

**CATSKILL WATERSHED CORPORATION**

**Board of Directors Meeting**

**MINUTES**

**June 4, 2013 @ 1:00 p.m.**

**I. Call to Order**

**II. Pledge of Allegiance:** Led by James Eisel.

**III. Roll Call of Directors**

**Members Present:** Donald Brandow, Martin Donnelly, James Eisel, Jeff Graf (*New York City DEP*), Thomas Hynes, Innes Kasanof, Berndt Leifeld, Georgianna Lepke, Wayne Marshfield, Tina Molé, Richard Parete, Robert Pelham, and Michael Triolo.

**Members Excused:** Deborah Meyer DeWan and Thomas Snow (*New York State DEC*).

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

**Others Present:** Ursula Basch (*NYC DEP*), Bob Miller (*Enviro Energy, LLC*), Michael Meyer (*NYC DEP*), Thomas Stalter (*NYC DEP*), and John Vickers (*NYC DEP*).

**IV. Update on Gilboa Dam Project, John Vickers, Chief of Western Watershed Affairs, NYC DEP**  
*John Vickers presented a slideshow highlighting the Gilboa Dam Project and the progress which has been made to date. Copy of the power point is attached. John noted that this project has brought employment to both out-of-state and local contractors and subcontractors, as well as providing an economic boost to the local food and lodging establishments. In response to questions from the Board, he confirmed that the 9' tunnel in Shandaken will be repaired at a future date, and a "y" section will be added to allow for future hydro-electric power use. He also confirmed that a calculation of 50% runoff is standard when addressing the issue of snowpack and its impact.*

**V. Review and Approval of May 7, 2013 Board Meeting Minutes**

A motion to approve the minutes from the May 7, 2013 board meeting was made by Berndt Leifeld and seconded by Jeff Graf.

**Voice Vote, carried unanimously**

~~~~~

**VI. Presentation of Communication**

**Finance Report**

A motion to approve the financial reports as of March 31, 2013 was made by James Eisel and seconded by Robert Pelham.

**Voice Vote, carried unanimously**

~~~~~

**Executive Director’s Report**

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

**Presentation of News Articles**

**Committee Schedule**

**Committee Meeting Minutes**

**VII. Public Discussion**

*Bob Miller, of Enviro Energy, LLC, addressed the Board, thanking them for their support of the bio-grass energy project. Without that support, the grass energy market would have been very slow moving. Mr. Miller claimed that this program has resulted in some of the best research in the world. He spoke of the family operation, their unique plant, and five lines of products they are running, which they can switch between within approximately 2 hours. They are producing an organic fertilizer made with hay, which also kills deer ticks. He noted that the use of the word “grass” is a misnomer, as the product is actually a mixture of weeds, grasses and plants. He believes a better name is agricultural bio-mass. He has seen a lot of support from land preservationists, environmental groups and others due to the maintaining of open land that this type of production provides. Mr. Miller projects that there will be a need for carbon fuel (charcoal) to be reincorporated in the future, in order to compete with wood pellets. They have incorporated charcoal with one of their products and used it in a concentrated area in their garden, with astounding results in the productivity of fruit on tomato plants. They tried also burning it in a diesel powered gas unit on a tractor. It ran 4 hours on 30 lbs of pellets and the grass fuel used was \$3.60 worth, and the char left over was worth \$10. They had all of the gas left over as a bonus. Mr. Miller noted that there is no grant money available for this type of development. It will be a slow process without grants. There are other applications being considered for use of char, including buffers around golf courses to prevent nutrients from washing into the streams, and using the saturated char for plant growth in wetlands.*

*Georgianna Lepke thanked Mr. Miller for attending and bringing a bit of good news to the Board.*

*Mr. Mike McMahan of Cold Spring Lodge address the Board with concerns regarding denial of Flood Recovery funds to replace the water filtration system for the property as required by the Department of Health. Mr. McMahan noted that he was told by CWC staff that funds would be provided for the repairs, and before signing a contract with CWC for the funding, had the system replaced. Georgianna said that this would be discussed by the Board and a response would be sent as soon as possible.*

**VIII. Presentation of Resolutions**

~~~~~

**Septic Reimbursement Over \$20,000 –Rosemary Basmajian - Tab 7**

A motion to approve Resolution No. 2305 was made by Martin Donnelly and seconded by Michael Triolo.

**RESOLUTION NO. 2305**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
ROSEMARY BASMAJIAN**

**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 Thousand Dollars (\$20,000) 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-Six Thousand Six Hundred Twenty-One Dollars (\$26,621.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty Thousand Dollars (\$20,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Six Thousand Six Hundred Twenty-One Dollars (\$26,621.00) 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-Six Thousand Six Hundred Twenty-One Dollars (\$26,621.00) 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 Six Hundred Twenty-One Dollars (\$26,621.00).

**Rosemary Basmajian Backup**

Ms. Basmajian’s property is located in the Town of Andes, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$26,621.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, one siphon chamber, 395 lineal feet of 4” gravity piping, one distribution box, 290 cubic yards of absorption fill material, one effluent filter, 225 lineal feet of absorption trench, 105 lineal feet of curtain drain, two cleanouts, and extensive site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$26,621.00.

**Voice Vote, carried unanimously**

~~~~~

**Septic Reimbursement Over \$20,000 – Anthony Camillone - Tab 8**

A motion to approve Resolution No. 2306 was made by Martin Donnelly and seconded by Michael Triolo.

June 4, 2013

**RESOLUTION NO. 2306**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
ANTHONY CAMILLONE**

**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 Thousand Dollars (\$20,000) 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-Six Thousand Eight Hundred Dollars (\$26,800.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty Thousand Dollars (\$20,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Six Thousand Eight Hundred Dollars (\$26,800.00) 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-Six Thousand Eight Hundred Dollars (\$26,800.00) 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 Eight Hundred Dollars (\$26,800.00).

**Anthony Camillone Backup**

Mr. Camillone’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 \$26,800.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, one siphon chamber, 85 lineal feet of 4” gravity piping, one distribution box, 320 cubic yards of absorption fill material, 215 lineal feet of absorption trench, and site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$26,800.00.

