

**CATSKILL WATERSHED CORPORATION**

**Board of Directors Meeting**

**MINUTES**

**February 2, 2016 @ 1:00 p.m.**

**I. Call to Order**

**II. Pledge of Allegiance:** Led by Thomas Snow.

**III. Roll Call of Directors**

**Members Present:** Martin Donnelly, James Eisel, Jeffrey Graf (*New York City DEP*), Thomas Hynes, Innes Kasanof, Berndt Leifeld, Wayne Marshfield, Mark McCarthy, Tina Molé, Richard Parete, Robert Pelham, Thomas Snow (*New York State DEC*), and Michael Triolo.

**Members Excused:** Donald Brandow.

**Staff Members Present:** Timothy Cox, Diane Galusha, Leo LaBuda, James Martin, John Mathiesen, Jason Merwin, Barbara Puglisi, Alan L. Rosa, Phil Sireci, and Frieda Suess.

**Others Present:** Bruce Dolph, Chair (*Coalition of Watershed Towns*).

**IV. Review and Approval of January 5, 2016 Board Meeting Minutes**

A motion to approve the minutes from the January 5, 2016 board meeting was made by Berndt Leifeld and seconded by Martin Donnelly.

**Voice Vote, carried unanimously**

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**V. Presentation of Communication**

**Finance Report**

A motion to approve the financial reports as of November 30, 2015 was made by James Eisel and seconded by Wayne Marshfield.

**Voice Vote, carried unanimously**

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**Executive Director's Report**

The Executive Director's Report was presented as outlined in the board packet.

**Committee Schedule**

**Committee Meeting Minutes**

**VI. Public Discussion**

*James Eisel expressed his appreciation for the outpouring of sympathy cards and flowers from CWC Board members and CWC staff at his mother’s passing.*

**VII. Presentation of Resolutions**

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Tab 11 was taken out of order due to an amendment recommended by the Wastewater Committee.

**Future Stormwater – Chris Barber – Tab 11**

A motion to approve Resolution No. 2803 was made by Wayne Marshfield seconded by Richard Parete.

February 2, 2016

**RESOLUTION NO. 2803**

**BOARD REVIEW OF CHRIS BARBER FUTURE STORMWATER PROGRAM  
APPLICATION FOR REIMBURSEMENT**

**WHEREAS**, the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA”) paragraph 128 directs the Catskill Watershed Corporation (CWC) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans solely required by the 18-39(b)(3) and 18-39(e) of the watershed regulations and not otherwise required by State or federal law; and

**WHEREAS**, Chris Barber has applied for funding of eligible design and implementation costs in the not-to-exceed amount of Twenty-Nine Thousand Five Hundred Seventy-Two Dollars (\$29,572.00) for the design and implementation of an eligible project; and

**WHEREAS**, the Future Stormwater Program Rules require that the CWC Board shall review and approve each application, with attached documentation and staff recommendations; and

**WHEREAS**, CWC staff recommended reimbursement of eligible stormwater design and implementation costs for a total not-to-exceed amount of Twenty-Nine Thousand Five Hundred Seventy-Two Dollars (\$29,572.00); and

**WHEREAS**, the CWC Wastewater/Stormwater Committee recommended that the application be approved by the CWC Board of Directors.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves reimbursement in a total not-to-exceed amount of Twenty-Nine Thousand Five Hundred Seventy-Two Dollars (\$29,572.00).

**Future Stormwater Program Application - Chris Barber**

Chris Barber’s property is located Windham, Greene County. The developer who sold the property to Mr. Barber submitted a SWPPP to NYC DEP and was approved December 28, 2012. The developer built the homes but did not install the stormwater practices. The developer sold the homes, including one to Mr. Barber. Mr. Barber is now implementing the SWPPP and has applied to CWC for funding. The new owner is not a small business and is therefore eligible for 100% funding by CWC. At the request of the CWC Wastewater Committee the engineering invoices are to be reviewed for redesign costs which would not be eligible for reimbursement.

CWC Stormwater/Wastewater Committee recommends funding approval on the following costs:

|                                 | Requested   | Recommend Funding  |
|---------------------------------|-------------|--------------------|
| SWPPP Design and Implementation | \$29,572.00 | \$29,572.00        |
| Total Recommended Funding       |             | <b>\$29,572.00</b> |

**Voice Vote, carried unanimously**

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*A motion to waive Rule 14 was made by Robert Pelham and seconded by Tina Molé.*

**Voice Vote, carried unanimously**

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**Handout Resolution – Stormwater Retrofit – Village of Delhi Riverwalk Infiltrator Installation**

A motion to approve Resolution No. 2804 was made by James Eisel and seconded by Thomas Hynes.

February 2, 2016

**RESOLUTION NO. 2804**

**BOARD REVIEW OF THE  
VILLAGE OF DELHI RIVERWALK INFILTRATOR INSTALLATION  
STORMWATER RETROFITS PROGRAM APPLICATION**

**WHEREAS**, Paragraph 125 of the 1997 New York City Watershed Memorandum of Agreement (“MOA”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay the costs to design, permit, maintain, implement and construct Stormwater Best Management Practices (BMP’s) to address existing stormwater runoff in concentrated areas of impervious surface in West of Hudson Watershed to the extent such BMP’s are necessary to correct or reduce existing erosion and/or pollutant loading; and

**WHEREAS**, by Resolution Number 265, the CWC Board of Directors established the Stormwater Retrofits Program (Program) Rules that provides for payment of eligible project costs; and

**WHEREAS**, as a further condition of the 2007 Filtration Avoidance Determination and pursuant to the 2010 Water Supply Permit, DEP agreed to provide additional funding to the Stormwater Retrofit Program for the second five years (2012-2017) of the 2007 FAD (“2007 FAD Part II”); and

