regarding Nicole Justice Green who was being promoted as the only possible executive director:
 - An invoice from NRDC to TRA for \$287,000 for work on 108 Montcalm that was not authorized by the board.
 - The "operating plan" Nicole provided for the potential future, combined organization that was superficial and did not mention most of TRA's programs.
 - Nicole's judgement and professionalism in several public incidents. With that, we said no to the combination.
 - Regarding 108 Montcalm, we understand as well as anyone that it is critical. But remember the DRI grant for 108 was awarded to TRA. Not to NRDC or a combined entity. Mark's assertion that the combination is essential for 108 Montcalm is not true. The former board of Ti Alliance and the current board of NRDC have now both voted against a combination - the same decision

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that you were told was crucial, and for which the seven Ti Alliance directors were fired.

- Mark Wright claimed that TRA was not capable of implementing the 108 Montcalm project. Peter Reale, Pam Nolan, and Executive Director Kathleen Coffman have a combined 70 years of large scale construction experience.

- Supervisor Wright also claimed that if TRA was not able to complete the 108 project, the "State can recapture the funds, redirect them or pull them" - thus losing \$1.6 Million, or even the full \$10 million of DRI grants to the town. Steve Hunt (North Country Regional Director for Empire State, who administers DRI) and the NY Department of State have stated that if an organization is unable to implement a DRI-funded project, DRI would search for another organization that could do so. The funds would remain in the municipality.

- This disagreement is not just about 108 Montcalm, Ti Alliance's capability, or the DRI. It is also about Mark and Sandy's wish to place Nicole Justice Green in charge of a coalition that would put TRA staff and assets under the NRDC umbrella.

- The reaction to the firing of the seven Ti Alliance directors has been strong and negative. \$250,000 in potential contributions have already been pulled by donors. Individuals and groups have expressed their outrage at the firing of seven highly regarded community members.

- Given that the full information was not provided to the Town board before its September 12 vote, we would ask you to re-vote on the seven dismissals.

- Several people would like to speak further on this subject. Given the 25 minutes given to the advocates of these dismissals at the last Town board meeting, we would ask you to hear from these speakers as well.

Thank you.

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Members of the town board and town supervisor, thank you for giving us an opportunity to speak this evening.

First, we appreciate the work Pride (now NRDC) and Ti-Alliance have done for Ticonderoga.

When we heard about the possible merger several months ago, we were intrigued. While we support cooperation and collaboration among all organizations that work to benefit the Ticonderoga community, we questioned how two such dissimilar organizations could be effectively combined. We were heartened when we learned that the committee appointed to explore a collaboration agreed that to go forward, the combined organization would need to be more than the sum of the two independent parts. That made sense to us.

It's our understanding that this exploration process broke down after the first meeting when the Chair of TRA dissolved the committee, so that he and the Town Supervisor could work together to explore how the combined organization would be structured.

While both TRA and NRDC share the goal of revitalizing Ticonderoga, the differences in funding, specific interests, and projects seemed to us a big hurdle. We were relieved when TRA's Board voted to put a one-year hold on the efforts to combine TRA and NRDC, because it would allow more time to ensure the stated goals could be met.

Our father, George Singer, held a love for this community throughout his life. He was fascinated by its history, and over the past decades, he supported organizations to sustain Ticonderoga.

He worked for years to start a trade school in this community, and when those efforts failed, he joined with TRA to establish an endowed scholarship fund for area youth to study the trades after completing high school.

Our family was poised to make a significant contribution to this endowment from our father's estate but are now withholding that contribution, as well as the individual gifts we had planned.

As stated above, we support exploring a collaboration of the organizations under the goals stated at the first meeting of the committee convened for this purpose. However, we are baffled at what followed.

First, the dissolution of the committee after its first meeting, and second, the vote by the town board to remove the 7 TRA board members who had voted against the merger, ostensibly because of concerns about 108 Montcalm.

From what we have learned, TRA is well-positioned to ensure that 108 Montcalm is protected through the coming winter. Since there was no public notice or notice to TRA, no one was present at the September 12th board meeting to explain the work that TRA already has in place to protect 108 Montcalm. To us, this is the opposite of the kind of cooperation that would be needed to effectively administer a collaboration between TRA and NRDC.

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We have lost our trust in TRA. The actions of the town board on September 12 were not even-handed. We urge the town board to act quickly to reinstate the 7 TRA board members so that both organizations can get to work to save 108 Montcalm.