***Voice Vote, carried unanimously***

~~~~~

**Septic Reimbursement Over \$20,000 – Paul Casadonte - Tab 9**

A motion to approve Resolution No. 2307 was made by Martin Donnelly and seconded by Michael Triolo.

June 4, 2013

**RESOLUTION NO. 2307**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
PAUL CASADONTE**

**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 Thousand Dollars (\$20,000) 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-Two Thousand Six Hundred Dollars (\$22,600.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty Thousand Dollars (\$20,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Two Thousand Six Hundred Dollars (\$22,600.00) 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-Two Thousand Six Hundred Dollars (\$22,600.00) 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-Two Thousand Six Hundred Dollars (\$22,600.00).

**Paul Casadonte Backup**

Mr. Casadonte’s property is located in the Town of Woodstock, Ulster County. Homeowner and CWC staff received a quote from a contractor in the amount of \$22,600.00. This system is for a two bedroom house. The major components for this system include a 1,000 gallon septic tank, 335 lineal feet of 4” gravity piping, one distribution box, 160 cubic yards of absorption fill material, 160 lineal feet of conventional absorption trench, 130 lineal feet of curtain drain, 125 lineal feet of swale, temporary access road, and extensive site restoration. The quote is within

10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$22,600.00.

**Voice Vote, carried unanimously**

~~~~~

**Septic Reimbursement Over \$20,000 – Kory Krier - Tab 10**

A motion to approve Resolution No. 2308 was made by Martin Donnelly and seconded by Michael Triolo.

June 4, 2013

**RESOLUTION NO. 2308**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
KORY KRIER**

**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 Thousand Dollars (\$20,000) 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-Three Thousand Six Hundred Ninety-Three Dollars (\$23,693.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty Thousand Dollars (\$20,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Three Thousand Six Hundred Ninety-Three Dollars (\$23,693.00) 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-Three Thousand Six Hundred Ninety-Three Dollars (\$23,693.00) 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-Three Thousand Six Hundred Ninety-Three Dollars (\$23,693.00).

**Kory Krier Backup**

Mr. Krier’s property is located in the Town of Neversink, Sullivan County. Homeowner and CWC staff received a quote from a contractor in the amount of \$24,805.00. This system is for a

three bedroom house. The major components for this system include a 1,000 gallon septic tank, 30 lineal feet of 4” gravity piping, one distribution box, 285 cubic yards of absorption fill material, 336 square feet of Eljen in-drain units, removal of several trees, and site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$23,693.00.

**Voice Vote, carried unanimously**

~~~~~

**Septic Reimbursement Over \$20,000 – Daniel O’Connell - Tab 11**

A motion to approve Resolution No. 2309 was made by Martin Donnelly and seconded by Michael Triolo.

June 4, 2013

**RESOLUTION NO. 2309**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
DANIEL O’CONNELL**

**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 Thousand Dollars (\$20,000) 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-Four Thousand Six Hundred Dollars (\$24,600.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty Thousand Dollars (\$20,000); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Four Thousand Six Hundred Dollars (\$24,600.00) 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-Four Thousand Six Hundred Dollars (\$24,600.00) 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-Four Thousand Six Hundred Dollars (\$24,600.00).

**Daniel O’Connell Backup**

Mr. O’Connell’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 \$24,600.00. This system is for a two bedroom house. The major components for this system include a 1,000 gallon septic tank, a pump station, 12 lineal feet of 4” gravity piping, 55 lineal feet of forcemain, one distribution box, 250 cubic yards of absorption fill material, one effluent filter, 165 lineal feet of absorption trench, relocation of NYSEG equipment, tree removal, and site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$24,600.00.

***Voice Vote, carried unanimously***

~~~~~

**Small Business Septic – Onteora Mountain House - Tab 12**

A motion to approve Resolution No. 2310 was made by Richard Parete and seconded by James Eisel.

June 4, 2013

**RESOLUTION NO. 2310**

**BOARD APPROVAL OF SMALL BUSINESS SEPTIC PROGRAM APPLICATION –  
ONTEORA MOUNTAIN HOUSE**

**WHEREAS**, pursuant to the 2007 Filtration Avoidance Determination issued by the United States Environmental Protection Agency (2007 FAD) and the Septic System Rehabilitation and Replacement III Program Contract with New York City Department of Environmental Protection, the Catskill Watershed Corporation (“CWC”) shall act as program manager for the Small Business Septic Program and implement the Small Business Septic Program consistent with the terms of said contract; and

**WHEREAS**, pursuant to section 13:01:09 of the CWC Small Business Septic Rehabilitation and Replacement Program Rules, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, pursuant to the 2007 FAD and Section 13:01:02 of the CWC Small Business Septic Rehabilitation and Replacement Program Rules, CWC shall provide 75% reimbursement of eligible costs; and

**WHEREAS**, pursuant to Section 13:01:02 of the CWC Small Business Septic Rehabilitation and Replacement Program Rules, the maximum amount of CWC reimbursement shall not exceed Forty Thousand Dollars (\$40,000.00); and



**WHEREAS**, CWC staff has reviewed three construction quotes submitted by unrelated contractors for the small business septic system replacement, with the lowest quote in the amount of Fifty-One Thousand Dollars (\$51,000.00); and

**WHEREAS**, testing and engineering costs for this project are an additional Eight Thousand One Hundred Dollars (\$8,100.00); and

**WHEREAS**, the CWC staff have determined the total amount of Fifty-Nine Thousand Nine Hundred Dollars (\$59,900.00) to be a reasonable cost for this system in accordance with our schedule of values and 75% of that cost is Forty-Four Thousand Nine Hundred Twenty-Five Dollars (\$44,925.00); and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving reimbursement in an amount not to exceed Forty Thousand Dollars (\$40,000.00), representing the maximum allowable reimbursement under the Small Business Septic Program, 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 Thousand Dollars (\$40,000.00).

### **Onteora Mountain House Backup**

The Onteora Mountain House is located in the Town of Olive, Ulster County. The DEP has an outstanding NOV on this project. Business owner and CWC staff received three quotes from unrelated contractors in the amounts of \$54,750.00, \$53,700.00, and \$51,800.00. The lowest quote of \$51,800.00 is within 10% of CWC Schedule of Values.

The replacement system includes 2,500 gallon septic tank, 4,000 gallon pump station, 48 linear feet of forcemain, 20 outlet distribution box, 430 cubic yards of absorption fill, 900 linear feet absorption trench, 205 linear feet curtain drain, 40 linear feet of 18' culvert, four cleanouts, and extensive site restoration. In addition, a crane will be required to set the large septic tanks, and temporary access road for the crane is required.