**WHEREAS**, by Resolution Number 2241, the CWC Board of Directors approved the Stormwater Retrofit II Program as a continuation of the Stormwater Retrofit Program created pursuant to Paragraph 125 of the Watershed MOA, the 2002 and 2007 FADs; and

**WHEREAS**, pursuant to the 2007 FAD Part II, CWC shall continue to implement the Stormwater Retrofit I Program, including the Community-Wide Stormwater Infrastructure Assessment and Planning Program; and

**WHEREAS**, by Resolution Number 2620, the CWC Board of Directors revised the Program Rules to provide for an annual grant round with applications due on October 1<sup>st</sup> and applications to be reviewed by the CWC Board on the first Tuesday in December; and

**WHEREAS**, pursuant to the CWC Program rules as adopted by the CWC Board of Directors, the CWC staff and NYCDEP staff must evaluate grant requests and issue funding recommendations to the CWC Wastewater Committee, which shall issue recommendations to the CWC Board of Directors; and

**WHEREAS**, CWC and NYCDEP staff have jointly reviewed and recommend funding for the Village of Delhi Riverwalk Infiltrator Chambers Stormwater Project as detailed in the application dated January 25, 2016 for a not-to-exceed amount of Thirty-One Thousand Eight Hundred Twenty-Three Dollars and Twelve Cents (\$31,823.12) and have presented their recommendations to the CWC Wastewater Committee; and

**WHEREAS**, the CWC Wastewater Committee has reviewed and recommends the proposal as detailed in the application dated January 25, 2016; and

**WHEREAS**, pursuant to the CWC Program Rules, the CWC Board of Directors has reviewed the attached recommendation and supporting documentation.

**NOW, THEREFORE, LET IT BE RESOLVED**, the CWC Board of Directors approves funding for the Village of Delhi Riverwalk Infiltrator Chambers Stormwater Project as per the attached funding limits totaling a not-to-exceed amount of Thirty-One Thousand Eight Hundred Twenty-Three Dollars and Twelve Cents (\$31,823.12).

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of grants by the CWC Board of Directors constitutes a preliminary decision under the 1997 Watershed Memorandum of Agreement and the decision will become final without any further action by the CWC Board of Directors unless an objection is timely filed with the Watershed Protection and Partnership Council.

**CWC Stormwater Retrofit Program - Village of Delhi Riverwalk Infiltrator Chambers, Delaware County**

The Village of Delhi did a SWPPP for the Village of Delhi Riverwalk where they were required by the NYC DEP to include their future plans for Retrofit Projects in the nearby vicinity of the

Riverwalk. During construction of Phase I of the Riverwalk infiltrator chambers were installed that treat the existing Village parking lot so that that runoff would not affect the treatment installed under the Future Stormwater Program for the new impervious surfaces installed for the Riverwalk. The costs for construction are \$30,343.12. The professional services costs for this portion of the project are \$1,450.00 which NYC DEP would like to further review. CWC Wastewater Committee recommends funding in a not-to-exceed amount of \$31,823.12.

**Voice Vote, carried unanimously**

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**Septic Reimbursement Over \$25,000 – Marion Kulak – Tab 6**

A motion to approve Resolution No. 2805 was made by Wayne Marshfield and seconded by Robert Pelham.

February 2, 2016

**RESOLUTION NO. 2805**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
MARION KULAK**

**WHEREAS**, pursuant to the Watershed Memorandum of Agreement and the Septic System Rehabilitation and Replacement Program Contracts with New York City Department of Environmental Protection, the Catskill Watershed Corporation (“CWC”) shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contracts; and

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Seven Thousand Seven Hundred Twenty-Five Dollars (\$27,725.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty-Five Thousand Dollars (\$25,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Seven Thousand Seven Hundred Twenty-Five Dollars (\$27,725.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor’s quote of Twenty-Seven Thousand Seven Hundred Twenty-Five Dollars (\$27,725.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Seven Thousand Seven Hundred Twenty-Five Dollars (\$27,725.00).

**Marion Kulak Backup**

Mr. Kulak’s property is located in the Town of Middletown, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$27,725.00. This system is for a five bedroom house. The major components for this system include a 1,500 gallon septic tank, 95 lineal feet of 4” gravity piping, 370 cubic yards of absorption fill material, 28 cubic yards of NYSDOT C-33 sand, 320 lineal feet of Presby Geo-flow piping, 115 lineal feet of curtain drain, 125 lineal feet of vent piping, and site restoration. The quote does not exceed the CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$27,725.00.

***Voice Vote, carried unanimously***

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**Septic Reimbursement Over \$25,000 – Carol Molnar – Tab 7**

A motion to approve Resolution No. 2806 was made by Wayne Marshfield and seconded by Robert Pelham.

February 2, 2016

**RESOLUTION NO. 2806**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
CAROL MOLNAR**

**WHEREAS**, pursuant to the Watershed Memorandum of Agreement and the Septic System Rehabilitation and Replacement Program Contracts with New York City Department of Environmental Protection, the Catskill Watershed Corporation (“CWC”) shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contracts; and

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Thirty Thousand Dollars (\$30,000.00), the homeowner shall supply detailed quotes from three unrelated contractors, and CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff has reviewed three construction quotes, including the lowest quote for the septic system repair in the amount of Forty-Four Thousand Five Hundred Fifty Dollars (\$44,550.00); and

**WHEREAS**, the contractor’s quote for this system is more than Thirty Thousand Dollars (\$30,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Forty-Four Thousand Five Hundred Fifty Dollars (\$44,550.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Forty-Four Thousand Five Hundred Fifty Dollars (\$44,550.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-Four Thousand Five Hundred Fifty Dollars (\$44,550.00).