Submitted by

Lauren Singer Waite, Robert C. Singer, Margaret Singer Huffman

Audience Applauds

Bob Porter – Letter

Good Evening,

I would hope over the past four weeks you have learned things that you were unaware of on September 12th. On September 10th, two days before the town board meeting, Mark Wright, Sandy Morhouse, Tom Shafer, Scott Hearburg, Chuck Gijanto and Nicole Justice-Green met in this room, where I believe they devised a plan for our dismissal and their takeover of Ti Alliance. All they had to do was convince you, and they did so by instilling the fear that we were incapable of administering the DRI Grant and would therefore lose it. They must have been pretty convincing, but made much easier for Mark & Company by not allowing you to listen to our perspective. I have to believe you felt you had very little time to make a decision, otherwise you would have reached out to us and asked why at three separate TA board meetings, Mark was not able to convince us to move forward with the combination. I also know you and Mr. Wright have been misled by Mr. Morhouse in his assessment of his relationship with our donors, most of whom no longer trust or have faith in him.

You are all intelligent people who I have a lot of respect for, and I have to believe that deep down, you know the way this was fabricated and led to your decision was wrong on so many levels. You have heard and I hope listened, to our perspective, and tonight, from members of our community who have shared their opinions, and there are many more in the audience who would have liked to share their thoughts, but Mr. Wright has not allowed for the format to do that. I believe that if the four of you were in any of our shoes, you would be standing here alongside us tonight. I am also of the belief that knowing what you now know, you would not vote for our dismissal.

I would hope that the information you now have is more than enough to realize that this community is better served with us as members of the TA Board, that we had the talent in place to most effectively administer the DRI 108 Montcalm Grant, to continue to oversee our programs, and who have earned the respect of our donors to continue their support now and in the future.

This meeting has not been adjourned, so I will ask this of you on behalf of the seven of

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us and this community; for one of you make a motion to reappoint the 7 dismissed missed. Another one of you to second it, have an open discussion and vote. You don't have to agree with Mark on this. You can state to him that you agree on nearly every decision he has made, but for what you now know to be true, this decision was wrong and is not what is best for Ticonderoga and its future.

I can assure you that if you do not take action to reverse this decision, Ti Alliance will not survive as an organization. I realize this is a heavy weight to put on your shoulders, but doing nothing has grave effects for Ti Alliance and this community.

Isabelle Burroughs - letter

Thank you to the Board for the opportunity to speak. I am Isabelle Burroughs and this is my friend, Alex Coffman. We are here to speak on behalf of students of Ticonderoga High School. Many of us have been following this issue with much concern. We have many friends that have received scholarships and other types of support from Ti Alliance and not just monetary. Ti Alliance is a place we can go for advice, help with writing a resume or even for questions on college or other school and work options. We are sad to see this is happening. We are a key part to the future of this town. What is happening today can affect us years from now. Even though Ti Alliance is still intact, it seems it won't be the same. As we read how this happened, we realize that this is the real concern. To put it simply, it's clear the firing of the members of the Ti Alliance board was planned for in a secretive manner by the current Ti Alliance board and then carried out with almost what looked like a celebration on social media looking at Supervisor Wright's Facebook post. I ask why Supervisor Wright would want to put Ti Alliance at risk as he has done. It's something we count on. We also count on our mothers, fathers, family members, teachers and community members to be example setters for us. Mr. Hearburg, Mr. Morhouse, Mr. Gijanto and Supervisor Wright, I would ask all of you, whether you are here or not, have you done right by us a student body and this community? We don't think so. We would like to go on record to say you have not set a good example and ask if you should continue in your roles with Ti Alliance. Do the right thing.

Alex Coffman - letter

Doing the right thing is something my parents have instilled in me since I can remember. It seems the town board may have been informed incorrectly in some areas. Maybe the truth was twisted a little. Whether it was intentional or not, the community has made it clear what their desires are. If you are here to serve the community, you need to listen. We students can come up with so

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many ways this could have been handled better. If it was truly about 108 Montcalm, there were so many options. But the one option you chose had so many affects on many other things. This decision doesn't help the community and you should no longer say it does. You didn't take the time to consider all options and understand what the consequences might be. Did you ask enough questions? We cannot understand how this happened. Your community is asking you to fix what you did. I'll go back to where I started. Doing the right thing. Sometimes when you make a mistake, you realize it and wonder if you can do something to fix it. You might think it's never too late to try but you still don't know if you can really fix what you caused. In this case, you as a board are lucky. You know you actually have the power to fix what you caused. We ask you to do the right thing. Make a motion to adopt a resolution to reappoint the original Ti Alliance Board members. Vote yes. Students of this community ask you - will you do the right thing?