CWC reimbursement is limited to 75% of eligible costs, with maximum reimbursement of \$40,000.00. In addition, testing and engineering costs total \$8,100.00, bringing the total project cost to \$59,900.00. 75% of the total cost of this project is \$44,925.00. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$40,000.00.

**Voice Vote, *carried unanimously***

~~~~~

### **Stormwater Retrofit – Lake Street, Roxbury - Construction - Tab 13**

A motion to approve Resolution No. 2311 was made by Michael Triolo and seconded by Innes Kasanof.

June 4, 2013

**RESOLUTION NO. 2311**

**BOARD REVIEW OF STORMWATER RETROFIT PROGRAM APPLICATION**  
**FOR TOWN OF ROXBURY LAND LAKE STREET PROJECT**  
**CONSTRUCTION COSTS**

**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 Retrofit Program “Program” Rules that provides for payment of eligible project costs; 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**, by Resolution 1388, CWC Board of Directors approved funding to the Town of Roxbury of Eighty-Five percent (85%) of design costs in an amount of Forty-Six Thousand Five Hundred Eighty Dollars (\$46,580.00) for design costs associated with the Lake Street Stormwater Retrofit Project; and

**WHEREAS**, by Resolution 1612, CWC Board of Directors approved additional design funding to the Town of Roxbury in the amount of Thirty-Seven Thousand One Hundred Eighty-Two Dollars and Forty-Six Cents (\$37,182.46) for a total not-to-exceed amount of Eighty-Three Thousand Seven Hundred Sixty-Two Dollars and Forty-Six Cents (\$83,762.46) and waived the requirement for a Fifteen percent (15%) match for the additional costs based upon economic hardship due to the engineering costs already incurred and paid for by the Town of Roxbury and the change in design scope recommended by NYCDEP; and

**WHEREAS**, CWC and NYCDEP staff have jointly reviewed and recommend the Town of Roxbury application for funding as detailed in the application dated April 30, 2013 requesting a not-to-exceed amount of One Million Three Hundred Thirty-Three Thousand Five Hundred Nine Dollars and Sixty-Three Cents (\$1,333,509.63) and have presented their recommendations to the CWC Wastewater Committee; and

**WHEREAS**, the Town of Roxbury requested and the CWC Stormwater/Wastewater Committee recommends a waiver of the 15% match requirement pursuant to Stormwater Retrofit Program Rules § 7:00:04 based upon demonstrated economic hardship; and

**WHEREAS**, the CWC Wastewater Committee has reviewed and recommended the proposal as detailed in the application dated April 30, 2013; and

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

**NOW, THEREFORE, LET IT BE RESOLVED**, the CWC Board of Directors approves funding as per the attached funding limits totaling a not-to-exceed amount of One Million Three Hundred Thirty-Three Thousand Five Hundred Nine Dollars and Sixty-Three Cents (\$1,333,509.63).

**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  
Town of Roxbury Lake Street  
Application for Lake Street Drainage Project Construction Phase**

The Town of Roxbury, with assistance of RETTEW Engineering, proposes to construct a stormwater collection system in the Town of Roxbury. The project is intended to address water quality issues in the watershed by treating stormwater runoff as well as mitigating existing drainage problems.

Funding was previously approved by Resolution Numbers 1388 and 1612 for the design of this project and a design has been approved by NYCDEP. Members of the CWC Wastewater/Stormwater Committee recommend approving funding for the Town of Roxbury Lake Street Construction in an amount not to exceed One Million Three Hundred Thirty-Three Thousand Five Hundred Nine Dollars and Sixty-Three Cents (\$1,333,509.63).

The Town of Roxbury requested that the 15% match be waived due to economic hardship recognizing the amount of the required match and an increase in construction costs due to the larger scope of the project. Members of the CWC Wastewater/Stormwater Committee recommend waiving the local match of the Lake Street Project.

*Jeff Graf noted that the application calls for a waiver of the 15%. Under normal circumstances DEP would be opposed to this because the general principal of the cost share, which is part of our program rules, is important to maintain. However, there are extenuating circumstances in regards to this project, so the vote is in favor of it, though only under the extenuating circumstances.*

**Voice Vote, carried unanimously**

~~~~~

**CFF Flood Recovery Program – Not-for-Profits – Empire State Railway Museum, Inc. - Tab 14**

A motion to approve Resolution No. 2312 was made by James Eisel and seconded by Tina Molé.

June 4, 2013

**RESOLUTION NO. 2312**

**2013 FLOOD RECOVERY GRANT PROGRAM –NOT-FOR-PROFITS**  
**EMPIRE STATE RAILWAY MUSEUM, INC.**

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement (Watershed MOA) and a Program Contract with New York City Department of Environmental Protection, the Catskill Watershed Corporation (CWC) shall administer the Catskill Fund for the Future (CFF); and

**WHEREAS**, the CWC has adopted program rules consistent with the Watershed MOA and the CFF Program Contract to administer this program; and

**WHEREAS**, pursuant to the MOA, the CFF shall be used to make loans and grants to Qualified Economic Development Projects (QEDP's); and

**WHEREAS**, pursuant to the Watershed MOA, QEDP is defined as economic development studies, grants and loans for projects which encourage environmentally sound development and which encourage the goals of watershed protection and job growth in the West of Hudson Watershed communities; and

**WHEREAS**, at a special meeting held on September 13, 2011, by Resolution Number 1985, the CWC Board of Directors established the 2011 Flood Recovery Grant Program to provide grants through member towns to businesses in the West of Hudson Watershed that sustained structural damage as a result of Tropical Storms Irene and/or Lee to pay some or all of the costs to repair said structural damage; and

**WHEREAS**, structures owned by not-for-profit corporations located within the West of Hudson Watershed also sustained structural damage as a result of Tropical Storms Irene and Lee and have had difficulty raising funds to repair such damage; and

**WHEREAS**, not-for-profit corporations in the West of Hudson Watershed employ numerous watershed residents and are a vital part of the regional economy; and

**WHEREAS**, on February 5, 2013, by Resolution Number 2250, the CWC Board of Directors established the 2013 Flood Recovery Grant Program – Not-for-Profits to provide reimbursement of up to Ten Thousand Dollars (\$10,000.00) per property for repairs of structural damage caused by Tropical Storms Irene and/or Lee for structures owned and/or used by not-for-profit corporations; and

**WHEREAS**, the CWC Board of Directors further recommends that this program be limited to total awards in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00); and

**WHEREAS**, the Economic Development Committee recommended a grant award of Ten Thousand Dollars and No Cents (\$10,000.00) to Empire State Railway Museum, Inc. for repairs to their facility located at Phoenicia, New York, for damage sustained as a result of Tropical Storms Irene and/or Lee.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors, consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Economic Development Committee recommendation, award Ten Thousand Dollars and No Cents (\$10,000.00) to Empire State Railway Museum, Inc. for repairs to their facility located at Phoenicia, NY, for damage sustained as a result of Tropical Storms Irene and/or Lee.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Executive Director and/or President are authorized to execute grant contract with the attached grant applicant and to disburse proceeds in accordance herewith and applicable provisions of said contracts.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application 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.

