

**Minutes for a Ticonderoga Special Town Board Meeting held on January 26, 2016  
at 12:45 p.m. To consider the Authorization to draw alternate plans for the Basis of  
Design to be filed as an addendum**

**Present:** Joseph M. Giordano, Supervisor  
Fred Hunsdon, Councilman  
Wayne Taylor, Councilman  
Dorcey Crammond, Councilwoman  
Chattie Van Wert, Councilwoman  
Matthew Fuller, Town Attorney  
Tonya M. Thompson, Town Clerk

Supervisor Giordano explained the purpose of calling this Special Town Board meeting, which is for the board to consider passing a resolution authorizing AES to draft alternate options for the Basis of Design to be filed as an addendum.

Mr. Fuller explained a bit further that we are bumped up against a March 1st date with EFC. Part of that is that we need to get an addendum together for the Basis of Design Report. The project is about 13 million dollars and that includes the well, improvements to lines, and it also includes some work out at Baldwin. What it did not include was a section of pipe out near the business district - Rite Aid, Maplefields - that pipe was not included out of the hope that we all had that it would be funded under the Hazard Mitigation Grant Program (HMGP), that program is through NYS Homeland Security and FEMA. The hope was that 2 million dollars would have funded out of that program allowing us to do a bunch of work out at Baldwin Road. That languished for quite a long time and we finally heard back last month that the grant was not awarded, so the Town did not get that and that piece of pipe has to be repaired as part of this water project or the wells don't work. Our Basis of Design that were obligated to file with the DOH and would also satisfy EPA was to address the order that we are under from the DOH and now we have the EPA order. That Basis of Design did address those violations and it got us back into compliance, but we have a 14 million dollar ceiling with EFC, that is the maximum project we can have. We were at 13.7 million dollars without this 2 million dollar line. Now, our Basis of Design did not include that as part of that project and it needs to. What Mr. Hodgson and AES needs to do is go back and draft an addendum to our Basis of Design to include some alternatives and that line will be one of those alternatives. The Basis of Design has to address compliance and one of those compliance issues is Baldwin Road. What we may be able to do through this alternative is we can down grade the suggested upgrades on Baldwin Road - maybe do some repairs out there or not at all, but get it back to doing what it is supposed to be doing and include now this line and still stay under or at that 13.7 million dollar project with EFC. They can't do that work until you guys authorize them. Now we have the letter from EFC and now you can authorize them to put together that addendum.

**Resolution #23-2016** brought by Wayne Taylor, seconded by Chattie Van Wert to authorize AES Northeast to put together alternate options for the Basis of Design to be filed as an addendum and ultimately work on a revised schedule. **All in Favor** Joseph Giordano - Aye, Fred Hunsdon - Aye, Wayne Taylor - Aye, Dorcey Crammond - Aye, Chattie Van Wert - Aye. **Opposed** - none. **Carried.**

**Minutes for a Ticonderoga Special Town Board Meeting held on January 26, 2016  
at 12:45 p.m. To consider the Authorization to draw alternate plans for the Basis of  
Design to be filed as an addendum**



**Homeland Security  
and Emergency Services**

DF  
TH  
NL  
JG  
AQ-0

January 2, 2016

Ms. Debra Malaney  
Town of Ticonderoga  
PO Box 471  
132 Montcalm Street  
Ticonderoga, NY 12883

Re: Superstorm Sandy  
Hazard Mitigation Grant Program (HMGP)  
Project Name: Lower Chilson Water Main Mitigation  
Project Number: 2415

Dear Ms. Debra Malaney:

I am writing to inform you that a decision has been reached on your application for a federally-funded grant through the State's Hazard Mitigation Grant Program (HMGP) which is managed by the New York State Division of Homeland Security and Emergency Services (DHSES). I regret to inform you that your proposal will not be funded.

DHSES carefully reviewed all projects submitted for HMGP funding. Considering current federal HMGP eligibility criteria, your proposal has been determined as ineligible for HMGP funding. Please be aware that there are more than 60 federal and state agencies and non-profit organizations that actively fund mitigation projects. Although the HMGP cannot be used to fund your proposal, you may wish to pursue resources from these other entities to implement your project.<sup>1</sup>

If you need more information, please call (518) 457-6997 between 8:30 am and 4:30 pm, Monday through Friday, excluding holidays. DHSES appreciates your interest in the hazard mitigation program and your commitment to make your community more resilient.