Audience Applauds

Kaitland O'Bryan Kubat - Statement

She represents everyone that uses the TiWorks space which is administered by the TRA. She would like to say that she relocated here, back to Ticonderoga, last September and has been using the TiWorks space during that time and she has witnessed the TRA administration running that space very closely and on Friday, September 13th, her husband and she arrived to use TiWorks and we were locked out as were the other users of the space. She would encourage the board to really consider this motion and she echoes what others have said because, as the Executive Director of a non-profit herself, she sees what not having an administration there in the TiWorks space has done and quite frankly, she has lost trust in the Town. She made certain assurances to her employer when re-locating here that she would be able to use that TiWorks space and she really thinks that having the TRA seven board members reappointed and also administration is the best path forward for the organization.

Audience Applauds

Bob Porter wanted to add to the public

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Supervisor Wright interrupted to say Mr. Porter needed to direct his comments to the board.

Pat Ida stated that he is a CPA in this Town and has been in Ticonderoga since 1986 and worked in public accounting for 43 years, he has extensive non-profit experience both serving on numerous non-profit boards both here and in Queensbury. He has audited many non-profits locally in Ticonderoga for many years, Silver Bay Association, many local Towns and Villages and school districts and part of that is that we get to review minutes. He has never seen anywhere in the minutes of any of these organizations that he has audited where the majority who voted in favor of something or against something were dismissed. That is not government and he knows a little bit about governments, he has attended many seminars and conferences on good governments and non-profit realm. When the majority votes in one direction, the minority has to decide whether they are going to support the majority or resign. Instead, you had this power to dismiss us, that power wasn't designed to dismiss hard working, honest people, it is there to dismiss people who commit defalcations. That's all I have to say

Audience Applauds

Nancy Archer – Statement for the Record

Setting the Record Straight: Dismissal of Ti-Alliance

Directors October 10, 2024

On 9/12/2024 the Ticonderoga Town Board fired seven of the ten-member board of directors of Ti-Alliance (JRA). The town board did not announce this agenda item, so none of the seven fired TRA directors were present at the meeting to give their side of the story.

The seven fired TRA directors include: Pam Nolan, Pat Ida, Peter Reale, Bobby Porter, Chris Mallon, Lance Clark, and Nancy Archer.

What do we want from tonight's Town board meeting?

o A chance to tell our side of the story; and

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- o Reappointment of the seven fired TRA directors.

A Main Underlying Issue: An Affiliation/Combination

The ten-member TRA board agreed upon a timeline, a process, and a team to look at

- pros and cons of a possible "affiliation," that would increase program delivery and collaboration between TRA and PRIDE, now called North Country Rural Development Coalition (NRDC), with **moderate structural changes**.

Grave Concerns about this Affiliation/Combination Developed Over Time:

1. Supervisor Wright and Sandy Morhouse early on discarded the entire agreed-upon process and exploration team. What started out as consideration of an affiliation of **coequal organizations** turned into a "combination," a type of merger of the two organizations, with a single board and one Executive Director, Nicole Justice Green. The appointment of Green was to take place without any consideration of outside recruitment or even comparison of the experience and qualifications of the two organizations E.Ds.
2. Concerns arose about the combined organization appointing Green as the ED. A statement of charges in the form of a sub-recipient agreement for \$227,700 was submitted to TRA by NRDC. The hours charged were unrealistically high, an egregious 18% overhead was included, there was minimal explanation of work performed, or if the work was in the past or future. None of the work was authorized by the TRA board.
3. An "operating plan" prepared by Nicole Justice Green for the future, joined organization was very superficial, and did not even mention most of TRA's programs. It did not mention childcare or our scholarship programs at all.
4. We became aware of serious issues concerning Nicole Justice Green's behavior, judgement, and professionalism. With that, we said "No," enough is enough and voted to stop the proposed combination.

