

# CURTIN LAW FIRM, P.C.

Paul J. Curtin, Jr.

Attorneys at Law  
www.curtinlawpc.com

Cynthia M. Curtin \*  
Of Counsel

Brian T. Sinsabaugh

\*Admitted in California Only

July 14, 2017

Hon. Kathleen H. Burgess  
State Department of New York Department of Public Service  
Three empire State Plaza  
Albany, New York 12233-1350  
*Secretary@dps.ny.gov*

Kevin Casutto, Presiding Examiner  
State Department of New York Department of Public Service  
Three Empire State Plaza  
Albany, NY 12223-1350  
*Kevin.Casutto@dps.ny.gov*

***RE: Case 15-F-0327 Application of Galloo Island Wind LLC for a Certificate of Environmental Compatibility and Public Need Pursuant to Article 10 to Construct a Wind Energy Project***

Your Honor,

Pursuant to the Ruling on Intervenor Funding Request issued August 18, 2016 and 16 NYCRR 1000.10(a)(11), the Town of Hounsfield (“Town”) submits this Quarterly Report for intervenor fund expenditures. As required, this Quarterly Report includes:

1. An accounting of the monies that have been spent;
2. The results of any studies and a description of any activities conducted using such funds;
3. Whether the purpose for which the funds were awarded has been achieved;
4. Or, if the purpose has not been achieved, whether reasonable progress was made toward this outcome, and why further expenditures are warranted.

## **1. Accounting of Monies Spent**

During the Fiscal Quarter that ended March 31, 2017, the Town incurred \$4,026.25 in expenses as a result of the work completed by Curtin Law Firm. In addition, the Town incurred \$195.00 in expenses in the Fiscal Quarter ending June 30, 2017 as a result of the work completed by Curtin Law Firm, P.C. (invoices attached). Such work included the review and analysis of the Preliminary Scoping Statement, participation in the stipulation conferences and hearings, and the negotiation and negotiation and review of the final stipulations.

In addition, the Town incurred \$2,512.50 in expenses as a result of work completed by Saratoga Associates Landscape Architects, Engineers, and Planners, P.C. ("Saratoga") during the Fiscal Quarter ending March 31, 2017. (invoices attached). Such work included

## **2. Report of Results of Studies Conducted Using Intervenor Funds**

These intervenor funds were awarded for the purposes of reviewing and analyzing the scope of studies proposed or performed by Galloo Island Wind, LLC ("Galloo") to ensure that Galloo is fully considering the potential impacts the Project may have on the citizens of the Town of Hounsfield and the Village of Sackets Harbor, and to ensure that Galloo responds appropriately to other concerns regarding the Project that may be identified by the citizens of such. Specifically, the intervenor funds were awarded for the costs of legal services, engineering and environmental consulting, and engineering and environmental services during the pre-application scoping phase of this proceeding. As of this date, Saratoga's review and analysis of the Preliminary Scoping Statement and Stipulations is complete.

## **3. Report of Whether the Purpose for Which the Funds Were Awarded Was Achieved**

The Town was awarded intervenor funding to defray the cost of consultant, engineering and attorneys costs spent on tasks necessary to properly analyze the proposed project and participate as an active party to this proceeding.

During this quarter, the tasks performed by the consultants included the review of potential location where simulations might be completed and the review of the potential project visibility as illustrated on a draft view shed was completed during this period. Of this work, initial review and analysis of the Project and EDR's resources within the Town of Hounsfield, and correspondence between the Town and the developer's consultants was undertaken and was completed by Saratoga. This work is within the scope of the purpose for which the funds were allotted. Unless further requests are made by the Town, the purposes of the funding awarded to the Town during this phase of the Project has been achieved.

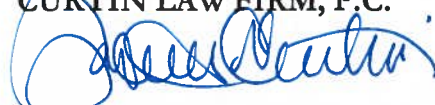
**4. Reasonable Progress was Made Toward the Purpose of the Funding and Further Expenditures are Warranted**

The purposes for which the Town intervenor funding was awarded has been achieved.

The Town, by and through its attorneys has agreed to the Final Stipulations, but does continues to actively participate as a party to this proceeding and anticipates continuing to do so through a final PSC decision in this case. The Town will continue to incur expenses for consultant and legal fees related to our participation and thus, future expenditures will be warranted. The intervenor funding has been sufficient to cover any of the hours spent during this quarter by representatives of Curtin Law Firm, P.C. and by Saratoga in initiating coordinated review of the Project and conducting an initial review of EDR's resources.