Sincerely,

Andrew X. Feeney  
Deputy Commissioner for Disaster Recovery Programs



**Environmental  
Facilities Corporation**

ANDREW M. CUOMO  
Governor  
SABRINA M. TY  
President and CEO

January 22, 2016

The Honorable Joseph Giordano  
Supervisor, Town of Ticonderoga  
P.O. Box 471, 132 Montcalm Street  
Ticonderoga, NY 12883

Re: Drinking Water State Revolving Fund  
DWSRF Project No. 17163  
Town of Ticonderoga  
Essex County

Dear Supervisor Giordano:

**Minutes for a Ticonderoga Special Town Board Meeting held on January 26, 2016  
at 12:45 p.m. To consider the Authorization to draw alternate plans for the Basis of  
Design to be filed as an addendum**

The NYS Environmental Facilities Corporation (EFC) and the NYS Department of Health (DOH) have completed the evaluation of hardship funding for the project referenced above. As a result of that evaluation, I am pleased to inform you that the Town of Ticonderoga is eligible for a Drinking Water State Revolving Fund (DWSRF) grant of \$2,000,000 and an interest-free financing of \$11,033,104 for a term of up to 30 years for the project. This hardship determination was based on the criteria as explained in Federal Fiscal Year 2016 DWSRF Final Intended Use Plan (IUP) which is available at [www.efc.ny.gov](http://www.efc.ny.gov).

Please note the following with regard to this hardship eligibility determination:

- The Town's hardship eligibility remains in effect through *September 30, 2017*, by which time a Project Finance Agreement (PFA) for DWSRF financing must be executed with the New York State EFC.
- If you have not already done so, you must submit a complete DWSRF financing application by no later than *March 1, 2017*. The DWSRF finance application forms and guidance can be found at [www.efc.ny.gov](http://www.efc.ny.gov).
- Pursuant to the DWSRF Hardship Policy, municipalities are limited to \$2 million in grant over a rolling five-year period and \$14 million in combined interest-free financing, principal forgiveness, DWSRF grant, and NY Water Infrastructure Improvement Act grant over a rolling five-year period for all DWSRF projects.
- If your project includes the refinancing of non-DWSRF debt, DWSRF requirements must have been adhered to if the project is completed or the project documents may need to be amended if construction has not already been completed. Those requirements may include but not be limited to:
  - Davis Bacon Federal Prevailing Wage schedules and language in the construction contract bid documents;
  - American Iron and Steel provisions;
  - Minority Women Business Enterprises /Equal Employment Opportunities/ Disadvantaged Business Enterprises for both construction contracts and professional service agreements as applicable.

Additional information related to DWSRF requirements is available at [www.efc.ny.gov](http://www.efc.ny.gov) under the Drinking Water SRF tab.

This DWSRF hardship eligibility letter is not a formal commitment by EFC and DOH to provide financial assistance. Such a commitment will be reflected in the PFA once executed by EFC and the Town.

EFC and DOH may deny or otherwise adjust the financial assistance for your project if the project scope changes or based upon our review of the complete DWSRF financing application. In addition, financial assistance for your project may only be provided after receiving formal approvals from the EFC Board of Directors and the New York State Public Authorities Control Board.

Our team along with staff at DOH will continue to assist you and your representatives through the financing process. Should you have any questions, please contact Michael Montysko, P.E. of DOH at 518-402-7850 or [michael.montysko@health.ny.gov](mailto:michael.montysko@health.ny.gov).

Thank you again for your interest in the DWSRF program. We look forward to working with you on this important public health infrastructure project to ensure that your community has a safe, affordable, and sustainable drinking water system for generations to come.

Sincerely,



Sabrina M. Ty  
President and CEO

cc: NYSDOH- Roger Sokol / Michael Montysko  
AES Northeast – Todd Hodgson, P.E. ([toddhodgson@aesnortheast.com](mailto:toddhodgson@aesnortheast.com))

**Minutes for a Ticonderoga Special Town Board Meeting held on January 26, 2016  
at 12:45 p.m. To consider the Authorization to draw alternate plans for the Basis of  
Design to be filed as an addendum**

Mr. Fuller added that we are going to under a Federal Department of Justice Order in Federal Court to comply with time frames. We are going to have to amend these time frames a little bit to meet this EFC funding. He does not anticipate that being an issue, he does not think that DOH or EPA are going to jam us up on having to move the calendar a little bit because now we have this money. They know what we can and cannot afford, he could be wrong, they could come back and say that it is unacceptable - you have to meet that time frame that was filed, but he doubts that. That is not what he sees happening. Things are going to start falling into place now. This letter is out, we are moving, we get this going and this will go forward. He did mention that we may have additional special meetings to work on bond issues now going forward.

Meeting adjourned at 1:00 p.m.

Respectfully submitted, Tonya M. Thompson, Town Clerk