### **QEDP Evaluation and CWC Staff Recommendation**

**Purpose: To review the CWC Grant Application of Empire State Railway Museum, Inc.**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund 2013 Flood Recovery Grant to Empire State Railway Museum, Inc., Town of Shandaken, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry and to the best of CWC's knowledge, the property located at 70 Lower High Street, Phoenicia, NY, used as a museum, is presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry and to the best of CWC's knowledge, the property located at 70 Lower High Street, Phoenicia, NY, used as a museum, 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) The Empire State Railway Museum, Inc. is the owner of a museum located at 70 Lower High Street, Phoenicia, NY.
  - (ii) The project is located in the Town of Shandaken.
  - (iii) The project will utilize a septic system.
  - (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 pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.(b) The project maintains the character of the Town of Shandaken. The project is consistent with current zoning.
  - (i) The project is compatible with surrounding land uses.
  - (ii) The project will not generate excessive traffic.
  - (iii) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not 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.

### 2013 Flood Recovery Grant Award

Applicant: Empire State Railway Museum, Inc.

70 Lower High Street  
Phoenicia, NY 12464

Business Code: 501 (c) (3)

Grant Request: \$10,000.00

<b>Description of Damage</b>	<b>Cost of Repair</b>
Furnace replacement moved to main floor	\$9,440.80
Electric service	\$90.00
Repair/Replace downspouts etc.	\$125.00
Replace 24 pillars under large platform	\$2,600.00
Total	<b>\$12,255.80</b>

Flood Ins.	\$75,356.87
Grants Received	\$0.00
In-Kind Labor and Materials	\$0.00
	<b>\$75,356.87</b>
Total amount of Damage	\$87,611.87
Deficit	<b>\$12,255.00</b>

Note: Flood insurance covered interior damage only, not including furnace and ducting, which was previously housed in the basement.

**Voice Vote, carried unanimously**

~~~~~

**2 CFF Flood Recovery Program – Not-for-Profits – Frost Valley YMCA - Tab 15**

A motion to approve Resolution No. 2313 was made by Tina Molé and seconded by Robert Pelham.

June 4, 2013

**RESOLUTION NO. 2313**

**2013 FLOOD RECOVERY GRANT PROGRAM –NOT-FOR-PROFITS**  
**FROST VALLEY YMCA**

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement (Watershed MOA) and a Program Contract with New York City Department of Environmental Protection, the Catskill Watershed Corporation (CWC) shall administer the Catskill Fund for the Future (CFF); and

**WHEREAS**, the CWC has adopted program rules consistent with the Watershed MOA and the CFF Program Contract to administer this program; and

**WHEREAS**, pursuant to the MOA, the CFF shall be used to make loans and grants to Qualified Economic Development Projects (QEDP's); and

**WHEREAS**, pursuant to the Watershed MOA, QEDP is defined as economic development studies, grants and loans for projects which encourage environmentally sound development and which encourage the goals of watershed protection and job growth in the West of Hudson Watershed communities; and

**WHEREAS**, at a special meeting held on September 13, 2011, by Resolution Number 1985, the CWC Board of Directors established the 2011 Flood Recovery Grant Program to provide grants through member towns to businesses in the West of Hudson Watershed that sustained structural damage as a result of Tropical Storms Irene and/or Lee to pay some or all of the costs to repair said structural damage; and

**WHEREAS**, structures owned by not-for-profit corporations located within the West of Hudson Watershed also sustained structural damage as a result of Tropical Storms Irene and Lee and have had difficulty raising funds to repair such damage; and

**WHEREAS**, not-for-profit corporations in the West of Hudson Watershed employ numerous watershed residents and are a vital part of the regional economy; and

**WHEREAS**, on February 5, 2013, by Resolution Number 2250 the, CWC Board of Directors established the 2013 Flood Recovery Grant Program – Not-for-Profits to provide reimbursement of up to Ten Thousand Dollars (\$10,000.00) per property for repairs of structural damage caused by Tropical Storms Irene and/or Lee for structures owned and/or used by not-for-profit corporations; and

**WHEREAS**, the CWC Board of Directors further recommends that this program be limited to total awards in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00); and

**WHEREAS**, the Economic Development Committee recommended a grant award of Ten Thousand Dollars and No Cents (\$10,000.00) to Frost Valley YMCA for repairs to their facility located at Claryville, New York, for damage sustained as a result of Tropical Storms Irene and/or Lee.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors, consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Economic Development Committee recommendation, award Ten Thousand Dollars and No Cents (\$10,000.00) to Frost Valley YMCA for repairs to their facility located at Windham, NY, for damage sustained as a result of Tropical Storms Irene and/or Lee.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Executive Director and/or President are authorized to execute grant contract with the attached grant applicant and to disburse proceeds in accordance herewith and applicable provisions of said contracts.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application 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.

## **QEDP Evaluation and CWC Staff Recommendation**

### **Purpose: To review the CWC Grant Application of Frost Valley YMCA**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund 2013 Flood Recovery Grant to Frost Valley YMCA, Town of Neversink, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry and to the best of CWC's knowledge, the property located at 2000 Frost Valley Road, Claryville, NY, used as a YMCA camp, is presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry and to the best of CWC's knowledge, the property located at 2000 Frost Valley Road, Claryville, NY, used as a YMCA, camp 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) Frost Valley YMCA is the owner of a YMCA camp located at 2000 Frost Valley Road, Claryville, NY.
  - (ii) The project is located in the Town of Denning.
  - (iii) The project will utilize a septic system.
  - (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 pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.(b) The project maintains the character of the Town of Denning. The project is consistent with current zoning.
  - (i) The project is compatible with surrounding land uses.
  - (ii) The project will not generate excessive traffic.
  - (iii) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not 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.

### 2013 Flood Recovery Grant Award

Applicant: Frost Valley YMCA  
2000 Frost Valley Road  
Claryville, NY 12725

Business Code: 501 (c) (3)

Grant Request: \$10,000.00



| Description of Damage                              | Cost of Repair      |
|----------------------------------------------------|---------------------|
| Total destruction of Pigeon Lodge, 40 bed facility | \$360,647.30        |
| <b>Total</b>                                       | <b>\$360,647.30</b> |

|                             |              |
|-----------------------------|--------------|
| Flood Ins.                  | \$0.00       |
| Grants Received             | \$145,000.00 |
| In-Kind Labor and Materials | \$72,287.81  |
|                             | \$217,287.81 |

|         |              |
|---------|--------------|
| Deficit | \$143,359.49 |
|---------|--------------|

**Voice Vote, carried unanimously**