**Carol Molnar Backup**

Ms. Molnar's property is located in the Town of Middletown, Delaware County. Homeowner and CWC staff received three quotes from unrelated contractors for \$47,300.00, \$46,825.00, and \$44,550.00. This system is for an eight bedroom house. The major components for this system include two 1,250 gallon septic tanks, 350 lineal feet of 4" gravity piping, one distribution box, 130 cubic yards of absorption fill material, 170 cubic yards of NYSDOT C-33 sand, one effluent filter, 600 lineal feet of Presby Geo-flow piping, 48 lineal feet of vent piping, 180 lineal feet of curtain drain, temporary access, and extensive site restoration. The lowest quote is within 10% of the CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$44,550.00.

**Voice Vote, carried unanimously**

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**Septic Reimbursement Over \$25,000 – Additional Cost – James Buonocore – Tab 8**

A motion to approve Resolution No. 2807 was made by Berndt Leifeld and seconded by Jeffrey Graf.

February 2, 2016

**RESOLUTION NO. 2807**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$25,000 – ADDITIONAL COSTS:  
JAMES BUONOCORE**

**WHEREAS**, pursuant to the Watershed Memorandum of Agreement and the Septic System Rehabilitation and Replacement Program Contracts with New York City Department of Environmental Protection, the Catskill Watershed Corporation ("CWC") shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contracts; and

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, by Resolution Number 2747, the CWC Board previously approved Septic Program reimbursement for James Buonocore in the amount of Twenty-Seven Thousand Nine Hundred Fifteen Dollars (\$27,915.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of One Thousand Two Hundred Fifty Dollars (\$1,250.00); and

**WHEREAS**, the total contractor's invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor's total invoices of Twenty-Nine Thousand One Hundred Sixty-Five Dollars (\$29,165.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Twenty-Nine Thousand One Hundred Sixty-Five Dollars (\$29,165.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Nine Thousand One Hundred Sixty-Five Dollars (\$29,165.00).

**James Buonocore Backup**

Mr. Buonocore's property is located in the Town of Middletown, Delaware County. CWC Board previously approved reimbursement for replacement of the septic system at \$27,915.00. During construction extremely wet conditions required a cobble and stone access road to be built for transporting of materials and equipment to the site. The project engineer corroborated the need for the additional materials and work. A reasonable and just cost for the additional work according to CWC Schedule of Values is \$1,250.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,250.00, for total reimbursement not to exceed \$29,165.00.

***Voice Vote, carried unanimously***

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**Septic Reimbursement Over \$25,000 – Additional Cost – Alexander DuBois – Tab 9**

A motion to approve Resolution No. 2808 was made by Berndt Leifeld and seconded by Jeffrey Graf.

February 2, 2016

**RESOLUTION NO. 2808**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE**  
**OVER \$25,000 – ADDITIONAL COSTS:**  
**ALEXANDER DUBOIS**

**WHEREAS**, pursuant to the Watershed Memorandum of Agreement and the Septic System Rehabilitation and Replacement Program Contracts with New York City Department of



Environmental Protection, the Catskill Watershed Corporation (“CWC”) shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contracts; and

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC Staff previously approved Septic Program reimbursement for Alexander DuBois in the amount of Twenty-Four Thousand Nine Hundred Seventy-Five Dollars (\$24,975.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of One Thousand Four Hundred Forty-Nine Dollars (\$1,449.00); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Twenty-Six Thousand Four Hundred Twenty-Four Dollars (\$26,424.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Twenty-Six Thousand Four Hundred Twenty-Four Dollars (\$26,424.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Six Thousand Four Hundred Twenty-Four Dollars (\$26,424.00).

**Alexander DuBois Backup**

Mr. DuBois’ property is located in the Town of Middletown, Delaware County. CWC staff previously approved reimbursement for replacement of the septic system at \$24,975.00. During construction the project engineer ordered an additional 90 cubic yards of fill material be incorporated into the system to facilitate the design and ensure proper operation of the septic system. A reasonable and just cost for the additional work according to CWC Schedule of Values is \$1,449.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,449.00, for total reimbursement not to exceed \$26,424.00.

***Voice Vote, carried unanimously***

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**Septic Reimbursement Over \$25,000 – Additional Cost – Jens Sirset – Tab 10**

A motion to approve Resolution No. 2809 was made by Berndt Leifeld and seconded by Jeffrey Graf.

February 2, 2016

**RESOLUTION NO. 2809**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$25,000 – ADDITIONAL COSTS:  
JENS SIRSET**

**WHEREAS**, pursuant to the Watershed Memorandum of Agreement and the Septic System Rehabilitation and Replacement Program Contracts with New York City Department of Environmental Protection, the Catskill Watershed Corporation (“CWC”) shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contracts; and

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, the CWC Board previously approved Septic Program reimbursement for Jens Sirset in the amount of Twenty-Seven Thousand Nine Hundred Forty-Eight Dollars (\$27,948.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of Two Thousand Four Hundred Ninety-Five Dollars (\$2,495.00); and

**WHEREAS**, the remainder of the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Thirty Thousand Four Hundred Forty-Three Dollars (\$30,443.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Thirty Thousand Four Hundred Forty-Three Dollars (\$30,443.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty Thousand Four Hundred Forty-Three Dollars (\$30,443.00).

**Jens Sirset Backup**

Mr. Sirset’s property is located in the Town of Windham, Greene County. CWC Board previously approved reimbursement for replacement of the septic system at \$27,948.00. Due to a typographical error, the reimbursement was approved at \$10 more than required. Also, the total did not include CWC reimbursement of \$2,505.00 provided in 2001. In order to correct the total amount of approved reimbursement, CWC staff recommended approval of an additional \$2,495.00, for a total reimbursement not to exceed \$30,443.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$2,495.00, for total reimbursement not to exceed \$30,443.00.

**Voice Vote, carried unanimously**

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**Future Stormwater – Nick Bove Enterprises, LLC – Tab 12**

A motion to approve Resolution No. 2810 was made by Thomas Snow and seconded by Richard Parete.