Very truly yours.

**CURTIN LAW FIRM, P.C.**



Paul J. Curtin, Jr., Esq.

Email: pcurtin@curtinlawpc.com

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## FOR PROFESSIONAL SERVICES

Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
January 13, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 6

Galou Island Application - Article 10 Application

*Payments received after 01/13/2017 are not included on this statement.*

12/02/2016	BTS	Telephone conference with Timothy Scee
	BTS	Review and analyze Ruling on Intervenor Funds
	BTS	Draft and revise Status/Strategy Memorandum
	PJC	Telephone conference with Saratoga Associates personnel regarding project review; Telephone conference with D. Whelpley
12/07/2016	PJC	Review of Dibnah submission to K. Burgess
12/09/2016	BTS	Letter to Department of Public Service
	BTS	Received and reviewed email correspondence from the Department of Public Service
	BTS	Letter to Supervisor regarding Dec. 14 conference
	PJC	Telephone conference with Town Supervisor
12/12/2016	PJC	Telephone conference with J. Sullivan regarding terms of stipulation
12/14/2016	BTS	Prepared for and attended Galloo Island Wind LLC Stipulations Negotiations Conference
	PJC	Telephone conference with counsel regarding comments received from interested parties
12/28/2016	PJC	Telephone conference with Town Supervisor regarding meeting with Village officials; Telephone conference with Village attorney
12/29/2016	PJC	Telephone conference with Village counsel regarding viewscape concerns; Telephone conference with Town Supervisor regarding pending matters

**FOR CURRENT SERVICES RENDERED** 2,126.25

**TOTAL CURRENT WORK** 2,126.25

PREVIOUS BALANCE \$962.50

12/22/2016 Payment (Credit) (CK #009415) -530.00

Town of Hounsfield

Page: 2  
January 13, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 6

Galou Island Application - Article 10 Application

01/03/2017	Payment (Credit) (CK #009486)	-432.50
	Total Payments	<u>-962.50</u>
	<b><u>BALANCE DUE</u></b>	<b><u>\$2,126.25</u></b>

**TO ENSURE PROPER CREDIT,  
PLEASE LIST YOUR ACCOUNT NUMBER ON YOUR REMITTANCE.**

**THANK YOU**

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Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
February 20, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 7

Galou Island Application - Article 10 Application

*Payments received after 02/20/2017 are not included on this statement.*

01/04/2017	PJC	Telephone conference with attorney regarding proposed Stipulation
01/09/2017	PJC	Telephone conference with Town Supervisor regarding meeting with developer
01/17/2017	PJC	Prepared for and attended meeting with developer and Town Supervisor regarding issues affecting Tax Agreement
01/31/2017	PJC	Telephone conference with Town Supervisor regarding quarterly report

**FOR CURRENT SERVICES RENDERED** 1,500.00

**TOTAL CURRENT WORK** 1,500.00

PREVIOUS BALANCE \$2,126.25

02/13/2017 Payment (Credit) (CK #009601) -2,126.25

**BALANCE DUE** \$1,500.00

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Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
March 13, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 8

Galou Island Application - Article 10 Application

*Payments received after 03/13/2017 are not included on this statement.*

02/01/2017	BTS	Review and analyze reporting requirements	
	BTS	Draft and revise Quarterly Report	
02/02/2017	BTS	Draft and revise quarterly report	
	BTS	Telephone conference with Saratoga Associates	
02/06/2017	PJC	Telephone conference with T. Pitna regarding pending application	
		<b>FOR CURRENT SERVICES RENDERED</b>	400.00
		<b><u>TOTAL CURRENT WORK</u></b>	400.00
		PREVIOUS BALANCE	\$1,500.00
03/10/2017		Payment (Credit) (CK #009693)	-1,500.00
		<b><u>BALANCE DUE</u></b>	<b><u>\$400.00</u></b>

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Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
June 15, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 9

Galou Island Application - Article 10 Application

*Payments received after 06/15/2017 are not included on this statement.*

05/23/2017	BTS Telephone conference with Secretary and parties	
	<b>FOR CURRENT SERVICES RENDERED</b>	75.00
	<b><u>TOTAL CURRENT WORK</u></b>	75.00
	PREVIOUS BALANCE	\$400.00
04/20/2017	Payment (Credit) (CK #009820)	-400.00
	<b><u>BALANCE DUE</u></b>	<b><u>\$75.00</u></b>