Incorrect Information Presented by Supervisor Wright at the 9/12 Ti town board meeting:

1. Mark Wright claimed that TRA, as configured before the September 12 Town board meeting, lacked the capability to carry out the repairs on 108 Montcalm before winter. A look at the over 70 years of construction and related experience that Peter Reale, Pam Nolan, and Executive Director Kathleen Coffman have shows this is not true. Ti Alliance has also successfully carried out complex projects like the newly opened childcare center for 50 children in Ticonderoga.
2. Mark Wright also claimed that if problems arose in implementing the 108 Montcalm project the town would risk losing the \$1.265 million ORI grant to TRA, or even the full \$10 million ORI grants to the town, and that only a combination would protect against this outcome. Even if Ti Alliance had major implementation problems (which we are sure it would not) this is not

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a credible threat. Steve Hunt (North Country Regional Director for Empire State, who administers ORI) and the NYS Department of State clarified that if a project could not move forward another qualified entity would be located to implement the project, or the funds could be reallocated within the community. There is no scenario in which the town would lose the \$10M grant.

3. This is not just about 108 Montcalm, TRA's capacity or the ORI grant. This is very much about Mark and Sandy's wish to place Nicole Justice Green in charge of a coalition with TRA staff and assets under her as the sole executive director.

Consider what has happened in recent weeks:

- The town board meeting at which we were fired was orchestrated to ensure our side of the story would not be heard.
- The former board c;>f TRA and the current board of NRDC have now both voted against a combination -the same decision for which the seven of us were fired. The combination the town board was told was essential is not going to happen.
- Nicole Justice Green has, in fact, been placed in charge of TRA and its assets as evidenced by her presence in the executive session of the most recent TRA board meeting.
- At least \$250,000 in contributions have been pulled by donors to TRA.
- Key individuals, groups, and employers have expressed their outrage at the firing of seven highly regarded community leaders.

Clearly our firing was rash and ill-considered and based on flawed or false information.

Those of us who have been fired care deeply about this town and would not do anything to hurt Ticonderoga. But given the information and experience we have had over the last several months - the steady accumulation of issues and concerns -- we believe most people would have voted as we did on this "combination" issue. We should add that we did not understand that disagreeing with Mark was a fireable offense

No additional Comments were received.

Supervisor Wright closed the Public Comment and asked for a Resolution to enter and Executive Session regarding Threatened Litigation. He also noted that there will be no decisions made during the session.

Resolution #465-2024 brought by Dave Woods, seconded by Joyce Cooper to exit the Regular Town Board meeting and enter into an Executive Session at 6:55 p.m. regarding threatened litigation. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

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Resolution #467-2024 brought by Joyce Cooper, seconded by Dave Woods to exit the Executive Session at 7:10 p.m. and re-enter the Regular Town Board meeting. **All in Favor** – Mark Wright – Aye, Dave Woods – Aye, Joyce Cooper – Aye, Tom Thatcher – Aye, Heath Towne – Aye. **Opposed** – none. **Carried.**

Meeting adjourned at 7:11 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk

Town of Ticonderoga
Board Meeting Agenda (Thursday, October 10, 2024: 6:00 p.m.)

Call to Order

Pledge to the Flag

Opening Remarks

Presentations – none scheduled.

Public Hearing

- 1) CDBG Application for Ti Golf Course Septic Replacement.

RESOLUTION authorizing North Country Rural Development Coalition (NRDC) to apply for Community Development Block Grant (CDBG) funds for emergency septic system replacement at Ticonderoga Golf Course Seymour's Restaurant, and Clubhouse and listing Nicole Justice Green as the Fair Housing Officer for this project.

- 2) Local Law amending zoning law schedule 2.

RESOLUTION adopting a local law amending the Town of Ticonderoga Zoning Law, Schedule 2, Titled Area, Bulk and Coverage Controls.

- 3) Local Law to Override the Tax Cap.

RESOLUTION adopting a Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C. ROLL CALL VOTE.

Committee Reports

Airport TT/MW

RESOLUTION authorizing the Supervisor to execute the Federal Financial Report and corresponding Outlay Reports, required by the FAA, documenting the

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cumulative cash withdrawals for grants as of the award date to the period ending September 30, 2024.

Building Grounds Parks Rec Library JC/DW

Economic Development MW/HT

Highway / Transfer Station DW/MW

RESOLUTION to offer employment to Joseph Foote as a Highway Motor Equipment Operator, full-time, with benefits at the rate of \$22.76/hour.

RESOLUTION to offer employment to Evan Frasier as a Highway Motor Equipment Operator Light, full-time, with benefits at the rate of \$18.56/hour, effective 10/15/2024.

Municipal Facility Evaluation TT/HT

Public Safety DW/JC

Public Works MW/TT

RESOLUTION to increase the account for 161 Champlain Avenue (Drew Metzler) to 4 EDU water and 4 EDU sewer, as the account has been undercharged.