February 2, 2016

**RESOLUTION NO. 2810**

**BOARD REVIEW OF FUTURE STORMWATER PROGRAM APPLICATION FOR  
NICK BOVE ENTERPRISES, LLC (WINDHAM MOUNTAIN OUTFITTERS)  
STORMWATER CONTROLS**

**WHEREAS**, the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) paragraph 128 (“Future Stormwater Program”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

**WHEREAS**, Section 145(ii) of the Watershed MOA and the West of Hudson Future Stormwater Program Rules provides for payment of eligible project costs required solely by the New York City Department of Environmental Protection (“NYCDEP”) and not otherwise required by State or federal law; and

**WHEREAS**, Nick Bove Enterprises, LLC has applied for reimbursement of eligible design costs in the amount of Three Thousand Two Hundred Seventy-Five Dollars (\$3,275.00) for design of new stormwater controls related to an addition to an existing building within 100 feet of a watercourse; and

**WHEREAS**, the CWC share of stormwater funding is 50% of the eligible costs for this project because Nick Bove Enterprises, LLC is a small business under Watershed MOA Paragraph 145; and

**WHEREAS**, the Future Stormwater Program Rules require that the CWC Board of Directors shall review and approve each application, with attached documentation and staff recommendations; and

**WHEREAS**, CWC staff recommended reimbursement of eligible stormwater design costs for a total not-to-exceed amount of Three Thousand Two Hundred Seventy-Five Dollars (\$3,275.00); and

**WHEREAS**, the CWC Wastewater/Stormwater Committee recommended that the application be approved by the CWC Board of Directors.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and

approves reimbursement in the total not-to-exceed amount of Three Thousand Two Hundred Seventy-Five Dollars (\$3,275.00).

**CWC Future Stormwater Controls Program - Nick Bove Enterprises, LLC (Windham Mountain Outfitters) – Town of Hunter, Greene County**

Nick Bove Enterprises, LLC has property in the Town of Hunter, Greene County. The applicant is constructing an addition on an existing building within 100 feet of a watercourse which requires a SWPPP with NYC DEP. Nick Bove Enterprises, LLC is a small business therefore they are eligible for 50% reimbursement of eligible costs from the CWC and are eligible to apply to the NYC DEP for the remaining 50%.

|                             |            |
|-----------------------------|------------|
| Total Eligible Design Costs | \$6,550.00 |
| NYCDEP 50% Share            | \$3,275.00 |

Recommended CWC funding 50% of eligible SWPPP design costs **\$3,275.00**

**Voice Vote, carried unanimously**

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**Future Stormwater – The Windham Foursome – Tab 13**

A motion to approve Resolution No. 2811 was made by Martin Donnelly and seconded by Wayne Marshfield.

February 2, 2016

**RESOLUTION NO. 2811**

**BOARD REVIEW OF FUTURE STORMWATER PROGRAM APPLICATION FOR THE WINDHAM FOURSOME, LLC STORMWATER CONTROLS**

**WHEREAS**, the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) paragraph 128 (“Future Stormwater Program”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

**WHEREAS**, Section 145(ii) of the Watershed MOA and the West of Hudson Future Stormwater Program Rules provides for payment of eligible project costs required solely by the New York City Department of Environmental Protection (“NYCDEP”) and not otherwise required by State or federal law; and

**WHEREAS**, The Windham Foursome, LLC has applied for reimbursement of eligible design costs in the amount of Fifteen Thousand Five Hundred Thirty-Six Dollars and Thirty-Two Cents (\$15,536.32) for design of new stormwater controls related to a 10 lot subdivision with under five acres of disturbance; and

**WHEREAS**, the CWC share of stormwater funding is 50% of the eligible costs for this project because The Windham Foursome, LLC is a small business under Watershed MOA Paragraph 145; and

**WHEREAS**, the Future Stormwater Program Rules require that the CWC Board of Directors shall review and approve each application, with attached documentation and staff recommendations; and

**WHEREAS**, CWC staff recommended reimbursement of eligible stormwater design costs for a total not-to-exceed amount of Fifteen Thousand Five Hundred Thirty-Six Dollars and Thirty-Two Cents (\$15,536.32); and

**WHEREAS**, the CWC Wastewater/Stormwater Committee recommended that the application be approved by the CWC Board of Directors.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves payment in an amount not to exceed Fifteen Thousand Five Hundred Thirty-Six Dollars and Thirty-Two Cents (\$15,536.32).

**CWC Future Stormwater Controls Program - The Windham Foursome, LLC – Town of Windham, Greene County**

The Windham Foursome, LLC purchased property in the Town of Windham, Greene County. The corporation then subdivided the property into 10 lots with a total disturbance of less than five acres. This action requires a SWPPP approved by NYC DEP and soil erosion control plan filed with NYS DEC. The Windham Foursome, LLC is a small business with under 100 employees and therefore they are eligible for 50% reimbursement of eligible costs from the CWC and are eligible to apply to the NYC DEP for the remaining 50%.

Total Eligible Design Costs	\$31,072.64
NYCDEP 50% Share	\$15,536.32

Recommended CWC funding 50% of eligible SWPPP design costs **\$15,536.32**

**Voice Vote, carried unanimously**

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**Future Stormwater – Additional Cost – Andrew Penson – Tab 14**

A motion to approve Resolution No. 2812 was made by Richard Parete and seconded by James Eisel.