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Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
July 12, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 10

Galou Island Application - Article 10 Application

*Payments received after 07/12/2017 are not included on this statement.*

06/19/2017	PJC	Received and reviewed comments from Town of Henderson	
		<b>FOR CURRENT SERVICES RENDERED</b>	120.00
		<b><u>TOTAL CURRENT WORK</u></b>	120.00
		PREVIOUS BALANCE	\$75.00
		<b><u>BALANCE DUE</u></b>	<b><u>\$195.00</u></b>

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Town of Hounsfield  
Mr. Timothy Scee, Supervisor  
Town of Hounsfield  
18774 County Route 66  
Watertown NY 13601

Page: 1  
July 12, 2017  
ACCOUNT NO: 3910-01M  
STATEMENT NO: 10

Galou Island Application - Article 10 Application

*Payments received after 07/12/2017 are not included on this statement.*

06/19/2017	PJC	Received and reviewed comments from Town of Henderson	
		<b>FOR CURRENT SERVICES RENDERED</b>	120.00
		<b><u>TOTAL CURRENT WORK</u></b>	120.00
		PREVIOUS BALANCE	\$75.00
		<b><u>BALANCE DUE</u></b>	<b><u>\$195.00</u></b>

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**THANK YOU**

# SARATOGA ASSOCIATES

Landscape Architects, Architects,  
Engineers, and Planners, P.C.

21 Congress Street, Suite 201  
Saratoga Springs, NY 12866  
518-587-2550

Town of Hounsfield  
Attn: Mr. Timothy Scee, Supervisor  
Salt Point Road  
18774 County Route 66  
Watertown, NY 13601

Invoice number 1000663  
Date 01/27/2017

Project 2017-005.10 Town of Hounsfield - Galloo  
Island WF Review

Professional services through 01/27/2017

## Invoice Summary

Description	Contract Amount	Prior Billed	Current Billed	Total Billed
Galloo Island Wind Farm Review	10,100.00	0.00	1,200.00	1,200.00
<b>Total</b>	<b>10,100.00</b>	<b>0.00</b>	<b>1,200.00</b>	<b>1,200.00</b>

## 2017-005.10 Galloo Island Wind Farm Review

### Labor

	Hours	Rate	Billed Amount
<b>Principal</b>			
John W. Guariglia	8.00	150.00	1,200.00
<b>Invoice total</b>			<b>1,200.00</b>

## Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
1000663	01/27/2017	1,200.00	1,200.00				
	<b>Total</b>	<b>1,200.00</b>	<b>1,200.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

**Invoice Supporting Detail**

2017-005.10 Town of Hounsfield - Galloo Island WF Review

2017-005.10 Galloo Island Wind Farm Review

Phase Status: Active

Billing Cutoff: 01/27/2017

		Date	Units	Rate	Amount
<b>Labor</b>	WIP Status: Billable				
Principal					
John W. Guariglia					
Principal		01/10/2017	4.00	150.00	600.00
	<i>review and letter</i>				
Principal		01/16/2017	1.00	150.00	150.00
	<i>meeting with EDR</i>				
Principal		01/17/2017	1.00	150.00	150.00
	<i>corresp with EDR, Town, review</i>				
Principal		01/18/2017	0.25	150.00	37.50
	<i>corresp</i>				
Principal		01/23/2017	1.00	150.00	150.00
	<i>management, corresp</i>				
Principal		01/24/2017	0.25	150.00	37.50
	<i>corresp</i>				
Principal		01/26/2017	0.50	150.00	75.00
	<i>corresp with Quinn of Sackets Harbor planning board</i>				
		Subtotal	8.00		1,200.00
		Labor total	8.00		1,200.00

Invoice Summary

	Contract	Billed	%	Remaining	%
Labor	9,850.00	1,200.00	12	8,650.00	88
Expense	250.00			250.00	100
Consultant					
<b>Total</b>	<b>10,100.00</b>	<b>1,200.00</b>	<b>12</b>	<b>8,900.00</b>	<b>88</b>

John W. Guariglia

Timesheet Date: 01/27/2017

Project	Phase	Activity	Employee Type	Sat-21	Sun-22	Mon-23	Tue-24	Wed-25	Thu-26	Fri-27	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal			1.00	0.25		0.50		1.75
Regular total:				0.00	0.00	1.00	0.25	0.00	0.50	0.00	1.75
Timesheet total				0.00	0.00	1.00	0.25	0.00	0.50	0.00	1.75