RESOLUTION to schedule a public hearing on November 14, 2024, at 6:00 pm in the Community Building board room (basement) for the purpose of hearing public comments on the Town of Ticonderoga's proposed joint increase and improvement of the facilities of Sewer Districts Nos. 2-9, 11 and 12 and authorize advertising the public hearing notice.

RESOLUTION authorizing the purchase and installation of a live valve (Wiley St.) for the Water Department, from Team EJP. Total price will be \$5,684.80.

RESOLUTION authorizing the creation of a purchase order in the amount of \$5,684.80, to Team EJP for the purchase and installation of a live valve for the Water Department.

Human Services - Youth JC/HT

RESOLUTION to offer employment to Tessa Fritz, Olivia Quesnel and Kenzi Casagrain as Activities Attendants at the rate of \$15.00/hour, no benefits.

Human Services - Seniors HT

Health Insurance MW

Contract Negotiations MW

I.T. / Cable T.V. MW

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Resolutions

RESOLUTION authorizing the following budget transfers:

○ A.1989.400	Contingency	(\$2,434.83)
○ A.1620.457	Buildings Security Alarm	\$98.00
○ A.1910.400	Unallocated Insurance	\$792.62
○ A.3120.468	Police & Constable Safety Equip & Supplies	\$820.32
○ A.5132.424	Garage Water	\$27.48
○ A.5182.496	Electric Charging Station	\$521.08
○ A.6772.464	Programs for the Aging Motor Fuel	\$445.40
○ A.8510.463	Beautification Repairs & Maintenance	\$385.20
○ A.8810.463	Cemeteries Repairs & Maintenance	\$165.05

Fund underbudgeted General accounts & increased costs from Contingency (Balance after transfer \$ 66,535.37).

○ A.1110.477	Justices Education & Training	(\$293.00)
○ A.1110.191	Justices Overtime	\$293.00

Transfer funds to cover underbudgeted account increased costs.

○ A.2210.001	General Services, Escrow Regan Dev.	(\$139.00)
○ A.1440.499	Engineer Regan Development Escrow	\$139.00

Transfer Escrow revenue received to the appropriate expense line.

○ A.4089.000	ARPA Funds - Federal	(\$2,604.70)
○ A.3120.419	Police & Constable K-9 Expenses	\$2,604.70

Transfer ARPA funds to cover K-9 expenditures.

○ DA.1989.400	Contingency	(\$97.56)
○ DA.5110.468	Highway Safety Equipment & Supplies	\$97.56

Fund underbudgeted Highway accounts & increased costs from Contingency (Balance after transfer \$ 7,699.79).

○ DA.3501	State Aid Consolidated	(\$262,308.05)
○ DA.5112.266	CHIPS Expenditures	\$262,308.05

Transfer CHIPS reimbursement back to expense line.

○ SS05.1989.400	Contingency	(\$1,340.97)
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○ SS01.8130.410	Sewage Treatment & Disposal Cont. Electric	\$32.75
○ SS02.8130.410	Sewage Treatment & Disposal Cont. Electric	\$33.65
○ SS04.8130.410	Sewage Treatment & Disposal Cont. Electric	\$131.15
○ SS06.8130.410	Sewage Treatment & Disposal Cont. Electric	\$201.38
○ SS07.8130.410	Sewage Treatment & Disposal Cont. Electric	\$299.52
○ SS08.8130.410	Sewage Treatment & Disposal Cont. Electric	\$226.44
○ SS09.8130.410	Sewage Treatment & Disposal Cont. Electric	\$109.79
○ SS11.8130.410	Sewage Treatment & Disposal Cont. Electric	\$306.29

Fund underbudgeted Sewer accounts & increased costs from Contingency (Balance after transfer \$ 7,753.56).

○ SW06.1989.400	Contingency	(\$2,304.70)
○ SW01.8310.485	Water Admin Operational Costs	\$34.80
○ SW03.8310.485	Water Admin Operational Costs	\$14.00
○ SW04.8310.485	Water Admin Operational Costs	\$5.20
○ SW06.8320.425	Power & Pumping Water	\$45.40
○ SW06.8320.425	Power & Pumping Sewer	\$420.76
○ SW06.8320.499	Power & Pumping Lab Water Testing	\$610.00
○ SW06.8340.463	Transmission & Dist. Vehicle & Equip Repairs	\$85.54
○ SW07.8310.485	Water Admin Operational Costs	\$17.00
○ SW09.8310.485	Water Admin Operational Costs	\$1072.00

Fund underbudgeted Water accounts & increased costs from Contingency (Balance after transfer \$ 11,868.81).