February 2, 2016

**RESOLUTION NO. 2812**

**BOARD REVIEW OF ADDITIONAL COSTS FOR ANDREW PENSON FUTURE  
STORMWATER PROGRAM  
APPLICATION FOR REIMBURSEMENT**

**WHEREAS**, the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA”) paragraph 128 directs the Catskill Watershed Corporation (CWC) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans solely required by the 18-39(b)(3) and 18-39(e) of the watershed regulations and not otherwise required by State or federal law; and

**WHEREAS**, Andrew Penson has applied for funding of eligible design costs in the not-to-exceed amount of Seven Thousand Seven Hundred Sixteen Dollars and Seventy-Five Cents (\$7,716.75) for the design of an eligible project; and

**WHEREAS**, Andrew Penson has applied for additional funding of eligible design costs and construction costs in the not-to-exceed amount of Eleven Thousand Six Hundred Eleven Dollars and Forty-One Cents (\$11,611.41) for a total reimbursement of Nineteen Thousand Three Hundred Twenty-Eight Dollars and Sixteen Cents (\$19,328.16) for the design and implementation of an approved SWPPP related to the clearing and grubbing of a lot and driveway access resulting in greater than 2 acres of disturbance within 100 feet of a watercourse; and

**WHEREAS**, the Program Rules require that the CWC Board shall review and approve each application, with attached documentation and staff recommendations; and

**WHEREAS**, CWC staff recommended reimbursement of additional eligible costs in a not-to-exceed amount of Eleven Thousand Six Hundred Eleven Dollars and Forty-One Cents (\$11,611.41); and

**WHEREAS**, the CWC Wastewater/Stormwater Committee recommended that the application be approved by the CWC Board.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves reimbursement in a total not-to-exceed amount of Eleven Thousand Six Hundred Eleven Dollars and Forty-One Cents (\$11,611.41).

### **Future Stormwater Program Application - Andrew Penson**

Andrew Penson’s property is located Tannersville, Greene County. Mr. Penson has applied for design funding. NYC DEP required Mr. Penson to submit a Stormwater Pollution Prevention Plan to NYC DEP for clearing and grubbing of a lot and driveway access resulting in greater than 2 acres of disturbance within 100 feet of a watercourse. Design approval was issued by NYC DEP on September 19, 2014 and Construction Acceptance was given on December 3, 2015. This will resolve a violation issued by NYCDEP for starting land clearing without first submitting and obtaining approval for a stormwater pollution prevention plan. Since this is not a small business, CWC is providing 100 % reimbursement.

CWC will be reimbursing 100% of eligible costs.

CWC Stormwater/Wastewater Committee recommends funding approval on the following costs:

|                                            |                                     |                                    |
|--------------------------------------------|-------------------------------------|------------------------------------|
| Additional SWPPP Design and Implementation | Additional Requested<br>\$11,611.41 | Recommended Funding<br>\$11,611.41 |
| Total Not to Exceed Funding                | \$19,328.16                         |                                    |

**Voice Vote, carried unanimously**

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**FHMIP – GNH Lumber Relocation Feasibility Study – Tab 15**

A motion to approve Resolution No. 2813 was made by James Eisel and seconded by Thomas Snow.

February 2, 2016

**RESOLUTION NO. 2813**

**CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION FOR THE TOWN OF WINDHAM - FEASIBILITY STUDY FOR RELOCATION OF GNH LUMBER**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; and

**WHEREAS**, the CWC, City of New York (City), all municipalities in the West of Hudson Watershed, New York State, the federal Environmental Protection Agency, and several environmental organizations recognized that the goals of drinking water protection and economic vitality within the West of Hudson Watershed communities are not inconsistent and under the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) agreed to cooperate in the development and implementation of watershed protection programs that maintain and enhance the quality of the City’s drinking water supply system and the economic and social character of the West of Hudson Watershed communities; and

**WHEREAS**, extensive flooding resulting from Tropical Storms Irene and Lee, in August and September 2011, respectively, caused catastrophic losses in certain towns and villages within the West of Hudson Watershed which affected the economic and social character of certain West of Hudson watershed communities and adversely impacted water quality in the West of Hudson Watershed; and

**WHEREAS**, as a condition of the 2014 Mid-Term Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to fund a Flood Hazard Mitigation Implementation Program to reduce repetitive flood losses that also pose a threat to water quality during storm events through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; and

**WHEREAS**, by Resolution Number 2439, on March 4, 2014, the CWC Board of Directors agreed to serve as program manager of such a program to be referred to as the CWC Flood Hazard Mitigation Implementation Program (the “Program”) and approved a Program Agreement with the City; and

**WHEREAS**, as provided in the CWC Flood Hazard Mitigation Implementation Program Rules (Program Rules), as adopted by the CWC Board of Directors, CWC staff must evaluate grant applications and issue funding recommendations to the CWC Wastewater Stormwater Committee, which shall issue recommendations to the CWC Board of Directors; and

**WHEREAS**, the Town of Windham completed a local flood analysis for the hamlet of Windham and submitted an application to CWC by December 1, 2015 for funding for the Relocation Feasibility Study for the GNH Lumber Relocation Project with the Greene County Industrial Development Agency serving as project sponsor; and

**WHEREAS**, upon CWC staff recommendation and review of the application and supporting documentation, the CWC Wastewater/Stormwater Committee recommends that the CWC Board of Directors approves funding in an amount not to exceed Fifteen Thousand Dollars (\$15,000.00) for a feasibility study for the GNH Lumber Relocation Project.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Relocation Feasibility Study for the GNH Lumber Relocation Project in an amount not to exceed Fifteen Thousand Dollars (\$15,000.00).

**Relocation Feasibility for GNH Lumber Relocation Project.**

The Town of Windham submitted an application requesting \$15,000 for a Relocation Feasibility Study for the GNH Lumber Relocation Project. It was recommended by the completed local flood analysis for the hamlet of Windham

One of the alternatives which was identified in the LFA was to enhance the floodplain at the property currently owned by GNH Lumber. The LFA indicates that lowering the elevation in this area will reduce flood elevations. GNH Lumber is also an anchor business and has been flooded previously. In January, 2016, CWC staff met with GNH Lumber and Greene County Industrial Development Agency (Greene County IDA). Both Greene County IDA and GNH Lumber are supportive of this project and recognize the realities of the costs of moving a business. Greene County IDA will be providing additional funding for this feasibility study and has already commenced work with their funding. If requested by the Town of Windham, CWC would contract with Greene County IDA as a project sponsor.