~~~~~

**CFF Flood Recovery Program – Not-for-Profits – Middletown Township Post 216 - Tab 16**

A motion to approve Resolution No. 2314 was made by Michael Triolo and seconded by Innes Kasanof.

June 4, 2013

**RESOLUTION NO. 2314**

**2013 FLOOD RECOVERY GRANT PROGRAM –NOT-FOR-PROFITS  
MIDDLETOWN TOWNSHIP POST 216**

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement (Watershed MOA) and a Program Contract with New York City Department of Environmental Protection, the Catskill Watershed Corporation (CWC) shall administer the Catskill Fund for the Future (CFF); and

**WHEREAS**, the CWC has adopted program rules consistent with the Watershed MOA and the CFF Program Contract to administer this program; and

**WHEREAS**, pursuant to the MOA, the CFF shall be used to make loans and grants to Qualified Economic Development Projects (QEDP's); and

**WHEREAS**, pursuant to the Watershed MOA, QEDP is defined as economic development studies, grants and loans for projects which encourage environmentally sound development and which encourage the goals of watershed protection and job growth in the West of Hudson Watershed communities; and

**WHEREAS**, at a special meeting held on September 13, 2011, by Resolution Number 1985, the CWC Board of Directors established the 2011 Flood Recovery Grant Program to provide grants through member towns to businesses in the West of Hudson Watershed that sustained structural

damage as a result of Tropical Storms Irene and/or Lee to pay some or all of the costs to repair said structural damage; and

**WHEREAS**, structures owned by not-for-profit corporations located within the West of Hudson Watershed also sustained structural damage as a result of Tropical Storms Irene and Lee and have had difficulty raising funds to repair such damage; and

**WHEREAS**, not-for-profit corporations in the West of Hudson Watershed employ numerous watershed residents and are a vital part of the regional economy; and

**WHEREAS**, on February 5, 2013 by Resolution Number 2250 the CWC Board of Directors approved the establishment of the 2013 Flood Recovery Grant Program – Not-for-Profits to provide reimbursement of up to Ten Thousand Dollars (\$10,000.00) per property for repairs of structural damage caused by Tropical Storms Irene and/or Lee; and

**WHEREAS**, the CWC Board of Directors further recommends that this program be limited to total awards of not to exceed One Hundred Thousand Dollars (\$100,000.00).

**WHEREAS**, the Economic Development Committee recommended a grant award of Ten Thousand Dollars and no cents (\$10,000.00) to Middletown Township Post 216 for repairs to their facility located at Margaretville, NY, for damage sustained as a result of tropical storm Irene and/or Lee.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Economic Development Committee recommendation award Ten Thousand Dollars and no cents (\$10,000.00) to Middletown Township Post 216 for repairs to their facility located at Margaretville, NY, for damage sustained as a result of tropical storm Irene and/or Lee.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Executive Director and/or President are authorized to execute grant contract with the attached grant applicant and to disburse proceeds in accordance herewith and applicable provisions of said contracts.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application 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.

### **QEDP Evaluation and CWC Staff Recommendation**

#### **Purpose: To review the CWC Grant Application of Middletown Township Post 216**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund 2013 Flood Recovery Grant to Middletown Township Post 216, Village of Margaretville, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry and to the best of CWC's knowledge, the property located at 903 Main Street, Margaretville, NY, used as a American Legion Hall, is presently in compliance with all applicable environmental statutes and regulations.

2. Based on due inquiry and to the best of CWC's knowledge, the property located at 5903 Main Street, Margaretville, NY, used as a American Legion Hall, 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) American Legion Post 216 are the owners of a American Legion Hall located at 903 Main Street, Margaretville, NY.
  - (ii) The project is located in the Village of Margaretville.
  - (iii) The project will utilize the Margaretville Waste Water Treatment Facility.
  - (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 pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.
 (b) The project maintains the character of the Village of Margaretville. The project is consistent with current zoning.
  - (i) The project is compatible with surrounding land uses.
  - (ii) The project will not generate excessive traffic.
  - (iii) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not 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.

2013 Flood Recovery Grant Award

Applicant: Middletown Township Post 216  
 903 Main Street  
 Margaretville, NY 12455

Business Code: 501 (c) (19)

Grant Request: \$10,000.00

Description of Damage	Cost of Repair
Floor Repair	\$4,800.00
Heating Unit	\$1,490.00
Foundation Repair	\$21,300.00
Porch Deck Repair	\$4,676.06
Spray Foam insulaiton	\$5,000.00
Steel Studs & Sheetrock Installation	\$5,000.00
Handicap Ramp	\$3,125.00
Floor Repair - old section of building	\$3,000.00
Kitchen/Bathrooms floors,drywall, canbinets & fixtures	\$18,000.00

Install floor support in fireplace room	\$4,200.00
	\$70,591.06
Flood Ins.	\$0.00
Grants Received	\$20,000.00
In-Kind Labor and Materials	\$9,669.50
	\$29,669.50
Deficit	\$40,921.56