RESOLUTION authorizing the following budget adjustments:

○ A.1310.495	Professional Contr. Payroll Services	\$606.31
○ A.1375.478	Airport Credit Card Fees	\$299.65
○ A.1620.424	Buildings Water	\$1,554.02
○ A.1620.425	Buildings Sewer	\$1,615.40
○ A.1620.461	Buildings General Cleaning Supplies	\$2,181.47
○ A.3120.191	Police & Constable Overtime	\$5,767.04

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○ A.5132.464	Garage Dyed Diesel & Gasoline	\$1,090.03
○ DA.5130.463	Highway Vehicle Equip. Repair & Maint.	\$1,657.42
○ SS05.8120.466	Sewer Collection Systems Materials	\$736.79
○ SW06.8320.421	Source of Supply Water Electric	\$26,721.06
○ SW06.8320.465	Source of Supply Chemicals & Additives	\$7,933.23

Funding un/underbudgeted accounts and increased costs by respective Fund Balances.

RESOLUTION authorizing the following Inter-Fund Transfer:

○ SS09.9950.900	Inter-fund Transfers – Capital Project	(\$500.00)
○ H68.5031	Black Point HVAC 5099	\$500.00

Transfer funds from Sewer to Black Point HVAC Project.

RESOLUTION authorizing the following Inter-Fund Loans:

○ A.0391	General Due From Other Funds	(\$23,637.70)
○ H21.0630	Airport Apron Expansion	\$23,637.70

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

○ SW06.0391	Central Water Due From Other Funds	(\$112.50)
○ H63.0630	Water Meter Project Due To Other Funds	\$112.50

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

○ A.0391	General Due From Other Funds	(\$450.00)
○ H64.0630	WWTP Ventilation/Phosphorous/Collection	\$450.00

Transfer funds from General to WWTP Ventilation/Phosphorous/Collection project until funding is received.

○ SS05.0391	Sewer Due From Other Funds	(\$27,078.61)
○ SS04.0630	Sewer Due To Other Funds	\$27,078.61

Transfer funds to cover Abstract, until they can be paid back.

○ SS05.0391	Sewer Due From Other Funds	(\$5,326.74)
○ SS07.0630	Sewer Due To Other Funds	\$5,326.74

Transfer funds to cover Abstract, until they can be paid back.

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RESOLUTION to schedule a Public Hearing for the Town of Ticonderoga's proposed 2025 Budget for October 24, 2024, at the Financial Meeting at 8:30 a.m. in the Community Building.

RESOLUTION to schedule a Public Hearing for the Town of Ticonderoga's proposed 2025 Sewer Rate increase and Water Rate increase for October 24, 2024, at the Financial Meeting at 8:30 a.m. in the Community Building.

RESOLUTION to award the annual fuel bid to Avery Energy, LLC as the sole bidder.

RESOLUTION to award the annual C&D and Shingle bid to Serkil as the sole bidder.

RESOLUTION to close Montcalm Street for the Halloween Fest from 3:00 pm to 5:00 pm beginning at the Sunshine Laundry to the Intersection of Montcalm Street and Tower Avenue on October 31, 2024.

RESOLUTION authorizing the Supervisor to execute a contractual agreement with Standard Medical Testing Services for the period January 1, 2025, to December 31, 2025.

RESOLUTION authorizing the Supervisor to execute the Use & Occupancy License Agreement between the Town of Ticonderoga and the Fort Ticonderoga Association which gives permission from the Town to relocate a portion of the Improvements beneath the Property for the benefit of Fort Ti and grant Fort Ti a license to occupy the Property solely for the purposes of the Improvements and as set forth and limited in the Agreement.

RESOLUTION to accept the minutes of the September 12, 2024, Regular Town Board Meeting, September 13, 2024, 2025 Budget Workshop#5, September 19, 2024, 2025 Budget Workshop#6, September 19, 2024, Ambulance District Public Hearing, and the September 26, 2024, Finance Meeting.

RESOLUTION to Pay the Abstract.

RESOLUTION to accept the Supervisor's Report as submitted.

DISCUSSION: TowerCo letter of intent.

DISCUSSION: Ambulance District RFP preparations.

Town Clerk, Tonya Thompson

Attorney, Matt Fuller

Public Comment

Adjourn the Town Board Meeting