Timesheet Date: 01/20/2017

Project	Phase	Activity	Employee Type	Sat-14	Sun-15	Mon-16	Tue-17	Wed-18	Thu-19	Fri-20	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal			1.00	1.00	0.25			2.25
Regular total:				0.00	0.00	1.00	1.00	0.25	0.00	0.00	2.25
Timesheet total				0.00	0.00	1.00	1.00	0.25	0.00	0.00	2.25

Timesheet Date: 01/13/2017

Project	Phase	Activity	Employee Type	Sat-07	Sun-08	Mon-09	Tue-10	Wed-11	Thu-12	Fri-13	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal				4.00				4.00
Regular total:				0.00	0.00	0.00	4.00	0.00	0.00	0.00	4.00
Timesheet total				0.00	0.00	0.00	4.00	0.00	0.00	0.00	4.00

# SARATOGA ASSOCIATES

Landscape Architects, Architects,  
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21 Congress Street, Suite 201  
Saratoga Springs, NY 12866  
518-587-2550

Town of Hounsfield  
Attn: Mr. Timothy Scee, Supervisor  
Salt Point Road  
18774 County Route 66  
Watertown, NY 13601

Invoice number 1000736  
Date 03/31/2017

Project 2017-005.10 Town of Hounsfield - Galloo  
Island WF Review

Professional services through 03/31/2017

## Invoice Summary

Description	Contract Amount	Prior Billed	Current Billed	Total Billed
Galloo Island Wind Farm Review	10,100.00	1,200.00	112.50	1,312.50
Total	10,100.00	1,200.00	112.50	1,312.50

## Labor

### Galloo Island Wind Farm Review

	Hours	Rate	Billed Amount
Principal			
John W. Guariglia	0.75	150.00	112.50
Invoice total			112.50

## Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
1000736	03/31/2017	112.50	112.50				
	Total	112.50	112.50	0.00	0.00	0.00	0.00

**Invoice Supporting Detail**

2017-005.10 Town of Hounsfield - Galloo Island WF Review  
 2017-005.10 Galloo Island Wind Farm Review

Phase Status: Active

Billing Cutoff: 03/31/2017

Date	Units	Rate	Amount
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**Labor** WIP Status: Billable

Principal

John W. Guariglia

Principal	01/30/2017	0.25	150.00	37.50
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*corresp with Town and EDR*

Principal	02/08/2017	0.25	150.00	37.50
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*Galloo Lighthouse owner/town/attorney cooresp*

Principal	03/21/2017	0.25	150.00	37.50
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*research, management*

Subtotal	0.75	112.50
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Labor total	0.75	112.50
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**Invoice Summary**

	Contract	Billed	%	Remaining	%
Labor	9,850.00	1,312.50	13	8,537.50	87
Expense	250.00			250.00	100
Consultant					
<b>Total</b>	<b>10,100.00</b>	<b>1,312.50</b>	<b>13</b>	<b>8,787.50</b>	<b>87</b>

John W. Guariglia

Timesheet Date: 03/24/2017

Project	Phase	Activity	Employee Type	Sat-18	Sun-19	Mon-20	Tue-21	Wed-22	Thu-23	Fri-24	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal				0.25				0.25
Regular total				0.00	0.00	0.00	0.25	0.00	0.00	0.00	0.25
Timesheet total				0.00	0.00	0.00	0.25	0.00	0.00	0.00	0.25

Timesheet Date: 02/10/2017

Project	Phase	Activity	Employee Type	Sat-04	Sun-05	Mon-06	Tue-07	Wed-08	Thu-09	Fri-10	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal					0.25			0.25
Regular total				0.00	0.00	0.00	0.00	0.25	0.00	0.00	0.25
Timesheet total				0.00	0.00	0.00	0.00	0.25	0.00	0.00	0.25

Timesheet Date: 02/03/2017

Project	Phase	Activity	Employee Type	Sat-28	Sun-29	Mon-30	Tue-31	Wed-01	Thu-02	Fri-03	Total
Town of Hounsfield - Galloo Island WF Review	Galloo Island Wind Farm Review	Principal	Principal			0.25					0.25
Regular total				0.00	0.00	0.25	0.00	0.00	0.00	0.00	0.25
Timesheet total				0.00	0.00	0.25	0.00	0.00	0.00	0.00	0.25