**Voice Vote, carried unanimously**

~~~~~

**CFF Flood Recovery Program – Not-for-Profits – Sgt. James F. Carty D.S.C.; Post 1545 - Tab 17**

A motion to approve Resolution No. 2315 was made by Jeff Graf and seconded by Richard Parete.

June 4, 2013

**RESOLUTION NO. 2315**

**2013 FLOOD RECOVERY GRANT PROGRAM –NOT-FOR-PROFITS**  
**SGT. JAMES F. CARTY D.S.C.; POST 1545**

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement (Watershed MOA) and a Program Contract with New York City Department of Environmental Protection, the Catskill Watershed Corporation (CWC) shall administer the Catskill Fund for the Future (CFF); and

**WHEREAS**, the CWC has adopted program rules consistent with the Watershed MOA and the CFF Program Contract to administer this program; and

**WHEREAS**, pursuant to the MOA, the CFF shall be used to make loans and grants to Qualified Economic Development Projects (QEDP's); and

**WHEREAS**, pursuant to the Watershed MOA, QEDP is defined as economic development studies, grants and loans for projects which encourage environmentally sound development and which encourage the goals of watershed protection and job growth in the West of Hudson Watershed communities; and

**WHEREAS**, at a special meeting held on September 13, 2011, by Resolution Number 1985, the CWC Board of Directors established the 2011 Flood Recovery Grant Program to provide grants through member towns to businesses in the West of Hudson Watershed that sustained structural damage as a result of Tropical Storms Irene and/or Lee to pay some or all of the costs to repair said structural damage; and

**WHEREAS**, structures owned by not-for-profit corporations located within the West of Hudson Watershed also sustained structural damage as a result of Tropical Storms Irene and Lee and have had difficulty raising funds to repair such damage; and

**WHEREAS**, not-for-profit corporations in the West of Hudson Watershed employ numerous watershed residents and are a vital part of the regional economy; and

**WHEREAS**, on February 5, 2013 by Resolution Number 2250 the CWC Board of Directors approved the establishment of the 2013 Flood Recovery Grant Program – Not-for-Profits to provide reimbursement of up to Ten Thousand Dollars (\$10,000.00) per property for repairs of structural damage caused by Tropical Storms Irene and/or Lee; and

**WHEREAS**, the CWC Board of Directors further recommends that this program be limited to total awards of not to exceed One Hundred Thousand Dollars (\$100,000.00).

**WHEREAS**, the Economic Development Committee recommended a grant award of Six Thousand Five Hundred Ninety-nine Dollars and sixty-five cents (\$6,599.65) to Sgt. James F. Carty D.S.C.; Post 1545 for repairs to their facility located at Windham NY, for damage sustained as a result of tropical storm Irene and/or Lee.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Economic Development Committee recommendation award Six Thousand Five Hundred Ninety-nine Dollars and sixty-five cents (\$6,599.65) to Sgt. James F. Carty D.S.C.; Post 1545 for repairs to their facility located at Windham NY, for damage sustained as a result of tropical storm Irene and/or Lee.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Executive Director and/or President are authorized to execute grant contract with the attached grant applicant and to disburse proceeds in accordance herewith and applicable provisions of said contracts.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application 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.

#### **QEDP Evaluation and CWC Staff Recommendation**

**Purpose: To review the CWC Grant Application of Sgt. James F. Carty D.S.C.; Post 1545**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund 2013 Flood Recovery Grant to Sgt. James F. Carty D.S.C.; Post 1545, Town of Windham, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry and to the best of CWC's knowledge, the property located at 5565 State Rt. 23, Windham, NY, used as a VFW Hall, is presently in compliance with all applicable environmental statutes and regulations.

2. Based on due inquiry and to the best of CWC's knowledge, the property located at 5565 State Rt. 23, Windham, NY, used as a VFW Hall, 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) Sgt. James F. Carty Post is the owner of a VFW Hall located at 5565 State Rt. 23, Windham, NY.
  - (ii) The project is located in the Town of Windham.
  - (iii) The project will utilize the Town's Waste Water Treatment Facility.
  - (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 pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.
 (b) The project maintains the character of the Town of Windham. The project is consistent with current zoning.
  - (i) The project is compatible with surrounding land uses.
  - (ii) The project will not generate excessive traffic.
  - (iii) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not 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.

2013 Flood Recovery Grant Award

Applicant: Sgt. James F. Carty D.S.C.; Post 1545  
 5565 State Route 23  
 Windham, NY 12496

Business Code: 501 (c) (19)

Grant Request: \$6,599.65

| Description of Damage           | Cost of Repair    |
|---------------------------------|-------------------|
| Electric Restoration            | \$850.76          |
| Burnhan Gas Furnace             | \$2,138.95        |
| Goodman Gas Boiler              | \$979.50          |
| 40 Gallon Electric Water Heater | \$418.22          |
| Well Storage Tank               | \$932.22          |
| Labor                           | \$1,280.00        |
| <b>Total</b>                    | <b>\$6,599.65</b> |

|                             |        |
|-----------------------------|--------|
| Flood Ins.                  | \$0.00 |
| Grants Received             | \$0.00 |
| In-Kind Labor and Materials | \$0.00 |

\$0.00

|         |            |
|---------|------------|
| Deficit | \$6,599.65 |
|---------|------------|

**Voice Vote, carried unanimously**

~~~~~

**CFF - Time and the Valleys Museum – Additional Funds - Tab 18**

A motion to approve Resolution No. 2316 was made by Tina Molé and seconded by Michael Triolo.

June 4, 2013

**RESOLUTION NO. 2316**

**APPROVAL OF REALLOCATION OF CFF FUNDING FROM THE CATSKILL WATER DISCOVERY CENTER TO TIME & THE VALLEYS MUSEUM**

**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 (WOH); and

**WHEREAS**, by Resolution 1150 on April 24, 2007, the CWC Board of Directors allocated One Million Dollars (\$1,000,000) to the Water Discovery Center, to provide funds for the hiring of an executive director and support staff to provide management, strategic direction, fund raising, facilities construction, exhibits, and develop programming for the Center, allocated from the Delaware County portion of CFF; and

**WHEREAS**, no facility was constructed and the Water Discovery Center continues to face challenges in raising the approximately Twenty Million Dollars (\$20,000,000) that would be required to construct and operate their planned facility; and

**WHEREAS**, approximately Two Hundred Thousand Dollars (\$200,000) of CFF funds remains; and

**WHEREAS**, on September 4, 2012 by Resolution Number 2170, the CWC Board of Directors approved the reallocation of Fifty Thousand Dollars (\$50,000.00) to the Time & the Valleys Museum for creation of exhibits regarding the history of the New York City Watershed Agreement; and

**WHEREAS**, the CWC Economic Development Committee recommends reallocating up to an additional Ten Thousand Dollars (\$10,000) for a total of Sixty Thousand Dollars (\$60,000.00) to the Time & the Valleys Museum for creation of exhibits regarding the history of the New York City Watershed Agreement; and

**WHEREAS**, the Executive Director, pursuant to the CFF Program Contract and the CFF Program rules, has evaluated and determined that this partnership meets the criteria for a qualified economic development project, 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.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board authorizes the President and/or the Executive Director to execute an amended contract for up to Sixty Thousand Dollars (\$60,000.00) with the Time & the Valleys Museum for the creation and exhibition of exhibits detailing the history of the New York City Watershed Agreement.