CWC staff, in consultation with DEP staff, recommend the CWC Stormwater/Wastewater Committee refer the application to the Board for approval of funding at the requested amount of \$15,000.00.

***Voice Vote, carried unanimously***

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**FHMIP Program Rules Amendment – Acceptance of Applications on an Ongoing Basis – Tab 16**

A motion to approve Resolution No. 2814 was made by Thomas Snow and seconded by Jeffrey Graf.

February 2, 2016



**RESOLUTION NO. 2814**

**BOARD APPROVAL OF FLOOD HAZARD MITIGATION PROGRAM RULES  
AMENDMENTS – ACCEPTANCE OF APPLICATIONS ON AN ONGOING BASIS**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs as more fully described herein; and

**WHEREAS**, ninety percent of New York City’s water supply originates in the Catskill Mountain region from an area commonly referred to as the West of Hudson portion of the watershed of the New York City water supply (the “West of Hudson Watershed” or “Watershed”), which spans over 1,600 square miles and portions of five counties, forty-one towns, and eight villages; and

**WHEREAS**, the CWC, City of New York (City), all municipalities in the West of Hudson Watershed, New York State, the federal Environmental Protection Agency, and several environmental organizations recognized that the goals of drinking water protection and economic vitality within the West of Hudson Watershed communities are not inconsistent and under the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) agreed to cooperate in the development and implementation of watershed protection programs that maintain and enhance the quality of the City’s drinking water supply system and the economic and social character of the West of Hudson Watershed communities; and

**WHEREAS**, extensive flooding resulting from tropical storms Irene and Lee in, August and September 2011, respectively, caused catastrophic losses in certain towns and villages within the West of Hudson Watershed which affected the economic and social character of certain West of Hudson watershed communities and adversely impacted water quality in the West of Hudson Watershed; and

**WHEREAS**, as a condition of the draft 2013 Mid-Term Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to fund a Flood Hazard Mitigation Implementation Program to reduce repetitive flood losses that also pose a threat to water quality during storm events; and

**WHEREAS**, by Resolution Number 2439, on March 4, 2014, the CWC Board of Directors agreed to serve as program manager of such a program to be referred to as the CWC Flood Hazard Mitigation Implementation Program (the “Program”) and approved a Program Agreement with the City; and

**WHEREAS**, by Resolution Number 2460, on May 6, 2014, the CWC Board of Directors approved program rules for the CWC Flood Hazard Mitigation Program; and

**WHEREAS**, the CWC Wastewater/Stormwater Committee reviewed and recommends adoption of amendments to the Flood Hazard Mitigation Program Rules to provide for ongoing acceptance of applications instead of rounds, (a copy of which is attached hereto as Attachment A).

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors adopts the attached Flood Hazard Mitigation Program Rules as amended (Attachment A), as per the Committee's recommendation.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the Flood Hazard Mitigation Program Rules may be amended from time to time by the CWC Board of Directors, in consultation with NYCDEP.

**ATTACHMENT A**

Underlined text is proposed addition

~~Strikeout~~ is proposed deletion

**17:00:08. Project Selection**

1. ~~Except as provided herein or otherwise determined by the Board, there shall be two application cycles each calendar year. Applications must be postmarked or delivered on a date and time to be determined by the Board.~~ **Except for applications for Emergency Stream Debris Removal Projects, applications will be accepted on an ongoing basis.**

**17:01.02 Application Process**

1. **Except for Emergency Stream Debris Removal Applications, applications will be accepted on an ongoing basis. Emergency Stream Debris Removal** applications will be accepted no later than the date(s) established by the Board.

*Voice Vote, carried unanimously*

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**Personnel Policies Amendment – Additional Leave for Long Term Employees – Tab 17**

A motion to approve Resolution No. 2815 was made by James Eisel and seconded by Berndt Leifeld.

February 2, 2016

**RESOLUTION NO. 2815**

**AMENDMENT OF CWC PERSONNEL POLICIES –  
ADDITIONAL ANNUAL LEAVE FOR LONG TERM EMPLOYEES**

**WHEREAS**, Board, Personnel and Fiscal Policies and Procedures are necessary for the orderly conduct of the Catskill Watershed Corporation (CWC) and its business affairs; and

**WHEREAS**, the Policy Committee has reviewed and recommends the Personnel Policy amendment in Attachment A relating to additional annual leave for individuals who have been employed by CWC for fifteen years or more and recommend its adoption.

**NOW, THEREFORE BE IT RESOLVED**, that the Board adopts the attached Personnel Policy revision, and that such policies and procedures shall be further amended from time to time based upon experience and information and as the CWC Board deems necessary.

**ATTACHMENT A**

Proposed Addition is UNDERLINED

Article 4 – Compensation Program

8. Annual Leave - Accrual and Use

Annual Leave accrues at the rate of 4.6154 hours per bi-weekly pay period (15 days per year). **In addition, employees who have been employed at least 15 years at CWC shall receive an additional 5 days of leave annually on the anniversary of their hire date.** Annual leave may be used at any time after the first six-month period and may be accumulated from year to year up to a maximum carry over of 21 days. All employees are reimbursed for unused annual leave at the salary rate he/she is earning at the time of termination of employment.

A medically documented illness occurring during an annual leave period may be covered by utilizing sick leave for those days that the employee was ill during the annual leave, subject to the discretion and approval of the Executive Director.

All annual leave must be approved in advance by the Executive Director.

If an employee exhausts all sick leave and/or annual time and works less than 40 hours in a workweek, the employee will only earn annual or sick leave on a pro rata basis (e.g. if an employee is absent for 8 hours in a 40 hour workweek and has no accrued sick leave or annual leave, the employee will only be paid for the hours worked (32 hours) and will only earn annual and sick leave on a 4/5s basis for the workweek).