**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**, pursuant to Resolution Number 349 the above monies will be removed from the Delaware County portion and be accounted for out of the Sullivan County portion of the CFF.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of this partnership 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 CWC assistance to Time & the Valleys Museum**

The Executive Director of the CWC makes the following evaluation concerning an alliance with Time and the Valleys Museum located in Grahamsville, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property on State Route 55, Grahamsville, NY is presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at State Route 55, Grahamsville, NY 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) The Time and the Valleys Museum will create and construct exhibits featuring the history of the New York City Watershed and communities lost to the construction of the Reservoir(s).
  - (ii) The project is located on State Route 55, Grahamsville, NY.
  - (iii) The project will utilize a municipal sewage system.
  - (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 pretreated prior to release.
  - (vi) Based on NYCDEP the project is in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.
- (b) The project maintains the character of the Town of Neversink.
- (i) The project is consistent with current zoning.
  - (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**

~~~~~

**CFF – 141 Delaware Street, Walton - Demolition - Tab 19**

A motion to approve Resolution No. 2317 was made by Martin Donnelly and seconded by Wayne Marshfield.

June 4, 2013

**RESOLUTION NO. 2317**

**CATSKILL FUND FOR THE FUTURE –DEMOLITION – 141 DELAWARE STREET,  
WALTON**

**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 (WOH); and

**WHEREAS**, CWC foreclosed on property in the Village of Walton located at 141 Delaware Street that contains a structure that has been condemned by Village Code Enforcement and necessitates the structures removal; and

**WHEREAS**, CWC issued a request for proposal for the demolition of the structure located at 141 Delaware Street and received four (4) responses; and

**WHEREAS**, CWC staff recommend that CWC retain the lowest responsible bidder, Tweedie Construction, for an amount not to exceed Seventeen Thousand Eight Hundred Three Dollars (\$17,803.00), for demolition of the structure at 141 Delaware Street in the Village of Walton.

**NOW THEREFORE**, the CWC Board approves the expenditure of up to Seventeen Thousand Eight Hundred Three Dollars (\$17,803.00), for demolition of the structure located at 141 Delaware Street in the Village of Walton and authorizes the President and/or Executive Director to execute contracts for same.

**Voice Vote, carried unanimously**

~~~~~

**CFF – Sale of Former Walton Hardware Property - Tab 20**

A motion to approve Resolution No. 2318 was made by Michael Triolo and seconded by Richard Parete.

June 4, 2013

**RESOLUTION NO. 2318**

**AUTHORIZATION FOR SALE OF REAL PROPERTY (WALTON HARDWARE)**

**WHEREAS**, the Catskill Watershed Corporation (CWC) established the REDI Fund Loan Program for the purpose of providing low interest loans to qualified economic development projects in the West of Hudson Watershed to be administered by the CWC in accordance with the Catskill Fund for the Future (CFF) Program Rules; and

**WHEREAS**, CWC initiated a foreclosure action against a borrower who defaulted on its loan and mortgage and, as a result, on January 31, 2011 became the owner of record of 137-139 and 141 Delaware Street in the Village of Walton, New York (collectively ‘the property’), and said property is listed for sale with a realtor; and

**WHEREAS**, Louis M. Banker desires to purchase the property for Two Thousand Seven Hundred Fifty Dollars (\$2,750.00) with the condition that 141 Delaware be demolished prior to closing; and

**WHEREAS**, New York State Not for Profit Corporation Law section 509 provides that “no purchase of real property shall be made by a corporation and no corporation shall sell, mortgage or lease real property, unless authorized by the vote of two-thirds of the entire board, provided that if there are twenty-one or more directors, the vote of a majority of the entire board shall be sufficient;” and

**NOW THEREFORE BE IT RESOLVED**, that the CWC Board of Directors authorizes the sale of real property located at 1376-139 and 141 Delaware Street, New York for the sum of Two Thousand Seven Hundred Fifty Dollars (\$2,750.00) to Louis Banker.