**Voice Vote, carried unanimously**

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**Establishment of the 2016 Annual Meeting – Tab 18**

A motion to approve Resolution No. 2816 was made by Robert Pelham and seconded by Wayne Marshfield.

February 2, 2016

**RESOLUTION NO. 2816**

**ESTABLISHMENT OF 2016 ANNUAL MEETING**

**WHEREAS**, pursuant to Article II, Section 3 of the Catskill Watershed Corporation (CWC) By-Laws, Annual meetings of members shall be held on such a date and at such a time as shall be designated from time to time by the Board of Directors; and

**WHEREAS**, the CWC Policy Committee recommends the 2016 annual membership meeting be held on Tuesday, April 5, 2016 at the CWC Corporate Office in the Village of Margaretville at 1:00 pm and the regular monthly meeting of the CWC Board of Directors to immediately commence after the conclusion of the annual meeting.

**NOW, THEREFORE BE IT RESOLVED**, that Tuesday, April 5, 2016 shall be the date of the annual membership meeting, to be held at 1:00 pm at the CWC Corporate Office in Margaretville, New York and the regular April meeting of the CWC Board of Directors shall commence immediately after the conclusion of the annual meeting.

**Voice Vote, carried unanimously**

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**2016 Small Business Development Center Counselor Contract – Tab 19**

A motion to approve Resolution No. 2817 was made by Richard Parete and seconded by Martin Donnelly.

February 1, 2016

**RESOLUTION NO. 2817**

**AUTHORIZATION FOR CWC TO PROVIDE PARTIAL FUNDING FOR A FULL-TIME SMALL BUSINESS DEVELOPMENT CENTER COUNSELOR**

**WHEREAS**, the Catskill Watershed Corporation (“CWC”) is a not for profit corporation whose purpose as described in its Certificate of Incorporation is, in part, the public purpose of “relieving and reducing adult unemployment, promoting and providing for additional and maximum adult employment, bettering and maintaining adult job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs”; and

**WHEREAS**, the 1997 Watershed Memorandum of Agreement (“MOA”) recognized that “the goals of drinking water protection and economic vitality within the watershed communities are not inconsistent”; and

**WHEREAS**, a need for business plan development, management consultation, business training seminars, workshops; conferences and targeted research in support of small business concerns is an identified need within the West of Hudson Watershed (“WOH”); and

**WHEREAS**, the Small Business Development Center (SBDC) is a network of host institutions which contributes to stability and economic growth by providing management consultation; business training seminars; workshops; conferences and targeted research in support of small business concerns; and

**WHEREAS**, pursuant to Resolution Number 278, on July 27, 1999 the CWC Board of Directors approved the authorization for CWC to act as an Outreach Center of the Mid- Hudson Regional SBDC Program; and

**WHEREAS**, pursuant to Resolution Number 468, on November 27, 2001 the CWC Board of Directors, approved matching funding for a full time counselor in the amount of Thirty-Two Thousand Dollars (\$32,000.00); and

**WHEREAS**, pursuant to Resolution Number 592, on May 27, 2003, Resolution Number 753, on September 28, 2004 the CWC Board of Directors, approved matching funding for a full time counselor in the amount of Thirty-Five Thousand Dollars (\$35,000.00); and

**WHEREAS**, thereafter on an annual basis and pursuant to Resolution Numbers 903, 1064, 1214, 1284, 1487, 1697, 1890, 2026, 2226, 2452, and 2625 the CWC Board of Directors approved matching funding for a full time counselor in the amount of Forty Thousand Dollars (\$40,000.00); and

**WHEREAS**, the Economic Development Committee recommends that CWC enter into a one year contract with Ulster County Community College to provide Forty Thousand Dollars (\$40,000.00) in matching funds for 2016 provided that the SBDC counselor is a full-time counselor whose territory includes the WOH.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board authorizes the President and/or the Executive Director to execute a contract for Forty Thousand Dollars (\$40,000.00) with Ulster County Community College to partially fund the personnel costs of a full-time counselor whose territory includes the WOH.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of this resolution by the Board constitutes a preliminary decision under the MOA. The decision will become final without any further action by the Board unless an objection is timely filed with the Watershed Protection and Partnership Council.

**Voice Vote, carried unanimously**

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**2016 CFF Boating Budget – Tab 20**

A motion to approve Resolution No. 2818 was made by James Eisel and seconded by Robert Pelham.

February 2, 2016

**RESOLUTION NO. 2818**

**APPROVAL OF CATSKILL WATERSHED CORPORATION FUNDING FOR THE EXPANDED BOATING PROGRAM FOR THE PEPACTON, NEVERSINK, AND SCHOHARIE RESERVOIRS**

**WHEREAS**, the Catskill Watershed Corporation (“CWC”) is a not-for-profit local development corporation whose purpose is, in part, to act in the public interest by promoting increased employment and encouraging environmentally sound development within the West of Hudson Watershed; and

**WHEREAS**, the New York City Department of Environmental Protection (NYCDEP) has collaborated with local municipal governments, environmental organizations, Chambers of

Commerce and others and developed an Expanded Boating Pilot Program for the Cannonsville Reservoir in order to improve regional recreational opportunities for watershed residents and visitors and promote environmentally sound economic development by allowing certain new types of reservoir recreational boating that is compatible with water quality protection; and

**WHEREAS**, by Resolution Number 1486, the CWC Board of Directors approved funding of up to One Hundred Fifty Thousand Dollars (\$150,000.00) over three (3) years to fund the Cannonsville Reservoir Expanded Boating Pilot Program in collaboration with NYCDEP, Delaware County Economic Development and the Delaware County Chamber of Commerce; and