**Voice Vote, carried unanimously**

~~~~~

**Support of Crossroads Ventures 2013 - Tab 21**

A motion to approve Resolution No. 2319 was made by James Eisel and seconded by Tina Molé.

June 4, 2013

**RESOLUTION NO. 2319**

**SUPPORT FOR CROSSROADS VENTURES, LLC PROPOSED PROJECT**

**WHEREAS**, the Catskill Watershed Corporation 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**, a further purpose of the Catskill Watershed Corporation as described in its Certificate of Incorporation is “aiding that part of the Watershed of the City of New York located West of the Hudson River (the ‘West of Hudson Watershed’) by attracting new commerce and industry to such area and by encouraging the development of, or retention of, commerce and industry in such area, and lessening the burdens of government and acting in the public interest and all other lawful functions all in a manner which seeks to protect water quality in the West of Hudson Watershed”; and

**WHEREAS**, a further purpose of the Catskill Watershed Corporation as described in its Certificate of Incorporation is “to undertake any other activities consistent with the promotion and protection of the economic development of, and the protection of the water quality in, the communities located in the West of Hudson Watershed”; and

**WHEREAS**, the approximately 66,000 people reside in the West of Hudson Watershed; and

**WHEREAS**, the Watershed of the City of New York is a public water supply to over nine million people for both the City of New York and numerous upstate communities; and

**WHEREAS**, both New York City and the Catskill Watershed Corporation recognized in their January 21, 1997 contract to provide for the Catskill Fund for the Future (“CFF”) that “the goals of drinking water protection and economic vitality within the watershed communities are not inconsistent”; and

**WHEREAS**, Hamilton, Rabinovitz and Alschuler, Inc. completed a West of Hudson Economic Study for the Catskill Watershed Corporation (the “report”), dated July 26, 1999; and

**WHEREAS**, the report identified as a weakness in the regional economy “a shortage of well-located and modern tourist facilities;” and

**WHEREAS**, the report identified as a weakness in the regional economy “a lack of amenities” such as “dining, entertainment and retail opportunities;” and

**WHEREAS**, the report recommended that the CFF pursue investments that “respect the natural environmental as an asset and maintain the clean and pristine character of the Watershed communities;” and

**WHEREAS**, the report recommended that the CFF “encourage growth of industries and business that are compatible with clean water standards;” and

**WHEREAS**, the report recommended that the CFF pursue investments that “support entrepreneurial endeavors which will provide job opportunities” and “utilize funds as a catalyst for stimulating public and private investment and economic activity;” and

**WHEREAS**, in 1999 Crossroads Ventures, LLC (“Crossroads”) proposed development near Belleayre Mountain in the Towns of Shandaken and Middletown and the environmental review process pursuant to the State Environmental Quality Review Act (SEQRA) commenced that same year; and

**WHEREAS**, the 2012 Revitalizing the Esopus/Delaware Region of the Central Catskills Strategy document concluded that the restricted availability of high speed internet and cell service limited growth in the Central Catskills, including the Towns of Shandaken and Middletown; and

**WHEREAS**, the New York State Department of Labor reported that in March, 2013 (the most recent month available), the unemployment rate in all counties in the West of Hudson Watershed exceeded the State average; and

**WHEREAS**, in 2009, Delaware County Economic Development Department commissioned a study regarding economic impacts within the New York City Watershed; and

**WHEREAS**, that study concluded that Delaware County experienced a steady population decline between 1996 and 2007 (the end of the study period), decline in school enrollment from 1980 thru 2007, and had a poverty rate of 14%; and

**WHEREAS**, that study noted that a significant portion of those employed in Delaware County have either sole proprietorship or partnership; and

**WHEREAS**, in 2007 Crossroads, the State of New York, the City of New York, Riverkeeper, Catskill Center for Conservation and Development, New York Public Interest Group, Theodore Gordon Flyfishers, Inc., Trout Unlimited, and Zen Environmental Studies Institute entered into an Agreement in Principle whereby Crossroads agreed to propose a certain lower impact alternative and the non-governmental signatories agreed not to object to the issuance of approvals or permits necessary for the project; and

**WHEREAS**, as a condition of the Agreement in Principle, Crossroads agreed to sell to New York State over One Thousand One Hundred Acres to be added to the Catskill Forest Preserve and to place certain conservation easements and restrictive covenants on a portion of its remaining property; and

**WHEREAS**, as a condition of the Agreement in Principle, Crossroads further agreed to retain an independent stormwater monitor subject to approval by NYSDEC and NYCDEP, the phasing of construction to limit the area of disturbance at any one time, and the reuse of stormwater runoff for golf course irrigation; and

**WHEREAS**, as part of the Agreement in Principle, New York State agreed to purchase property from Crossroads to be added to the Catskill Forest Preserve and to make certain improvements to the State owned Belleayre Mountain Ski Center; and

**WHEREAS**, in April, 2013 Crossroads completed and published a Supplemental Draft Environmental Impact Statement consistent with the Agreement in Principle; and

**WHEREAS**, in April, 2013 and simultaneous with Crossroads 2013 SDEIS, New York State Department of Environmental Conservation released a revised unit management plan for Belleayre Ski Center; and

**WHEREAS**, if completed, the proposed Crossroads Ventures, LLC project will create both directly and indirectly adult full time employment; and

**WHEREAS**, the Towns of Shandaken and Middletown, both members of CWC, must still review and approve certain local permits of Crossroads once the SEQRA process is complete.

**NOW THEREFORE IT IS RESOLVED**, the Board expresses its support for the Crossroads Ventures, LLC project on the condition that Crossroads Ventures, LLC obtains all necessary permits and approvals, including those from the Towns of Middletown and Shandaken and provided that the project remain consistent with the Agreement in Principle, because the project adheres to the recommendations of the HR&A Report and will increase adult employment in the WOH Watershed.

**NOW THEREFORE BE IT FURTHER RESOLVED**, that a copy of this resolution be delivered to Environmental Protection Agency Region 2 Director, Army Corps of Engineers, Delaware River Basin Commission, New York State Department of Environmental Conservation - Daniel Whitehead, Region 3 Environmental Permit Administrator, New York City Department of Environmental Protection Commissioner, Ulster County Executive, Chairperson of the Ulster County Legislature, Chairman of Delaware County Board of Supervisors, Town of Shandaken, Town of Middletown, Crossroads Ventures, LLC, Catskill Center for Conservation and Development, Natural Resources Defense Council, Riverkeeper, Theodore Gordon Flyfishers, and Zen Environmental Studies Institute.

*Jeff Graf noted that, while the City has signed the contract and spoke favorably of the project at the public comment meeting held at Belleayre last week, the City believes it is premature for a resolution of this nature until the SEQR process is completed.*

**Voice Vote, carried – 12 aye, 1 abstained, 2 absent**

~~~~~

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

**X. Board Member Discussion:**

*Georgianna noted that Dan Ruzow (Whiteman, Osterman & Hanna) reached out to her regarding the Flood Hazard Mitigation Program. The Stormwater/Wastewater Committee desired a resolution to be prepared and voted on at today's meeting of the Board, however, this is a document that should be reviewed again as a Committee of the Whole prior to Board action. Dan is available to attend a meeting to be scheduled for Thursday, June 13 at 1:00 for the Committee as a Whole to review the contract document, and a Special Meeting of the Board will follow at 2:00p.m. for the Board to take action via resolution. Georgianna also noted that there may be Federal Regulations recently passed that will have an effect on funding for recovery from damages caused by Hurricane Sandy within the eastern part of the West of Hudson Watershed. There are a few loose ends which she hopes will be tied up by next Thursday to allow support of a resolution.*

*Tim Cox noted that the Market Basket will be removed from the loan reports due to sale of the building.*

*Georgianna stated that the issue of Cold Spring Lodge will be discussed at the Economic Development Committee immediately following the Board meeting today.*

A motion to adjourn was made by James Eisel and seconded by Berndt Leifeld.

**Voice Vote, carried unanimously**

**XI. Adjournment: @ 1:56 p.m.**