**WHEREAS**, the three (3) year Cannonsville Reservoir Expanded Boating Pilot Program has been completed and NYCDEP desires to expand the Boating Program to non-terminal reservoirs in the West of Hudson Watershed, including the Pepacton, Neversink, and Schoharie Reservoirs; and

**WHEREAS**, by Resolution Number 2046, the CWC Board of Directors approved funding of up to Sixty-Five Thousand Dollars (\$65,000.00) for costs for the first year of the Boating Program at non-terminal reservoirs, including steam cleaning equipment, kiosk and flag pole materials, portable restrooms, program brochures, and road signs; and

**WHEREAS**, by Resolution Number 2271, the CWC Board of Directors approved funding of up to Sixty-Five Thousand Dollars (\$65,000.00) for costs for the second year of the Boating Program at non-terminal reservoirs, including steam cleaning equipment, kiosk and flag pole materials, portable restrooms, program brochures, boat racks, and road signs; and

**WHEREAS**, by Resolution Numbers 2437 and 2631, the CWC Board of Directors approved funding of up to Thirty Thousand Dollars (\$30,000.00) for costs for the third and fourth year of the Boating Program at non-terminal reservoirs, including steam cleaning equipment, kiosk and flag pole materials, portable restrooms, program brochures, and road signs; and

**WHEREAS**, the CWC Economic Development Committee recommends that CWC Board of Directors approve funding of up to Thirty Thousand Dollars (\$30,000.00) for costs for the fifth year of the Boating Program at non-terminal reservoirs, including portable restrooms, program brochures and their distribution, road signs, and other miscellaneous expenses; and

**WHEREAS**, the Executive Director, pursuant to the CFF Program Contract and the CFF Program rules, has evaluated and determined that this project meets the criteria for a qualified economic development project, and said recommendation is attached hereto and made a part hereof; and

**WHEREAS**, pursuant to the CFF Program rules only the CWC Board of Directors may make an award from the CFF to an applicant.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board authorizes the President and/or the Executive Director to execute contracts for up to Thirty Thousand Dollars (\$30,000.00) for the third year of the Expanded Boating Program.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that upon said approval of documentation CWC, is authorized to disburse proceeds thereof in accordance with the documents.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application by the Board constitutes a preliminary decision under the 1997 Watershed Memorandum of Agreement and the decision will become final without any further action by the Board unless an objection is timely filed with the Watershed Protection and Partnership Council.

**QEDP Evaluation and CWC Staff Recommendation**

**Purpose: to review the Funding for the Expanded Boating Pilot Program for the Cannonsville Reservoir**

The Executive Director of the CWC makes the following evaluation concerning a Catskills Studies Funding Program Grant to CWC located on the Cannonsville Reservoir in the Towns of Deposit, Tompkins and Walton, N.Y. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 and revised on May 24, 2005 by the CWC Board of Directors.

1. Based on due inquiry to the NYS DEC, the NYC DEP and to the best of CWC's knowledge, the proposed Expanded Boating Pilot Program for the Cannonsville, Neversink, Pepacton and Schoharie Reservoir is presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry to the NYS DEC, the NYC DEP, and to the best of CWC's knowledge, the Expanded Boating Pilot Program for the Cannonsville, Neversink, Pepacton, and Schoharie Reservoirs is not subject to any enforcement actions by any regulatory agency.
3. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure and sensitivity to the need for water quality protection.
  - (i) CWC will use the funds to pay for porta-johns at eight (8) launch sites, steam cleaning of boats at five (5) vendor locations and a consultant to determine the effect of the program on water quality and economic activity.
  - (ii) The project is located in the Towns of Andes, Colchester, Deposit, Gilboa, Middletown, Neversink, Prattsville, Tompkins and Walton.
  - (iii) The project will utilize portable toilets.
  - (iv) The project appears to present no threat to water quality.
  - (v) The project appears to generate no materials with the potential to degrade water quality that are not pre-treated prior to release.
  - (vi) Based upon NYC DEP, the project is in the 60-day travel time zone.
  - (vii) There is no impact on Federal or New York State Wetlands.
- (b) The project maintains the character of the Towns of Andes, Colchester, Deposit, Gilboa, Middletown, Neversink, Prattsville, Tompkins and Walton
  - (i) The project is consistent with current zoning in the Towns of Andes, Colchester, Deposit, Gilboa, Middletown, Neversink, Prattsville, Tompkins and Walton.
  - (ii) The project is compatible with surrounding land uses.
  - (iii) The project will not generate excessive traffic.
  - (iv) The project as described is of such magnitude, that it does not appear likely to promote secondary growth and therefore requires no additional review of land use plans or infrastructure.
4. The project is consistent with the West-of-Hudson Economic Development Study, which has been completed.
5. Not applicable.

**Voice Vote, carried unanimously**

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A motion to enter into Executive Session with Alan L. Rosa, Timothy Cox, Barbara Puglisi, Jason Merwin, and Phil Sireci to discuss CFF delinquent loans and workout proposal by Palace Realty was made by Thomas Hynes and seconded by Innes Kasanof.

**Voice Vote, carried unanimously**

A motion to resume the regular meeting was made by Richard Parete and seconded by Berndt Leifeld.

**Voice Vote, carried unanimously**

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**VIII. Announcements from the Chair: None**

**IX. Board Member Discussion:**

*Barbara Puglisi informed the Board that there was a request for use of the Delaware Inn weekly for six weeks for dance instruction classes. The Board was not supportive of this use and denied the request. Richard Parete pointed out that there should be a written policy of approved use of the space, as other events have been allowed in the past. Michael Triolo proposed that if the Inn does not sell soon, there should be discussion by the Board of alternate uses for business at the Inn.*

A motion to adjourn was made by Thomas Hynes and seconded by Innes Kasanof.

**Voice Vote, carried unanimously**

**X. Adjournment: @ 1:50 p.m.**